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The Toronto World

FOUNDED 1880. Morning Newspaper Public Day in the Year.

WORLD BUILDING, TORONTO. Corner James and Richmone Streets TELEPHONE CALLS:

Main 5308—Private Exchange Connecting all Departments.

Readers of The World will confer a favor upon the publishers if they will send information to this office of any news stand or railway train where a forente paper should be on sale and where The World is not offered.

Is The World's New Telephone Number.

MONDAY MORNING, NOV. 21, 1910. HARBOR GOVERNMENT AND DE

Whatever the motive of the board Spence's proposals for a harbor comaction. It ought to be sufficient to The expenses are \$29,671.69, and the capital charges \$56,798.12, a total of \$96,469.81. The city is losing about \$27,000 from one of the finest chiefly by bad management.

The advantages of Controller Spence's

gives Toronto the appointment of four

the control and development of Ash- tiffe procedure. bridge's bay and the waterfront thru this commission. The people can be rento of consumption. Ten people die trusted to come to a proper decision every day in Ontario of consumption. on such a problem.

ELECTRIC LIGHT COMPANY SHAREHOLDERS.

Utopian for suggesting that Sir Henry Pellatt and his fellow directors of the Toronto Electric Light Company con- cows, or ten sheep, or ten hogs, what sider the sale of their company from the point of view of the purchaser. It animals died every year of hog cholera is merely a suggestion that they use the government would be driven out their common sense. Would Mr. Hugh of power if it did not act. Blain consider The World Utopian if As it is only 3000 people Sir James it went to him and asked him to pay 160 for a stock that was selling on the market at 120? If he would think such a transaction foolish for himself, why should he expect the city to transact

The attempt to hold up the city for a long price on T. E. L. stock is largely a stock-gambling movement. The general shareholders would have been glad to sell out to the city two years ago, and would be glad to sell now. Sir Henry Pellatt and his friends have advised them to their loss with lures of impossible values to be had from the city, impossible rights to be defended. and impossible profits to be obtained in spite of city competition. Stock that was bought on margin-and buying stock on margin is stock-gambling. whatever name may be given to it in high financial circles-is now squealnothing to the margin merchants who got in wrong on a falling market.

Besides this, the margined stock is a ery small proportion of the total. hose who hold stock which shows a profit at present market prices would do well to sell, and let the margin men can get 120 for T. E. L. stock is doing very well, and much better than some

Sir Henry professes himself quite assured of the ability of the company to lays you low. For such is the natural continue a profitable business in com- and inevitable results of neglected nerrect, the city has nothing to worry by using Dr. A. W. Chase's Nerve the International Aeronautic Federa-over. At any rate the prices mention- Food. Being composed of nature's most tion as to the construction of the maed by the spokesman of the company are such as the city could never think of such as the city could never think of cessity bring you nearer to health, offering for the stock. The company's strength and vigor.

Mr. William Branton, Victoria-street, plant as it stands is worth perhaps Strathroy, Ont., writes: "Before using \$1,500,000 to the city. Since the city offered \$135 a share, a great deal of devous system seemed all unstrung. I velopment has been done and much could not sleep, had no appetite, hands plant installed. The city could dupliplant installed. The city could dupli-cate what could be used of the The first box of Dr. A. W. Chase's company's plant now, and with Nerve Food helped me, and I continued better construction for \$1,500,000 until I had taken twenty-four boxes. p.m. better construction for \$1,500,000 This treatment has made a radical Arrive Winnipeg 10.25 p.m., 7.25 a.m. change in my condition, building up 10.25 p.m. more the city can afford to pay for the system and strengthening the the elimination of competition, good nerves. will, and so forth, it is estimated might amount to \$500,000. Some say \$1,000,000. Some say \$1,000,000. Bates & Co., To-At the latter figure this would make 'ronto.

\$2,500,000 as the very outside figure the city could offer the company. And at this amount the city would be loading up the citizens with capital charges on their power and light which would considerably increase the rates. While the company is clamoring for the rights of its margin stockholders, the city has to bethink itself of the consumers of light and power.

At \$2,500,000 the stock of the com any would be worth \$62.50. Any stockholder who can get more than that should consider the chances he is taking in refusing.

VIADUCT ALTERNATIVES.

The Evening Star has a silly article bout the Bloor-street viaduct in which it declares that the most expeninstead of the one route the engineers have recommended and the peoing the viaduct, The Star would find sixteen other ways in which it ought to reason best known to the interests behind it, is anxious that the people across the Don should not be accommodated with the Bloor-street viaduct. The first alternative route proposed

by The Star, it states, would cost fourfifths of the Danforth viaduct plan. That is to say, the ratepayers are invited to pay 80 cents for a botched job, when \$1 would make a good one. The other routes, as the Star admits, are less desirable, and would not, in fact,

No improvement proposed at present north of Gerrard, as far as Yonge-st., will benefit also, and the factory district on West Bloor-street will receive

If The Star and The Globe desired the welfare of the east end, they would consider the case on its merits.

PREVENTIBLE DISEASE.

They will act It is to be hoped that he will take a ter when it is brought forward again.

One person dies every day in To-Three thousand people a year: Every day ten families are desoiate 1. Surely Sir James will reconsider his at-The World has been considered titude on this question.

If ten horses died every day of a preventible disease in Ontario, or ten an outcry there would be. If 3:00 seems to think the voters won't mind. We do not believe this question has ever been put properly before Sir James, or his co-operation would have been secured. . .

Annual Meeting A.A.U. of C. The annual meeting of the Amateur Athletic Union of Canada will be held next Saturday evening in the King Edward Hotel for the election of officers and the reception of the annual reports.

Is Not Yours

It Belongs to Those Depending on You -- For Their Sakes Preserve Health

You never thought of it just this way While not feeling well you ing for protection. But the city owes have neglected to take active means of restoring health, thinking all the time that you were the only one to suffer

Not so. For who among us has not someone depending on him for comfort, happiness or the means of liveli-When you lie awake nights, worry

over little things, get nervous and ir look out for themselves. Anybody who ritable, have indigestion and headaches, you may be sure the nervous system is becoming exhausted.

Time is not yours to delay. You who have to pay a double liability on must call a halt to the wasting pro-Otherwise you will have a rude awakening some day, when prostrations, paralysis or locomotor ataxia vous diseases.

You can restore the nervous system by using Dr. A. W. Chase's Nerve

Dr. A. W. Chase's Nerve Food my nerand feet were cold, my digestion was p.m.

Dr. A. W. Chase's Nerve Food, 50

TOLSTO

Writing in The London (Eng.) News on Tolstol's last birthday, Rothay Reynolds said:

It may be that a future age will venerate the man of letters, the great novelist, the writer of "Peace and War" and of "Anna Karenina." and forget Tolstol the teacher; but to us he is above all the idealist, the apostle of peace, love and simplicity, who has made his voice heard above the din of the modern world.

The extraordinary popularity enjoy-ed by him in Russia was demonstrated a few months ago, when he passed thru Moscow. At the rallway station and the streets enormous crowds gathere and cheered him. I have seen the cza covered as he passed, but nobody che ed, and there was no sign of enthus asm; that which was denied the aut crat of all the Russias was given to I have sometimes asked myself wha

is the reason for the veneration in which Russians hold Tolstoi. The question is a pertinent one, because who attempt to mold their lives its teaching. The answer to the question is. I think, partly to be found in the fact that autocracy and orthostate, have found their worst enemy in Toistoi. The Toistoi who preaches the simple life may be regarded as a dreamer—"let us crown ourselves with roses before they be withered" is a more popular distrine in contemporary Russia—but when the old man rose up, as he lately did, and in wrath denounce ed the wholesale sacrifice of life, by which Stolypin has established the new triumph of autocracy, he was listened to, as were the prophets who rebuked the tyrant and the avenger. His appeal for mercy and the stanching the stream of blood with which premier was drenching Russia made him the spokesman of of his fellowcountrymen. They saw in him a defender and a champion, whom the government could not touch.

min, who was court-martialed for having assaulted his superior officer. Tolstoi defended the soldier, but the sol-

rewards of 10 to 25 rubles are distribut-ed for the murders; on the other hand, sive force which may have been emproprietors, and sing their praises as

I had felt it vaguely even at that time, when I defended that unfortunate soldier so stupidly and so disgracefully. That is why I said that this case 2xerted the most powerful and most serious influence upon my life."

A ROYAL AVIATOR

Prince Henry of Prussia Has Qualified as an Aerial Pilot.

DARMSTADT, Germany. Nov. 20 .-Prince Henry of Prussia has qualified as an aerial pilot, and received a diploma of the German Air Navigation Association. The prince is a pupil of August Euler, and in a test exhibition did credit to his instructor. He flew about the Darmstadt field, performing a variety of evolutions, and also showed the knowledge required by chine, the principles of operation of starting and stopping.

Chicago, Winnipeg and Points in Western Canada.

Trains leave Toronto via Grand Trunk Railway System and connecting lines as follows: Leave Toronto 11 p.m., 8 a.m., 4.40 Arrive Chicago 2.30 p.m., 9.25 p.m., Arrive St. Paul 7.05 a.m., 9 a..m., 9

The Grand Trunk Railway System is the only double-track route to Chicago. Secure tickets and full information



THE Black Key Study Made her sad. Her time was wrong, Her tune was bad. She said good-bye To all her fuss And bought a



If you have listened to other Player Pianos that are mechanical, come and hear how Artistic and Human is the playing of the Gourlay-Angelus.

GOURLAY, WINTER & LEEMING, 188 Yonge St.

If a Patron is Accidentally Shown to Wrong Seat, He Must Assist in Making Things Right.

His fame has gone out into all lands, and the glory he has brought to his country has been another factor contributing to the affection in which he is held by Russians. It is, thanks to foreign opinion, that Tolstoi has been allowed to remain at peace. The government has not dared to stir up the indignation of the whole world by throwing him into prison or by hounding this manner. It has confine the respective rights and refused to do so, or to go to the office to have the matter adjusted by the manager, but persisted in holding the seats they were in Under the circumstances, I do not think to refund the seventy-five cents which to refund the seventy-five cents which dignation of the whole world by throwing him into prison or by hounding the full text of the judgment is herehim out of the country. It has confined to the decision in the assize court of fice to have the matter adjusted to the profice to have the matter adjusted to fine to have the matter

dignation of the whole world by throwing him into prison or by hounding
him out of the country. It has confined itself to annoying and harassing
him. He has been driven from the pale
of the Established Church, and when
he comes to die his children will not be
allowed to bury his bones in holy
ground. His follower, Prince Hilkoff,
has been persecuted, and by imperfail
decree deprived of the children he was
bringing up to live the simple life the
teacher would have lived himself. A
beloved disciple, Tchertkoff, was banished from Yasnaya Polyana in order
to the quick when he has heard of
booksellers fined or imprisoned for selling certain of his books. The persecution has been indirect, but nevertheless, difficult to bear. Yet, because the
world recognized the nobility of his
teaching the autocrat has been unable
to cast him down, and this is the supreme witness to his greatness and to
the spiendor of his mission.

Many years ago Count Tolstol was
asked to act as counsel for the defence
in the case of a soldler named Shibunin, who was court-martialed for having assauted his superlor officer. Toltollow the purpose of having the matter adtollow young men, the plaintiffs, acted in an ill-advised way. After
the world recognized the mobility of his
teaching the autocrat has been unable
to cast him doden when
in had, of ejecting a person who persisted
in holding his seat in violation of the
argument
in this case, Justice Teetzel pronouncto the full text of the ludgment is her
in this case, Justice Teetzel pronouncto the this divent.

"It think, upon the evidence in this
case, the two young men, the plaintwo of the subrella Think, upon the evidence in this
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"It this case, Justice Teetzel pronounc-

sive force which may have been employed by Woods in ejecting Hyde. Here was a man who, while in the performance of his duty, was unjustifiably assaulted, whereupon he retorted with similar punishment. While, as I say, he was not justified in using more force than was absolutely necessary, I do not think, having regard to the circumstances I have mentioned, that his cumstances I have mentioned, that his the revolutionists honor murderers, exployed by Woods in ejecting Hyde. proprietors, and sing their praises as Here was a man who, while in the pertho they were great heroes.
"I understood all this much later, but assaulted, whereupon he retorted with cumstances I have mentioned, that his employer should be held responsible for any extra punishment he inflicted upon the plaintiff, who, by his unprovoked assault, brought upon himseif this, as it may be called, unnecessary

Must Change Seats. "I said the constable was acting operation.

within the rights of his employer. I think the law is perfectly plain, that where a ticket for a theatre is sold in the usual course, and it is discovered that the patron has been shown to a wrong seat, one to which the ticket he purchased does not entitle him, the proprietor of the theatre has a right to ask him to remove to the seat to which his ticket entitles him. I think it is undisputed that the tickets held by these plaintiffs did not entitle them to the seats they were occupying, and that their attention was called to the fact, and they were requested to move and refused to do so, or to go to the office to have the matter adjusted

had, of ejecting a person who persisted in holding his seat in violation of the contract between him and the theatre

Upon the evidence, I do not think the plaintiff Lashman was injured to any appreciable extent by the blow he claims to have received, and, under the

SAN FRANCISCO, Nov. 20.-Twenty

Old friends are

AT OSGOODE HALL

ANNOUNCEMENTS.

Monday, 21st inst., at 10 a.m.:

1. Re Angus and Township of Widdifield
2. Helliwell v. Helliwell.
3. Re Solicitor.
4. Re Seusabaugh Estate.
5. Clarkson v. Linden.

Peremptory list for divisional court for Monday, 21st inst., at 11 a.m.:

1. Foster v. Beno.

2. Re Boyle and Milne.

3. Harty v. Rainy River.

4. Struthers v. Penn.

5. McDenald v. Murphy.

6. G. T. Railwaj Co. v. Laidiaw Lumber

Peremptory list for court of appeal for Monday, 21st inst., at 11 a.m.:
1. Strong v. Van Allen.
2. Ellis v. Town of Renfrew.
3. Ross v. Grant.
4. Dale v. Blanshard.
5. Goodall v. Clark.

Master's Chambers.

Before Cartwright, K.C., Master.
Wilson v. Kerr.—Macdonald (Owens &
P.) for defendant. Motion by defendant
on consent for an order dismissing action
without costs, and vacating certificates of
ils pendens and ilen. Order made.
Servais v. Leys.—D. C. Ross for defendants. F. Aylesworth for plaintiff. Motion by defendant for order striking out
jury notice as irregular and to postpone
trial. Order made striking out jury notice. Costs to plaintiff in the cause. Motion to postpone referred to trial judge. Master's Chambers.

Judge's Chambers.

Before Meredith, C.J.

Rex v. Wishart.—W. T. J. O'Connor for prisoner. J. R. Cartwright, K.C., for the crown. Motion on return of a habeas corpus and certiorari in aid for the discharge of a prisoner arrested in Toronto or cent letter to M. Biryukov, Tolstol's biographer, the count described the incident and the effect it had upon his entire life. In part, he sail: "In the scientific works of two kinds, in works on what is called jurisprudence, with its criminal laws, and in works which are called purely scientific, the justification of violence is proved more definitely and boldly. As to criminal law, it goes without saying it is a series of the most obvious sophisms, whose purpose it is to justify every violence of man over man, and even murder. In steintific works, beginning with Darwin, who placed the law of the strug-intentific works, beginning with Darwin, who placed the law of the strug-intentific works, beginning with Darwin, who placed the law of the strug-intention only were they caused the responsibility for that blow upon and cariorar in ald for the disclaims to have received, and, under the circumstances, I am not able to place the responsibility for that blow upon and the constable of the theatre. Both accident the plaintiffs are missing to comply with the company with the taken only were they wrong in refusing to comply with the count described the solution only were they wrong in refusing to comply with the count described the solution of the count described the incident and the effect it had upon his entire life. In part, he said: "In the count described the count and the count and the count described the count described the count described the count and the count described the count and carrier and calcium to his appearance in ald for the discinant of the place they count and the c

the most obvious sophisms, whose purpose it is to justify every violence of man over man, and even murder. In scientific works, beginning with Darwin, who placed the law of the struggle for existence at the foundation of the progress of life, this justification is self-understood. Some of the empraneur of the progress of life, this justification is self-understood. Some of the empraneur of the progress of life, this justification is self-understood. Some of the empraneur of the progress of life, this justification is self-understood. Some of the empraneur of the progress of life, this justification is self-understood. Some of the empraneur of the progress of life, this justification is self-understood. Some of the empraneur of the progress of life, this justification is self-understood. Some of the empraneur of the progress of life, this justification is self-understood. Some of the empraneur of the progress of life, this justification is self-understood. Some of the empraneur of the progress of life, this justification is self-understood. Some of the empraneur of the progress of life, this justification is self-understood. Some of the same in the progress of life, this justification is self-understood. Some of the empraneur of the progress of life, this justification is self-understood. Some of the empraneur of the progress of life, this justification is self-understood. Some of the empraneur of the progress of life, this justification is self-understood. Some of the empraneur of the progress of life, this justification is self-understood. Some of the empraneur of the progress of life, this justification is self-understood. Some of the empraneur of the progress of life, this justification is self-understood. Some of the empraneur of the progress of life, this justification is self-understood. Some of the empraneur of the progress of life, this justification is self-understood. Some of the empraneur of the progress of life, this justification is self-understood. Some of the empraneur of the progress of life, th

was aggravated by the fact that he mutilated the girl's body so as to jam it into a trunk and then buried it in quicklime under a cottage in the suburb, which he rented for a month.

The girl's disappearance was investigated by the police, but it was three months before the body was found. Thompson was convicted on the testimony of a nurse, who assisted at the operation.

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tried,

Before Falconbridge, C.J.

Dunsmoor v. National Portland Cement
Co.—I. B. Lucas, K.C., and W. E. Raney,
K.C., for plaintiff. A. G. MacKay, K.C.,
for Cement Company. A. MacMurchy,
K.C., for the C. P. Railway Company.
An action by the widow of John Colin
Dunsmoor, late of the Town of Durham,
in the County of Grey, who was, as alleged, run down and killed by a locomotive engine which belonged to and was
being operated by defendants, the Cement
Company, on the C. P. Railway Company's line, at a railway crossing in the
Township of Bentinck. Trial. Township of Bentinck.

Judgment: I do not think on the evidence adduced by plaintiffs that I ought to have given effect to the motion for non-suit, and on the answers of the jury.

MICHIE'S

Finest blend Java and Mocha Coffee at 45c lb. is in a class by itself. It is a breakfast neces-

Michie & Co., Ltd. 7 King St. West

MEDICAL

DR. BRUCE RIORDAN has removed to his new residence, No. 1 Roxborouga

plaintiff is entitled to judgment against both defendants. Judgment for plaintiff for \$4000 and costs. Thirty days stay.

Court of Appeal.

Before Moss, C.J.O.

Re Good and Jacob Y. Shantz Co.—A. H.
F. Lefroy, K.C., for the company. H. S.
White for Good, contra. Motion by the
company for an order extending the question on appeal. Motion dismissed. Costs
in the appeal.

to the premises known as No. is Pointment street." The plaintiff sues under the last will of the late David Kennedy.

John B. Spurr is plaintiff in litigation launched against James Millar Nell. Spurr claims damages for "breach of contract."

REMARKABLE RAILWAY WRECK Exploding Boiler Falling Across Track Struck by Express.

ALTOONA Pa., Nov. 20 .- The explodfrom its tracks at Thirtieth-street, on the Pennsylvania Railroad here yesterday, and, falling over the adjoining track, was struck, while yet in mid-air by the locomotive of a train coming up from behind. The remarkable wreck that was caused brought death to three

ing up the mountain, helped in the rear by two locomotives, when the boiler of the second of the rear engines ex-ploded. The boiler rose from the engine frame, and was hurled thru the air, just as an express train, also westbound, came along on the next track. The express train was being drawn by two locomotives. The first engine struck the falling boiler, and hurled it over an embankment, 300 feet from where it had left the engine trucks. The impact detailed both locomotives hauling the express train, and threw them against the freight train, knock-

ing over several freight cars.

The men killed were: Engineer Rohrabaugh, Conemaugh, Pa.; Fireman Ira Reed, Pittsburg; Fireman A. C. Turlong, Conemaugh; Brakeman R. B. Riddell of Conemaugh; Engineer I. B. McCoy of Altoona and Fireman Frank Turner of Altoona were injured, Riddell probably fatally.

Railroad shop experts, who examined the exploded boiler immediately after the accident, declared that the ex-

A light engine collided with the caway yards near the Union Station last night, wrecking the caboose.

FURNACE

Absolute heating satisfaction-no fuss-no trouble-no dust-no ashes to sift. Write for free booklet-"The Question of Heating."

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Nov. City Canai tory S Thir Nort dress land I Prin Captal Roys Widow Gran Helen Shea and & Gay quers, Maj Shea 'Pop'

Anoth fect of afforded King-st 11 p.m., p.m. til