Market Closes Shade Higher Wheat Situation is Firm

Dealers Look for Higher Quotations on All Exchanges—Chicago Prices Advance.

World Office,
Wednesday Evening, Dec. 23.

Liverpool wheat futures closed to-day ¼d to ⅜d lower than yesterday, and corn remained unchanged.

At Chicago, December wheat closed 1⅜c higher than yesterday, December corn closed ⅛c higher, and December oats closed 1c higher.

Winnipeg car lots of wheat to-day, 142, against 190 this day last year.

Northwest car lots of wheat to-day, 256; last week, 369.

Chicago car lots to-day: Wheat, 12; contract, 1. Corn, 278; contract, 3. Oats, 108; contract, 6.

Primaries: Wheat receipts this week, 400,000; last week, 620,000; last year, holiday. Shipments, 178,000, 218,000, holiday. Corn, 835,000, 1,000 000, holiday; shipments, 382,000, 468,000, holiday. Oats, receipts, 516,000; shipments, 345,000.

Southwest receipts: St. Louis, 25,000; Kansas City, 48,000.

NEW YORK, Dec. 23.—All grades of refined sugar reduced ten points.

ST. LAWRENCE MARKET.

Receipts of farm produce were 1100 bushels of grain, 25 loads of hay, several loads of mixed produce and a few dressed hogs.

Wheat—Three hundred bushels sold as follows: 200 bushels of fall at 93c, and 100 bushels goose at 90c.

Oats—Eight hundred bushels sold at 42c.

Hay—Twenty-five loads sold at $12 to $13.50 per ton for timothy and $8 to $10 for mixed.

Poultry—Receipts light, especially turkeys, the prices for which went up to 20c and 21c per lb.; geese, 12c to 13c; ducks, 13c to 14c; chickens, 13c to 15c per lb.; fowl, 8c to 10c per lb.

Apples—At $2 to $3.50 per barrel.

Potatoes—Farmers' loads sold at 60c to 65c per bag.

Grain—		
Wheat, fall, bush	$0 93 to	$....
Wheat, red, bush	0 93	....
Wheat, goose, bush	0 90	....
Rye, bushel	0 80	....
Buckwheat, bushel	0 55	....
Peas, bushel	0 90	....
Barley, bushel	0 50	....
Oats, bushel	0 42	....
Seeds—		
Alsike, fancy quality	$7 25 to	$7 60
Alsike, No. 1 quality	6 90	7 20
Alsike, No. 2 quality	6 00	6 50
Red clover, bush	4 50	5 75
Timothy seed, bush	1 50	1 60
Hay and Straw—		
Hay, No. 1 timothy	$12 00 to	$13 50
Hay, No. 2, mixed	7 00	10 00
Straw, loose, ton	7 50	....
Straw, bundled, ton	12 00	14 00
Fruits and Vegetables—		
Apples, per barrel	$2 00 to	$3 50
Onions, per bag	0 80	0 90
Potatoes, bag	0 60	0 65
Poultry—		
Turkeys, dressed, lb	$0 20 to	$0 21
Geese, per lb	0 12	0 13
Spring chickens, lb	0 13	0 15
Spring ducks, lb	0 13	0 15
Fowl, per lb	0 08	0 10
Dairy Produce—		
Butter, lb	$0 26 to	$0 33
Eggs, strictly new-laid, per dozen	0 45	0 55
Fresh Meats—		
Beef, forequarters, cwt	$5 00 to	$6 50
Beef, hindquarters, cwt	8 00	9 50
Beef, choice sides, cwt	7 50	8 50
Beef, medium, cwt	5 00	7 00
Beef, common, cwt	3 00	5 00
Lambs, spring, per lb	0 09	0 10
Mutton, light, cwt	6 50	8 50
Veals, common, cwt	6 00	7 00
Veals, prime, cwt	8 50	11 00
Dressed hogs, cwt	8 50	8 75

FARM PRODUCE WHOLESALE.

Hay, car lots, per ton	$10 50 to	$11 50
Straw, car lots, per ton	7 00	8 00
Potatoes, car lots, bag	0 60	0 63
Evaporated apples, lb	0 07	....
Butter, separator, dairy	0 25	0 28
Butter, store lots	0 23	0 24
Butter, creamery, solids	0 27	0 28
Butter, creamery, lb. rolls	0 28	0 30
Eggs, new-laid, dozen	0 40	....
Eggs, cold storage	0 25	....
Cheese, large, lb	0 12½	....
Cheese, twin, lb	0 14	....
Honey, extracted	0 10½	0 11
Honey, combs, dozen	2 25	2 75
Turkeys, dressed, lb	0 18	0 20
Geese, dressed	0 11	0 12
Ducks, dressed	0 12	0 13
Chickens, dressed	0 11	0 13
Fowl, dressed	0 08	0 09

Live poultry, 2c per lb. less.

Hides and Skins.

Prices revised daily by E. T. Carter & Co., 85 East Front street, Wholesale Dealers in Wool, Hides, Calfskins and Sheepskins, Furs, Tallow, etc.:

No. 1 inspected steers, 60 lbs. up	$0 10 to	$....
No. 2 inspected steers, 60 lbs. up	0 09	....
No. 1 inspected cows	0 09½	....
No. 2 inspected cows	0 08½	....
No. 3 inspected cows and bulls	0 07½	....
Country hides, cured	0 08¼	0 08¾
Calfskins, city	0 12	....
Calfskins, country	0 10	0 12
Horsehides, No. 1	3 00	....
Horsehair, per lb	0 29	0 30
Tallow, per lb	0 05½	0 06½
Lambskins	0 70	0 80

Raw furs, prices on application.

GRAIN AND PRODUCE.

Prices quoted are for outside points:

Winter wheat—No. 2 white, 95c bid; No. 2 red, 95½c bid; No. 2 mixed, 95c bid.

Spring wheat—No. 1, Ontario, no quotations.

Barley—No. 2, buyers 57c; No. 3X, 55c bid; No. 3, buyers 54c.

Oats—No. 2 white, 37½c bid; No. 2 mixed, 40c bid.

Rye—76c buyers.

Bran—Sellers $22 bulk, outside. Shorts, $25.

Buckwheat—No. 2, 55½c bid.

Peas—No. 2, 85½c bid.

Corn—No. 3 yellow, no quotations.

Flour—Ontario, 90 per cent. patent, $3.50 bid, for export; Manitoba patent, special brands, $6; second patents, $5.40; strong bakers', $5.20.

Winnipeg Wheat Market.

Wheat—January 97⅝c bid, December 98½c bid, May $1.02.

Oats—December 36⅝c bid, May 41¼c bid.

New York Grain and Produce.

NEW YORK, Dec. 23.—Flour—Receipts, 37,313 barrels; exports, 9593 barrels; sales, 2000 barrels; market dull and about steady. Rye flour dull. Buckwheat flour dull. Buckwheat—Dull. Cornmeal—Firm. Rye—Dull. Barley—Steady.

Wheat—Receipts, 64,000 bushels; exports, 93,572 bushels; sales, 750,000 bushels futures. Spot firm; No. 2 red, $1.07¾ to $1.09¼, elevator; No. 2 red, $1.09¾, f.o.b., afloat; No. 1 northern, Duluth, ...1¼, f.o.b., afloat; No. 2 hard winter $1.14⅞, f.o.b., afloat. Aside from temporary weakness at the opening, due to easy Liverpool cables, wheat was well sustained to-day, as a result of lower Argentine surplus estimates, bull support and covering of shorts. Final prices were ¼c net higher. Dec. closed $1.09⅞; May $1.10 9-16 to $1.11, closed $1.11; July closed $1.04¾.

Corn—Receipts, 38,700 bushels; exports, 20,859 bushels; sales, 10,000 bushels futures and 72,000 bushels spot. Spot firm; No. 2, 65c, to arrive elevator, and 65½c, f.o.b., afloat; No. 2 white and No. 2 yellow, 65½c, f.o.b., afloat. Option market was quiet, but firmer, closing one cent higher on December and ¼c up otherwise. Dec. closed 66c; May closed 67⅝c; July closed 67⅝c; Sept. closed 67⅝c.

Oats—Receipts, 40,500 bushels; exports, 1050 bushels. Spot steady; mixed, 26 to 32 lbs., 54c to 54½c; natural white, 26 to 32 lbs., 54c to 57c; clipped white, 34 to 42 lbs., 56½c to 62c.

Rosin—Quiet. Turpentine—Quiet. Molasses—Quiet.

Freights to Liverpool dull.

New York Sugar Market.

Sugar—Raw steady; fair refining, 3.17c to 3.20c; centrifugal, 96 test, 3.67c to 3.70c; molasses sugar, 2.92c to 2.95c; refined steady; No. 6, 4.25c; No. 7, 4.20c; No. 8, 4.15c; No. 9, 4.10c; No. 10, 4.00c; No. 11, 3.85c; No. 12, 3.90c; No. 13, 3.85c; No. 14, 3.80c; confectioners' A, 4.50c; mould A, 5.00c; cutloaf, 5.45c; crushed, 5.35c; powdered, 4.75c; granulated, 4.65c cubes, 4.90c.

Chicago Market.

J. P. Bickell & Co., Lawlor Building, report the following fluctuations at the Chicago Board of Trade to-day:

	Open.	High.	Low.	Close.
Wheat—				
Dec.	101½	102¼	101½	102¼
May	106	106⅝	105⅞	106⅝
July	97¾	98¼	97¾	98¼
Corn—				
Dec.	57¼	58	57¼	57¼
May	60⅝	61⅛	60⅝	61
July	60¾	61⅛	60¾	61
Oats—				
Dec.	49½	50¼	49⅝	50¼
May	51⅝	51⅞	51½	51⅞
July	46⅝	46⅞	46⅝	46⅞
Pork—				
Dec.	14.70	14.70	14.70	14.70
Jan.	15.97	16.22	15.97	16.22
May	16.25	16.55	16.25	16.55
Ribs—				
Jan.	8.27	8.40	8.27	8.40
May	8.37	8.72	8.37	8.72
Lard—				
Dec.	9.45	9.45	9.45	9.45
Jan.	9.35	9.55	9.35	9.55
May	9.65	9.75	9.55	9.75

Chicago Gossip.

J. P. Bickell & Co. say at the close:

Wheat—Dull, but firm, closing a shade higher. Cash demand improving, and receipts decreasing, short interest growing. Market may be confined to narrow limits during holidays, but wheat should be bought, and all signs point to a materially higher level.

Spader & Perkins wired J. G. Beaty, 14 West King-street, the following:

Wheat—The holiday feeling that generally pervaded the business of the day did not detract in the slightest from firmness previously prevailing. There were good reasons for the strength, altho of a kind that has been foreshadowed since returns after harvest indicated shortness of the crop, when considered along with the immense gap in normal, weakening reserves of the trade, as left from the crop of the year previous. We think developments in America will advance prices.

J. R. Heintz & Co. wired R. B. Holden:

Wheat—There was nothing in the way of news to cause any particular change. The selling to-day has been by scattered holders, not important.

Corn—A fair volume of business was transacted, but there were no important features.

Oats—On any further show of strength, we believe profits on long oats should be taken.

Provisions—The undertone is extremely strong.

Ennis & Stoppani wired J. L. Mitchell at the close:

Wheat was firm, but rather dull, the range being ⅝c. The short interest showed some disposition to cover and put market up during last half-hour, final figures showing ½c gain for the day. Argentine news was bearish, stating weather perfect and placing that crop at 190,000,000 bushels.

Corn market ruled higher, with shorts principal buyers.

Oats were up again, with good buying by cash houses and offerings moderate.

Provisions ranged higher; local speculators and commission houses good buyers. Hog prices were firm.

New York Dairy Market.

NEW YORK, Dec. 23.—Butter—Firmer; receipts, 2990; creamery, specials, 32½c; official price, 32c; extras, 31c to 32c; third to first, 23c to 30c; held, creamery, common to special, 22c to 29½c.

Cheese—Firm, unchanged; receipts, 2112.

Eggs—Firmer; receipts, 5028; state, Pennsylvania and nearby, brown and mixed, fancy, 34c to 36c; fair to choice, 31c to 33c; western, first, 33c; seconds, 31c to 32c.

Liverpool Grain and Produce.

LIVERPOOL, Dec. 23.—Closing—Wheat—Spot easy; No. 2 red western winter, 7s 10½d. Futures steady; Dec. 7s 10⅝d, March 7s 6¼d, May 7s 5⅝d.

Corn—Spot steady; new American mixed (via Galveston), 5s 4½d. Futures quiet; Jan. 5s 2¾d, March 5s 2d.

Bacon—Cumberland cut easy, 39s; short ribs dull, 45s; short clear backs easy, 46s 6d.

CATTLE MARKETS

Cables Firmer—Chicago Cattle Steady, But Hogs Are Firmer.

NEW YORK, Dec. 23.—Beeves—Receipts, 2100; steers opened 10c higher, closed dull and easier; bulls and good cows steady; others easier to 15c lower; steers, $4.75 to $6.80; oxen and stags, $3.50 to $4.85; culls, $3 to $3.75; cows, $1.75 to $4.

Calves—Receipts, 1329; veals firm to a shade higher; barnyard and western calves firm; veals, $5 to $10; tops at $10.12½ to $10.25; culls, $4; barnyard calves, $2.50 to $3.75; Indiana do., $4.50; westerns, $3.90; choice light Kansas City do., $6.25.

Sheep and Lambs—Receipts, 8492; sheep steady to 15c to 20c higher; lambs firm; choice stock would sell 10c to 15c higher; sheep, $2.50 to $4.50; culls, $1.50 to $2.25; lambs, $6 to $7.10; culls, $4.50 to $5.

Hogs—Receipts, 7068; feeling firm; no sales.

Chicago Live Stock.

CHICAGO, Dec. 23.—Cattle—Receipts, 20,000; steady; steers, $4.60 to $7.90; cows, $3 to $5.25; heifers, $2.50 to $4.60; bulls, $2.75 to $4.50; calves, $3.50 to $8.75; stockers and feeders, $2.50 to $5.

Hogs—Receipts, 33,000; 5c higher; choice heavy shipping, $5.75 to $5.85; butchers, $5.70 to $5.80; light, mixed, $5 to $5.35; choice, light, $5.35 to $5.55; packing, $5.35 to $5.75; pigs, $4 to $5.15; bulk of sales, $5.25 to $5.65.

Sheep and Lambs—Receipts, 18,000; steady to strong; sheep, $4 to $5; lambs, $5.25 to $7.60; yearlings, $4.25 to $6.25.

East Buffalo Live Stock.

EAST BUFFALO, Dec. 23.—Cattle—Steady; prime steers, $6.25 to $6.75.

Veals—Receipts, 100 head; active and 50c higher, $7 to $10.

Hogs—Receipts, 2800 head; active; light grades 5c higher; others steady; yorkers, $5.25 to $5.30; pigs, $4 to $5.15; roughs, $5.25 to $5.50; dairies, $5.40 to $5.80.

Sheep and Lambs—Receipts, 2000 head; active; wethers and ewes steady; others 15c to 25c higher; lambs, $5 to $7.90; yearlings, $5.50 to $6; sheep mixed, $2 to $4.25; Canada lambs, $7.25 to $7.60.

British Cattle Markets.

LONDON, Dec. 23.—London cables for cattle are steady at 12c to 14½c per lb., dressed weight; refrigerator beef is quoted at 10¼c to 10½c per lb.

New York Metal Market.

Pig-iron—Quiet, steady; northern, $16.25 to $17.75; southern, $16 to $17.75. Copper—Dull; lake, $14.25 to $14.87½. Lead—Weak, $4.12½ to $4.15. Tin—Dull; Straits, $29.05 to $29.35; plates dull; spelter dull; domestic, $5.10 to $5.15.

"TAKES YOU BACK TO IRELAND."
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IN THE LAW COURTS

IN THE HIGH COURT.

Osgoode Hall, Dec. 23, 1908.

Announcements.

During Christmas vacation, from 24th December, 1908, to 6th January, 1909, both days inclusive, single court and judges' chambers will be held at 10 a.m., on Thursday, 24th, and Thursday, 31st December, 1908, to hear urgent motions.

Motion set down for Thursday, 24th inst., at 10 a.m.:

1. Toronto General Trusts Corporation v. McLaren.

Non-jury assizes adjourned until Jan. 14, with exception of Monday next, when Justice Teetzel will conclude a pending case.

Dominion Controverted Elections Act.—Electoral District of Norfolk.—A crosspetition was filed by Alexander McCall against H. B. Donly, and charges bribery, etc., and asks that respondent may be adjudged disqualified and incapable of being elected to or sitting in the House of Commons of Canada.

Admiralty Court.
Before Hodgins, J.

Fulham v. Waldie.—F. Hodgins, K.C., and W. D. McPherson, K.C., for the plaintiff. G. T. Blackstock, K.C., and A. H. Marsh, K.C., for defendants.

Action for damages against the owners of a tug for alleged negligence in towing a barge, which was lost. Not concluded.

Exchequer Court of Canada.

Before the Hon. William Renwick Riddell, appointed by commission under the great seal, as acting Judge of the Exchequer Court of Canada.

The Berliner Gramophone Company of Canada v. Columbia Phonograph Company, General.—R. C. H. Cassels, for the plaintiff, moved for an order to permit preliminary questions of law to be argued before the trial. N. W. Rowell, K.C., for defendants, contra. The action is on a patent, and the defendants have pleaded that the same matter has been tried in the United States courts and decided adversely to the plaintiffs, and is, therefore, res judicata here. Motion argued and judgment reserved.

Master's Chambers.
Before Cartwright, Master.

Mackenzie v. Goodfellow.—J. E. Jones, for defendant, on motion for security for costs under R.S.O., 1897, Cap. 68, Sec. 10. Plaintiff, in person, contra. Judgment (H.): Under the decisions in Smyth v. Stephenson and Grunin v. O'Beirne, 1 P.R., 374, the motion should be dismissed, with costs to the plaintiff in any event. I have not dealt with the other grounds urged against the motion. They will still be open to plaintiff, if the motion goes further.

Disston v. Leutz.—S. King, for plaintiff, moved ex parte for order allowing service of writ out of jurisdiction. Order made.

Town of Sturgeon Falls v. Imperial Land Company.—S. H. Bradford, K.C., for plaintiff, moved for order shortening time for appearance. Order made shortening time to ten days.

Horne v. Johnston.—J. Kyles, for plaintiff, moved for order to amend writ by adding a party defendant. Order made.

Warren v. Bank of Montreal.—R. F. Segsworth, for defendant, Curry, moved for an order requiring plaintiff, Gzowski, to attend for examination. F. Arnoldi, K.C., for plaintiff, asked adjournment. Enlarged until 29th December instant, at 10.30 a.m.

Gordon Mackay & Co. v. East.—Hunt (M., McM., G.), for plaintiffs, moved on consent for order dismissing action without costs. Order made.

Re Solicitors.—J. H. Spence, for client, moved for order for taxation of solicitors' bill before senior taxing officer at Toronto. Order made.

Hill v. Turnbull Smith.—E. A. Forster, for plaintiff, moved for an order giving leave to issue execution against executors of a deceased defendant. Order made.

Sims v. Johnston.—D. W. McCullough, for defendant, moved to dismiss action for want of prosecution. No one contra. Order made.

Prittie v. Moore.—G. H. Gray (West Toronto), for defendant, moved for particulars of statement of claim. T. Hislop, for plaintiff, contra. Order made for particulars of allegations in Paragraphs 8 and 9 in a week. Defendant to have eight days thereafter to plead costs in cause.

Judges' Chambers.
Before Falconbridge, C.J.

Re Brayley, a lunatic.—Brayley, the committee, in person, moved for an order extending maintenance in the sanitarium at Guelph. Order made for six months.

Single Court.
Before Mulock, C.J.

Bishop v. Bishop.—J. W. Payne, for defendant, moved for an order to discharge receiver. W. M. Douglas, K.C., for the plaintiff, contra. R. H. Parmenter, for the Metropolitan Bank, a creditor. A. MacGregor for the receiver. Order made discharging receiver as from this date. Receiver to pass its accounts before the master in chambers, and plaintiff is to hand over all property, assets, etc., of the defendant in their hands, under oath. Metropolitan Bank not to have costs of this motion. Plaintiff's costs to be in the discretion of the master, to whom the matter is referred. Costs of motion for receiver, dealt with by the chancellor, not interfered with.

Cobalt v. Young.—J. M. McEvoy, for plaintiff, on motion to continue injunction. G. B. Strathy, for defendant, McVittie. W. E. Middleton, K.C., for three other defendants. Enlarged until 7th January next. All objections preserved, and also the liberty to defendant to move in meantime to dissolve the injunction, if so advised.

Falvey v. Falvey.—R. R. Waddell, for plaintiff, on motion to commit. A. E. Knox for defendant. Enlarged until 31st instant.

Smith v. Cornwell.—H. T. Beck, for plaintiff, on motion to continue receiver. C. W. Kerr for defendant. Enlarged until 7th January next. Receiver continued meantime.

Crawford v. Urquhart.—W. R. Wadsworth, for plaintiff, on motion to continue injunction. F. N. Davis, for defendant. Leave to set down motion to continue injunction. Enlarged until 31st December. Injunction continued meantime. All objections preserved.

Finn v. Gosnell.—F. Arnoldi, K.C., for defendant, appealed from the report of an official referee. W. J. Elliott, for plaintiff, contra, took the preliminary objection that the only question was the question of costs, and that no appeal lies. Preliminary objection overruled. Appeal argued and judgment allowing the appeal as to the sum of $62.50, and dismissed as to the other matters argued. No order as to costs.

Murphy v. Robinson.—G. H. Kilmer, K.C., for plaintiff, on motion to continue injunction. J. A. Macintosh, for defendant. Owing to a change in the circumstances the motion was not continued, and the only question now is a question of costs. Order made that the costs are to be to the defendant in any event of the cause.

Re Dicks Estate.—A. J. R. Snow, K.C., for Ferdinand Dicks, a beneficiary, moved for the court to construe the will of Mary Dicks, deceased. R. L. Defries, for Edith Dicks and the T. G. T. Corporation, executors. E. A. Forster for the father, Arthur A. Dicks. F. W. Harcourt, K.C., for the two infants. Motion enlarged sine die and further information to be obtained by the official guardian. Order made as in chambers, counsel for the father consenting, for payment of $100 each to Arthur E. Dicks and Ferdinand Dicks by the Toronto General Trusts Corporation, as an advance, such advance to be charged to them on the taking of the accounts.

Re Mack Mineral Company.—J. G. O'Donoghue, for the president, and a creditor of the company, moved under the Winding-Up Act for the usual winding-up order. No one contra. Usual order made, and appointing J. G. Moore interim liquidator. Reference to St. Catharines.

Prittie v. Moore.—T. Hislop, for plaintiff. G. H. Gray for defendant. Judgment by consent, dismissing motion for judgment, setting aside noting of pleadings, and allowing defendant in to defend.

Inspector of Prisons and Public Charities v. McDonald.—J. A. Macdonell, K.C., for plaintiff, moved to dismiss executor and to appoint plaintiff in his place and stead. F. W. Harcourt, K.C., for three infants. Order made removing executor and appointing plaintiff in his place and stead, and vesting property in new trustee. Executor to pass his accounts if plaintiff so desires. Costs out of first income available.

Byrne v. Rigby.—H. C. Macdonald, for plaintiff, moved to continue injunction. D. O. Cameron, for defendant, Rigby. No one for defendant, McTamney. On plaintiff giving security to satisfaction of referee, if parties differ, defendants to release seizure and deliver goods seized to plaintiff. By consent of parties the matter of taking accounts, costs and damages, referred, under the statute, to F. Arnoldi, clerk in chambers.

Re Gowing Estate.—F. Aylesworth, for executors and the widow, moved for leave to sell the lands of the late Wm. Gowing, and to pay debts and legacies. F. W. Harcourt, K.C., for three infant grandchildren. Order made on obtaining consent of all adult parties except Aaron Gowing, Wellington Gowing and Mary Wilkin, the consent of widow to come thru a separate solicitor, for the sale of one farm to William for $4100, and the sale of the other to Charles Henry, sr., for $5100 (their legacies of $1500 each to be allowed them as part payment on such sale). Purchase money to be paid into court, and thereout, the mortgages, debts, expenses and costs to be paid. Balance to remain in court subject to trusts of will and the income arising therefrom to be paid to widow during her life, and after her death to be applied in payment of legacies.

Gledhill v. Winnipeg Telegram.—G. H. Kilmer, K.C., for plaintiff. J. E. Jones for defendants. Order confirming report and ordering payment of $331.48 out of court to plaintiff, also his taxed costs of action, including reference and of appeal, and balance to be paid to defendants.

Divisional Court.
Before the Chancellor, Magee J., Latchford, J.

Re Dewey and O'Heir Co., and Dewey v. Dewey.—A. M. Lewis (Hamilton), for defendant, appellant, in each case. A. O'Heir (Hamilton), for plaintiffs, respondents. Two appeals, one from judgment of Anglin, J., of 8th October, 1908, dismissing the appeal from and motion to set aside report of L. M. at Hamilton, and the other from an order of Riddell, J., in chambers, on 19th November, 1908. Judgment (G.J.) The net result is to dismiss the application to wind up. However unfortunate the position of the wife and the Deweys may be in that relation, it was precipitated by the husband's act in transferring his stock and so becoming disqualified. Tho there may be a deadlock in the company, it is no worse than other cases where a party in power, by virtue of more stock or by possession of the directorate, tyrannizes over the party who is "under." The circumstances are such as might well have warranted Mr. Justice Riddell in dismissing the petition without costs. We cannot disturb that term, but we can withhold costs of this appeal from his decision, as we do. The appeal from the master will be so disposed of as, if possible, to deliver the litigants from further controversy in that direction. The amount of damages should be reduced to $32, with costs of action up to the trial, as on the county court scale, without set-off, for the reason that taxation will be simplified if all the costs of the reference on the high court scale are given to the appellants. This order may dispose of the case on further directions on these lines. Costs of plaintiff on the lower scale, plus $32 damages, to be set-off against costs on the higher scale of the reference and of this appeal, and hearing on further directions.

The dismissal of the application to wind up will be without prejudice to an application of like character upon the changed circumstances as to the solvency of the company, and as to the appointment of the directorate, as to which the evidence is not clear that the management is legally constituted; but this, in fact, being only incidentally referred to, and not made a ground of attack, should be left open for further discussion, if anyone interested chooses to move.

Rex v. Bradley.—J. Haverson, K.C., for William S. Bradley, on motion on return of an order nisi to quash a conviction for having liquor for sale on unlicensed premises. J. R. Cartwright, K.C., and E. Bayly, for the informant, contra.

Judgment (G.J.) Whatever may be the real fact as to the tenancy during the period of the offences, the evidence does not show that the tenant was there with the permission of the owner granted since the new law, on or after the 14th April, 1908. The case is thus not proved to be under the late amended statute, even if the statute has the wide meaning we are reluctantly inclined to place upon it. The conviction is quashed, without costs.

Court of Appeal—Judge's Chambers.
Before Meredith, C.J., MacMahon, J., Teetzel, J.

Glovinazzo v. C. P. Railway.—I. F. Hellmuth, K.C., for defendants, on appeal from judgment of Clute, J., of 25th September, 1908. H. L. Dunn, for plaintiff, contra. An appeal from judgment of Clute, J., dated 25th September, 1908. Judgment (L.J.) Appeal allowed. Judgment vacated and new trial ordered. Costs of last trial and appeal to be costs in the cause, unless judge at new trial otherwise orders. Plaintiff to be at liberty to amend statement of claim as he may be advised.

Before Meredith, C.J., Teetzel, J., Magee J.

Golley v. Core.—C. W. Kerr, for the defendant, appealed from the judgment of the County Court of Kent, dated 12th November, 1908. W. F. Smith for the plaintiffs. Appeal dismissed, with costs. The affidavit of W. F. Smith, filed in opposition to the appeal, should be taken off the files.

Litton v. the Church of the Covenant.—J. F. Hollis, for the plaintiff, appealed from the order of Latchford, J., dated 26th November, 1908. R. McKay, for the defendant, contra. The motion was to add parties in a mechanics' lien action, and to obtain an order for representation. The application was refused, with costs, and plaintiff appealed.

Appeal dismissed, with costs. This order to be without prejudice to any motion or proceeding the plaintiff may be advised to make.

Court of Appeal.
Before Osler, J.A.

Fitzgerald v. Charlton.—E. A. Cleary (Windsor), for defendant, on motion for leave to appeal from the judgment of a divisional court, affirming the judgment of Britton, J., at the trial. H. S. White, for the plaintiff, contra. An action of servant against master for wrongful dismissal. Judgment (B.J.) Motion dismissed with costs.

A New Court.

On Jan. 11 a second non-jury court will hold its first sitting. Justice MacMahon has been assigned to sit the first week of the new court, which will be known as the second non-jury court, if his health will permit. The new court is the outcome of the congestion which has in time past taken place in this court, causing, it is stated, a delay in adjudicating upon the business of litigants. Clarence Bell, assistant clerk in chambers at Osgoode Hall, will be clerk of the new court. James Gorrie, who during Mr. Bell's recent illness filled his place at Osgoode Hall, will probably get the appointment as assistant clerk in chambers.

BUMPER CHRISTMAS MAIL BUSY DAYS AT POST OFFICE

Tremendous Increase in Holiday Cheer Shows Return of Prosperity.

The usual Christmas inundation at the post office and the express companies is in full tide, and parcels, letters and the usual Christmas conglomeration of articles are pouring in like a resistless avalanche.

At the post office the staff has been augmented by fifty hands. Every one of the 450 is also working half a day overtime, thus ensuring celerity in delivery. Tho the shipments are much in advance of those last year, every day's receipts are satisfactorily sorted by midnight, a feature lacking in several cases in last year's annual rush.

Of the increase a concrete example can be given in that the registered parcels received for Toronto delivery yesterday aggregated 6350, as compared with 5900 on the corresponding day last year. For the first two days of the Christmas week they averaged 1000 over that of last year. More space is at the disposal of the employes than last year, and last year's mistakes are being profited by this year.

At the Canadian Express Company's office things were very brisk indeed. Shipments there have been exceedingly heavy with the exception of country produce, which has been the lightest for years, shipments of turkeys being almost nil. Agent R. A. Mitchell attributes the scarcity to a desire on the part of the dealers to hold over until Easter. The usual force of 49 wagons has been augmented by 22 new delivery vans, and the every day working staff of 210 has been reinforced by one-third its number. Each man on the staff is working an eight hour day.

The "shop early" idea has received an impetus by an engenious sticker in display type, "Do not open until Christmas." This has been used by a large number of senders with evident approval and greatly facilitates the early delivery of Christmas presents.

"The biggest ever" was the way Agent H. P. Sharpe described conditions at the Dominion Express Company's office. He noticed the same falling off in the shipments of country produce, but instanced a shipment of 6000 pounds of turkey from Owen Sound as showing how the high-prices were bringing out the reserves. The last English freight on the Empress of Britain was three times the usual size, a very potent sign of returning prosperity. The equipment is so much superior that even the increased shipments are satisfactorily handled and every department has been reinforced.

So all things considered it looks as if everybody will "get theirs" Christmas morning.

Sunshine and Flowers in the South.

In the South and in California they are enjoying June weather now; blue skies, bright sunshine, warm breezes and all around a tropical luxuriance of foliage and flowers. Every summer pastime may be enjoyed; hotel accommodation to suit every purse. Why not get away from winter for a while? A visit to the Canadian Pacific ticket office, at the corner of King and Yonge-streets, will convince you of the inexpensiveness and convenience of a trip that will be a pleasant memory for years. Experienced clerks will gladly quote rates, outline routes, etc.

XMAS MOTOR RUN.

A New Winter Sport to Be Tested To-Morrow.

The president and directors of the Ontario Motor League are inviting all the members to participate in a short club run on Christmas Day, starting from the Queen's Park at 3 p.m. The drive will last for a couple of hours so that the party will be able to return to their homes before six.

It is stated that comparatively few cars have been laid up and many motorists intend to use their cars thruout the whole winter. Some have been taking drives into the country of late and report that the roads are much better than in the summer time, being perfectly smooth and of course free from dust. The sensation of driving in wintr is said to b most xhilarating.

The run on Christmas Day will be an innovation in winter sports in Canada.

DARING BURGLARS, THESE.

MONTREAL, Dec. 23.—(Special.)—While the woman of the house was powerless to protest two men to-day broke into the home of Mrs. G. A. Lavoie, 36 Fabre-street, and burglarized the house. They even broke open the slot machine attached to the gas meter.

For Eighteen Years Believed Dead.

GUELPH, Dec. 23.—Wm. Morgan, for 18 years supposed dead, is in the city astonishing those who knew him then. In July, 1891, a report appeared in the papers of the death of Morgan, corporal of the Northwest Mounted Police, at Fort MacLeod, Alberta, who had previously left for England, and had, after leaving New York, been found dead in his berth. It was another man, however, it seems.

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ESTATE NOTICES.

ASSIGNEE'S NOTICE TO CREDITORS

IN THE MATTER OF CHARLES Henry Forster, of the City of Toronto, in the County of York, Gents' Furnishings, Etc., Insolvent.

Notice is hereby given that the abovenamed insolvent has made an assignment to me of all his estate and effects for the general benefit of his creditors, under R.S.O., 1897, Chap. 147, and Amending Acts thereto.

Creditors are hereby notified to meet at my office, 23 Scott-street, Toronto, on Tuesday, 12th day of January, 1909, at 3 o'clock p.m., for the purpose of receiving a statement of his affairs, appointing inspectors, and fixing their remuneration, and for the general ordering of the affairs of the estate.

Creditors are hereby requested to file their claims with me, duly proven, on or before the day of meeting, and after the 19th day of January, 1909, I will proceed to distribute the assets of the estate, having regard only to the claims of which I shall then have received notice.

RICHARD TEW,
Assignee.

Dated at Toronto, this 22nd day of December, 1908.

BARTRAM CASE DROPS.

LONDON, Dec. 23.—A communication from the attorney general this morning stays proceedings in the case of W. H. Bartram, the lawyer, who, for months, has been fighting a charge of embezzlement of $15,000 from Marion Bowles, a client, who left the money in his trust several years ago.

It is understood that Mrs. Bowles will receive about $3000.

ESTATE NOTICES.

ADMINISTRATRIX' NOTICE TO CREDITORS.—In the Matter of the Estate of Harry Robert Mitchell, Deceased.

Notice is hereby given, pursuant to R.S.O., 1897, Chapter 129, and amending acts, that all persons having claims against the estate of Harry Robert Mitchell, late of the City of Toronto, in the County of York, Clerk, deceased, who died on or about the 2nd day of August, 1908, at Honey Harbor, Georgian Bay, are required to send by post prepaid, or to deliver to the undersigned, administratrix of the said estate, on or before the 30th day of January, 1909, their names, addresses and descriptions, and a full statement of particulars of their claims and the nature of the security (if any) held by them, duly certified, and that after the said date the said administratrix will proceed to distribute the assets of the