

The Toronto World

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WEDNESDAY MORNING, APRIL 26.

COUNCIL OR COMMISSION.

In its editorial the other day, commenting on the splendid success attending the operation of the Liverpool city street, railway system, the Star could not refrain from interjecting a fling at municipal government by commission. If it had paused to think, it might have seen, without difficulty, that the reason why the commission system is being called for on the American continent is just because city councils here will not or cannot adopt the business methods that characterize those of Britain. British municipal councils appoint a general manager of proven ability and experience, at a salary that commands the qualities required, and with the responsibility given him the powers necessary. They direct the policy, not the management, acting in this, just as do the directors of private companies. If Toronto had enjoyed councils of proper calibre and of sufficient discretion to refrain from needless interference with responsible officials, the call for government by commission would never have come. The citizens want both honest and efficient administration. If that cannot be obtained in the traditional way, the time has arrived to secure it by any other method that will produce the result required.

VACCINATION AND DISEASE.

In view of the conflict of opinion among the doctors on the question of vaccination and the relative dangers arising from vaccination and the disease it is intended to prevent, it would be well for the Province of Quebec, which has just decreed compulsory vaccination for all within its borders, to collect statistics of the deaths that may be caused by vaccination, or that result from the practice. The public mind is exceedingly sensitive on this point, and there have been so many deaths following vaccination which the doctors say are not due to vaccination, but to lock-jaw, or blood-poisoning, or some secondary cause that the province has it in its power to allay the feeling existing on the point by showing that vaccination is an entirely harmless operation, and produces nothing but good results; and that the doctors who say it introduces more disease than it remedies are all wrong in their assertions.

AN EFFICIENT BOARD.

Justice Mabee gave a beautiful example of business efficiency on the Dominion Railway Board yesterday. In his bright lexicon of administration there is no such word as impossible. It is to be wished that the city council could take a lesson from Hon. Mr. Mabee's method. Anything can be done that is shown to be necessary. All that is required is comprehension and decision.

RECIPROCITY IN THE SENATE.

Stormy times await the haughty freighted with the precious reciprocity cargo, now launched on the United States senatorial sea. No doubt President Taft will do his best to waft it over into the haven of his desire, but there are cross currents and conflicting winds that may wreck it within sight of land. The Democrats and insurgent Republicans are beginning to realize that by withdrawing the measure of protection hitherto accorded the United States farmer without lowering the bars that hinder the importation of manufacturers, they are courting trouble in the agricultural states. Therefore it appears more than ever probable that a tag will be attached to the reciprocity measure dealing with tariff reduction on articles that enter largely into the farmer's budget. President Taft will thus be presented with the dilemma of either vetoing his pet project or conceding what he has already anticipated he would not permit. Those who favor tariff reduction in the United States, will scarcely lend themselves to a scheme designed by the president to circumvent their endeavor. Unfortunately Canada, thru the ineptitude of her government, has become an ally in that effort.

CIVIL MARRIAGE FIRST.

The Globe is strongly in favor of a marriage law which makes the validity of the ceremony depend upon its performance by some person "duly ordained or appointed according to the rites and ceremonies of the church or denomination to which they—the parties to be wedded—belong." The absurdity of this law in a province like Ontario ought to be apparent to everybody, as it is apparent at once to those who do not belong to any religious sect or body having people duly ordained or appointed to perform marriage ceremonies. It is, in fact, a piece of close corporation legislation.

lation. Anyone who does not belong to a religious organization, or who will not pocket his principles and hire some one belonging to a religious body with which he may have no sympathies, cannot get legally married in Ontario. The church leaders, in fact, prefer that people should be hypocrites when they wish to get married rather than permit them the liberty which is enjoyed in Great Britain and Ireland.

The Globe in an astonishing burst of liberality states that "the aim of the law has been in all cases to establish denomination equality, and exceptions have been made only with that end in view. Religious denominations having clergy have been freely included. This may almost be too liberal in its results, the not in its intentions."

It may be a shock to The Globe to hear that there are actually intelligent people in Ontario who have every desire to abide by the laws of the state, but who do not belong to any sect or body with persons duly ordained or appointed to perform marriage ceremonies. When such people want to get married they have to go to some such duly ordained or appointed person, secure his complacency by a fee or otherwise, and acquiesce in the fiction that they belong to the "religious denomination" in question. When The Globe and the government become a party to basing our marriages on hypocrisy to begin with, they are on insecure ground.

What is needed is a law that will make all marriages rest on one secure and equal footing, the authority and recognition of the state. A civil marriage should be a sine qua non, and after that there may be as many other ceremonies as the parties concerned or their friends and relatives may desire. Our French-Canadian friends can have no objection to the adoption of the French principle, and there is no interference with the rights or authority of any church or body.

A most important advantage to be gained would be in the accuracy of registration thus to be secured. At present the persons "duly ordained or appointed" are notoriously lax in making the returns required by law of the marriage unions they have sanctioned, and the result is somewhat distressing to the registration authorities. The enforcement of a civil ceremony would obviate any difficulty of this description, and would also eliminate any possibility of fraud or irregularity, while leaving the utmost freedom for subsequent religious solemnization.

IRISH SELF-GOVERNMENT.

No one cognizant of the political history of the United Kingdom in its more recent phases can fairly say that the attitude of the Liberal party towards Irish self-government was not fully within the knowledge of the British electorate at and prior to the last general election. Difference of opinion there has been and may be about its character and scope, but the fact that the Liberal party favored a measure of home rule cannot be gainsaid. The prime minister has defined these in general terms and made it absolutely clear that the absolute supremacy of the Imperial Parliament will be maintained. That qualification the Nationalist leader has definitely accepted and the situation as it now stands presents no reason for cavil so far as the overseas British states are concerned. The self-governing peoples of the empire sympathize with the Irish demand and see no reasons why it ought not to be granted, but many why it should be met in a generous spirit.

TRAGEDY AT GLACE BAY.

HALIFAX, April 25.—A shocking tragedy occurred at Glace Bay last night near the close of a labor meeting, which resulted in the shooting of William Bryant, a miner, and Michael Murphy, by a man named Beal. Bryant was instantly killed and Murphy is in the hospital with a bullet in his abdomen, and not expected to recover.

Victoria College Corner-Stone.
The foundation stone of the \$400,000 men's residence, which the Massey estate is erecting for Victoria College, was laid by C. C. James, deputy minister of agriculture. Rev. J. W. Graham, Prof. A. L. Langford and Prof. J. C. Robertson assisted in the ceremony, and Messrs. Chester D. Massey and C. Vincent Massey were present.

Opportunities

To the man with a little available capital there are constantly being presented opportunities for profitable investment, for increasing and sometimes multiplying that capital. How many such opportunities there have been since this Corporation was established fifty-six years ago! How many there have been in the experience of every man, young or old! And in this "growing time" there are, and will be for several years, many more opportunities than there have been in the past. Are you prepared to avail yourself of them? If not, prepare yourself. The saving of the small sums is the creation of capital. We receive the small deposits as readily as the large ones, and allow compound interest on every dollar at three and one-half per cent. One dollar opens an account. Begin today.

CANADA PERMANENT MORTGAGE CORPORATION
Toronto Street, - Toronto

AT OSGOODE HALL

ANNOUNCEMENTS.

Motions set down for single court for Wednesday, April 26 inst., at 11 a.m.:

- 1—Livingstone v. Livingstone.
- 2—Re Sturmer and Beaverton.
- 3—Urmy v. Fulton.
- 4—Goldfield v. Harris Maxwell.
- 5—Re Fitzsimmons and Newburgh.
- 6—Munro v. Mitchell.
- 7—Goodall v. Clarke.

Peremptory list for divisional court for Wednesday, 26th inst., at 11 a.m.:

- 1—Clark v. Loftus; Montgomery, for plaintiff.
- 2—McIntosh v. McIntosh.
- 3—Re J. S. Macdonald.

Peremptory list for court of appeal for Wednesday, 26th inst., at 11 a.m.:

- 1—Stavert v. McMillan (to be continued).
- 2—Bigelow v. Powers.
- 3—Re Ontario Sugar Co. (McKinnon's case).
- 4—Re Ontario Bank (Barwick and others).

Master's Chambers.

Before Cartwright, K.C., Master.
Merchants Bank v. Halliday—C. J. Holman, K.C., for defendant. F. Aylsworth, for plaintiff. Motion by defendant for an order changing venue from London to Walkerton under C.R. 62 (b). Enlarged at defendant's request, to enable him to file affidavit in reply.

Oglefree v. Ogg—J. I. Groves, for plaintiff. M. Macdonald, for defendant. Motion by plaintiff for judgment under C.R. 603. Motion enlarged for cross-examination of defendant Ellis until May 2. If not then renewed, it is to stand dismissed. Costs in cause. Plaintiff to be allowed to deliver statement of claim without prejudice to motion.

Brown v. Clendennan—O. H. King, for plaintiff. Motion by plaintiff on consent for an order dismissing action without costs, and allowing payment to him of \$25, paid into court under order of April 4 inst.

Judges' Chambers.

Before the Chancellor.
The Union Life Insurance Co. v. F. W. Harcourt, K.C., for defendant. F. W. Harcourt, K.C., for plaintiff. Motion by plaintiff for payment of out of court legal representative of a deceased infant, and for an order authorizing acceptance of offer of \$4500 for property and allowing the income for maintenance. Order made.

Re Wilkinson—A. E. H. Creswick, K.C., for applicant. F. W. Harcourt, K.C., for defendant. Motion by applicant for an order authorizing acceptance of lease at \$1000. Order made.

Re Wilkinson v. Plov Co.—C. A. Masten, K.C., for applicant. E. N. Davis, for the company. Motion by a creditor for a winding up order. Order made. Reference to G. Kappel, K.C. E. B. Clarkson appointed liquidator.

Smith v. G. T. Ry. Co.—F. McCarthy, K.C., for the railway company. F. W. Harcourt, K.C., for infants. Motion by the railway company for an order authorizing settlement of \$2500. Settlement approved, one-third of the amount to be paid to widow, and two-thirds to infants.

Fowler v. Pearson—D. C. Ross, for applicant. Motion by plaintiff for an order confirming report, and for distribution thereupon. Order made.

Re Stirling—Macdonald, for A. E. Stirling. W. J. Elliott, for executor. F. W. Harcourt, K.C., for infants. Motion by A. E. Stirling, for an order for past maintenance. Order that father have lien on fund in court for past maintenance. Motion to be spoken to further.

Vokes v. Hay—M. Macdonald, for plaintiff. Motion by plaintiff for a vesting order and for payment out of court. Order made.

McDonald v. G. T. Ry. Co.—F. McCarthy, for defendant. Motion by defendant for an order amending judgment by changing date of age of infants. Order made.

Re Brown, Mulligan—F. L. Bastardo, for applicant. Motion by committee for an order confirming report and distribution thereupon. Order made.

Re West Lorne Wagon Co.—C. A. Masten, K.C., for applicant. J. Jennings, for the company. Motion by a creditor for an order for winding up. Order made. Reference to G. Kappel, K.C. E. B. Clarkson appointed liquidator.

Re Amsett, Lunatic—D. C. Ross, for committee. Motion by committee, for an order confirming report, etc. Enlarged until 25th inst.

Re Payne—F. W. Harcourt, K.C., for infants. Motion on behalf of infants, for an order allowing acceptance of offer of \$1500, for infants' property. Order approving sale. Money to be paid into court.

Re Brown, Mulligan—F. L. Bastardo, for applicant. Motion by committee for an order confirming report and distribution thereupon. Order made.

Re Brown, Mulligan—F. L. Bastardo, for applicant. Motion by committee for an order confirming report and distribution thereupon. Order made.

Re Robinson Infants—D. C. Ross, for mother. F. W. Harcourt, K.C., for infants. Motion by mother for an order for maintenance. Order made.

Single Court.
Before Middleton, J.

Neal v. Rogers—C. A. Moss, for defendant. R. S. Robertson (Stratford), for plaintiff. An appeal by defendant from the report of the local registrar at Stratford, to whom the reference was directed.

Judgment: In this case anxious consideration.

Many a man goes broke—in health—then wealth. Plagues his mind—says it don't work right; but all the time it's his bowels. They don't work—liver dead and the whole system gets clogged with poison. Nothing kills good, clean-cut brain action like constipation. CASCARETS will relieve and cure. Try it now.

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"I love it myself and I know you will!"

"I've sold it to hundreds and they all buy more!"

WRIGLEY'S SPEARMINT PEPSIN GUM

THE FLAVOR LASTS

It makes your teeth white! It makes your breath right! It's fine for digestion and helps appetite!

The pure, refreshing juice of the fresh crushed mint leaves makes it the finest confection ever sold.

It's like chewing fresh, green mint leaves that you pick yourself.

It's the goody that's good for you, with a flavor that lasts and lasts and lasts.

Made in Canada
All dealers should sell it

Look for the Spear!

The Flavor Lasts!

Wm. Wrigley, Jr. & Co., Limited, 7 Scott St., Toronto, Ontario

sideration convinces me that there has been a serious miscarriage of justice upon the reference, and I find myself unable to agree with the referee in any of the important matters involved.

The mortgages standing as security for the amounts for which they were given, less payments on account, the vesting order and for payment out of court. Order made.

McDonald v. G. T. Ry. Co.—F. McCarthy, for defendant. Motion by defendant for an order amending judgment by changing date of age of infants. Order made.

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GLENERNAN Scotch Whiskey

A blend of pure Highland malts, bottled in Scotland, exclusively for MICHIE & CO., Ltd.

TORONTO

vided up into equal sevenths among the directors. For the portion of the shares so divided among the directors and their friends promissory notes were given and endorsed to the bank, and these are the notes used upon by the curator. Argument continued from yesterday and not concluded.

Before Moss, C.J.O.; Garrow, J.A.; Maclaren, J.A.; Meredith, J.A.

Lennox v. G.T.R. Co. and C.P.R. Co.—D. L. McCarthy, K.C., for defendants. T. N. Phelan, for plaintiff. An appeal by defendants from a judgment of Falconbridge, C.J., of Oct. 13, 1910. Plaintiff, while in the employ of the defendants, was knocked down and run over by a coach of the Grand Trunk Railway in the Union Station, whilst in the performance of his duties, losing his right foot, and brought action for damages. At the trial he was awarded \$1500 damages and costs. Judgment: Appeal allowed and action dismissed with costs if demanded.

Before Moss, C.J.O.; Garrow, J.A.; Maclaren, J.A.; Meredith, J.A.

Dawson v. Niagara, St. Catharines and Toronto Railway Co.—McG. Young, K.C., for defendants. E. A. Lancaster, K.C., for plaintiff. An appeal by defendants from the judgment of Clute, J. This was action by Agnes Dawson, widow of William G. Dawson, under Lord Campbell's Act, and the Workmen's Compensation for Injuries Act, to recover damages for the death of her husband, who was killed while working on the defendants' railway line, alleged to have been negligently killed. At the trial judgment was given for plaintiff for \$2200, apportioned \$2000 to plaintiff and \$200 to mother of deceased, with costs. Judgment: A new assessment of damages directed, unless defendants consider whether in the end they will gain by accepting the relief proposed, not much less, to which will, of course, be added the costs of the further litigation. If in the end they conclude to decline the new assessment, the costs of this appeal should, we think, be paid by the plaintiffs, but if not, then the costs of the last trial should be costs in the cause, and the defendants' costs of the appeal be costs to them in any event.

Before Moss, C.J.O.; Garrow, J.A.; Maclaren, J.A.; Meredith, J.A.

Wade v. Rochester German Fire Insurance Co.—I. F. Hellmuth, K.C., and G. Smith for defendants. N. W. Rowland, K.C., and L. G. McCarthy, K.C., for plaintiff. An appeal by defendants from the judgment of Middleton,

ST. PIERRE, Martinique, April 25.—The loss of the French banking schooner Victor Helene of St. Malo, France, formerly the Gloucester fish-boat, formerly the Gloucester fish-boat, formerly the Gloucester fish-boat, was reported here to-day by vessels of the fishing fleet which brought ashore safely all who had been on board the sunken craft. The sinking of both vessels occurred on the Grand Banks after collision with ice floes.

Will Raise Steamer Ottawa.
KINGSTON, April 25.—(Special).—The steamer Ottawa of the Thousand Island Steamship Company, which was partially destroyed by fire and sank near the wharf at Cape Vincent last fall, will be raised.

DODD'S KIDNEY PILLS

CURES ALL KIDNEY DISEASES

RHEUMATISM, BRUISES, BURNS, DIABETES, GRAVEL, CALCULI, AND ALL URINARY AFFECTIONS

BRIGHT'S DISEASE

DODD'S KIDNEY PILLS

23 THE PRODIGE

WEDN