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PUPILS' RECITAL

The vocal pupils of Mrs. John Cooper and the instrumental pupils of W. H. Bracken provided the excellent program at the musicale given in the Opera House last evening. Every participant in the program gave a delightful exhibition of splendid natural talents developed by cultivation.

The day in Chatham is well spent when unbounded enthusiasm will repay the applause seekers who stand up and deliver loud, throat-splitting, without reservation outcries or who sit down and mechanically pound the piano-board with the unmerciful severity of an angered parent. Chatham audiences are critical, too much so, perhaps, and merit only gets its just reward. The musical tendency of the people of Chatham has been greatly developed by Mrs. John Cooper.

Noticeable characteristics of the vocal pupils were an easy, pure tone production, clear enunciation, smooth, unbroken registration and perfectly controlled breathing.

The two chorus numbers of the program deserve special mention, as these numbers were amongst the most pleasing on the program. In the last chorus Miss Gertrude Somerville gave a splendid exhibition of the power and volume of her beautiful voice. All the vocal numbers of the program were worthy of the truest praise. Each and every artist, from the timid debutante to the experienced soloist, rendered their songs with remarkable ease and fluency.

The following were the vocal soloists:—Misses Belle Riddell, Marion McCall, Alma G. Duffy, Olive B. Richards, Winnifred E. Tichenborne, Maude Oliver, Ina Rankin, Ethel C. McGee, Helen E. Smith, Gertrude Somerville, Verna Heyward, Ada F. Ross and Lucy McKellar, Mesdames Spencer Stone, R. V. Bray and Milton Bogart, Messrs. C. H. Gunn and Duncan Robertson.

The instrumental selections all evidenced excellence of technique, accuracy and rapid execution, and were a high tribute to the accomplished contributors. The piano soloists were:—Misses Mary K. Brekin, Marion McCall, E. P. Thomson, Grace H. Aylesworth, L. Grace Irving and Rose L. Morrison.

Mr. Coatsworth was unable to sing, owing to having a sore throat. Mrs. Coatsworth and W. H. Bracken desire to thank Thos. Stone & Son, Westman Bros., and the ushers, for favors extended.

RADIAL ROAD

W. J. Bostwick, of Detroit, and L. J. Simpson, of Lexington, the two promoters of the proposed radial road between Chatham and Windsor, were in the Maple City this morning in consultation with Lieut.-Col. Rankin, K. C., their solicitor.

When interviewed by The Planet these gentlemen said there was no question as to the fact that the capitalists in charge proposed to push through the enterprise with the utmost rapidity.

"Our mission is mainly to complete the prospectus of the eastern end of the line," said Mr. Bostwick, "and we find everything most encouraging. There is no doubt that the building of the road will be commenced in the near future."

FOR SALE

100 acres Harwich Township, 5 miles from city. Good frame house, cellar underneath, good barn, drive barn, stable, etc. No ditch tax, drained by McGregor's Creek, well fenced, 85 acres under cultivation, balance in bush pasture. This is one of the best farms in Harwich, and will be sold at a bargain.

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Sponge Clean-Up

Every year about the first of June we make a sale of our stock of sponges. Before getting our new stock we try to clear out every sponge we have in the store.

For this week you can get any sponge we have at exactly half price—much less than they cost us. We do this because on account of their being in stock for some time they become dusty and dirty.

Half-Price This Week Only

A. I. McCall & Co., Limited
Druggists and Opticians

BINDER TWINE COMPANY SITUATION IN THE COURTS

Forty-Eight Hours Allowed Old Directors to Repeal By-laws and Call a Meeting for Election—Statement of Counsel.

Chatham Binder Twine Co. v. Ross, Matthew Wilson, K. C., and E. A. DuVernet, for plaintiff, moved for order to continue until trial the injunction granted by local judge at Chatham restraining defendants from using the seal and minute and other books and property of the plaintiff. J. H. Moss, for defendants, contra. Upon plaintiff's undertaking within 48 hours to repeal the by-law as to proxies, annual meeting, and term of office of directors in so far as they conflict with provisions of by-law of 1901 January, 1902, and any other by-laws affecting the holding of the special meeting and undertaking to call a special meeting on the earliest practicable day to elect a board of directors, motion adjourned until 25th June and injunction continued meantime. If undertaking not given, no order to issue except that costs of this motion be in the cause. If result of meeting be advertised in time to bring motion on before 25th June it may be done. Seal to be deposited with local registrar at Chatham. Proxies to be produced at meeting.

Chatham Binder Twine Co. v. Ross, J. H. Moss, for defendants, moved for order staying proceedings and to dissolve interim injunction. E. A. DuVernet, for plaintiffs, contra. Motion adjourned until 25th June, saving all objections.

MR. RANKIN.

J. B. Rankin, K. C., gives The Planet the following statement of the present condition of the Chatham Binder Twine Company's affairs:

"The effect of the decision of Mr. Justice Meredith is that the meeting called by the old directors for the 10th of May was null and void by reason of the directors not complying with the wishes of shareholders. He further finds that it was rendered impossible for the shareholders under their requisition to do anything by calling a meeting, as the old board had practically prohibited the shareholders from doing anything by reason of certain by-laws which the old directors, passed in April last, enacted, among other things, that they should continue in office until the next annual meeting, changing the date of the annual meeting from January to December, increasing the quantity of stock in the company that any one person could hold, so as to enable one person to subscribe for all the stock still remaining to be subscribed for, between 57,000 now subscribed to 125,000, the limit of the charter, and so control the whole concern, increasing the qualification of directors from 5 shares to 10, and by attempting to repeal the shareholders' by-law, passed on the 11th of January last.

"His Lordship, Chief Justice Meredith,

"Bon Marche" Grocery

IN THESE DAYS OF
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COMPETITION

Every good element conducing to obtaining new business and retaining the old is taken hold of by the wide-awake and progressive grocer. TEA is an article that is constantly increasing in demand. We are always wide-awake for the best TEAS obtainable.

Japan Tea, 25c and 40c.
Young Hyson, 25c, 40c and 50c.
Black Ceylon, 25c, 40c and 50c.
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The unexcelled merits found in these invigorating, healthy, clean teas is simply marvelous.

We keep all kinds of package Teas.

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dith, demands that the old directors through Matthew Wilson, their solicitor, shall undertake within 48 hours to at once repeal the by-law passed by the directors, and also convene a meeting in accordance with the shareholders' by-law of the 11th of January, 1902. The motion to stand adjourned, pending the meeting of the shareholders, and is to come up again after the result of the meeting is known.

"He characterized the notice to the shareholders to assemble on the 10th of May last, as being a most improper notice. He further entertained no doubt that Mr. Matthew Wilson's clients were actuated by a desire to keep themselves in possession of the control of the company's business, irrespective of the wishes of the shareholders, and as having resorted to very questionable means to achieve this end. The effect therefore is, that 48 hours is given, or them to undo their illegal acts and for putting the business of the company in such a respectable condition, as will enable the new directors to carry on the company's business in a proper and legitimate manner, having due regard to the interests of the shareholders themselves. The proxies which many of the smaller shareholders had given to Messrs. Cousineau, Coulter, Ross, and Hutcheson, are still good, and will be available at the next shareholders' meeting, should the old directors once again desire to meet the unfortunate shareholders who have spent their money in attending four meetings already this year, no one of them according to the evidence of M. J. Wilson, Pres., being legal or having any result favorable to the shareholders. Mr. Matthew Wilson got permission from His Lordship, to take his exhibit from the files of the court upon his giving and undertaking to produce them at any time on demand from the shareholders' directors.

Unless the old Board proceeds at once under their 'life lease' of 48 hours to proceed in the manner already indicated, then the injunction against the defendants is dissolved and the shareholders as shareholders representatives, may continue the business of the company by proceeding to reduce the company's affairs from the state of chaos and confusion into which they have been thrown.

"The only desire of a new board of directors appointed at the meeting on May 10, is to so conduct the affairs of the company as not to allow any combine to get control and so render the shareholders' work absolutely worthless or worse than useless. If the by-law allowing one man as a preferred shareholder to purchase \$80,000 worth of stock were to remain in force, the old directors have enacted it, one person can purchase that amount of stock and make the factory a one-man institution, thus rendering the ordinary shareholders' work absolutely worthless. The by-law which the Court recognizes as the shareholders' by-law, being that of June 11, restricts the quantity of stock that one person shall hold to fifty shares, and the man with one share, or two shares, or any number up to fifty, shall receive the benefit to accrue from the running of the factory, and no one man shall receive a preference.

"The interests of the ordinary shareholders must be paramount, and must be recognized as having the right to share in the profits of the factory, and no one shall be allowed to so control the affairs of the company as to impair, in the slightest degree, the interest of any shareholder who has put his money into the purchase of stock, whether that sum be great or small.

"The new directors are determined to remain in possession of the office, factory and stock, and they shall hold it until their trust is handed back to the shareholders themselves, from whom it came."

MR. WILSON.

Toronto, June 3, 1902.
Messrs. Wilson, Kerr & Pike,
Barriers, etc.,
Chatham, Ont.

Dear Sirs,—After a long argument before the Chief Justice yesterday judgment. He holds with us upon every legal point raised, that is he holds that our clients are the proper directors of the company and that the defendants are mere trespassers and their election void, and that defendants (Ross and others) have no right to interfere with the old Board. The Chief Justice holds that the President, M. J. Wilson, was right in ruling at the meeting on the 10th inst. Mr. Rankin and Mr. Leaverton were out of order when they attempted to introduce resolutions relating to matters which the notice calling the meeting did not state would be brought up at the Shareholders' meeting on that 10th day of May. He therefore says that the Directors, Wilson and others, are in charge of the work and the business of the Company and that defendants are not even de facto Directors. He also thinks that the County Judge was right in granting the interlocutory order to prevent the defendants who are mere trespassers from interfering with the Company's properties.

On the other hand the Chief Justice says that our clients are not as a matter of law but in the management of the Company to call a meeting of the shareholders and let them elect whom they please as directors; and for this purpose he thinks that our clients ought to repeal their by-laws, which at the present time prevent such election and prevent the repeal of by-laws by Ross and his party on the 10th of May was wholly void.

The Chief Justice says, however, that he has no power to order our

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TEAS

We are showing a Ceylon Tea, at 40c lb., that we think will suit the most of people. The Ceylon Teas are coming more in favor every day, and rightly they should, as they are as nice a drinking tea as any one wants and at a reasonable price. The one we have just now is from the famous gardens of Bambrakelly, which is the name of a tea plantation in Ceylon that has a very high standing; so much so that a tea dealer wishing to purchase tea will always try to get tea from some one of this famous gardens such as Bambrakelly. When you buy again, try us.

Geo. A. Young
OUR GROCER
PHONE 151.

clients to call an election or to repeal the by-laws passed by our clients on the 5th of April and at subsequent meetings. He says that all the proceedings on the 10th of May after President Wilson adjourned the meeting were void.

The Chief Justice urged me to undertake to see that such a meeting would be called, but I refused to give the undertaking without consulting with my clients.

The Chief Justice stated that he would let the matter stand for 48 hours to enable me to consult with my clients, and if they decided to call a meeting of Shareholders at once, then he will let the injunction be continued until after the new Directors shall have been elected; but if the present Directors (Wilson and others) refuse to undertake to repeal their by-laws and to call a meeting of Shareholders to elect new Directors, then he has no power to compel them to do so, and he will merely let the matters stand without continuing the injunction and let the costs of the injunction be paid by the defendants. I will be home to-morrow (Wednesday night) and I think it would be well for you to arrange to have the Directors meet at our office either on Thursday morning or to-morrow (Wednesday) night. If you fix it for Wednesday night then kindly leave word at my house so that I will go straight home from the house to the office, and it would be well for Mr. Kerr to be there.

The Chief Justice found some fault with our clients for holding the position of the Directors, but after the matter was explained and Mr. Moss proceeded to throw stones at our clients for trying to hold themselves in office, the Chief Justice remarked that the anxiety of Mr. Ross to get his \$1,500 a year and the conduct of Mr. Rankin at the meeting were evidently the cause of the whole trouble, and he expressed in strong language his disapprobation of the course taken by Messrs. Ross and Rankin in particular.

I remain,
Yours very truly,
MATTHEW WILSON.

TO-NIGHT.

Prayer meeting, city churches, at 8 o'clock.
Lacrosse Club practice, Tecumseh Park, 6.45, sharp.
Court Hope, No. 6244, A. O. F., Odd-fellows' Temple, at 8.
Carlyle Camp, Sons of Scotland, will meet to-night in their rooms at eight o'clock.

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We sell corsets with exceeding care, for they play such an important part in woman's daily life that we want no dissatisfaction in this respect. This continued and conscientious carefulness supplemented with the best stocks in the country, has brought us an enormous following. Anything in the corset line that is new and worth having you are pretty sure to find here.

Ladies medium and short corset, trimmed with ribbon and lace, sizes from 18 to 30. Price 50c.	No. 220 Corsets, made from white Batiste, short summer corset, lace and ribbon trimmed, sizes from 18 to 28. Price 75c.
Ladies' straight Front Corsets, medium and short, nicely trimmed, sizes from 18 to 30. Price 75c.	E. T. Corset, straight front, low bust, well boned, handsomely trimmed, with ribbon and lace, sizes from 18 to 30. Price \$1.00.

Our Muslin— Shirt Waists

Have gained constantly in favor among the many who visit our ready-made department, to judge from the ever increasing quantity we sell of them. Sensible too, for they are very practical, comfortable, and the charming styles. Hints of a few styles.

At \$1.00—Shirt waists of white lawn or of colored dimity, percale and chambray, in linen and other popular colors, some pretty stripes are made with tucked yokes or trimmed with insertion or hemstitching and tucks, also sailor shirt waists with low neck.	At \$1.50—White and linen colored muslins, buttoned back, tucked across the front, or down the depth of the yoke, and trimmed with insertion.
At \$1.25—A number of styles of fine white lawn, open front or back, Eton effects in open work stripe muslin, others have three rows of guipure insertion down the front and pleated back.	At \$2.25—A new and very pretty sailor shirt waist, finished with tucks and insertion, tufted stock collar.
Linen colored striped percale, with deep pleats across the front, buttoned in the back.	Our assortment of designs from \$1.50 to \$4 is beyond all possible rivalry. Every new idea has been carried out, and with the aid of the dainty trimming of lace and insertion, the designs are all that could be desired.

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A complete line of patterns and qualities ready to show you, although already we have exceeded by a considerable any past season's trade. Our increasing trade demands and justifies a large stock, here you can gratify almost every taste and suit any purse. Complete range of prices in Hemp Tapestry, Brussels, Velvet, Wilton and Axminster Carpets prices from per yard 10c to \$2.50.

All Carpets over 50c per yd., made and laid without extra charge.

IN LACE CURTAINS we are showing extra attractive lines this year a \$1, \$1.25, \$1.50, \$1.75 per pair, and of course all the better goods as well. Come and see the stock, you will find not only the largest, but the best values shown in the city.

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TRADE WINNERS FOR
THE BARGAIN CENTRE

Black Sicilian 54 inches wide, pure mohair, best dye, bright finish, just the material for hot weather wear, at per yard 50c.	English Cheviots In shades of black, navy, brown and grey, will not spot, crack or shrink, 54 inches wide, at per yard \$1.00.
Special Offer 7 gore tucked flare skirt, linenette lined, velvet or brush binding, made to your order, of this line, fit guaranteed, for \$4.00.	Special Offer We will make to your order, off this material, 7 gore flare skirt, with 5 satin folds, linenette lining and velvet binding, for \$6.00.
Black Henrietta Fine all wool, silk finish, jet or blue black, 46 inches wide, at per yard 50c.	Black Lustre In black and shades of grey, navy and brown, pure mohair, silk finish, 44 inches wide, at per yard 40c.
Special Offer 7 gore skirt, tucked circular flounce with linenette lining and brush binding, made to your order off this line, fit guaranteed, for \$4.50.	Special Offer 7 gore tucked flare skirt, made to order, off this material, with best twill lining and velvet binding, for \$4.00.

C. Austin & Co.