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Established 25 Years. ...and CLEANING. Ring up and we will send for goods. ...ENDERSON & CO., ...rks, 103 King west, ...9 and 772 Yonge-street. ...house. Express paid from a distanec.
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The Toronto World.

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Wading Boots — Camp Blankets
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THE TORONTO RUBBER CO., LTD.
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SIXTEENTH YEAR — FRIDAY MORNING NOVEMBER 1 1895. — ONE CENT.

HOLMES BROKE DOWN

He Wept When Miss Yohe Was Brought Into Court.

LOOKED LONGINGLY TOWARDS HER

But the Woman Kept Her Eyes Cast Down.

Desperate Efforts to Prevent Her Testimony From Being Taken—Holmes Himself Cross-Examined Her and Showed Much Cleverness—Prisoner Will Call Miss Yohe For the Defence at the Proper Time.

Philadelphia, Oct. 31.—The fourth day of the Holmes trial opened with the prisoner looking as fresh and bright as when he was first arraigned in court. When placed in the dock he scanned a letter, and that the man is not wholly nerveless was shown by the way the paper shook in his hand.

After court opened, there was quite a wait for the district attorney. Holmes passed the interval by consulting with his counsel and chatting and laughing with the court officers.

Sydney L. Samuels, a Fort Worth, Tex., lawyer, was the first witness to-day, he was shown a note for the $16,000 signed by Pitezel under the name of Benton T. Lyman, and to take up which Holmes got the $5000 from Mrs. Pitezel. Witness identified the handwriting in the body of the note as his own.

William E. Geary, the agent of the Fidelity Insurance Company, who testified yesterday, was again called to the stand.

The Williamette Wife.

Mr. Graham put Mr. Geary on the stand for the purpose of proving that the prisoner has a wife in Williamette, Ills., as well as the woman who is in this city now, whom he married under the name of Howard. As it was the evident intention of Mr. Graham in proving the identity of the woman in Williamette as Holmes' wife, that he might be thus free to place "Mrs. Howard" on the stand, the defence made a vigorous objection to Geary testifying. The objection was overruled and Geary testified to the fact of seeing and talking to a woman in Williamette who was known as Holmes' wife and so acknowledged to be by him.

A letter from Holmes to the woman in Williamette, in which he speaks of their marriage, was read to the jury.

The defence entered a general objection to any and all testimony bearing upon the question of Holmes' marriages.

Holmes Broke Down and Wept.

Just after this Holmes, for the first time since the trial, gave way, and so acute was his emotion that he wept.

A fair, blonde-haired girl was led towards the witness stand. When Holmes saw her he started, his pallid face flushed and then grew ghastly pale. He beckoned eagerly to his attorneys and with tears running down his cheeks talked with great earnestness to them.

The witness was asked her name, and gave it as Georgiana Yohe. Then the reason for Holmes' eagerness was apparent. It was the girl whom he married under the name of H. M. Howard. Holmes urged his lawyers to use every means in their power to prevent the witness from testifying, but their efforts were useless, as the court overruled all their exceptions and ordered the examination to go on.

The witness kept her eyes cast down and, like Mrs. Pitezel, a court officer repeated her low answers to the jury. Never once did she glance at the man she once thought her husband. He, on the contrary, looked longingly towards her, and occasionally he wiped a tear away.

MISS YOHE TESTIFIES.

new Prisoner as Holmes and Howard—Presents He Gave Her.

Miss Yohe testified that she knew the prisoner under the names of Holmes and Howard. She met him in St. Louis and while he was in jail engaged Thomas B. Harvey and Howe as lawyers to defend him.

Mr. Graham made no reference to any marriage between the prisoner and Miss Yohe, but went on and asked her if she was in Philadelphia with him in August, 1894.

She said she was, and then he asked her if she remembered a man calling to see Holmes at 1905 North 11th-street on Saturday night, September 1. This man, Holmes has since told her, was Pitezel. Holmes said at the time that he had an engagement with the man the next day. The next day he was out of the house from 10.30 to 2.30 or 4 o'clock.

Mr. Rotan here broke in and stated to the court that the prisoner asked permission to be allowed to cross-examine the witness.

Mr. Graham objected and the court said the matter would be decided when it came up.

Mr. Graham Nettled.

When Mr. Graham resumed his examination he seemed to bring out something that he did not like. He asked the witness when the prisoner returned on the Sunday afternoon if he said anything about going away.

She replied that he had spoken of this before and the only thing it was necessary to do was to pack up.

This reply seemed to nettle Mr. Graham.

When they left this city Sunday night they went to Indianapolis. Holmes remained with her for a day or two in Indianapolis and then went to St. Louis.

He returned to Indianapolis, and from there to Franklin, Ind., the home of her parents, and from there to Indianapolis again. There he told her that he had received a telegram calling him to Philadelphia, to close a deal with the Pennsylvania Railroad, and he came here. He remained away several days. This was the time Holmes was identifying Pitezel's body.

After Holmes returned from Philadelphia he went to St. Louis.

While giving her testimony, Miss Yohe occasionally raised her hand to her brow, as if bewildered or tired.

When Holmes came back from St. Louis he told her that he had sold his property in Fort Worth for $35,000, of which he said $10,000 was in cash.

Holmes told her of identifying Pitezel's body, but from his account of the matter to her, he was only drawn into the case accidentally by meeting Howe on the train to Philadelphia. Of the money he said he got from the Fort Worth sale, but which was really the insurance money, he told her that he had sent $5000 to his broker, of Chicago, and that he had kept the the balance himself. He gave her about $2000 in money and several valuable presents.

Traveled the Same Route.

After this, Miss Yohe's story and journey progressed more rapidly. Holmes took her to Prescott, Ogdensburg and Burlington, Vt., in fact, over

Continued on Second Page.

THE STUDENTS WERE OUT.

They Made the Play Houses Lively and Wound Up in a Little Bout With the Police.

Senate Rdg Room 1Jan96 SENATE P O

On an his[illegible] morning in Paris once a famous [illegible]man looking up to the sky [illegible]igns of rain, said: "There wi[illegible]volution." The same cynical [illegible] might have been applied to [illegible]dents last night for the rain [illegible] much of the Hallowe'en mis[illegible] the heads of most of them.

They went to the theatre, [illegible] true, occupied boxes, stormed the galleries, festooned the place with colors, showered flowers on the actresses and sang with a hearty good will, but there the sport ended. When "Trilby" was over the Varsity men, dentals, medicos and practical science students formed a procession through the principal streets but half of the boys tired of the wet weather and went home at midnight.

Bishop Strachan School, Moulton College and the Presbyterian Ladies' College were visited, and a gallant salute rendered to the maidens within, but though maidenly hearts may have beaten with joy there was no material response.

In Yonge-street some of the more foolish of the lads pulled down water spouts from houses and destroyed barbers' poles, awnings, etc.

At midnight what was left of the procession went from College up St. George street and pulled down a large fence at the north end of the street, and also destroyed a fence in Bloor west. At this juncture the police, who had already protested, warned the students to stop, but they apparently couldn't resist tearing down the fence surrounding Ald. Shaw's grounds, which they did, notwithstanding the warnings of the police, who then dispersed the crowd with their batons.

The Veterinary students attended the Toronto Opera House, and in a moment of hilarity pulled the railing off the gallery. Various members of defunct equines were festooned beneath the gallery and the comedian who recited the little ballad 'Kolling a Horse," was wildly applauded

The Small Boy.

In all parts of the city the small boy congregated soon after dark with the usual request that the storekeeper "shell out." The boys appear to have behaved themselves very well, excepting in the northeastern portion of the city.

J. Coutts, Parliament and Prospect-streets, had his plate glass window broken; Mrs. Wevill, Rose-avenue, and A. Sinclair, 511 Parliament-street, had their windows broken.

HAGGIS AND HOT SCOTCH.

Hallowe'en Celebrated Royally at the Annual Dinner in the Walker House.

About 150 Scotchmen assembled last night at the Walker House and celebrated with patriotic entusiasm "that night when fairies light on Cassilas Downan's dance." Although kail stalks, hazel nuts or other rites formerly practised on the e'en of Hallowmass by dabblers in demonology were not in evidence, Hallowe'en was royally celebrated. Old Scots with characteristic features partook of haggis, hobnobbed over "real Scotch," and exhibited that loyalty to the Land o' the Leal for which they are famous. Capt. Robertson presided, and among those present were Col. Davidson, [illegible] Sassels, Major Cosby, Alex. Muir, [illegible] Gibson, M.P., Warden Massie, Percival Ridout, H. O'Hara, Dr. Ferguson, Dr. Gregg, George Vair, Inspector Stark, John Catto, Captain Michie, Major Macdonald, and Ald. Shaw. Probably no audience was so carried away as that last night by the speech of Mr. Alex Muir, who responded with fervid poetic eloquence to "The Land We Live In." The audience at its conclusion as one man sprang to their feet and burst into "The Maple Leaf," and the enthusiasm generated will last long. The feature of the evening was the presentation by Mr. D. Walker of a gold watch to Staff Sergt. Harp, the winner of the aggregate prize at Ottawa this year, which was acknowledged in graceful terms.

ANOTHER PRAIRIE FIRE.

A Man Arrested on Suspicion of Having Set the Blaze.

Yorkton, Assa., Oct. 31.—The most menacing prairie fire prevailed in this vicinity some days ago. The mounted police pressed all the citizens into service Wednesday night and by morning the fire was almost completely extinguished. The damage is not yet computed. One arrest was made on suspicion.

Guinane Bros. are sole agents in this city for the "Slater" Shoe. 214 Yonge-street and 89 King west.

The Man May Die.

Melancthon Station, Oct. 31.—Mr. Hurlburt, who came here a few days ago from Mitchell, Ont., to measure lumber, was standing on a pile of lumber in Mr. Sloan's mill-yard during the high wind storm and a board flew up and struck him on the face knocking him to the ground. He is still living, but very slight hopes are entertained of his recovery.

Delicious "Salada" Ceylon Tea.

Appeal From Ireland for Funds.

Dublin, Oct. 31.—The Independent publishes an address issued by the Amnesty Association, addressed to Irishmen in the United States and Canada, making an appeal for aid in continuing the agitation for the release of the Portland prisoners, and also for the purpose of assisting their families and substantially helping the men who were recently released from prison.

Refreshes and fortifies the system and insures perfect digestion—Adams' Tutti Frutti. Sold by druggists and confectioners. 5 cents. Refuse imitations.

Mrs. Kellar a Life Prisoner.

Oswego, N.Y., Oct. 31.—Mrs. Kellar, who was convicted last night of murder in the second degree, for the killing of a man named Alexander Kempthorn, was sentenced by Judge McLennan to be confined for life in the state prison for women at Auburn. She sobbed bitterly and left the court room in hysterics.

Saturday's Queen's v. Varsity game at Rosedale at 2.30. 456

Hotel Clerk Drops Dead.

Winnipeg, Oct. 31.—J. W. Yardly, clerk in the Grand Central Hotetl, died suddenly to-night of heart failure. Yardly came from Montreal two and a half years ago. His parents reside there.

Roberti Grand Operatic Concert, Massey Music Hall, Nov. 4th.

Shot While Duck Hunting.

Cornwall, Ont., Oct. 31.—F. J. Nicholson, Cornwall's leading baker, was accidentally shot at Summerstown to-day while duck shooting. He died before he could be got to shore. Deceased was about 45 years of age, and highly respected.

Perry Averill, baritone, Nov. 4th, Massey Music Hall.

The Amethyst Social Club held its first at home at the Sunnyside Boat Club last evening, 105 couples being present. Hon. N. Clarke Wallace wired his regrets at being unable to attend.

MR. WHITE'S APPOINTMENT

AS COLLECTOR AT MONTREAL TO BE MADE AT ONCE.

That is the Latest Report—The Ministers Have Returned to the Capital After Having Promised That—Judge Foster for the Senate—General News Notes From Montreal.

Montreal, Oct. 31.—After a sojourn of two days, Hon. Sir A. P. Caron, Mr. Haggart and W. B. Ives have returned to the capital. It is not likely that the honorable gentlemen ever before heard so much plain talk from their very best friends as has been their lot during the last forty-eight hours. They were told that unless Robert S. White, ex-M.P., for Cardwell, is appointed collector for the port of Montreal not only Montreal Centre could not be carried, but that no respectable candidate could be brought forward.

The Ministers returned to Ottawa after promising that Mr. White shall be the collector at once, and that Judge Foster will be the next new senator for the Bedford district.

It is also intimated that Sir William Hingston has consented to accept the Government candidature in Montreal centre, but this is doubtful, as he has taken little or no active part in politics.

Before leaving Sir A. P. Caron said "I think everything is now all right."

Montreal News Notes.

Mr. Hugh McMillan, ex-M.P. for Vaudreuil, and for some time past paymaster of the Lachine canal, died to-day at Rigaud aged 55 years.

Le Monde says that Mr. Maclean M.P., was one of those who most contributed to Hon. Mr. Chapleau's retirement from public life, and thinks it inconsistent on the part of The World to desire his honor's return to the Ministerial benches.

"I am dying; give me some cold water," exclaimed Mrs. Lacroix this morning while getting breakfast at her home, 614 Rivard-street, and in an instant the woman was dead.

The Montreal street railway statement shows the earnings to be 10 1-2 per cent. on the average paid-up capital for the year of $3,444,000. The gross earnings have been $1,101,204; the net $443,792, and the operating expenses about 59 per cent.

MORE BUNGLING AT OTTAWA.

Breaking Faith With the French Treaty.

We regret to state that through the stupid bungling of some high officials in the Customs at Ottawa, the Collector in Toronto was instructed yesterday to break faith with the French treaty, and we were not allowed to take any more Clarets out of bond without paying the old duty. Fortunately, however, we had received last week 300 cases from the Bordeaux Claret Co., so that we will not have to advance prices until they are disposed off. Wm. Mara, 79 Yonge-street, Toronto.

A SCARLETT REUNION.

Toronto People Who Mourned Each Other as Dead Have a Gathering.

Oakland, Cal., Oct. 31.—Among the overland passenger arrivals in Oakland Monday morning, was Edward Scarlett of Toronto, Canada, who had been hastily summoned to the city by a letter from his sister, Miss Kittie B. Scarlett, whom he had mourned as dead for some years.

Edward is the son of the late Sir James Scarlett, formerly a wealthy and influential citizen of Toronto. The family of Sir James left Toronto some 14 years ago, taking up their residence in South California. The father died shortly afterward and Edward returned to Toronto.

Through some misunderstanding, Mrs. Scarlett received no tidings of his absence and was led to believe he was dead.

He in turn thought the same of his family, as letters to their Southern California address failed to reach them. Yesterday there was a happy re-union.

Go to Harris for good quality, the latest style and the most perfect fitting sealskin mantles, the manufacturing furrier who always gives satisfaction. 71 King-street west upstairs.

HARD ON HAMILTON.

Did Peter and His Satanic Majesty Hear of the Village Under the Mountain.

It was whispered around yesterday that a Hamiltonian died last week and sought admission at Peter's gate, but was refused; he then tried the other place, but was also refused admission. He then sat down and cried. A few minutes later a man from Dundas came along and questioned why thus the despair. The reply was he did not want to return to Hamilton. Much unlike the masses that deal at Howell's Big Cut Rate Shoe House, 246 Yonge-street, they like to come back. All who buy this week secure a wax doll valued at 50c with every purchase over one dollar.

Chevelier Dante Del Papa, Grand Opera House, Milan. Nov. 4th. Massey Music Hall.

Gigantic Sale of High Class Dry Goods.

Owing to the absurd action taken by the Toronto City Council in regard to the new palatial dry goods store which Messrs. W. A. Murray & Co. had intended to erect during the past summer, and which by the existence of an exceedingly stupid by-law they were prevented from carrying out, the firm are compelled to place on sale the whole of their superb stock of high-class dry goods to the value of $750,000, which will be disposed of at prices heretofore unheard of in Toronto for first-class goods. Messrs. Murray & Co. begin this morning the largest sale of silks, dress goods, mantles, millinery, flannels, hosiery, underwear, house furnishings, fancy goods and ladies' and gents' furnishings that has ever been held within the borders of the Dominion of Canada. Immense reductions in all departments of the house will be made and as the public know from experience that any statements made by Murray & Co. are faithfully carried out, this sale will certainly be the most gigantic and low-priced of any the firm have yet held. All goods are new and marked down at prices never before heard of.

Have you tasted "Salada" Ceylon Tea?

Cook's Turkish Baths. 202-204 King w.

Special Notice.

The White Star Line steamer Majestic will sail from New York Tuesday, Dec. 17, at 11 a.m., so as to enable passengers to spend Christmas Day with their friends in the Old Country. Weather permitting, she is due at Queenstown on the evening of the 23rd, and Liverpool early in the morning of the 24th.

"Salada" Ceylon Tea is delicious.

Cook's Turkish Baths, 202-204 King west

The Owen Sound Ale and Porter.

Do you believe pure water makes the best Ale and Porter? If you do ask your wine merchant for Eaton Bros.' as the water that supplies the Owen Sound Brewery comes from a spring that has not a rival in Canada for purity.

Final Rugby battle at Rosedale on Saturday. 456

STABBED NEAR THE HEART.

John Gilliam's Murderous Attack on Joseph James—Three Desperate Lunges With a Knife.

John Gilliam, 518 Front-street west, is under arrest in the Third Precinct Police Station, on a charge of felonious wounding. Had his own dastardly intentions been carried out the charge would have been murder instead. Gilliam is a broom maker by trade, and keeps boarders. Up to last evening Mr. and Mrs. Joseph James had a room there.

Last evening they intended to leave, and when James informed Gilliam of this, the latter flew into a rage. On a pretext of wishing to speak to him privately, Gilliam called James into a room, and then sprang at him with a knife. James was taken by surprise, and was unable to defend himself. The first stroke of the blade he received on his arm. Every blow was aimed at the helpless man's heart. The second stroke tore through his clothing and left an ugly mark on James' breast. Blow number three penetrated his body just above the heart. James' escape from instant death was narrow indeed.

The row had by this time attracted the attention of other inmates of the house, who rushed in and rescued James from his infuriated assailant. Dr. W. H. Pepler, 272 Adelaide street, was called in to dress the injured man's wounds and reports no immediate danger, unless complications result. Detective Porter arrested Gilliam. James is an employe of the G.T.R.

FOUR MILLION BUSHELS

Of Wheat in Manitoba Elevators — Big Packing House For Selkirk.

Winnipeg, Oct. 31.—It is estimated that four million bushels of wheat are now stored in Manitoba elevators and about the same quantity has already been shipped. The price has again dropped, 43c being the highest paid to-day.

The Booth Packing Company of St. Paul, Minn., is preparing to erect at Selkirk one of the largest ammonia refrigerators or freezing plants on the continent. It will have a capacity of six million pounds and will cost $300,000.

Albert Sprague, a 13-year-old boy, injured in one of the recent prairie fires near Shoal Lake, died in the hospital here to-day. This makes the fifth death from prairie fires.

N. F. DAVIN AND HALL CAINE.

The Well-Known Politician and the Eminent Novelist No Longer Separated.

Mr. Nicholas Flood Davin, M.P., contributes to to-day's issue of The Week a review of Mr. Castell Hopkins' "Life of Gladstone," full of anecdote and personal reminiscence. Close to him is Mr. Hall Caine, who is the subject of a delightful appreciation by Mr. Bernard McEvoy. A very winning picture of the great novelist is given, and his many admirers in Canada will be eager to read the article. Sir Mackenzie Bowell's definition of luck, and his remarks on the small part luck played in Sir John Macdonald's career, will interest all readers of The Week, which can be had as usual at McKenna's Bookstore, 80 Yonge-street. Mr. Oliver Howland's idea of an international supreme court is discussed. Mrs. S. A. Curzon writes about a notable Canadaian book, and Mr. H. J. Wickham has something interesting to say concerning the Toronto branch of the Navy League. The leading article of the number is on Love of Country, in which The Week makes a strong plea for a more active and lively patriotic spirit in Canada.

Take a note of it—Adams' Tutti Frutti insures perfect digestion. Sold by druggists and confectioners. 5 cents.

HAS MADE A HIT.

The Idea of a Bargain Day in Furs Catching On.

Bargain day again at Dineens. This day is becoming an institution and patronized by the very best people in Toronto. Ladies loving a bargain should call at this popular headquarters for furs to-day; they will see their friends here and pick up many a bargain that will surprise those at home. The following prices are genuine; inspection wil convince you of it:

Astrachan Capes, 30 inches long, wide sweep, were $22 to-day $15.

Greenland Seal Capes, 24 inches, wide sweep, were $22, to-day $18.

Black Coney Capes, 30 inches long, wide skirt, were $12.50; to-day $10.

Long Fur-Lined Circulars, were $18; to-day $10.

3-4 Length Fur-Lined Wraps, were $20; to-day $16.50.

Alaska Sable Muffs, finest quality, were $12.50; to-day $10.

Ladies' Fur Gauntlets, were $5; to-day $4.

42-inch Astrachan Jackets, were $35; to-day $27.50.

Fine Seal Muffs, were $20; now $15.

Mink Neck Scarfs, $2.50, $3.50 and $5.

Departmental stores can do much, but they cannot compete with these prices, nor can they show half the variety of stock, or the staff of cutters and finishers, where alterations are desired right on the premises. The store is sure to be crowded and those coming early will have a far better chance to inspect the goods and try them on. King and Yonge.

The "Slater" Shoe can be purchased only at Guinane Bros.' stores, 214 Yonge-st. and 89 King-st. west.

Queen's v. Varsity Saturday. Plan at Nordheimers'. 456

Conservative Meetings.

To-night the annual meetings of the Liberal Conservative Associations of Wards 1 and 3 will be held—the former in Dingman's Hall, the latter in the hall, Yonge and Alice-streets.

Cook's Baths open all night, 204 King w.

Massey Music Hall, Roberti, Nov. 4th, Von Doenhoff, Del Papa, Luckstone.

It is not too soon to think of Christmas gifts, when you consider the sacrifice that is being made of the wholesale stock of crockery and glassware thrown on the market by the liquidation of James A. Skinner & Co., 54 and 56 Wellington-street west.

See final game at Rosedale Saturday at 2.30. 456

Fetherstonhaugh & Co., patent solicitors and experts. Bank Commerce Building, Toronto

A Craze.

This season the ladies have a perfect craze for natty jackets in beaver or boucle cloth, perfectly plain, very short in the skirt, with extra large sleeves. The right kinds at the right prices seem to be had at McKendry's, as the department is always crowded.

Billiards, Sutton's, 30c per hour, opp. Rossin

Rugby Football final game at Rosedale Saturday. 456

Prof. Chapman Retires.

Prof. E. J. Chapman, who for 40 years has occupied the chair of geology and mineralogy of Toronto University, has sent in his resignation to the Ontario Government, who have granted him a retiring annunity of $1800.

Isidore Luckstone, piano virtuoso, Massey Music Hall, Nov. 4th.

A POLITICAL HALLOWE'EN OUTRAGE.

SIR RICHARD (with bitter indignation): Yes, sir, they tried to smoke me out by putting a cabbage-head in the chimney.
It's withdrawn now; but look at the shape the chimney's left in.

MR. CRUICKSHANKS IS DEAD

SO ALSO IS PHILLIPS, THE MAN WHO SHOT HIM.

After Shooting the Lawyer the Assailant Went to His Daughter's Grave and Blew Out His Brains—Phillips Was Enraged Over a Decision Against Him in Court.

Cobourg, Oct. 31.—Mr. John Young Cruickshanks, the lawyer who was shot last night by John Phillips, died this evening. He was born at Plainville, in Hamilton township, about 10 miles from here, and was the son of Thomas C. Cruickshanks, a wealthy and highly respected farmer of that township. He was educated at Victoria University, whence he graduated a B.A., also received the degree of M.A. from the same university. After acting for some years as principal of the Colborne High School, he began the practice of law.

In politics he was a Conservative, being secretary of the Conservative Association for this riding. He was a member of the Ancient Order of Foresters, unmaried, and about 38 years of age.

Phillips Also Dead.

The body of Phillips was found this morning in St. Peter's cemetery, lying over his daughter's grave with his brains blown out. A revolver by his side told too plainly that a suicide had taken place.

Mr. Baker, who had gone to the cemetery to arrange for a funeral tomorrow, discovered the remains and at once notified Chief of Police Rankin and County Crown Attorney Kerr.

Phillips was about 55 years of age and an old resident of Cobourg.

The motive for which the shooting took place is as follows: Mr. Cruickshanks has been conducting a case in the Division Court against Phillips relating to a lot of land which Cruickshanks' client claimed he had paid for and not received any deed; this property adjoined Mr. Phillips' property. The case was decided against Mr. Phillips in the court this week, whereupon he entered Mr. Cruickshanks' office yesterday and is said to have used abusive language to Mr. Cruickshanks. Mr. Cruickshanks at once entered action for $10,000 for slander against Mr. Phillips. This so enraged Mr. Phillips that he committed the deed already described.

Wear the "Slater" Shoe with the health giving Bolge hygienic felt innersole.

At the Corner of King and Yonge.

The following desirable rooms in The World Building are to let:

Ground floor, 100x30, in new building, rear of business office.

First floor in old building on Yonge-street, 25x40.

Second floor, immediately over the above, in old building, 25x40.

These premises are at the immediate corner of Yonge and King-streets and are very desirable. Moderate rental.

Mme. Eveleua Von Doenhoff, contralto, Massey Music Hall, Nov. 4th.

Parties desiring winter board should not overlook the Lakeview, corner Winchester and Parliament-streets. Just a few rooms left. J. H. Ayre, Manager. 135

I like my wife to use "Salada" Tea.

For the greatest variety in Memo and Blank Books, see Blight Bros.' stock, 65 Yonge-street.

Pember's Turkish Baths. Ladies Tuesday and Friday mornings, Thursday all day. Admit until 6.30. 127 and 129 Yonge.

BIRTHS.

MURRAY—At "Ravelston," Rosedale, on Oct. 25th, the wife of J. P. Murray, of a daughter.

DEATHS.

SAUNDERS—At his residence, 271 Gerrard-street east, Oct. 30th, 1895, W. C. Saunders, aged 46 years.

Funeral Saturday, 2nd inst., 2 p.m., St. James' Cemetery.

MOUNTED POLICEMAN SHOT.

Sergeant Colbrooke Killed by an Indian Cattle Thief Whom He Was Pursuing.

Prince Albert, Oct. 31.—Two Indians were arrested on Tuesday for cattle stealing. One of them escaped and Sergeant Colbrooke and Scout McKay went in pursuit in the direction of Fort La Corne. The Indian lay in waiting and shot Colbrooke dead. The culprit is still at large.

Colbrooke was an Englishman, about 35 years of age, and leaves a wife and one child.

The Pump Snake.

In Central Dakota, on the "Missouri Bottoms," there exists one of nature's strangest freaks. The settlers term it the "pump snake." How it came there and where it came from is yet unknown. It first made its appearance in Emmons county, in the spring of 1886. A full grown pump snake measures about 16 feet in length and about 3 inches in diameter. They are of gregarious habits, roaming the prairie in large herds, as many as 300 having been counted in a single flock. In dissecting one of these reptiles there is found a tube which extends from the roof of the jaw to the extremity of the tail, and terminating in an opening. This tube is about two inches in diameter, and lined with a tough, yielding substance, similar to rubber. The pump snake is easily trained to answer the call of man. A farmer on Cat Tail Creek has a flock of 20 pump snakes trained to a remarkable degree of proficiency. At the blast of a whistle the snakes assemble on the banks of the creek. The leader (there is always a leader to a herd of these snakes, who is elected by two-thirds majority) dashes into the water of the creek, leaving only the extremity of its tail on the bank. Another snake immediately grasps the end of the leader's tail in his jaws, a third snake takes hold of the second snake's tail in a similar manner, and so one until there is a continuous line of snakes jointed end on extending to the water troughs in the cattle yards, 300 feet away. The leading snake commences to swallow or pump the waters of the creek, which passes through the long line of snakes as it would through a hose, and falls in a heavy stream into the trough.

This agriculturist told of an extraordinary circumstance which occurred a short time ago. While working in the field near his home he observed flames issuing from the roof of his barn. Wild with excitement he hurried to the burning building, only to see that it was a hopeless task for himself alone to attempt to extinguish the flames. In despair he gazed on the work of destruction; suddenly he heard a loud rutling in the tall grass, whence issued his herd of pum snakes on the run. The leader hurled himself into the creek, the rest instantly adjusting themselves, heads and tails, from the creek to the burning building. The last snake, standing on its head, waved the water where it would do the most good, while the loud pumping of the leader could be heard above the roar of the conflagration. Within fifteen minutes the last spark was out. Then, and not until then, did the pump-snakes quit work. They ere completely exhausted, the leader having fainted a way. The main part of the building and its contents were saved, thanks to the presence of mind of these wonderful snakes.

The Territorial Government is becoming awakened to the extreme usefulness of these interesting creatures, and laws are to be enacted to protect the pump snake.

Cook's Baths. Open all night. 204 King w

Cold With Sleet or Snow.

Minimum and maximum temperatures: Calgary, 22—58; Qu'Appelle, zero—30; Winnipeg, 12—26; Parry Sound, 28—40; Toronto, 34—44; Montreal, 24—42; Quebec, 18—38; Halifax, 26—38.

PROBS: Strong winds or moderate gales, westerly to northwesterly; cloudy to fair and cold, light falls of sleet or snow in many places.

Ocean Steamships.

Oct. 31.	Reported at.	From.
Dania	New York	Hamburg
Amsterdam	Rotterdam	New York
Scotia	Prawle Point	Montreal
Campania	Queenstown	New York

CANCEL THE CHARTER

The Only Way to Protect Gas Consumers.

SOLEMN PLEDGES WERE BROKEN.

Contempt of Court and a Violated Trust.

What the Penalty is for Such Conduct—The City Ought to Go to the Government and Assembly and Ask for the Repeal of the Act of Incorporation and for Power to Take Over the Business—Is the Law to be Defied?

There is now no longer any doubt concerning the attitude of the Gas Company in its dispute with the consumer. It does not intend to comply with the provisions of the stat. 50 Vic., C. 85, as interpreted in the judgment of Mr. Justice Ferguson, and it has not the slightest intention to reduce the price of gas. It means, in the words of one of its directors, to fight it out to the bitter end.

"The public be damned," said Vanderbilt, and "No surrender" is the motto of the company when concocting schemes to defraud the consumer.

The Criminal Code Violated.

The Company will delay, engage in conferences with committees from the City Council, and may perhaps make some apparent concessions, but the public understand thoroughly that nothing tangible will be the result and that the Company will not yield until driven into the last ditch. The Aldermen in their dealings with the Company should remember that its promises are utterly unreliable; that it has never hesitated to violate its most solemn pledges, and that if it sees fit it will do so again. It once before, in 1887, conferred with committees from the Council and the Legislature, and as a result a contract was drawn up and solemnly embodied in an Act of Parliament—the well-known stat. 50, Vic., C. 85—but the ink was hardly dry before it set about violating the contract and disobeying the statute, and it has continued to do so ever since. It would be well to remind the directors of the Company that disobedience to an Act of the Legislature is an indictable offence, punishable with one year's imprisonment, the words of Sec. 138 of the Criminal Code being as follows: "Every one is guilty of an indictable offence and liable to one year's imprisonment who without lawful excuse disobeys any Act of the Parliament of Canada or of any legislature in Canada, by wilfully doing any act which it forbids, or omitting to do any act which it requires to be done, unless some penalty or other mode of punishment is expressly provided by law." Will it be necessary for the public in its contest with the Gas Company to invoke the assistance of the criminal law?

Guilty of Contempt of Court.

In the Company's annual report for 1895, just published, and which every consumer should peruse for himself, there appears, among other things, the sum of $50,000 written off for depreciation of plant. The Company claims that it is more profitable to invest capital in plant than in debentures, and yet it admits a depreciation amounting to $50,000 for one year alone, thereby showing that money in debentures is more profitable than in plant, as there is no depreciation in the former, but on the contrary, they bear interest. Judge Ferguson holds that it is illegal for the Company to write off sums of money from profits for depreciation in plant, and yet in the teeth of this judgment the Company does this very thing. It would be well for the Company to consult its legal advisers as to whether it has or has not been guilty of contempt of court. The Plant and Buildings Renewal Fund is intended to cover all repairs and depreciation in plant, and yet in addition to charging $115,000 for repairs for 1895, it charges for depreciation in plant as well. The words of the judgment are that the Plant and Buildings Renewal Fund was "an estimated fund considered sufficient to keep the plant and buildings in a proper condition, and that the Company are not authorized, after the employment of this fund or in addition to having the fund for this purpose, to write off sums from the profits for any depreciation in plant."

The Legislature Deceived.

The Company's manager gave to the Legislative Committee when the Act was passed a distinct pledge and assurance that 5 per cent. per annum on the value of all plant and buildings in use was fair and not excessive for the purposes of a Repairs Fund, and in the course of his examination (under oath) in the pending action of Johnston v. Consumers' Gas Company, Mr. Pearson was asked the following questions in reference to the formation of the Plant and Buildings Renewal Fund:

Question—Did you consider at that time that 5 per cent. was necessary for that purpose?

Answer—I had written a number of gas companies prior to the Act being passed and the consensus of the reports I received was that 5 per cent. was a fair amount for depreciation of gas companies' plant—5 per cent. per annum.

Question—Mains?

Answer—Everything that was considered fair; that was about the average. I think some said higher and some said lower.

As a matter of fact, this 5 per cent. was more than double what was necessary for repairs, and yet in addition to the balance of $287,000 to the credit of the Renewals Fund for 1895, the Company charges out of profits this sum of $50,000 for depreciation in plant. The Company hunts for all sorts of holes for its profits, rather than the funds provided by the Act, bringing down the price of gas.

A Breach of Trust.

The Company is in the position of a trustee, who, when applied to for money by his cesturies que trust, answers: "Oh, I have invested your money in my own business; contrary, it is true, to the terms of the trust deed appointing me, and I have no money to give you." Now, would the parties be satisfied with this answer or would the courts consider it a justifiable excuse? Among private indi-

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