MONDAY MORNING

THE TORONTO WORLD

PUBLIC FUNERAL TO-DAY.

JULY 29 1907

ESTABLISHED 1331. THE WEATHER JOHN CATTO & SON Meteorological Office, Toronto, July 28. -(8 p.m.)—Fine weather has prevailed to-day over the greater portion of Canada, but thunderstorms have occurred in New Ontario, and a few scattered showers in the Monthere I's how been with Store Closes Daily at 5.30 p.m. Saturdays during the Summer the Maritime Provinces. It has been quit, warm in Saskatchewan, and in the in-terior of British Columbia, whilst else-where temperatures have been moderate. months at 1 p.m. Misses' White Wash The gales which have been experienced 1 The gales which have been experienced in Eastern Canada have subsided. Minimum and maximum temperatues : Dawson, 42-66; Vancouver, 49-78; kaan-loops, 62-92; Edmonton, 50-72; Swift Cur-rent, 46-86; Winnipeg, 56-72; Port Arthur, 52-76; Parry Sound, 58-82; Toronto, 58-80; Ottawa, 30-82; Quebec, 50-74; Halifax, 54-64. Beababilities Suits at \$4.00. About 100 Misses' or Small Women's White Muslin Wash Suits, being the residue of one of our successful lines; only small sizes left, hence this special clearing price \$4 Each. Ladies' Cloth Coats CLEARING AT HALF PRICE. Ladies' Cloth Suits CLEARING AT HALF PRICE. warmer; local showers or thunderstorms during the night or on Tuesday. Ladies' Hemstitched Initialed Irish

July 27

Sheer Linen Handkerchiefs (unlaun-dered), hand embroidered initial letters, Clearing at \$1.25 Dozen. French Printed Lawns. 8 a.m. balance of 25c, 30c, 35c qualities at 15c. 4 p.m..... Getton Summer Blankets. 8 p.m..... 10 p.m. 75c, 90c, \$1, \$1.25 and \$1.50 a pair.

White Muslin Shirtwaists. Special values at every price from

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Fancy Linens.

SNAPS.

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A lot of Hemstitched Tray Cloths, Doylies, Table 'Covers, Tea Cloths, Centres, Carvers, fine examples of Russian and Japanese drawnwork and embroidery, all sizes, 18x18, 20x20, z4x24 Athenia......Glasgow Gros. Kurfurst.Plymouth Philadelphia....Plymouth and 27x27. To Clear at \$1.00 Each.

\$5 only Sideboard and Bureau Covers, Cedric luding a few Table Covers, Russian Sylvania.... Victorian... and Japanese workmanship, hemstitched and fancy embroidered, formerly as Pomeranian.. Perugia..... high as \$3.50, To Clear all at One Price, \$2 Each.

Mail Orders Prompt and Careiul Attention

JOHN CATTO & SON King-street-Opposite Postoffice, TORONTO. LIVES OF PUBLIC MEN SHOULD BE OPEN BOOK

Rev. J. E. Starr Discourses on Private Morals and Public Life,

"Private Morals and Public Life" was the theme of the discourse of Rev. J. S. H. Gibbons, a daughter.

14 KILLED, 20 HURT IN TENEMENT HORROR Explosion and Fire in Christie St. New York-Many of Injured Will Die. 52-76; Parry Sound, 58-82; Toronto, 58-80; Ottawa, 30-82; Quebec, 50-74; Halifax, 54-64. Probabilities. Lower Lakes and Georgian Bay-Moderate to fresh southwesterly and warm, but some showers and local thunderstorms. Ottawa Valley and Upper St. Lawrence -Mostly fair and Work July 28. An explosion, accompanied by fire, shattered an east the crumbling walls fourteen persons the crumbling taily injured. The wrecked building to-night was at 222 Christie-street, where a six-storey Mostly fair and warm, but some thun-derstorms. Moderate to fresh southwesterly and Moderate to fresh southwesterly and Moderate to fresh southwesterly and the crumbling walls fourteen persons the shattered an east side tenement late to-night, and with the crumbling walls fourteen persons probably fatally injured. The wrecked building to-night was at 222 Christie-street, where a six-storey Mostly fair and warm, but some thun-derstorms. Moderate to fresh southwesterly and Moderate to fresh so lerstorms. Lower St. Lawrence and Gulf-Fair and basement. THE BAROMETER. Ther. Bar. 29.53 10 N.W 29.48 12 9. of the dead. 14 S. W.

29.41 29.47 Mean of day, 69 ; difference from ave-rage, 1 above; highest, 81; lowest, 57. Highest Saturday, 80; lowest, 53. wounds during the panic and mad fight STEAMSHIP ARRIVALS. from the tenement house fire. From



pal Cities and Towns on New York New York New York

TO-DAY IN TÓRONTO.

July 29. Scarboro Beach, amusements, afternoon and evening. Hanlan's Point, amusements, after-

Liverpoo

.Liverpool London ...

.Queenstown .Rotterdam .

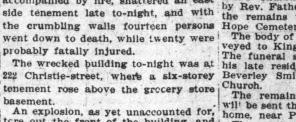
Leghorn

noon and evening. At Scarboro Beach. Raven and his band will render the fol-owing selections at Scarboro Beach this fternoon and evening: Overture...... Egmont Beethoven Titl's Serenade..For Horn and Flute Dance of the Hours (from Giaconda) ...Pucchini Wagner

Automobiles for hire. Phone Main 5890. Ruse Automobile Co., Rossin ed7 House News Stand.

BIRTHS. GIBBONS-On Friday, July 26th, 1907, at

L. Starr at Berkeley-street Methodist Church last night. The reverend gen-tieman spoke in scathing terms of those who would occupy high positions the reverend gen-tieman spoke in scathing terms of those who would occupy high positions



tore out the front of the building, and the fire that followed caught the twenty families, numbering about one hundred persons, while most of them were sound asleep. Not until the ashes have cooled will it be possible to recover the bones

Of the injured, many jumped from the windows, others were caught by falling timbers; many half-suffocated the windows, others were caught by arrive home this morning. falling timbers; many half-suffocated Reginald Miller had taken out a policy by smoke were dragged from the hall-ways, while others received their of Foresters, and signed the receipt

with each other for an exit. Fourteen bodies have been recovered

health may give way under the mental strain she is undergoing. Acting Mayors Whetter and Howell, on behalf of the citizens of the town, have issued a proclamation asking that all stores and places of business in the Junction be closed from 1 p.m. till 5

p.m. to-day as a token of sympathy. Acting Mayor Howell has received a telegram from Mayor Baird, who is at present in Muskoka, tendering his sym-pathy to the bereaved families, and tinerary Includes Visit to Princiasking the acting mayor to take charge

Way to Coast.

A party of eleven English news-papermen, who are making a tour of Canada, reached Toronto last night. pall seemed to be stretched over every To-day they will be given a drive around the city and entertained at uncheon by the Press Club leaving

Incheon by the Press Club, leaving quite evident that the thoughts of the tragedy occupied a foremost place in the trag Manchester Guardian, J. M. Atten-borough; East Anglian Daily Times, Ipswich, W. Rowley Elliston; West-ern Daily Press, Bristol, W. Red-wood; Bridgewater Mercury, J. T. Dunsford; Evening Despatch, Birming-ham, A. H. Powell; Northern Echo, Darling the custom is the world," said Dr. Hazlewood ("article world," said Dr. Hazlewood Following are the members of the party and the papers they represent:

Continued From Page 1. Continued From Page 1. defence said: "We have had a fair trial. Idaho may indeed be proud of positions in which they were discovered, it appears that the young men fell off the boat and perished within a few herself." The court proceedings were over the prisoner was discharged and the jury dismissed in less than three

HAYWOOD NOT GUILTY

courtroom with At-

minutes of each other. Public Funeral To-Day. A public funeral will be held at 2.30 minutes. o'clock this afternoon from Victoria Leaving the Presbyterian Church, Toronto Junction, for six of the victims. The funeral ser-

Presbyterian Church, Toronto Junction, for six of the victims. The funeral ser-vice of Gordon La Rocque will be held at 9 o'clock this morning, in St. Ce-cilia's Church, and will be conducted well to Moyer, who, when he heard by Rev Father Gallagher after which

The remains of Dawson Niehrgang will be sent this morning to his parents' way. Once home, Haywood said: "I home, near Palmerston. want to thank the people of Boise for The service at Victoria Presbyterian their kindness to my wife, my mother,

of the funeral arrangements on behalf of the town.

Pulpit References.

Church this afternoon will be conducted jointly by Rev. Dr. Pidgeon, pastor of the church; Rev. Dr. Hazelwood of the the church; Rev. Dr. Hazelwood of the the church is afternoon will be conducted t There has been widespread sympa-Annette-street Methodist Ciurch, and Borah, when first apprised of the ver-Rev. Beverley Smith, rector of St. dict, said: "I feel glad for Haywood's John's. Rev. Dr. Pidgeon, who is at mother.'

Jurors Explain. The verdict was received in Boise

with general surprise. Expectation was that there would be a disagree only a few days before his death. The sister of Frank and Leonard Daly is man to be won over to the defence, overcome with grief at her irreparable loss, and fears are entertained that her seemed convinced that the guerra

seemed convinced that the genera tone of the court's instructions indicated that the defendant should be freed. James Robertson, the good-natured Scotchman at whose house in Boise Governor Steunenberg boarded for more than two years, said: "I could not reconcile myself to voting-

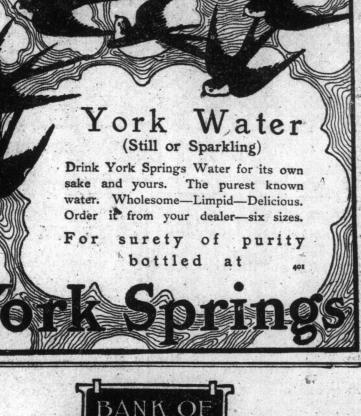
other way than with the defence from the very first, and I think that under the law and the evidence there was nothing else for us to do. There was some talk of a compromise on a second degree verdict, but it had to be acquittal or I would have stayed

there forever." Haywood's Thanks. Haywood received scores of telegrams congratulating him during the day from all parts of the country.

To-night Haywood issued a statement in which he said: "I appreciate the support of the working class extended to us by the workingmen thruout the country. I hope to be able during the coming

GIBBONS—On Friday, July 28th, 1907, at 2007 Times Washington correspondent, the mother's point of view her prayers 11 o'clock duced by the defended, and the employ-179 Broadview-avenue, to Mr. and Mrs. S. H. Gibbons, a daughter. McKAY—On July 28, 1907, at 529 Mark-ham-street, to Mr. and Mrs. A. J. Mc-Kay, a daughter.

the jury not to consider, on the ground that no prior connection had been made. Montreal, 19th July, 1907.



AMILTON **Dividend** Notice

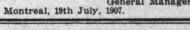
Notice is hereby given that a Dividend of 2½ per cent. on the Capital Stock of the Bank for the quarter ending 31st Au-gust, being at the rate of 10 per cent. per annum, has this day been declared, and that the same will be payable at the Bank and its Branches on and after Tuesday, 3rd Sentember next. 3rd September next.

The Transfer Books will be closed from 24th to 31st August, both inclusive. By order of the Board. J. TURNBULL,

General Manager Iamilton, 22nd July, 1907

Matchester Guarding, Parket Anglian Daily Times, borough: East Anglian Daily Times, ipswich, W. Rowley Elliston; West-ern Daily Press, Bristol, W. Red-wood; Bridgewater Mercury, J. T. Dunsford; Evening Despatch, Birming-ham, A. H. Powell; Northern Echo, Darlington, Charles W. Starmer; Bel-fast Telegraph, B. McConkey; Shef-field Independent, Joseph Cooke; Lon-don Times' Washington correspondent, don Times' Was

E. S. CLOUSTON



in public life, but who trampled upon the sacredness of womanhood and desecrated the sanctity of home life.

Were such men nt rulers ior a country or city? To-day the lives of all public men should be an open book. The treatment by both political parties at Ottawa of the scandals alleged against men in high positi:n was not a very edifying spectacle. To endorse the idea that public men's private morals were their own affairs that did not concern citizens was to endorse pagan rather than a puritan idea, and would make those who supported it a lot of canting hypocrites. People to-day would not tolerate mur-

derers, pirates, embezzlers, woman-beaters, or seducers in public life. Good overnment and good laws could only be enacted by those who led clean, honest, upright lives. As public men simply represented the people who elected them, it behoved them all to see to it in the interests of sound progress and higher and nobler civilization that they selected only n'en of unblemished character to control the destinies of this great country.

SHOOTING AT LONG BRANCH Several Toronto Regiments Take Part

in Practice.

Several Toronto regiments took part in the rifle practice at the Long Branch. ranges on Saturday. The weather was ideal, but tho some good scoring was done, there was no phenomenal rec-ord. Following are the best scores in the different regiments: Royal Grenadiers.

Sergt. Noseworthy 89, Lieut. Seale 85, te. Johnson 75, Pte. Whitehorne 84, Wise 78, Col.-Sergt. Cook 82, Sergt. Reed 78, Pte. Keatings 83, Corp. Thomas 79, Corp. Sprinks 78, Pte. Gil-lihan 72, Sergt. Trainor 83, Corp. Brickwood 90, Pte. Pook 74, Pte. Young 75. Q. O. R.

Sergt. Giles 89, Capt. Allan 71, Pte. Gardner 82, Corp. Whitby 81, Lieut. Smith 83, Corp. Rooke 70, Corp. Greet 92 Sargt Chillon 72, Pto Turner 60 92, Sergt. Chiller 72, Pte. Duncan 80, Sergt. Dempster 74, Pte. Butterworth 76, Sergt. Moore 80, Capt. Pellatt 70, Pte. Rutherford 81, Pte. Peden 70, Corp. Androse 76, Pte. Creber 80, Pte. Joh 83, Pte. Leask 89, Pte. Shurer 93, Pte. Atkins 93, Sergt. Matthews 84, Pte. Cook 83, Bugler Simon 82, Pte. Steph-enson 89, Bugler McCann 87. 48th Highlanders.

Q.M.S. Instructor Hatt 90, Pte. Sim

son 86, Pte. Emslie 85, Pte. Rand 85, Sergt. Currie 85, Corp. Wilson 84, Sergt. Phillips 82, Sergt. Darling 81, Pte. Col lins 79, Sergt, Mathieson 78, Pte. Will lams 7; Pte. Osborne 77, Pte. Page 77, Corp. Shields 76, Pte. Miles 75, Pte. De-laney 74, Pte. Black 74, Col.-Sergt. Elt 73, Corp. Wilken 73, Bugler Lucas Pte. P. R. Milne '72, Pte. Armstrong 70.

York Rangers.

Lieut. Nicholls 96, Sergt. Holdsworth 90, Capt. Elliott 90, Lieut. Noble 86, Mai, Brown 85, Pte, Hinnells 84, Sergt Fowler 84, Capt. Hunter 82, Lieut. Cur-ran 81, Pte. Wise 79, Lieut. Dunham 78, Pte. Copley 76, Pte. Wilson 69, Pte. Ahearn 69.

Card of Thanks.

H. B. Donaldson of Bowling Green, W. Who was visiting Toronto with W. Porter, the man who was fatalinjured by a fall from a street car Saturday, wishes The World to extend to the hospital authorities and the citi-zens of Toronto his sincere thanks for and himself. We would be pleased to have your order for cleaning and putting in per-fect condition your furnace or heater, or making estimate for any contem-plated improvement or change in same. Phone M. 7000. Pease Heating Com-Saturday, wishes The World to extend

CASTORIA Bears the Bignature Chart H. Flitchere DEATHS.

COSGRIFFE-At 21 Beverley-street, Sunday, July 28, 1907, Katie Cosgriffe, daughter of the late Mr. P. Cosgriffe. to St. Patrick's Church, thence to Mount Hope Cemetery.

GOWAN-At the residence of his sister (Mrs. W. J. Obernier), 128 Roxborough- in forty-eight minutes. street West, on July 27, John Gowan. Funeral on Tuesday, 30th inst., at

9.30 a.m. HEMINGWAY-Lillian Myrtle, wife

HOLMAN-On Friday, July 26th, 1907, at

family residence, to Norway Cemetery. Will go to Collingwood, and in the ter. RVINE-Accidentally drowned at Sunny- evening they will reach Muskoka. IRVINE-Accidentally drowned at Sunny- evening they will

side, on Friday, July 26, 1907, John C. They will stop at the Royal Muskoka. side, on Friday, July 26, 1907, John C. Irvine, son of John and Mary Irvine, of At North Bay they will transfer to

Toronto Junction, in his 19th year. Public funeral at 2 o'clock p.m., on Monday, July 29, from Victoria Pres-Jority of the stopping places they will

Sims.

from the head office of the Union Bank copy. O'REILLY-Suddenly, on July 27th, of Canada at Quebec, to the manager 1907, at Richmond Hill, Long of the branch here, that absolutely no Island, of typhoid fever, Jane more loans were to be negotiated at

Alice, eldest daughter of the late Major the office here, no matter how giltedged the security. Business men here are inclined to J. E. O'Reilly of Hamilton. Funeral service at Christ's Church take the matter seriously, claiming that the hand the hand altho this institution is not allowing figures: Cathedral, Monday, at 3 o'clock. Cathedral, Monay, at 5 o clock. STEEL-On July 27th, at Pontiac, Mich., any money out to the builders up of Shelburne and district it is still taking deposits, presumably for the west, Zelma and therefore not fair to the people at Aggie John A. Steel

Service at the residence of his brother (C. W. Steel), 143 Royce-avenue, at home. 12.30. Remains by special Metropolitan car to Aurora, at 2 p.m. SNELL-Or Sunday, July 28th, 1907, at

QUEBEC, July 28.-J. C. Thomson, the residence of her sister (Mrs. R. Snell), 183 Mutual-street, Josie M. Snell, citizens, died suddenly at his residence, in her 39th year. Funeral on Monday to Forest Lawn Funeral on Monday to Forest Lawn

Cemetery, Orangeville. brother of the late Andrew Thomson, SIMS-At 57 Leonard-avenue, on Sunday, president of the Union Bank. July 28th, 1907, Louie, second eldest

Drowns in Pond. daughter of Charles and Catharine PORTAGE LA PRAIRIE, July 28 .-(Special.)-James MacPhelin a Scotch-man in the employ of the G. T. P. R., Miss Emily Fair, whose death occur-Funeral Tuesday, at 2.30 p.m., to Mount Pleasant Cemetery.

was drowned in a small pond on the farm of Thomas Sissons. IN MEMORIAM. Broke Ankle.

IN MEMORIAM. REILLY-In loving memory of Emma Katherine Reilly, late 68 Major-street, S Toronto, who died at Muskoka, July of 28th, 1905.

taken home in the ambulance. A Word in Season. would be pleased to have your Dufferin Park Matinee.

J. C. THOMSON DEAD.

The party left Montreal on a special out being able to give him any comfort and there the meals were served. Less the indictment on which Haywood, Grand Trunk Railway at 9.10, and 2 in his agony, but more awful still to than 25 minutes was taken up with together with Moyer and Pettibone, was Grand Trunk Rallway at 9.10, and a in his agony, but more awill still to than 25 minutes was taken up with to bar 25 minutes was taken up with to bar 25 minutes was taken up with to bar 25 minutes was taken up with the bar 25 minutes

ville they were given a taste of speedy travel by being taken fifty-two miles in forty-eight minutes.
On Tuesday they will go to HamIton, stopping off at Grimsby Park on the way. They will be entertained by the Publishers' Association of Hamton Yacht Club quarters at the beach.
They will visit Brantford on Wednesday morning, and after a drive around
lize every passing moment of life in doing cod to others, lest the call should in good to othe

BROUGHAM.

vouring Element.

First class. Start, 2.40 p.m.

Strathcona Merrythought Aida

Second class.

Yama Petrel II.

Vivia.

Zoraya

Finish. El. Ti

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3.25.13

3.22.153.32.123.27.42

4.02.23

6.14.10 6.10.32

6.05.13 6.02.15

6.12.12 6.07.42

6.32.23

Funeral of Miss Fair.

Disabled.

Start, 2.30 p.m. : Finish. El. Time. 6.14.20 2.44.20 6.19.21 3.49.20

The Royal Canadian Yacht Club's cruis-ing race across the lake to Port Dal-housie ended in Zelina winning the first class over Aggle by 5 minutes on time al-lowance, and Zoraya taking the second division in about the same time, also on the handicap. Following are the official 1 fource.

 Petrel II.
 5.32.23
 4.02.23
 3.47.34

 Temeraire
 6.21.20
 3.51.20
 3.51.20
 3.51.20

 Vedette
 6.47.15
 4.06.23
 The R. C. Y. C. cup trial races will be continued to-day, starting at 11 a.m.
 all, gave the benefit of every doubtful point of law to the defendant, but they

also were satisfied.

red on Friday at her mother's residence, took place this afternoon A Keen Appetite Ayr Cemetery. It was one of the larg-est ever held in this village. Miss Fair

and a healthy stomach indicate an active Liver, which is enjoyed by all who use Beecham's Pills. They linsure strong digestion, sweet breath and sound sleep. No other remedy is as good as

Beecham's immaterial whether he was actually present at the time of the killing or

Sold Everywhere. In boxes 25 cents.

Kay, a daughter. NERLICH-At 16 Dunbar-road, on Sun-day, July 28th, to Mr. and Mrs. Emil Nerlich, a son. fact were followed by the quoting of arrested.

murder in the first degree." Simpkins is said to have engaged Mill-

er. The second was the cipher telegram Greig Homestead Falls Prey to De which Simpkins sent to Haywood two vouring Element. days later, saying that he could not get

The jury is instructed that the wit-

D. J. MURPHY 60 MSTHER ST. FINEST WINES AND LIQUORS Delivered to All Parts of the City. Phone Main 1:95. ed7

On this subject Judge Wood said: "There are three counts in the in-dictment, but the substance of each of upon the testimony of an accomplice them is the unlawful, wilful, deliber-unless such accomplice is corroborated by other evidence, which of itself, and ate, premeditated and felonious kill- by other evidence, which of itself, and

EMINGWAY-Linnan asymption asymptical asymption for a comparise of the rest of altho the jury may believe that the testimony of an accomplice is true, still the jury could not convict the defen-Existence of Conspiracy.

which Simpkins sent to Haywood two days later, saying that he could not get a lawyer to defend Orchard. The third court instructs the jury, if it is pos- further find that the testimony of the

Automa and a state of the storping places they will go to the Pacific Coast. At the man bot test immunity of the storping places they will go to the storping places they will be given civic receptions. They will be given civic receptions civic receptions. They will be given civic receptions. They nating testimony of nating view of showing the existence of a tained. Such testimony should be re-back to his cell to await the jury's ver-back to his cell to await the jury's ver-dict with a smile. During the afternoon he sat for several hours on the shaded for several hours on the shaded courthouse lawn, chatting and laugh-The Royal Canadian Yacht Club's cruis-the late to Port Dal-tor with the wife and daughters.

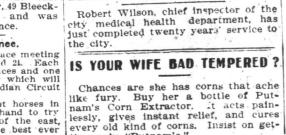
s cruis-courthouse lawn, chaiting and laughers. The first the first time al-turb him far more than the fact that also on ficial official scourd official scourd also on st. Luke's Hospital. As the jury re-st. Luke's Hospital. As the jury re-tired, and as her son was led away to 3.01.57 son's broad shoulders and tenderly kiss-size. Cor. T. 3.26.17 scourd, and to the court-room, which was only scourd by books' charge to the jury. Judge Woods' charge to the jury was st. Cor. T. in keeping with the scrupulous desire st. Luke's trial from the first, and the attorneys

trial from the first, and the attorneys cannot be convicted unless the state witness, and his testimony must be for the defence declared that they were has established beyond a reasonable tested by the same rules or tests that for the defence declared that they were has established beyond a reasonable more than satisfied. The state's attor-doubt that he is guilty of the felonious are applied to other witnesses, and the jury may take into consideration the state's attor-neys feel that the court, if he leaned at killing of Frank Steunenberg."

all, gave the benefit of every doubtful point of law to the defendant, but they also were satisfied. instructions to Jury. After thanking the jurors for the atwould be necessary for the state to go ists to attend the Haywood trial; last to prove that Haywood was a party night issued the following statement: to the conspiracy charged in the pres-ent case. "We, the independent jurors, having attended the trial of William L. Hay-

ent case. "If the prosecution has failed to prove wood for the murder of Former Gover-"If the prosecution has failed to prove wood for the murder of Former Gover-these facts beyond a reasonable doubt," nor Steunenberg, and having duly con-he continued, "you should find the de-fendant' not guilty. If, however, you state and the defence, affirm that the believe in this case from the evidences persecution of the working classes of beyond a reasonable doubt that the de-fendant, William D. Haywood, aided, despite the strenuous attempts of capi-tabetted, advised and encouraged the killing of Frank Steunenberg; then the defendant is guilty, and it would be immaterial whether he was actually

CASTORIA. ness, Harry Orchard, claims that he was an accomplice in the commission of the offence charged in the indica-ment. Under the statutes of this state.





order for cleaning and putting in per-fect condition your furnace or heater, or making estimate for any contem-plated improvement or change in same. Phone M. 7000. Pease Heating Com-pany Limited, 36-38 East Queen-street. Automobiles for hire—experienced drivers. Phone Main 3658. Meteor Cycle Company. 181 King West.

Stepping off the curb at the corner was for some time employed with the of Queen and Howard-avenue last Edmison-Sutcliffe Co. of Toronto.

IS YOUR WIFE BAD TEMPERED ?