

ill be borne fact that arc just as nmer. Here

autiful silkretains its cial18 novelty in checks, but colors upon etrical. large emely styl-.29 uslins. Such this nature

xtra special

20 and .15

ins, in light

uesday .95

IS

restraint.

evaded.

States 1

ed to them

ten's, splenme. Extra 1.00 , a good serwood, also live in Dept. ming We You to. er Girl" d Cap rated. e of the g and besever deour own and the onto will asure of he waist ed "Prisor washistration.

Quaker ith white

golfing,

w in the

jc.

law of the United States at the time of its adoption, the contentions of the cotton, coal, coal oil, timber-almost parties concerning the act and the scope and effect of the decisions of the everything in greater profusion than supreme court, the application of the statute to the facts, and, lastly, the ing to these immense crops, notwithremedy.

striving to get at the meaning of the two sections of the law he standing financial and social demoralsaid that the sole subject with which the first section dealt was "restraint lization, recovery is rapid, and the peoof trade," and that the "attempt to monopolize and monopolization" was ple can stand an enormous expleitation bill, also designated as the veto bill. the subject of the second section. The chief justice said that in getting at by adventurers of all kinds. And this for the curtailment of the powers of the meaning of these words he would be guided by the principle that where has taken place. words are employed in a statute, which at the time had a well-known Nevertheless, with this exploitation amendment moving the rejection of the meaning in common law, or in the law of this country, they were presumed of the public there has at last come whole bill was defeated by a vote of

to have been used in this sense unless the context compels to the contrary. a state of affairs which demands an 363 to 243, and a motion for the adop-The first section, he said, applied not __________ effective cure to these conditions. Or tion of the bill on its third reading was in a subjective sense, but to all con-tracts which theoretically were at-tempts to monopolize, but which in practice had come to be considered in be been to be considered in the practice had come to be considered in the practice had come

a broad sense as in restraint of trade. "We see no cause to doubt the cor-ties, over-capitalization, have brought Lansdowne bill for the reconstitution The statute, therefore, had been made rectness of these conclusions," said the discredit on American issues of all of the upper chamber, indicated that

The second section of the Sherman of the facts established by the record law, he said, had been introduced to and the necessary operation and effect litical and social conditions are worse. litical extinction. supplement the first, and make sure of the law, as we have construed it that by no possible guise could the upon the inferences deducible from the public policy embodied in the first be facts, for the following reasons:

Reasons for Judgment.

The Rule of Reason. "A-Because the unification of powreason must be applied in applying a products which was the inevitable re-statue to any given set of facts. Sult of the combining in the New Jer-By the omission of any direct prohibition against monopoly, he said, the statute indicates a consciousness that freedom of the individual right to contract when not unduly or improperly exercised was the most efficient means

for the prevention of monopoly. ment contention could be reduced to inancy over the oil industry, not as ed to realize the hopes of their foundthe claim that the language of the a result of normal methods of indus- ers. contract. trial development, but by new means Ail the time that this corruption statute embraced "every contract combination, etc., in restraint of trade." combination, etc., in restraint of trade. Of combination which were resorted and demoralization was rampapt in the and left no room for the exercise of judgment, but simply, imposed the plain duty of applying its prohibitions of combination which were resorted and demoralization was rampant in the to every case within its literal lan- excluding others from the trade, and were to be observed, most of all in thus centralizing in the combination Great Britain, in Germany, in France. guage. The error of the government thus centralizing in the combination Great Britain, in Germany, in France, on this point, Chief Justice White said, of a perpetual control of the movewas in assuming that the court had de ments of the pertoneant and its dence, and the Brit- Dewling of Hamilton, and His Ex-

tions. "It is obvious," he said, "that judgment must in every case be called into play in order to determine whether a particular act is embraced within the or effect causes it to be a restraint of persons or corporations mainly instru-trade within the intention of the act." mental in bringing about the extension demoralization even degeneracy not. Com bud how consisted Mark Mgr. Mcstatutory classes, and whether if the

Basis of Dissenting Opinion. An this point, in thte opinion Chief trust agreements of 1879 and 1882; (2) after year out of that marvelous and trator. Justice White touched upon the phase By considering the proof as to what richest of all valleys in the world, that case which formed the basis for was done under those agreements and Justice Harlan's dissenting opinion. It. the acts which immediately preceded was that the opinions of the supreme. the vesting of power in the New Jercourt, in the cases of the United States sey corporation, as well as by weigh-ing the modes in which the power vest-. Freight Association, and United . Joint Traffic Association, ex-

ed in that corporation has been exertcluded the right to thus reason in interpreting the statute. Chief Justice ed and the results which have ariser guage of those opinions had been sub-Intent to Exclude Others. sequently explained and held not co

No disinterested mind, said the chief ustify the broad significance attributjustice, could resist the conclusion

the genius for development and 3.86 The chief justice next took up the that facts and the application of the sta- organization manifested from the be-

of the Mississippi.

tute to them. As a matter of fact the ginning soon begat the the intent to court found that the result of enlarging exclude others. Considering the period Co. of New Jersey, and the acquisition 1882 to the time of the expansion of by that company of the shares of the Block of the current of the received difference of normal system." it is going to be better than wade against him. Mgr. Stagni, how-made against him the received difference of normal system." It is going to be better than wade against him. Mgr. Stagni, how-made against him the received difference of normal system." It is going to be better than wade against him. Mgr. Stagni, how-made against him the received difference of normal system. stock of the other corporations in ex- recalled the gradual extension of pow-

change for its certificates gave to the corporation an enlarged and more perfect sway and control over the trade

and commerce in petroleum and its products. The effect of this, Chief

held, was to destroy "the potentiality of competition.," which otherwise would have existed to such an extent as to be a combined to the potential to be willed in Hor. W. L. Hanna arranging straint of trade in violation of the first to have them all removed.

LONDON, May 15 .- The fight in the house of commons over the parliament the house of lords, ended to-night. An

It is expected that the bill will go to.

world. Watered stock, bogds securi-day, on the second reading of the Lord The statute, therefore, had been made internets of these conclusions, said the discretion of an entropy of the upper chamber, indicated that the broad so that it embraced all forms of chief justice, "considering the subject kinds. The European investor fights the leader's orders will fail to coerce. from every aspect, that is, both in view | shy of them. But not only are the many of the Unionist peer's into voting finances of the country bad, but the po- for a measure involving their own Po-

Power has been taken away from the Baron Willoughby de Broke declared people and grabbed by rings, by trusts that the house as at present constitutand the political agents of all kinds of ed. was the best the country could get. combinations. There are grave social and if he were going to perish he would

disorders, such as divorce; the yellow prefer to receive his quietus at the and the black problem; there is the hands of the electors rather that at er and control over petroleum and its and the black problem: there is the the hand of their lordships-Lord Morley of Blackburn, spokesof poor people existing under the most man for the government, insisted that sey corporation by the increase of its discouraging conditions: Mormonism the passage of the veto bill must piestock and the transfer to it of the stock and the transfer to it of the stocks of so many other corporations, aggregating so vast a capital, gives rise, in and of itself, to say the least, of reason that the free institutions of that in any reconstruction of the loris to the prima facle presumption of ine of reason that the free institutions of that in any reconstruction of the loris tent and purpose to maintain the dom- the great American republic have fail- the number would be restricted to 100 purpose of the government when the reform of the house of lords comes

before it for consideration.

the petroleum and its dence, and even there was some hope By the unanimous vote of Bishop party, either passenger or employe. ish demoncracies thruout the world. "B-Because the prima facie pre-sumption of intent to retrain trade, to monopolize and to bring about the way of social and political proto monopolize and to bring about the way of social and political pro-monopolization, is made conclusive by gress. In the United States, however, there Evay is made.

before the consummation of that re-sult and prior to the formation of the sult and prior to the that Bishop Fallen of London will be had not been erected, and tickets were own, for on Sunday folk from cities and

the new archolshop.

How to cure this condition of things MGR. McEVAY'S SUCCESSOR n the United States is the problem. Ottawa Hears Neither Fallon Nor

Gauthier to Be Considered.

bine is acknow- Mgr. Gauthier will be considered in ous to learn if any others besides himconnection with the appointment of the new Archbishop of Toronto. As to in social and horsey the story that French-Canadians had already protested Bishop Fallon, the circles in our year.

take them seriously. It is ridiculous for the United States to talk of a peace movement at a moment when it is about to make a great conquest-I mean the conquest of Mexico. The United States is the greatest conqueror the world has ever known. It is now entering upon a new period of conquests, and is creating this peace sentiment for that purpose. It is a clever diplomatic move beyond doubt, but it is made to conceal greed for more conquests."

plea for a branch experimental farm station and better facilities for the TOOK FIRST TRIP ON handling of fruit. OLD NORTHERN RAILWA a sum in the supplementaries for the John Harvie Probably Sole Surdistrict. vivor of Event of 58 Years Ago To-Day.

Fifty-eight years ago to-day marked reciprocity agreement. When the motion to go into committhe opening of the Northern Railway, or what is now known as the northern les made a speech in criticism of Hon. appointment of census

REV. FATHER KIDD IN CHARGE division of the Grand Trunk. . John Harvie, 177 Balmoral-avenue, in Will Be Administrator of Toronto this city, was conductor in charge of and then moved in amendment: Archdiocese Pending Appointment, the first passenger train, and as far as is known, is the only survivor of the The train left Toronto about 8 Alfred Brunell, Superintendent W.

mental in bringing about the extension was recession, regression, degradation, The reamer that Rt. Rev. Mgr. Mc- Sladdin. of power in the New Jersey corporation demoralization, even degeneracy, not-before the consummation of that re-withstanding the enormous product of phatically denied by all concerned last Mr. Harvie referred to the trip with trator. Local Catholics are inclined to think now the Queen's Hotel. The station

sold on the street. He traced the pro- towns, where blossoms are not, flocked in rie, and said that the first train got blossom and fruit, and the optimism was thru to Collingwood on Jan. 1, 1855.

neer days of railroading in Canada. OTTAWA, May 15 .- It is thought in He has given many interesting relics Ottawa that neither Bishop Fallon nor to the provincial archivist, and is anxi- | and white blended in beautiful harmony

SHOT BY MOONSHINERS

Former Kingston Man Dangerously ing hues of the landscape, the brighter

where better the first of the state in the protests against for the protest in the protests against for the protest in the protect in the protest in the protect in the protect in the pro

Criminals.

furn to Canada.

a public trust and show

appoint.

BLOSSOM DAY.

posed

proposal for a bowed viaduct from OTTAWA, May 15 --- According to Mr. Bloor-street to Danforth-avenue across Borden, the doctrine enunciated in the the Don, and which was put forward house to-day in the course of a debate by The Star with so much gusto on initiated by W. D. Staples, was that the government could make appoint-Saturday and re-served yesterday with new Robert John dressing. Mr. O'Brian says the guild will have

ments to the census staff on the re- all the data collected on the viaduct commendation of criminals. In fact. question, and they are free to approve the minister of agriculture went so far of a straight one, if the public needs ; as to describe as "trivial offenders" so call for. But they want the facts men who had been branded as crimi. first. Nor is Mr. O'Brian working out nals by the counts, and also men who the ends of Robert John. He is enhad been accessories after the fact, if fare.

..... not before, to the crimes committed by But The Star simply reached for the absconding deputy returning officers at elections-men who still dare not re- Bird scheme as a sure head-off to a tube under-deck in a straight steel via. duct, and which would thus form a

mainstay of a municipal, system of W. O. Seeley (Wentworth) made a tubes and sunface lines. There could never be a tube under a curved road partly fill and partly steel. So The Hon. Mr. Fisher said that there was Star was for the curve.

A tube under Yonge-street will give construction of a free cold storage cooling plant for fruit in the Niagara Quick transit from all North Toronto to down-town parts; from all Danforth-avenue to down-town parts; ditto

from West Toronto and along St. Clair-G. H. Barnard said this was a somewhat labored attempt of the minister avenue. It will let in the Kingstonof agriculture to pull Mr. Seeley out road Radial to the centre of the city, of the hole he had got into over the the Metropolitan, the Davenport line. it will let in any radials the three

steam roads may develop in connectee of supply was reached, W. D. Stap- tion with their systems; it will give Toronto a chance to go rapidly to the Sydney Fisher, in connection with the east, to the west, to the north. It will nerators be followed in a few years by a still greater cast and west tube. the selection and appointment of public

officers, the government is exercising But it is to be killed at the start if uld be guided consideration of the character and The Star and associates can kill it. capacity of the person whom it is pro-That's why they fought the Bloor and "That the delegation of such a pub- Danforth viaduct. That's why The Globe attaches so much importance to lic trust to a local party committee or the Ontario Railway and Municipal Continued on Page 7, Column 5. Board's deliverances. Toronto's not ready for tubes, but it's ready for being canned up again to the existing

monopoly. . . .

The people of Toronto, in their municipal capacity, have had to fight for public ownership of electric power gress of construction from Aurora to to see the flowers of the "fruit garden." and hight. They've won at last. Now Newmarket, Holland Landing and Bar- In every home the talk was of bloom and they are about to help themselves in municipal tubes, surface lines, viarecords in connection with these plopeach mingled with the snowy white of (supposed to be in the public interest) the cherry and pear trees, while both pink are all ready to block the way, one for one reason, one for another. None on the scattered apples thru the orchards of them admit that they are out to on the roadside. The strawberry, the knock municipal traction, but that's kindly fruit of the adolescent year, is taking shape in fulfilment of Nature's cycle their game.

of seedtime and harvest. Then the chang-And yet the new municipal system

Continued on Page 6, Coumn 7. The Big Event of the Year. The spring race ledged to be the real classy event