TO BUY

WISELY

t the little

DNE ER. STREET

Blake for plaintiff, contra.

Another case of interest in the same

Fine Stock 466 and 468 Spadina-ave.

Michie & Co.

CORNELL YS. CITY OF TORONTO.

Mitchell v. Mitchell occupied nearly all day at the non-jury sittings. It was an action to restrain the infringement of a patent for using transparent celluloid over colored fabric in the manufacture of collars, cuffs and shirt fronts. The learned Chief Justice dismissed the action with costs, with leave to plaintiff to mention to Divisional Court upon appeal that he desired them to dispose of the question of costs. Clute, Q.C., and Frank C. Cooke for plaintiff. J. A. Paterson for defendant.

Burns v. Kennedy, an action against a manufacture of collars, cuffs and shirt fronts. The learned Chief Justice dismissed the action with costs, with leave to plaintiff to mention to Divisional Court upon appeal that he desired them to dispose of the question of costs. Clute, Q.C., and Frank C. Cooke for plaintiff. J. A. Paterson for defendant.

Burns v. Kennedy, an action against a manufacture of collars, cuffs and shirt fronts. The learned Chief Justice dismissed the action with costs, with leave to plaintiff to mention to Divisional Court upon appeal that he desired them to dispose of the question of costs. Clute, Q.C., and Frank C. Cooke for plaintiff. J. A. Paterson for defendant.

Burns v. Kennedy, an action against the latter of the mention of the contract of the

claiming only the amount actually advanced by them up to that date. Now when plaintiff comes to redeem he tenders them \$501.50, which, he says, allowing for payments made them from time to time by him, is all they are entitled to receive, and upon their refusal to accept brings an action. The defendants allege that the agreement between the English Loan Company and Martin was that the company could pay off the Bristol-Company at once or at any time as they chose; that they settled with Martin on the basis of the face value of the mortgage he made them, and he paid them \$31 besides for costs, and continued to make them payments of instalments for ten years; and that they purchased the English Loan Company's mortgage for tis face value, and as that company has been wound up, if plaintiff now succeeds they will lose the difference. They further say that Martin only has the right, if anybody has, to complain, and not the plaintiff, who purchased at a mortgage sale subject to the English Loan Company's mortgage, and who is not assignee of Martin's rights, if any, as aforesaid.

Judges differ like ordinary mortals. Meredith, J., who tried the case and was also one of the judges who reheard it, holds shortly as follows: That the plaintiff cannot exepct the court of the paintiff cannot exepct the court for go behind the back of the vendor and relleve him of upwards of \$200 of the price he agreed upon; that the price agreed upon; that the price agreed upon that the price agreed upon; that the price

Threatened to shoot Mr. Pullman.
Chicago, Nov. 13.—W. B. Graham,
one of the employes in the Pullman
building, was arrested last night because it was feared the lives of George
M. Pullman and J. B. Griffin, one of
Mr. Pullman's superintendents, were
in danger. Graham had made the
threats to shoot both of them. Graham was examined by the city physician and sent to the Detention Hospital for the Insane, where he will rethe price he agreed to pay for the land, without a shadow of any moral right to pay one cent less than the price agreed upon; that the way the defendants claim is made up certainly points to a wrong done Martin, but he has mot objected, and besides the defendants bought in good faith from the English Loan Company, at its face value, the mortgage with Martin's acknowledgment of amount due; nor pital for the Insane, where he will remain until his sanity is passed upon

walue, the mortgage with Martin's acknowledgment of amount due; nor had the defendants notice of any agreement as to how the Bristol Company were to be paid off.

The Chancellor, on the other hand, holds that plaintiff can stand in Martin's shoes (though what he gains he may have to hold in trust), who would have a right to redeem as asked by plaintiff. He also thinks defendants had notice of the actual amount advanced by the English Loan Co. Robertson, J. concurred with the Chancellor, and the defendants now appeal to Court of Appeal. Gibbons, Q.C., for defendants (appellants); W.H.
Bake for plaintiff, contra.

Another case of interest and surface as now being the highest available points.

Five candidates are in the field for

Blake for plaintiff, contra.

Another case of interest in the same court was the appeal of the city of Toronto from the order of the Chancellor, on appeal from the arbitrator, allowing W. E. Cornell \$400 compensation and damages for land taken in the year 1885, under Parkdale's bylaw 295, for a sewer. Cornell bought, in 1884, seven acres of land situate south of G.T.B., and between Dowling and Wilson-avemues in Parkdale. In 1885 the city constructed the sewer complained of.

In 1887 Cornell filed a plan of the seven acres. Out of a portion of the land, 85 feet by 510 feet, he made a street 50

feet wide, called Victoria Crescent-avenue, and the remaining portion 35 feet by Gilf feet, he divided into lots 26, 27 and 28, having a froncage on the avenue. A letter the construction of the sewer truns through the porth end of these lots, and Mr. Cornell claims the right, after the construction of the sewer truns, the lays out the three above-numbered lots, and now, eight years afterwards, claims demages for their diminished value; owing to the sewer. The arbitrator, after hearing evidence, decided that there being at least two from Belleville stated that certain slaughter houses there were in a flight that the land in question, by adopting either of which no damage would have resulted, he was not entitled to pursue the one he did ocopy by the above plan, and make a claim for damages cahased to the lots by the sewer. Mr. Cornell claims that he laid out his land according to the best of his ability and without any other end in view than making it most marketable, and that seed in the lots by the sewer and the search and the lots by the sever and the search and the lays or eight years after his right accrues.

The city don't want to pay anything, and hence the appeal, and Mr. Cornell cross-appeals, asking for more than 5000 allowed by the Chancellor. James Fluierton, Q.C., appeared for the city; James Reeve, Q.C. and J. E. Day for Cornell. Argument was not concluded. The following are the peremptory sittings, before Armour, C.J., at 10 am. Burns v. Kennedy to be continued and the continued of the continued of the continue and the continue and

James Reeve, Q.C., and J. E. Day for Cornell. Argument was not concluded when the court rose.

The following are the peremptory lists for Thursday, Nov. 14: Non-jury sittings, before Armour, C.J., at 10 a.m.: Burns v. Kennedy (to be continued); Blevins v. Newlove, Garow v. Storey, Lennox v. Ross, Dibb v. Dibb, Wanless v. Lancashire etc., Co., Mall v. Pearson. of all wells which have proved or are likely to prove dangerous; special examination of all dairies and withdrawal of permits from those not using sanitary wells and the stricter enforcement of the Notification Act. An additional report on the same subject was read, which emphasized the alarming condition of the wells causing the recent fever outbreak and exonerating the city water supply; at the same time recommending the improvement of the Island ravine, at present one source of supply, so as to be if necessary an extra reservoir. The report was adopted.

ment de patent for using françance in simulations of collars, suffa and the strain with costs, or collars, suffa and the strain with costs, or collars, suffa and the strain with costs, or collars, suffa and sufface of the patent of the strain with costs, or collars and the strain with costs or collars and the strain with costs or collars and the strain with the strain of the strain with the strain with the strain of the strain with the strain with the strain of the strain with the strain with the strain with the strain with the strain of the strain with th

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anæmic and consumptive adults,

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Tables No. 8:

Tables No. 9:

Tables No. 10:

The great Mantle stocks is helped.

are lessening, but as the days Bargains for get shorter so the bargains get greater. Here are some great special Friday kinds:

to-morrow (Friday) yours for \$7.69.

Misses' and Children's Ulsters, in all kinds tweeds and shades, regular price \$4.25, to-morrow (Friday) yours for \$2.49.

Ladles' Coats, in fine covert cloth, fawns, browns and blacks, box front, balloon sleeves, velvet collar and lapels, regular price \$21.97, to-morrow (Friday) yours for \$16.29.

Ladles' Fine Beaver Cloth Coats, in blue, fawn, brown and black, latest style, Berlin made, regular price \$14.49, to-morrow (Friday) yours for \$9.49.

Temperance and Yonge-Streets.

The best canned peas, corn and tomatoes 80c dozen, choice 1 lb. roll table butter 18c lb., eggs 15c dozen, geese, turkeys, chickens and ducks direct from the farm every day and at first cost. Granulated sugar, 6 lbs, 25c. All other goods as low as the lowest. Free delivery. Tei, 364, or letter orders long time, as it does not upset promptly attended to. the stomach nor derange the

Scott's Emulsion is as much easier to digest than the plain oil as milk is easier to digest Wholesale Supply Co. than butter. Besides, the fishfat taste is taken out of the oil,

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290 Boys' Tweed Ulster Coats, with or without capes, sizes 3 to 12 years, wonderfully cheap, \$1.54.
260 Boys' Heavy Tweed Frieze Ulsters, storm collars, slash pockets; have been selling from \$3.99 to \$4.49, shall go during this great clothing eyent at \$2.99.

WISLY

In the great sale of Crock-eryware, China and Glassware that this store will continue until the close of the year, there will be found goods to suit all sorts and conditions of men and sorts and conditions of men and women. Those whose requirewomen. Those whose requirements call for a large range of these goods have never had a like opportunity to buy—the widest assortment at prices that are a large discount on the speat clothing event at \$1.94. chasing opportunity comes to the consumer, who may need 380 Men's Scotch and English
Waterproof Coats, with extra
long detachable cape, sewn
seams, have been selling from
\$6 to \$9, shall go during this
great clothing event at \$3.58.

1888 pairs Boys' Heavy Odd
Knickers shall go at 24c.

the consumer, who may need
simply a half a dozen cups and
saucers or it may be an individual jug or teapot, same as to
the proprietor of a large hotel
or boarding house. Everybody or boarding house. Everybody

Friday and Saturday

Just how much virtue there is in the bargain Friday busi-Ladies' Black Beaver and Boucle
Cloth Coats, newest styles,
regular price \$8.99, to-morrow
(Friday) yours for \$6.49.
Ladies' Black Beaver and Boucle
ness, shoppers must judge for
themselves, but there can be no
question of the bargains that
are contained in the lists that
are contained in the lists that
here follow—specially on sale
\$4.79.

\$4.79. Children's and Maids' Ulsters, in Scotch Tweed, regular price \$1.69, to-morrow (Friday) yours for \$70.

Matrons' Tailor-Made Black Capes, regular price \$7.50, to-morrow (Friday) yours for \$4.79.

Ladies' Black Cloth Coats lands Large sized colored Soup Plates, 65c doz., worth \$1.25.
Colored Cups and Saucers, 75c doz., worth \$1. \$4.79. adies' Black Cloth Coats, lapels and storm collars, extra sleeves, regular price \$10.49, to-morrow (Friday) yours for \$7.69.

each.

A Dandy Mug for 4c.

Jet Tea Pots, 15c, worth 25c.

Engraved or Gilt Tea Pots, 22c, regular price 40c.

Tronstone Jugs, 10c, worth 15c; 25c, Tronstone Jugs, 10c, worth 15c; 25c, worth 40c.
Fancy Colored Jugs, 12c, worth 20c.
Crystal Berry Stands, 40c, worth 75c.
Covered Pickle Jars, 8c, worth 15c,
Cheese Stands, 30c, were 50c.
Hand Lamp, complete with chimney and burner, 12c, worth 25c.
White China for decoration, at special prices.
Glass Tea Sets, 6 pieces, 20c, worth

\$9.49.
Ladies' Astrachan Coats, in black, ripple back, box front, large sleeves, regular price \$45, to-morrow (Friday) yours for \$37.94. at prices that will astonish the keenest bargain hunters.

LTD Don't Put Off picking up your bargains,

for so soon as the end of the year is past the trustees of the business have been instructed to place the entire goods for sale "en bloc," and thus wind up the business.

Every preparation has been made to meet the individual Have always the best quality of needs of buyers. Feel free to goods, and at lowest prices; no old.

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musty or damaged goods in the
ports, examine the goods, note

P. BURNS & CO., 38 Kin.
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JAMES A.

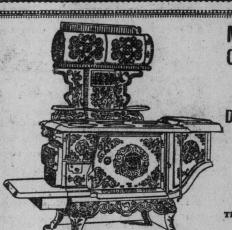
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4-Button Kid Gloves, 35c per pair

4-Button Perin's 75c per pair Fancy Ringwood 25c per pair LONG Gloves . . . 25c per pair

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