

The Chatham Daily Planet.

VOL. XII

CHATHAM ONT., THURSDAY, DECEMBER 10, 1903

NO. 296

Christmas Suggestions...

The Holiday spirit is all around you. The snap of Christmas is in the air. Our store is brim full of holiday newness. No trouble to select gifts here. Useful and pretty articles stare you in the face at every turn. You will get better selections now than later and shop with great comfort. Come and see us to-morrow for these goods:

Wrapperettes

A case of new designs in wrapperettes just opened—designs and colorings especially suitable for waists, special at a yard 83c

Table Linens

64 inches wide, warranted pure linen, unbleached, table linen in excellent mow drop, sharp and floral designs, guarantee wear and appearance, extra value at a yard 60c

72 inches wide, warranted pure linen grass bleached tabling, in exquisite design, fine satin damask finish, very special at 1.00

Shaker Blankets

Full double bed size shaker blankets in cream and grey with pink and blue borders, extra soft fluffy finish, perfect weave, extra value at a pair 95c

Fancy Linens

18 inches wide, 54 inches long, crepe linen wide broad scarfs and runners, ends fringed and fancy drawn designs, regular price 40c each, on sale for 28c

Lawn Special

44 inches wide, extra fine and heavy Victoria lawn for aprons, regular price 16c a yard, on sale special this week at 12c

Sateen Special

Fine bright finish figured art satens in light and dark shades, pretty designs for cushion tops, coverings, etc., on sale special at a yard 12c

Ladies' Underwear

Extra fine and heavy ribbed vests and drawers, fine soft fleece lining, best value in the trade and very special offering at per garment 50c

Cashmere Hose at 25c a pr.

Ladies' fast black pure wool, full fashioned, English made cashmere hose, very special value at a pair 12c

Golf Jackets

Ladies' fine imported golf jackets, in handsome cardinal and navy blue effects, very special value at 2.50

Ladies' Skirt Special

Ladies' skirts made of extra quality, black fringes, trimmed with cloth bands and buttons, corded flounces and satina bands, on sale at very special at 3.85

Men's Hdkf. Special

Men's large sized taped cambric handkerchiefs, fine bleached, serviceable and dressy, regular value 10 and 12c each, on sale this week very special at 4 for 25c

Art Muslins

Delicate designs in art muslins for comforters, curtains and drapery, very special value at 6c

Fur Ruff

Real undyed black ruffs extra full and large, 46 inches long, trimmed with 6 large tails, chain fastener, very special value at 12.00

THOS. STONE & SON.



A Look Into The Ark

As the windows indicate, will show that Santa Claus has his headquarters here, gathering dolls, skates, drums, guns, sleighs, steam engines, mechanical toys, rocking horses, games, picture books and everything else that he can get into his bag, for boys and girls. And for the older folks, "Pandora" and "Famous" Stoves and Ranges to warm your house or roast your Christmas turkey. Nice steel and silver knives and forks, dinner and tea sets in best English Semi-Porcelain to the finest Haviland French China, price \$2.75 to \$5 per set.

H. MACAULAY,
89 KING STREET.

Prompt delivery of goods.

The City Bakery

STILL TO THE FRONT WITH

Christmas Goods, Christmas Cakes, Christmas Puddings, Bread, Cakes and Pastry of all Descriptions.

LUNCHES AT ALL HOURS.

FRESH OYSTERS served in all styles and for sale in bulk.

WEDDING CAKES A SPECIALTY.

WM. SOMERVILLE.

\$100,000 READY TO BE PAID.

A DIVIDEND IS DELAYED BY LEGAL DIFFICULTIES.

Atlas Loan Troubles—Master Will Not Consider Deceit as a Defence—Shareholders Who Are Also Depositors Claim a Set-off—Argument Will be Heard in Toronto.

St. Thomas, Dec. 10.—One fact stands out plainly in the liquidation of the Atlas Loan Company, and it is accentuated by the examinations going on here now in respect to the contributories. It is that the creditors of the company will have to wait for a considerable period before they will receive any dividend. Were it not for the litigation, of which there now appears no end, there is enough money at present in the hands of the liquidator, the National Trust Company, to pay a small dividend. Nothing, however, can be done until all the various claims for and against the estate are settled, and this is likely to be a matter of a good many months. The Atlas Loan went into liquidation in June last, and since then the realization by the liquidator upon the assets of the company amounts to about \$100,000. There is still a considerable sum in the hands of the liquidator, as well as other assets, while in the present investigation the Master in Ordinary may hold most of the contributories liable for the amount that the liquidator has set against their names. This in itself would be a large sum, but whether the majority of the contributories will be able to pay the amount of the judgments or not is another thing. Some of them are absolutely unable to pay.

Not only has the matter of contributories to be settled, but the debenture holders now claim to be ranked as preferred creditors. If their contention is right it will very much reduce the dividend to the ordinary creditors. The liquidator contests this claim, and it will be argued before the courts some time next spring.

The scope of the investigation here was considerably narrowed by the decision of the Master that the question of deceit or misrepresentation on the part of Mr. A. E. Wallace or anybody else could not enter into the inquiry. In nearly every defence this has been raised, that the purchasers of Atlas Loan stock did not know they were buying unpaid shares, and that Mr. Wallace had misinformed them as to the real facts of the transaction. The Master is giving judgment in none of the cases before him at present. Counsel will argue these in Toronto at a time to be set. Many of the defendants in the cases that the contributories had paid money into the reserve fund and that such payments should rank upon their unpaid stock. These, too, who are both holders of unpaid stock and depositors, claim that the amount of their deposits should be applied on the unpaid stock, in fact they claim a set-off. The Master, however, has practically decided against them on this point, for addressing counsel to-day made it plain that previous decisions had made it plain that unless the company had made a call upon depositors for a payment upon their unpaid stock there could be no set-off. In most of the cases before the Master it is admitted that no such call had been made.

W. H. Murch, who was the President of the company, disputed the claim of the liquidator against him for \$1500. Mr. Murch held thirty-five one hundred dollar shares and seventy fifty dollar shares, on which the \$1500 was unpaid. He admitted his subscription to the stock, but claimed as a set-off \$1480 which he had paid into the reserve fund and which, if allowed, would practically clear him of all liability. The liquidator has dropped the claim against Neill McNabb, of Ridgeway, for ten unpaid shares. No certificate had been issued for these shares, and there was, therefore, no evidence. Mrs. E. A. Smith, of St. Thomas, one of the contestants, agreed to be placed on the contributory list for \$950, and her case was dropped.

Some of the erratic bookkeeping of the Atlas Loan was brought to the attention of the court in the case of C. E. Williams of St. Thomas, a train dispatcher, who was held for 70 shares, on which \$3000 was unpaid. Mr. J. M. Glenn, K.C., of St. Thomas, who represented Mr. Williams, admitted a liability of \$1000, but the books showed that \$3000 was unpaid. It was proved, however, by the certificate held by Mr. Williams, that he was liable for only \$2000, so the liquidator dropped the action, accepting the admission of one thousand dollars liability. Mr. Williams had paid \$800 into the reserve fund, and with other shareholders, desired that to rank as against his stock. The usual evidence from the books was put before the court in the case of Angus and Hattie McLarty, as executor and executrix of the estate of the late Dr. McLarty of St. Thomas, held for 50 shares, \$2500 unpaid. The liability was admitted, the defendants asking the court to grant a set-off as against their deposit account in the Atlas Loan. The same claim was brought up in the next case, that of J. M. Green of St. Thomas, held for 50 shares, \$2000 unpaid, a set-off on account of the deposit with the Atlas Loan was asked for. Similar cases, in which the same claims were made, were those of R. Steele, Union, 25 shares, \$500 unpaid; J. E. Ostrander, St. Thomas, 8 shares, \$600 unpaid; and Robert Potts, St. Thomas, 62 shares, \$2500 unpaid.

TO CHOOSE A CANDIDATE

Liberal Conservatives of Kent will Meet in Convention on Monday, Dec. 21st.

A Large and Enthusiastic Gathering Looked For—Splendid Organization of the Constituency.

In anticipation of the early dissolution of the Dominion Parliament and an appeal to the country, the Liberal Conservatives of Kent have decided to hold a convention on Monday, Dec. 21st, for the purpose of selecting a candidate for this constituency. The convention will be held in the Oddfellows' Auditorium, commencing at 1.30 o'clock in the afternoon, when it is anticipated that the candidate will be chosen, and several addresses of importance delivered.

The Conservative organization in this constituency was never better than at the present time, and the prospects are that the convention will be one of the largest and best in the history of the party in Kent.

DELAYED TRAIN

The 8.15 west-bound Grand Trunk train, which carries the east mail, arrived in the city at a quarter to twelve, being three hours and a half late. The train was reported at seven o'clock to be 15 minutes behind time, but the delay occurred at Komoka, where a freight wreck of some kind had occurred. Quite a number who were going to Detroit and other points went home to dinner first and did not get back in time to catch the train.

RADIAL ROAD

The joint committee of the City Council and the Board of Trade, appointed to confer with the city solicitor in reference to the inducements that should be given the proposed Wallaceburg-Chatham electric road, met last week. Mr. Dunn, solicitor for the promoters, was in the city to-day, and the committee submitted to him the offer agreed upon by the joint committee. If the offer is accepted a by-law will be prepared at the special meeting of the Council to-morrow night, and the ratifiers will be given a chance to vote on it at the municipal elections. The members of the joint committee were Ald. Marshall Munster and Eggert, of the City Council, and Messrs. G. P. Schofield, Will Hadley and Hugh Macdonald, of the Board of Trade. It is understood that the proposition which was submitted to Mr. Dunn was that the city should loan the railroad \$50,000. Thirty-five thousand dollars when the loan is completed is completed and \$15,000 when the line south is built.

ARE EAGER TO FIGHT.

Senator Morgan on Roosevelt and the Kaiser.

Washington, Dec. 10.—United States Senator Teller criticized his speech in opposition to the Cuban reciprocity bill, and Senator Morgan also was heard in opposition to that measure. Mr. Morgan took occasion to refer frequently to the Panama Canal treaty, and in that connection again freely criticized what he denominated "Presidential usurpation." He declared that the United States is practically at war with Colombia, and that the President had fallen into a trap. Mr. Morgan said that his whole purpose was to warn the Senate against ratifying a treaty, the negotiation of which he characterized as a "most wretched transaction. Notwithstanding this was the case," the Senator continued, "the Senate sleeps over this breach of the Monroe doctrine, while the President of France and the President of the United States intone in unison their solemn and satisfied amen."

He predicted that the time would come when Cuba would clip the threads and again float off into the sea of liberty. In such an effort Cuba might find a friend in Germany, which might follow our example and create a state of independence in a night and then annex it with the coming sunrise. No doubt there would be fighting, for who, he asked, "is more eager to fight than Emperor William or our own strenuous President?" He then proceeded to say that only yesterday he had met a great Democrat, who had "had a place in our affairs only second in importance to the Presidency, and had made a name for himself in Democracy (evidently meaning former United States Secretary of State Olney), who had bowed his head as he said: 'For the first time in my life I have to confess that I am ashamed of the attitude of my country.'"

Like a farmer, every chicken is interested in its own crop.

RECORDS ALL BROKEN.

TIMBER SALE BRINGS ENORMOUS PRICES.

The Bidding Was Keen—Over Three-and-a-half Million Dollars Obtained—Highest Price For a Single Berth Was \$31,500 a Square Mile.

Toronto, Dec. 10.—All previous records were broken by the sales of timber limits held in the Legislative chamber at the Parliament buildings yesterday. The 826 square miles of limits sold at \$3,677,337.50, the average price per mile being \$4450. The largest amount realized at a previous sale was \$2,315,000 on Oct. 13, 1892, when 633 miles were sold at an average price of \$3,637.18.

The record for highest price per mile was made yesterday, when T. Mackie, M. P., secured berth No. 5, Hammett township, in the Nipissing district, three and one-quarter miles, at the rate of \$31,500 per mile. The highest previous price per mile was \$17,500 bid at the 1892 sale. The total receipts from yesterday's sale will not represent the total return to the Province, for the increase in dues and ground rents will be a source of additional revenue.

PRISONER IN THE ICE.

Experience of the Mayor of Amherstburg.

Windsor, Dec. 10.—Mayor Jas. Brault of Amherstburg arrived in Windsor yesterday after an experience in the middle of Lake Erie which he will not soon forget. For five days Mayor Brault and a number of his friends were imprisoned on the little tug Thistle in the centre of the ice floes of Lake Erie, with but a meagre supply of fuel and provisions on hand. The party were far out of the track of any belated freighters passing up or down, and their signals of distress could not be seen from Pelee Island. Just when the situation had become most critical a warm wave set in, enabling the tug to force a passage in a southerly direction, and after many weary hours' work the lights of Sandusky were sighted. The party arrived there yesterday morning, after having been marooned for over five days.

Mayor Brault, in speaking of his experience, said: "My family have not heard from me since I left Amherstburg. The wire to the island was in trouble, and I was unable to communicate with them. We were mighty lucky not to have all starved to death."

WHY NOT BE HONEST?

Mr. Bickerdike on the British Cattle Embargo.

Montreal, Dec. 10.—The cable report of Lord Goschen's remarks respecting Canadian cattle elicited a rebuke from Mr. Robert Bickerdike, M.P., a large local exporter. "That man's name must be Lord Dundreagh, and not Lord Goschen," said Mr. Bickerdike. "Why can't they be honest about it at least? Here they are parading themselves before the world as a free trade country, and there never was a clearer case of protection than this instance of cattle restrictions. Introduce disease, indeed! There is no more disease among cattle in Canada than there is in England itself. If that is their method of fostering imperial federation they might try a new tack with better results."

REFUSE MEDICAL AID.

Another Daughter of Elias Mehm III.

Stratford, Dec. 10.—Another daughter of Mr. and Mrs. Elias Mehm, this city, is down with typhoid fever, and the parents refuse to call in a physician, contending that all that is necessary is faith and prayer. Mr. Mehm is now out on bail, awaiting a trial for manslaughter for not calling in medical aid for his daughter. The authorities will endeavor to have the Mehm call in a doctor. Speaking of the case, the County town Attorney said that if the parents could be induced to call in a physician the child under care would be all right. If they refuse another method will be adopted.

C. J. ALTMAN ACQUITTED.

Charge of Malicious Damage at Brockville Hat Works.

Brockville, Dec. 10.—C. J. Altman, a former member of the Union Hat Works, here, was acquitted on the charge of destroying a gauge used in the manufacture of hats. On the other charge of destroying dyes the Grand Jury returned "no bill."

Mr. Altman has instructed his solicitor, W. A. Lewis, to issue a writ for \$10,000 against Messrs. Saulnier and Dorelles, his former partners, for malicious prosecution and false arrest.

CLAIMS WALLAC MISLED HIM.

Atlas Loan Loser Charges Manager With Deceit—Statement of Claim.

Toronto, Dec. 10.—J. H. Huntly, who issued a writ against A. E. Wallace, ex-manager of the Atlas Loan Company, claiming damages for fraud, filed his statement of claim at Osgoode Hall yesterday. He claims that he accused Mr. Wallace of investing the company's funds in margin stocks, and that Mr. Wallace assured him that it was not true, and that only his private funds were used in this way. On this assurance Mr. Huntly left his account with the loan company, and with disastrous results. In his statement Mr. Huntly says: "The defendant was at the date of the interview with Mr. Huntly, and previously thereto, dealing as an officer of the Atlas Loan Company or otherwise in company with the funds of the Atlas Loan Company, and made the representation alleged by Mr. Huntly, to the effect that he (Mr. Wallace) was not dealing in margin stocks with the company's funds, well knowing the same to be false."

Santa Claus Headquarters



or house is at SULLMAN'S BEEHIVE. Never has there been such a complete stock in Chatham to select from. Everything and anything suitable for young and old, rich and poor. Splendid values in many lines and good values in all. Remember this is the store where you can get anything in small goods you may want. Special attention is devoted to our stock of books. We have all the new copyrights and readable literature of the day. Mail orders promptly filled. Deal at the store with the big stock.

SULLMAN'S BEEHIVE,
Opp. Garner House.

SMALL-POX CASE

Judgment has been reserved in the two cases arising out of the small-pox outbreak at Ridgeway. These cases occupied the attention of Chief Justice Falconbridge from the opening of the court until Wednesday afternoon.

The case of Ward vs. Lowthian, et al., including the Ridgeway Board of Health and the Medical Health Officers, was one in which the plaintiff asked the defendants for damages for quarantining the Arlington Hotel and for keeping sick and afflicted people an unreasonable length of time in the hotel, for goods destroyed, for fuel and foods consumed and for damages to Mr. Ward's business by reason of the quarantine.

Walter Mills, counsel for the defense, defended the action on the grounds that the Board of Health, acting under the Act, as their duty was, did proceed to have a hospital erected and had quarantined the hotel in accordance with the law. If the plaintiff suffered any damages, the Board of Health had also incurred expense for the benefit of the plaintiff, which would more than offset any claim of the latter. The plaintiff also claimed that his hotel has been used as an isolation hospital, contrary to the Act. The defense urged in reply to this that if the action were illegal, it was open to the public to make indictment at the time, but after the quarantine was raised the right ceased to exist. The quarantine of the guests of the hotel didn't free them from their liability for board, and Mr. Ward could still collect from them.

In the case of Green vs. the same defendants, it was alleged that the lad Green had caught the small-pox by being put into the pest house when he didn't have the disease. The defense claimed that the Board of Health had a right to put the boy in the pest house when he showed symptoms of the disease. The doctor should be the best judge of whether the boy had the disease or not, and even if he hadn't, it was better that he should be in quarantine than that the public should run any risk.

Walter Mills was counsel for the defendants and he made out a very able defense. He was complimented by his fellow members of the bar, both for his conduct of the case generally and for the arrangement and strength of his arguments. Mr. Mills is one of the young lawyers of the county, but he is rapidly making a name for himself, and he certainly put up a splendid fight for his clients in the face of the fact that the best counsel in Western Ontario was retained on the opposing side.

Mr. Wilson, K.C., and W. F. Campbell for plaintiffs, Walter Mills and O. K. Watson, contra.

SUCCESSFUL YEAR

At the annual meeting of the shareholders of the Chatham Manufacturing Company, held in the office of that company yesterday, very satisfactory reports of the year's business were received. In addition to making several large additions to the factory and carrying a comfortable sum to the rest account, a dividend of six per cent was declared. This is the highest dividend paid by the company in years, and manager W. R. Landon and the directors were complimented upon the successful management of the business. The retiring directors, Manson Campbell, Hugh Macdonald, William Ball, Sam Barfoot and G. P. Schofield were unanimously re-elected. T. K. McKeand was re-appointed auditor.

At a meeting of the directors subsequently held Manson Campbell was re-elected president, Hugh Macdonald vice-president, W. S. Ireland secretary-treasurer and W. R. Landon manager.

"ROBIN HOOD"

A full rehearsal of all interested in the production of the opera "Robin Hood" will be held this evening, commencing at eight o'clock, in the auditorium over the Standard Bank. A full attendance is specially requested.

Every girl wants a man to know some things about her, but she does not want him to know that she wants him to know them.

Headquarters for

Christmas Slippers

Men's Velvets, Kid or Patent Leather, at 75c, \$1, \$1.25, \$1.50, \$2.00 and \$2.50.

Ladies' Felt, Velvet, Plush, Kid, Patent Leather, at 25c, 50c, \$1, up to \$3.00....

Peace & Co IMPORTERS.

ALL NEXT WEEK.

COMPLETE CHANGE EACH NIGHT.

Gibney Stock Co. All New Royalty Plays. Clever High-class Vaudeville.

MCNDAY (Froham's) "The New Charity Ball"

The Best Stock Co. Playing in Canada This Season. Some of the plays: "Down in Maine", "Princess of Lorraine", "The Woman in Black", "The Detective", "A Country Girl", "Land o' Cann".

John T. Powers, Monologue Song and T. Miriam Gibney, Coon Songs; G. Walter T. son, Illustrations; George J. Lewis, Bernie, G. and Hebrew Dialect; Prof. Mossini, novel Prices—30c, 50c, 10c.

Detroit Light Guard Armory.

Monday Evening, Dec.

Mme. Adelina PAT

(The Baroness Codenre) and a great company of POSITIVELY FARE CONCERT.

Prices—\$2, \$3, \$4 and \$5. Seats now on sale for at Grinnell Bros., 221 Ave. Public sale opens. Mail orders filled in order accompanied by P.O. Order payable to Bureau.