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WEDNESDAY MORNING. APRIL 26

COUNCIL OR COMMISSION. In its editorial the other day, comcity street railway system, the Star could not refrain from interiecting a mission. 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 recommission would never have come. The citizens want both honest and effibe obtained in the traditional way,

the result required.

among the doctors on the question of arising from vaccination and the dis-ease it is intended to prevent, it would be well for the Province of Quebec, sibility of fraud or irregularity, while cination for all within its borders, to quent religious solemnization. be caused by vaccination, or that result from the practice. The public point, and there have been so many recent phases can fairly say that the thirds to infants. deaths following vaccination which the attitude of the Liberal party towards applicant. Motion by plaintiff for doctors say are not due to vaccination, Irish self-government was not fully order confirming report, and for dissome secondary cause that the pro- electorate at and prior to the last gen- Stirling. W. J. Elliott, for execute ing that vaccination is an entirely character and scope, but the fact that harmless operation, and produces noth- the Liberal party favored a measure maintenance. Motion to be spoken to ing but good results; and that the of home rule cannot be gainsaid. The further.

All that is required is comprehension met in a generous spirit.

RECIPROCITY IN THE SENATE.

Stormy times await the barque States senatorial sea. No doubt Presing winds that may wreck it within to recover. surgent Republicans are beginning to realize that by withdrawing the meastates. Therefore it appears more than and C. Vincent Massey were present. 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 intimated 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 peoform marriage ceremonies. It is, in et, a piece of close corporation legis.

to a religious organization, or who will one belonging to a religious body with not 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 will pay for the Sunday World for one year, by mail to any address in Canada or Great Britain. Delivered in Toronto or for sale by all newsdealers and newsdenomination equality, and exceptions have been made only with that end in view. Religious denominations having clergy have been freely included. This sults 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 debut who body with persons duly marriage ceremonies. When such peo-"religious denomination" in question. tion by When The Globe and the government C.R. 603. riages on hypocrisy to begin with, they stand are on insecure ground.

make all marriages rest on one secure make all marriages rest on one secure Brown v. Clendennan...O. H. King, and equal footing, the authority and for plaintiff. Motion by plaintiff on 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 ceremonies as the parties concerned or enjoyed councils of proper calibre and their friends and relatives may desire. of any church or body.

cient administration. If that cannot gained would be in the accuracy of refor an order arthorizing acceptance of the time has arrived to secure it by gistration thus to be secured. At prethe time has arrived to secure it by gistration thus to be secured. At prethe income for maintenance. Order any other method that will produce sent the persons "duly ordained or appointed" are notoriously lax in making the returns required by law of the K.C., for applicant. F. W. Harcourt, K.C., for infant. Motion by adminismarriage unions they have sanctioned, tratrix for an order authorizing ac-In view of the conflict of opinion and the result is somewhat distressing ceptance of lease at \$1000. Order made to the registration authorities. The vaccination and the relative dangers enforcement of a civil ceremony would for the company. Motion by a credi-

which has just decreed compulsory vac- leaving the utmost freedom for subse- Smith v. G. T. Ry. Co.-F. McCarthy IRISH SELF-GOVERNMENT. No one cognizant of the political his-tlement approved, one-third of the

doctors who say it introduces more prime minister has defined these in clear that the absolute supremacy of the Imperial Parliament will be mainample of business efficiency on the Do- alist leader has definitely accepted and minion Railway Board yesterday. In the situation as it now stands presents

. TRAGEDY AT GLACE BAY.

HALIFAX, April 25.—A shocking larged until 28th inst. ragedy occurred at Glace Bay late Re Payne—F. W. Harcourt, K.C., for freighted with the precious reciprocity tragedy occurred at Glace Bay late cargo, now launched on the United last night near the close of a labor meeting, which resulted in the shootover into the haven of his desire, but Beal. Bryant was instantly killed and paid into court. there are cross currents and contend. Murphy is in the hospital with a bullet in his abdomen, and not expected

Victoria College Corner-Stone. The foundation stone of the \$400,000 men's residence, which the Massey essure of protection; hitherto accorded tate is erecting for Victoria College, the United States armer without low- was laid by C. C. James, deputy minering the bars that hinder the impor- ister of agriculture. Rev. J. W. Gratation of manufacturers, they are L.C. Robertson assisted in the cerecourting trouble in the agricultural mony, and Messrs. Chester D. Massey

Opportunities

To the man with a little avail 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 search years many more ing 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 treadly as 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 to-

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ANNOUNCEMENTS. Motions set down for single court or Wednesday, April 26 inst., at 11

1-Livingstone v. Livingstone. 2-Re Sturmer and Beaverton. 3-Urmy v. Fulson. 4-Goldfields v. Harris Maxwell.

nptory list for divisional court for Wednesday, 26th inst., at 11 a.m.: 1—Clark v. Loftus. 2-McIntosh v. McIntosh

4-Re Ontario Bank (Barwick and

Master's Chambers Before Cantwright, K.C., Master. Merchants Bank v. Halliday—C. J Holman, K.C., for defendant.

become a party to basing our mar, 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 state-

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.

by the railway company for an order mind is exceedingly sensitive on this tory of the United Kingdom in its more amount to be paid to widow, and two-Fowler v. Pearson-D. C. Ross, for

but to lock-jaw, or blood-poisioning, or within the knowledge of the British tribution thereunder. Order made.

Re Stipling-Macdonald, for A. E. vince has it in its power to allay the eral election. Difference of opinion F. W. Harcourt, K.C., for infants, Mofeeling existing on the point by show- there has been and may be about its tion by A. E. Stirling, for an order for

Vokes v. Hay-M. Macdonald, for doctors who say it introduces more prime minister has defined these in plaintiff. Motion by plaintiff for a given, less payments on account, the disease than it remedies are all wrong general terms and made it absolutely vesting order and for payment out of mortgagees were quite within their court. Order made. McDonald v. G. T. Ry. Co.-F. Mcrights when they distrained in October 1910. The sale here, so far as the ar-AN EFFICIENT BOARD. the Imperial Parliament will be main-Justice Mabee gave a beautiful ex-tained. That qualification the Nation-fendants for an order amending judgeticles sold by private sale (other than the growing crop) are concerned, seems to me to have been reasonbly prudent.
The auction sale does not seem to have

Re Brown, lunatic-F. L. Bastedo, his bright lexicon of administration no reason for cavil so far as the over- for applicant. Motion by committee there is no such word as impossible.

It is to be wished that the city council could take a lesson from Hop. Mr. sympathize with the Irish demand and cil could take a lesson from Hon. Mr. sympathize with the Irish demand and Masten, K.C., for applicant, J. Jen-by the mortgagor. The amount chargmake's metitod. Anything can be see no reasons why it ought not to be ming a winding up order Order. done that is shown to be necessary. granted, but many why it should be reference to G. Kappele, K.C.

> cause of his improper and unfounded Re Amsett, lunatic-D. C. Ross, for committee. Motion by committee, for an order confirming report, etc. En-

States senatorial sea. No doubt President Taft will do his best to waft it Michael Murphy, by a man named Order approving sale. Money to be

Rex v. Dagenats—M. J. O'Connor, K.C., for defendant. E. Bayly, K.C., for the crown. Motion by defendant for an order quashing conviction. Re-

applicant. Motion by plaintiff for an order amending report. Order made. Re Gibbons and C. M. B. A .- F. W. Harcourt, K.C., for infant. Motion on foot, K.C., for plaintiff. H. E. Rose, K.C., for defendant. An appeal by behalf of infant for an order for payment out of court. Order made. Re Denike-F. W. Harcourt, K.C., for C. J., of 10th January, 1911. This was an action to set aside certain indeninfant. Motion on behalf of infant for an order, allowing payment into court and payment out at majority. Order

fraud and misrepresentations, for a declaration that defendant is a trus-Re Ford-F. W. Harcourt, K.C., for tee of the lands in question, for plainn order allowing payment into court f infant's money. Order made. Re Robinson Infants—D. C. Ross, for tiff, for an account, and injunction. A the trial the action was dismissed without costs. Appeal argued and disnother. F. W. Harcourt, K.C., for inmissed without costs.

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

Busted

Many a man goes broke-in Health -then wealth. Blames 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 A Moss and C. E. H. Freeman, for and cure. Try it now.

treatment. All druggists. Biggest seller in the world. Million boxes a month.

5—Re Fitzmartin and Newburgh. 6—Munro v. Mitchell. 7—Goodall v. Clarke.

Peremptory list for court of appeal or Wednesday, 26th inst., at 11 a.m.: 1—Stavert v. McMillan (to be con-

3-Re Ontario Sugar Co. (McKinnon's

ple want to get married they have to defendant for an order changing vengo to some such duly ordained or ap-C.R. 529 (b). Enlarged at defendant's

What is needed is a law that will ment of claim without prejudice to

K.C., for the railway company. F. Harcourt, K.C., for infants. Mo

ment by changing date of age of infants. Order made. E. R. C. Clarkson appointed liquidator.

infants. Motion on behalf of infants, for an order allowing acceptance of

Rainsford v. Plato D. C. Ross, for

nfants-Motion on behalf of infant, for fants. Motion by mother for an order for maintenance, Order made.

Before Middleton, J.

Judgment: In this case anxious con-

CASCARETS 10c a box for a week's

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.

sideration convinces me that there has

been a most serious miscarriage of jus-

tice upon the reference, and I find my-

in any of the important matters in-

The mortgages standing as security

master has charged the mortgagee not

to be realized at a duly advertised sale

but with the highest value suggested

great. I assess the damages at \$200. This leaves balance due plaintiff, \$295.-

76. I do not give plaintiff any costs, be

charges of fraud and forgery, and also

dants being in the wrong cannot have

any costs of the action. I allow them

the costs of the appeal, fixed at \$89.

Judgment for plaintiff against both

nounced judgment on F. D., at the re-

quest of the parties, but if either party

desire to carry the appeal further this

must not prejudice an appeal. I have

allowed against defendants the \$109 for

Divisional Court.

Before Meredith, C. J.; Teetzel, J.;

Clute, J.

plaintiff from the judgment of Mulock.

ture of lease, on the ground that sam

was obtained from plaintiff by deceit.

of Simcoe, of 3rd January, 1911. An action on a bill of exchange, for \$405.

the alleged inferior grade and quality of apples furnished defendant by plain-

which was the consideration for

Brown v. Williams-A. E. Knox, for laintiff. A. G. F. Lawrence, for de-

fendant. An appeal by plaintiff from the order in chambers of district court

of Rainy River, now Kenora, of 14th March, 1911. The court being of opin-

An appeal by plaintiffs from the judg-

ment of the county court of York of Feb. 10, 1911. An action to recover

\$413.68, for goods sold and delivered.

March, 1911. The court being or opinion that there is no appeal from the
order in question the same is dismissed
of a motion to quash.

DR. A. W. CHASE'S 25C.

CATARRH POWDER 25C.

McCamond v. Govenlock-W. Proud-

for defendant. An appeal by

defendants for \$215.76.

because of the bringing forward of such

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All dealers should sell it

EPSIN GUM

It makes your teeth white! It makes your breath right!

It's fine for digestion and helps appetite!

defendants on the ground that the

Royal College of Dental Surgeons, and

Before Falconbridge, C.J.; Britton, J.;

Broom v. Pepall-An appeal by the

plaintiff from the order of Sutherland,

J., in chambers, April 7, 1911, dismiss-

ing plaintiff's motion to vacate the or-

the order dismissing the action. Judg

aside. The court, in appeal from the

order as varied, has the power to make

the order which should have been made

ter in chambers should have made in

tion of the Plaintiff the master in cham-

bers was not justified in making any other order than that the action should

tiff may have if he so desires. The de-

fendant is not entitled to any order

upon the consent of March 13, unless

and until he pays the sum of \$30 and

the disbursements of an order. If he

may take out an order dismissing the

action without costs. If not, he is not entitled to any order upon that con-

ance, but that would probably be of

be avoided by both parties living up to the terms of the contract of Feb. 27

tiffs' wholly unauthorized and inex-

cusable proceedings are the fons et

origo mali, and the proceedings of the

defendant since have been contrary to

the practice. We are glad to say that

the plaintiff has had charge thruout of his proceedings and that no member of the bar or solicitor has been concerned

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

Maclaren, J.A.; Magee, J.A.

ere should be no costs. The plain-

little or no advantage to him.

is willing to pay the sum of \$20.20 h

the first instance. Upon the applica-

in the first instance. We should ac cordingly now make the order the mas

ed and dismissed with costs

been adequately advertised, but the order is not justified and must be set

GLENERNAN

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A blend of pure Highland malts, bottled in Scotland, exclusively for

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divided up into equal sevenths among J., on Oct. 5, 1910, for plaintiff for shares so divided among the directors recover the amount of a loss sustaine and their friends promissory notes were by the plaintiff as assignee for credit given and endorsed to the bank, and ors under a fire policy on the stock-these are the notes sued upon by the in-trade of Brooks-Sandford Hardterday and not concluded.

Meredith, J.A.; Magee, J.A. Lennox v. G.T.R. Co. and C.P.R. Co. -D. L. McCarthy, K.C., for-defendsent. Upon the consent of Feb. 27, he appeal by defendants from a judg-is entitled to an order for discontinument of Falconbridge, C.J., of Oct. 12, 1910. Plaintiff, while in the employ of defendants, was knocked down and is no reason why all trouble should not run over by a coach of the Grand Trunk Railway in the Union Station, whilst in the performance of his du-ties, losing his right foot, and brought 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.; Magee, J. A. Dawson v. Niagara, St. Catharines

and Toronto Railway Co.-McG. Young, K.C., for defendants. E. A. Co.-McG. Lancaster, K.C., for plaintiff. An appeal by defendants from the judgment of Clute, J. This was an action by Agnes Dawson, widow of William G. Dawson, under Lord Campbell's Act, Stavert v. McMilian-J. Bicknell, K. and the Workmen's Compensation for Co., and F. R. Mackelcan, for plain- Injuries Act, to recover damages for Vair v. Clark—A. E. H. Creswicke, K.C., for plaintiff. W. A. Boys, K.C., for defendant. An appeal by plaintiff K.C., for defendants. I. F. Hellmuth, from the judgment of the County Court K.C., and A. W. Anglin, K.C., for third ants' railway line, alleged to have been parties. An appeal by plaintiff from the by negligence of defendants. At the judgment of the chancellor of May 23. trial judgment was given for plaintiff Defendant disputed the claim and 1910, whereby five actions, tried together, for \$2300, apportioned \$2000 to plaintiff counterclaimed for \$224 damages for were dismissed without costs, and the and \$200 to mother of deceased, with claims of the defendants against the costs. Judgment: A new assessment third party tried at the same time were of damages directed, unless defendants dismissed without costs. This litiga- consider whether in the end they will the full of exchange given. At trial tion arises out of a series of dealings gain by accepting the relief proposed, judgment was given to plaintiff, for by which the money of the Sovereign for another jury may find for a sum statistical was given to plainting to save the money of the Sovereign for another jury may find for a sum dant, on his counterclaim for \$250, of its own stock to the extent of about without costs. Appeal argued and dis-\$400,000. The shares so acquired stood in the names of various nominees of to decline the new assessment, the in the names of various nominees of the bank, who undertook no personal responsibility, and whose names were in some cases used without their knowledge. Eventually these shares were DR. A. W. CHASE'S 25C.

DR. A. W. CHASE'S 25C.

DR. A. W. CHASE'S 25C.

Maclaren, J.A.; Meredith, J.A.; Magee, J.A.

is sent direct to the diseased parts by the Improved Blower. Heals the ulcers, clears the air passages, stops droppings in the throat and permanently cures Catarrh and Hay Fever. 25c. blower free. Accept no substitutes. All dealers or Edmangon, Sates & 90., Toronta

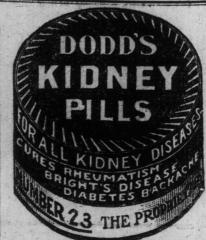
ware, Limited, which was effected by that company with defendants. The Before Moss, C.J.O.; Maclaren, J.A.; loss by the policy was made payable to the Sovereign Bank, who transferred their interest to the United Empire Bank. Shortly the Brooks-Sandford Co. made an asto plaintiff without the written the defendants, who set things up as a defence. Judgment: Appeal dismissed with costs, Meredith, J.A., dis-

SUNK BY ICE FLOES.

ST. PIERRE, Martinique, April 25.

The loss of the French banking schooner Victor Helene of St. Malo. France, formerly the Gloucester erman Stranger, and of the French brigatine Bettina, the latter carrying passengers and merchandise from S Malo, France, for St. Pierre, was re-ported here to-day by vessels of the ported 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 Graafter collision with ice floes. occurred on the Grand Banks

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



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Fine range of spring, in se basket cloths ored designs and broken \$30.00.

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Wash I New arrival ured voiles, delaines and and all color \$5.00 to \$25.0

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Ladies' Outing Lovely assor coverts, browith speciall in all the r tailored and our trade—

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used. This w tender except One case of a Record, which Ottawa Free paper reaped doing anythir been purchase year: Dictions \$65,250; alma \$5000; law bo and supplies, scriptions for He said a. grown up of the men who the payroll, a that as one

> Hon. Chas. ing bureau. over the bure the evils whi The member late in porpos cause one h November, in isfactorily cor Mr. Borden he had asked departments of Mr. Murp Ames had als Mr. Murphy motion was in

locks were ea

had commer it did not refe ment. Mr. Northra had suppresso regard to wro ment till Jun Mr. Murphy pressed not een made p Northrup with with a disc bureau. In bureau. In contract he blame for it r former employed who had been T. W. Crotled that the that firm

secretary of enter into a No more da presented to R. L. Borde letter meant employe of t to the firm which could delude parlia Canada. He Mr. Murphy the "most na the reminded mier had 1908 and 1909, had been los this investiga At 2 a.m.

of 37.