The Toronto World

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SATURDAY MORNING, NOV. 30, 1912

the City of San Jose, California, will tablished position that there will be vote upon a new charter framed by a no embarrassment in the future in board of freeholders selected on account of the personality, capacity and ment. It is clear from Dr Hughes' letcivic loyalty of its members. In the course of fulfilling the duty entrusted the part of the association to co-operto them, they obtained and studied the ate with the board of health, and we most recent charters adopted in the are assured that Dr. Hastings is only United States, and particularly devoted their attention to the merits and defects of civic government by elected issions. After four months' work, mended a new charter for San Jose which they claim embodies the good features of the present charter and to be had about the details of the

tive administration, which led to the on Yonge street. If there are embarreform movement, lay in the diffusion rassing reasons why the information a mayor as its business manager. He land around the subway could be acwill sit for four years at a good salary, quired for the amount of the estimated move him by exercising their power of damages done them. Along with his sample ballot, every and the tenant gets it in the neck. will receive a copy of the pro- And when you figure it out a little elsewhere.

TO HELP OR HINDER.

never satisfied to see reforms carried adopted or not. There is room enough the tune. in The World for all the plans, but if one plan has been followed there is neither reason nor justice in abusing it because it isn't something else. This and it will be remembered as one of and encouraging better and more

complaint, since the Weston sanitar- It will fall on March 23 next year, drawn. ium is placed as near the city limits and unless the tradition holds and more, as you have many friends who as the authorities will permit. It can- March resembles November, it will not not be any more local than it is. With be a good time for light fancy costhis comes the objection that Toronto tumes and new millinery. A furhas already paid for the patients coated Easter does not seem natural, treated, and for others from outside but it may be more comfortable next points. Toronto has paid for main- year. Meanwhile there will be fine tenance, but the accommodation is ad- exercise shoveling, for there abideth mittedly insufficient when there is a these three-coal, ashes and snow, walting list of Toronto patients who And the greatest of these is snow. cannot get treatment in the sanitar-ium. And Toronto is big enough to be PRODUCTION AND DISTRIBUTION

grudge a healed lung. port two institutions working along commit themselves to its realization parallel lines? We say, yes, support a dozen if need be. We can support a jail and a prison working on parallel lines, also half a dozen hospitals working on parallel lines, and several cemeteries, likewise working on parallel lines, more be token; and there seems no good reason why we should not support as many consumptive sanitaria as may be necessary to stamp out the disease. Dr. Douglas admits the need for more accommodation when he declares that incurable patients have been "dumped back again

into Toronto." It is not a question of giving help either to the National Sanitarium Association or to a city institution which does not yet exist. If the board of health has plans and asks for a grant to assist in stamping out consumption, The World will support it heartily. Meanwhile, there is a present need

to be faced. We prefer to help rather

behind the present situation of the Sanitarium Association, or the conditions that existed before the present miable relations were established be tween the association and the board of health under Df. Hastings. We believe Dr. Hastings to be a man of judgment and discretion, and much as he may desire better organization and machinery for preventive purposes, he is not going to make the mistake, which some appear anxious to enlist his name in support of, of wrecking or trying to wreck the most effective means of grappling with consumption that exists in the country at the present time.

plans in shape, they will secure the sympathy and support of every citizen of Toronto who feels the pressure of the conditions and the supreme anxious to do the best for all who are sick and needy, and to succor, help and comfort all that are in danger,

TUNES SUPPLIED TO ORDER. There is not yet any informatio the result of the experience of other land damages reckoned at \$427,000 on account of adding an extra four feet The board recognized that the defec- to the height of the C.P.R. subway of power and the dispersal of respon- should not be given well and good. This, as The World has long The assessment commissioner should been urging, is alone sufficient to ex- say so. Perhaps he is not anxious plain the general public dissatisfac- to furnish such a good argument to tion with civic government of the Mr. Home Smith in support of his older type. San Jose is now being utilities commission. There is, we reasked to sanction the appointment of peat, a general impression that all the and must devote his whole time to the damages. But it is one of the ancient city's affairs. For the subordinate of- principles of city hall government that in the Dominion. People are told that ficials he appoints, he will be held land holders should be highly beneountable, and if he fails to fited by modern improvements, and discharge his trust, the electors can re- then highly paid afterwards for the

recall. Other elective officials are an | And this is one of the reasons that auditor, five councillors and a police the land owners do not want to give plus food or leave it to rot on or in the judge. These officials, as well as the the tenants a vote. For, you see, it is ground. Yet consumers complain mayor, will be chosen under the dual the land owners who get the benefit of about the high cost of living, when not system of elections which ensures the improvements, and it is the ten- only are Canadian food products going that the successful candidates are the ants who pay for the damages. The to waste but they are transported by selection of a majority of the voters. land owner gets it coming and going railroad and steamship for thousands

posed charter, and thus be placed in you will see that while the voting re- | Clearly something is wrong with the mains as it is the assessment commissioner is the servant of the land ownscience is the servant of the distribution in Canada. It thest act of the land ownscience is the servant of the distribution in the servant of the servant of the distribution in the servant of the servant of the distribution in the case of the land ownscience is the servant of the distribution in the sand cross of the land ownscience is the servant of the distribution in the decision state of the land ownscience is the servant of the distribution in the distribution in the sand that the distribution in the san One of the unfortunate characteris- for an instant, but if the tenants were tics about reformers is that they are asking for the report and voting on it, out in any but their own way. The the commissioner's report might have true reformer should rejoice at every been a little more definitely progreseffort to help and benefit the world, sive. The tenants pay the piper, but whether his particular plan has been the land owners have the right to call

ST. ANDREW'S DAY. This is the last day of November.

dog-in-the-manger policy has been il- the pleasantest that Toronto has exlustrated by the attitude of opponents, perienced whatever the weather craftsof the National Sanitarium Associa- men may have to say. Only one fall of tion, who seem to be peevish because snow came late in the month, a conthe association has been going ahead siderate couple of inches, after a spell and doing a lot of good work, and of the most exquisite Indian summer seems likely to have the opportunity weather that could be imagined. The and fortune to do a great deal more. grass had taken a new growth. The and fortune to do a great deal more.

A letter from Dr. Kenneth Douglas gives expression to the peevish sentiment in a recent issue of The World, and we are glad to have such a detailed account of the objections raised.

Weather that could be imagined. The great to friends and relatives.

The gift to present to friends and relatives.

The gift that is always suitable, always timely and always appreciated, is a copy of the book. of books, but when you can secure one that is different, that has been prepared with a view to inferest and please, you can present to friends and relatives. and we are glad to have such a detailed account of the objections raised. That the treatment of tuberculosis is a local, not a national issue, is the first objection. Apart from the fact that the nation is made up of localities, which should be sufficiently obvious, Toronto has no grounds for calendar and having an April Easter.

was four or five months shead of schedule. View to interest and please, you can the ordinary strength of the present it with a great deal more assurance than you can the ordinary strength of the calendar and having an April Easter is trated hand Bible now, being distributed by The World will make a suitable Christmas present; the opportunity to secure one with disappear after today, as the coupons which have appeared in The World during the past few months will be with-

a little generous. We should never Canadian newspapers that profess entire devotion to the cause of free Dd. Douglas asks, Shall the city sup- trade, in theory, never by any chance

A GOLD CIGAR CUTTER

is a Christmas gift suggestion for a man. In 18k at \$35 we offer a particularly handsome

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Established 1840 402 YONGE ST., TORONTO

NO WONDER Dr. Douglas may not be aware of the years of stress and strain that lie THIS IS PERFECT BEER . When the board of health has its

The modern tendency in ale drinking is towards the lighter brews.

O'Keefe's "Special Extra Mild" Ale is low in the amount of alcohol—but high in stimulating health-giving properties. It is a particularly desirable ale for

the home. Order a case from your dealer.

lated country that must export its sur-

of miles to reduce the cost of living

the means of bringing producer and

consumer into closer connection by

discarding antediluvian restrictions

For Christmas Giving

Christmas is now less than one month away; thousands of people are puzzling their brains to think of some

ALBERTA ELECTIONS

CARRIED BY FRAUD?

Sweeping Charges Brought in

in Motion to Unseat Hon.

C. W. Cross-Free Rail-

way Fares.

EDMONTON, Alta., Nov. 29.-Par-

culars of charges of corruption upon

which the petition protesting the elec-

tion of Hon. C. W. Cross is based,

have been filed in the Supreme Court

by C. F. Newell, counsel for Lieuten-ant-Colonel Carstairs, the petitioner. This election was held last spring when the cabinet was reorganized by Mr. Sifton.

r. Sifton.
The documents consist of 39 pages

of typewritten matter and contain a list of names of all persons who are

itable gift to present to friends and

in the Dominion. People are told that RUSH FOR BIBLES tain at cheaper prices than they can be TO END TONIGHT bought in the country of their manufacture. Canada is a sparsely popu-

One Certificate and the Necessary Expense Items Are All That Is Required.

The World has been urging its readers to take advantage of its great educational distribution of the new illustrated Bible.

a lessened demand. What is needed is as im

There still remains one last chance for you to get this Bible. Clip the certificate printed on another page of this issue and present it according to instructions. If you cannot conveniently reach this office, mail the certificate before midnight tonight. It will be well worth the additional amount for postage. All mail orders must be posted by 12 o'clock tonight. Clip the certificate now before you forget it and present it as soon as possible.

WINNIPEG FAIR MISMANAGED? WINNIPEG, Nov. 29.—The Exhibition Association at its annual meeting today heard some surprising attacks ade on alleged lax financial administration in recent years.

A committee was appointed to go over the accounts for the past five Allegations of irregularities were

How Nature **Cures Constipation**

And Why Drugs Are Being Used Less and Less for That Purpose.

The custom of Internal Bathing for keeping the intestines pure, clean and free from poisonous matter—curing constipation. billiousness and the more serious diseases which they bring on has become so universally popular and so scientifically correct in its application as to merit the most serious consideration

Drugs for this purpose have proven that their doses must be constantly increased to be effective, that they force Nature instead of assisting her.

one taken, must be continued.
On the contrary, the scientifically constructed Internal Bath gently assists Nature, but is infinitely more accused of irregularity in connection with the election. Included in this drug, no matter what its nature. The J.B.L. Cascade, which is The J.B.L. Cascade, which is now cook an active part in the provincial being used and praised by thousands e-election.

With regard to the much-talked-of physicians, is now being shown and ilroad vote, it is alleged James Mc-explained by the Owl Drug Stores in

With regard to the much-talked-of railroad vote, it is alleged James Mc-Gregor was paid \$50,000 to be used in contravention of the election act. It is alleged that many persons were brought to Edmonton on election day on free fares. W. P. Hinton, general passenger agent of the C. T. R. is NOW for the pasting to this Its action is so simple and natural as to immediately appeal to all com-mon sense. That is the reason for its n free fares. W. P. Hinton, generally assenger agent of the G. T. R., is lamed as one of the parties to this arrangement.

NOW for booklet. "Why Man of the lamed as one of the parties to this arrangement."

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ANNOUNCEMENT.

Nov. 29, 1912.

Peremptory list for divisional court or Monday, Dec. 2, at 11 a.m.: 1. Gibbons v. Berliner.

2. Cordiver v. A.O.U.W.
3. Guise Bagley v. Vigars Shear.
cmfwyp shrdlu cmfwyp cmfwyp pupu
4. National v. Brantford St. Ry. Co.
5. Kennedy v. Harris.
6. Brown v. Kingdon.

Peremptory list for court of appeal for Monday, Dec. 2, at 11 a.m.:

1. City of Toronto v. Toronto and York Radial Ry. Co.

2. Pearson v. Adams.

3. Hitchcock y. Sykes.

4. City of Toronto v. Foss.

Master's Chambers.

Before J. S. Cartwright, K.C., Master.
Parker Whyte Co. v. Espey.—G.
Cooper for plaintiffs. G. G. Plaxton
for defendant. Motion by plaintiff for
judgment under C.R. 603. At defendant's request enlarged for a week to
allow of obtaining affidavit and instructions as to other writ.
Bank of Toronto v. Cobalt Curling
Association.—A. G. Ross for plaintiff.
J. J. Gray for defendants. Motion by
plaintiff for judgment under C.R. 603.
Motion enlarged for a week on consent.

Motion enlarged for a week on consent.

Lakeview Consols Limited, v. Flynn.—S. S. Mills for plaintiff. Murphy (Robinettle & Co.) for defendant, Motion by plaintiff for an order for examination for discovery at New York of defendant, C. B. Flynn. Order made. Costs in cause.

Smyth v. Bandel.—H. R. Murton for plaintiff. J. T. Loftus for defendant. Motion by plaintiffs for judgment under C.R. 603. Motion enlarged by consent until Dec. 2 next.

Fowler v. Henderson—W. J. McLarty for Gregson, an execution creditor. J. G. Smith for Eckart, who has attaching order. Motion by an execution creditor for an order vacating attaching order and for payment out of moneys in hands of sheriff of Toronto of \$492.49, his taxed costs and \$6 for execution. Order made for payment of \$492.49 his taxed costs and \$6 for execution. Order made for payment of \$498 to Messrs. Heyd and Heyd, solicitors for Gregson and balance of Gregson's share to Eckart. Costs of Eckart of this application fixed at \$25, to be added to his claim against Gregson.

Before Sutherland, J.

Re Frances Penton Vine Estate.—
J. M. Godfrey for administrators and two beneficiaries. R. U. McPherson for Mary Seagriff. T. Hislop for Ellen Agnes Haughton. E. C. Cattanach for Infants. A motion by administrators and William Vine and William Connon for payment out of court of the shares of the said Vine and Connon. Judgment: I think perhaps for the present all the money above \$3000 may well be retained in court, and that sum may be paid out as foliows: \$1000, to William Vine, \$1000 to Mary Seagriff, and \$1000 among the representatives of Sarah Ann Hibbitt, in the proper portions to which they are entitled, the applicant Connon to be paid the shares of the said George Hibbitt, James Hibbitt, and Florence Crump. I direct an issue to deter-

Taking it altogether this has been a wonderful demonstration of the "pulling" power of this newspaper as immense numbers of Bibles have been distributed.

Re Albert Singer Estate—F. What is filled with pletures from cover to cover. It contains some 600 illustrations printed in with the reading matter and these make plain the verses which they accompany. In addition thereto are some of the choicest-selections from the famous Tissot pictures in beautiful colors. These, together with magnal references, colored maps and educational helps make this the most desirable Bible ever offered to the public.

There still remains one last chance

Before Kelly, J.

Before Kelly, J.

Re Albert Singer Estate—F. What are the secured as a statement by the liquidators. In the result, the appeal of the liquidators should be allowed save as to the matters covered by the ninth ground, and the cross appeal should be dismissed, both with costs. If the account cannot be reading to the realiway company. F. W. Harcourt, K.C., for the railway company. F. W. Harcourt, K.C., for the railway company. F. W. Harcourt, K.C., for an order under R. S. C. cap. 37, disposing of infants shares of proceeds of sale of kinds to the railway company. Order made for infants' moneys to be paid into court.

There still remains one last chance

an order declaring William Yeo to be incapable of managing his own affairs, and appointing a committee of his person and estate. At request of petitioners, enlarged until 10th December

Divisional Court.

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

next.

Re Oag and Canadian Home Circles
—W. T. McMullen (Woodstock) for
beneficiary: J. E. Jones for the soclety. Motion by a beneficiary for an
order declaring that absentee is to be
presumed to be dead. Reserved.
Loughery v. Robinson—S. S. Mills
for E. T. C. Loughery, F. W. Harcourt,
K.C., for infants. Motion by Elmer T.
C. Loughery for payment out of court
of his share of moneys, he having attained majority. Order made.
McIlmurray v. Samuel—T. J. W.
O'Connor for defendant. T. N. Phelan

K.C., for infants. Motion by Elmer T. C. Loughery for payment out of court of his share of moneys, he having attained majority. Order made.

McIlmurray v. Samuel—T. J. W. O'Connor for defendant. T. N. Phelan for plaintiff. Motion by defendant for a order transferring action from the County Court of York into the high court. Order made. Costs in cause.

Stone v. Robertson—F. W. Harcourt, K.C., for infant. Motion on behalf of infant for an order giving leave to expend a sum not exceeding \$100 on infant George Stone. Order made.

Re Robert A. Shaw—F. W. Harcourt, K.C., for mother. Motion by mother of two infants for an order for payment of interest on their money formaintenance. Order made for four years. Payment from time to time with privity of official guardian.

Re Catharing C. McCormick F. W. with privity of official guardian.

Re Catharine C. McCormick—F. W. Harcourt, K.C., for mother Motion by mother for an allowance of \$250 for

purchase of trousseau, &c., for infant, Re W. E. Graham-F. W. Harcourt,

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Court of Appeal.

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Judge's Chambers.
Before Latchford, J.
Woodman v. Dickinson.—Smiley
(Johnston & Co.) for defendant. Motion by defendant Dorothy Ann Dickson for an order for payment out of \$375 to her. Order made.

K. C., for infants. Motion on behalf of infants for an order directing accountant to discharge mortgage, money having been paid into court. Order made.

having been paid into court. Order made.

Linden v. Trussed Concrete Steel Co.—F. W. Harcourt, K.C., for mother. Motion by mother for an order for payment at once of \$50 coming due in February. Order made.

Dickson Co. v. Graham—J. G. Smith for plaintiffs. E. C. Cattanach for defendant. Motion by plaintiff for an order striking out jury notice. Order made striking out jury notice. Costs in cause.

Re Hamilton-Hall v. Trusts Juarantee Co.—J. Bicknell, K.C.,

made for infants' moneys to be paid into court.

Re Francis J. Shier and Canadian Home Circles—J. E. Jones for M. M. Armstrong. Motion by Myrtle Mildred Armstrong for payment out of court to her of the sum of \$980. Order made. Re William Yeo—F. Aylesworth for James Yeo and John Yeo. J.G. Wallace, K.C., for William Yeo. Motion by James and John Yeo on petition for an order declaring William Yeo to be intended to be and for Reginald Waller for \$200 and for Reginald Waller for \$1000 with

by Simpson for balance of purchas money alleged to have been unpaid by Parks, and a counter claim for care, pains and trouble in caring for Parks' bees. At the trial the judge found Parks entitled to a return of all his ees and honey and other bought on Simpson's place and to \$25 damages for detention of same, and found Simpson entitled to \$165, bal-ance of purchase price, with interest, and no costs to either party in either

Before Clute, J.; Riddell, J.; Suther-land, J.

action. Judgment: Appeal dismissed

Everley v. Dunkley.—O. L. Lewis, K. C., for defendant bank. M. Houston (Chatham) for plaintiff. An appeal by defendant, the Bank of Commerce, from the judgment of Keily, J., of July 16, 1912. An action by plaintiff, executor of Elizabeth Kenny's estate, to recover a sum of \$542.17, alleged to have been at her credit in the Canarecover a sum of \$542.17, alleged to have been at her credit in the Canadian Bank of Commerce at the time of her death, and to have been unlawfully withdrawn by defendant, Esther Dunkley, and for an injunction restraining defendants from dealing in any manner with said money. At the trial Judgment was awarded plaintiff for \$542.17, less \$88, and \$37.25 paid by defendant Dunkley for funeral expenses and costs. Judgment: Appeal dismissed with costs.

Before Garrow, J. A.; Marlaren, J. A.

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POLSON IRON WORKS LIMITED TORONTO STEEL SHIPBUILDERS ENGINEERS AND BOILERMAKERS

Meredith, J. A.; Magee, J. A.; Hod. Davies v. James Bay Railway Company.—E. D. Armour, K.C., and R B. Henderson for the railway company. M. K. Cowan, K.C., and A. W. Ballander, and tyne for plaintiff. An appeal by the James Bay Railway Company from the award of arbitrators appointed under Dominion Railway Act against the allowance of \$238,583 to plaintiff for land expropriated by the railway company, and a cross appeal by plaintiff for an increased allowance. Argu-gument of appeal resumed from yes-terday and concluded. Judgment re-

TEN MILLION SUGAR REFINERY.

OTTAWA, Nov. 29.—(Special.)—The Canada Gazette gives notice of the incorporation of the "Atlantic Sugar Refineries, Limited," with a capital stock of ten million dollars divided into one hundred thousand shares of one hunchief place of business will be