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H. H. WILLIAMS & CO.
26 Victoria Street

The Toronto World.

Senate Reading Room
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TWELVE PAGES—TUESDAY MORNING NOVEMBER 12 1907—TWELVE PAGES

27TH YEAR

NESBITT RESIGNS AS REGISTRAR

WILLING TO ACCEPT MANDATE FROM CITIZENS HE SAYS

WOULD RATHER BE MAYOR OF CITY

Not Averse to Re-Entering Public Life in the Service of the People of Toronto—Public Ownership and a Policy of "Do it Now," Would Be His Platform.

"I can say simply that if the people asked me to-morrow to do things for the City of Toronto, and I took a trust from the people to do those things, and I were given the opportunity, I would."
BEATTIE NESBITT.

Dr. W. Beattie Nesbitt has sent in his resignation to the parliament buildings as registrar for West Toronto and will probably be a candidate for the mayoralty of Toronto at the coming election.

He said so himself to The World at an early hour this morning.

Confirming rumors, which have been around the street for several days, and which have had the people guessing as to whether there was anything doing. There is.

Following on the doctor's now celebrated utterances at Gravenhurst a short time ago when he created a sensation by intimating that one member of the Whitney government was more or less interested in the corporations power policy, the resignation was more or less expected.

When The World man got Dr. Nesbitt at 2.30 this morning hes aid that he would have to "talk quick," as he was leaving on a hunting trip at 7.30 to-day. He will be absent, he thought, for two weeks at least.

"Have you resigned, doctor?" asked The World.

"Yes, I have."

"What are you going to do?"

"I am retiring from all my industrial businesses."

"Why?"

"I have made a little money and am going to take a trip around the world with my wife."

"There is a rumor that you are going to run for mayor?"

"Well, that rumor is a horse," said the doctor, laughing. "You can call a mare a horse, but you can't call a horse a mare."

"Are you going out of politics?"

"My wife says not."

"There has been some discussion in the newspapers about your nine thousand a year job at the registry office?"

A sWhitney Admirer.

"I have never bothered about newspaper discussion, but I have had over $6000 a year net in the position which I have just resigned."

"Is it not queer that you should give up such a lucrative position?"

"Well, you see my wife can't have a good time unless I am happy, and I could not be happy tongue-tied to a job. And I want to say right here and now," added Dr. Nesbitt hotly, "that Mr. Whitney did not say that my remarks were twaddle. He said that the press criticisms were twaddle, and I also want to say that Mr. Whitney and I can quarrel oftener than any other two men in Canada and yet be friends, and, further, that I believe that he is as honest as I am in his desire to do right by the people. Premier Whitney has no more honest admirer in the Dominion than myself. The man is absolutely unselfishly upright, and while I may not re-enter public life, privately he will never have a more enthusiastic supporter than myself."

Eyes on the Mayor's Chair.

"And what about municipal life?" queried The World.

"There is no saying, but there are two things a man cannot escape—death and the tax-gatherer. I agree with that statement; I think it our duty by a proper system of public ownership to put the tax-gatherers out of business. A proper system of public ownership permits capital to get its legitimate reward, and the people to get all the profits above the rewards of the investment of capital that now go to private ownership."

"In view of that platform are you going to run for mayor?"

"That is a very abrupt question. I am going hunting. I may get a deer. I have had two. The people may go hunting. They may get a mayor and they may get a presiding officer. I have always trusted the people, not the 'silk stockings.' The people will get what they want when they want it. I hope to go away with my wife. It may be that my friends in the city may disappoint my wife, but they can't disappoint her if they are friendly to me. Any honors that my friends desire for me will please her much more than they will myself."

"Well, doctor, have you lost your taste for public life?"

Will Work Hard.

"If I could earnestly help the people as I desire to, by doing and accomplishing things for them, aside from the glamor of public life, there is no man who would work harder to do so. This seems like self-praise, but I want all that cut out. I am Beattie Nesbitt, working for three meals aday and some place to sleep, and trying to be as hospitable and friendly to the poorest working man in Canada as he would be to me.

"I gave up a nine-thousand-dollar-a-year job, with nothing to do, and I am not looking for a five-thousand-dollar jb, with a lot of work, to simply do the things that our council have been talking about for the last five years would be work for five men without any new platform or any new issue.

"I CAN SAY SIMPLY THAT IF THE PEOPLE ASKED ME TO-MORROW TO DO THINGS FOR THE CITY OF TORONTO, AND I TOOK A TRUST FROM THE PEOPLE TO DO THOSE THINGS, AND I WERE GIVEN THE OPPORTUNITY, I ULD.' EN THE OPPORTUNITY, I WOULD."

DR. BEATTIE NESBITT

Dr. Beattie Nesbitt has been called the most picturesque politician in Toronto. He was first elected to the legislature in 1902, and was re-elected in 1905. Eighteen months ago he resigned his seat in the legislature to become registrar for West Toronto—a provincial appointment.

NO WITNESSES ARE HIS TO CONCEAL

Frank Arnoldi Hinted at Withheld Names Just to Maintain His Rights.

Score one for Frank Arnoldi, K.C., in the legal skirmishes preliminary to the trial of his suit against G. R. R. Cockburn, ex-president of the Ontario Bank, for $7500 for services rendered during the police court investigation into that institution and with matters concerning the liquidation of the bank. The master in chambers yesterday turned down the application of the defendant that Mr. Arnoldi provide further and better "particulars" than those already furnished of the bill rendered.

The master says: "The point for decision appears to be this: Has the order of May 16 been substantially and reasonably complied with? That order was made because plaintiff's is such a substantial claim that the defendant is entitled to know how it has been arrived at before delivery of his defence. The plaintiff has furnished particulars covering 13 typewritten pages, and giving details as to 73 days.

"It is objected that these are not sufficiently definite, and in some respects are not confined to the matters set out in the statement of claim. In his examination as a witness on this motion the plaintiff gave the sources of information from which the particulars were made out.

Has a Mass of Material.

"He says he has a mass of material from which these particulars may be supplemented when it has to be prepared for trial, and this material is gone over for that purpose. At that stage, by the usual discovery, defendant may obtain further information if it is thought necessary to do so.

"The amount claimed is no doubt large, but the issue to be tried between the parties is very simple: 'What is plaintiff entitled to be paid for services which were admittedly rendered?'

"As yet no statement of defence has been delivered. Defendant may now make such an offer by his pleading and payment into court as will terminate the action.

"However that may be, I think that the plaintiff has given sufficient details at this stage to enable the defendant 'to know how the sum of $7500 was arrived at,' to enable him to form a judgment of the reasonableness of the demand.

"The defendant should plead within

Continued on Page 7.

B.C. DIVORCES DO NOT COUNT, SAYS THE JUDGE

Marriage Relations of Hundreds in Pacific Province May Be Affected by the Decision.

VANCOUVER, Nov. 11.—(Special.)—If a decision given to-day by Judge Clement in the British Columbia Supreme Court is upheld by the court of appeal, all divorces given in British Columbia during the last thirty-six years will be declared illegal. The case to-day was that of Henry Watt and his wife, who were married in Bellingham fifteen years ago. They have large property interests there and in Vancouver.

The judge himself questioned the divorce laws in operation here, which are the same as those which existed on the statute books of the old crown colonies of British Columbia before confederation.

The court decided this law went out of business in 1871. Technically this nullifies the divorces of hundreds of people, and of other hundreds of marriages, and will naturally affect large property interests. With the possibility of faulty legislation the provincial government to-day assumed all the costs of both sides in the case of Watt v. Watt. In the event of the decision of to-day being upheld, legislation likely both federal and provincial, will be passed to declare legal the divorces and marriages and try to establish fully all the present family fixtures.

NARROWLY ESCAPED DEATH.

Horse Killed and Wagon Smashed, But Driver Unhurt.

William Watt, 106 Jarvis-street, narrowly escaped death by being struck by G.T.R. engine and tender No. 789 on the Esplanade. He was driving into the Rogers Coal Yards, at Berkeley-street, when the engine backed down on him. His horse was instantly killed and his wagon demolished. Watt escaped practically unhurt.

The engine crew did not wait to see what harm they might have done.

CHURCH PEOPLE SHOCKED.

Too Much Gambling at Streets of Paris Bazaar.

OTTAWA, Nov. 11.—(Special.)—The Presbyterian and Methodist Ministerial Associations of the city to-day placed themselves on record as disapproving the methods employed at the Streets of Paris bazaar last week.

The element of gambling prevailed strongly. Over $12,000 was netted by the bazaar for the proposed tuberculosis hospital.

A WORD TO ALECK.

OLD MAN ONTARIO: Tut, tut, Aleck, that's small game. What I want to see you bring down is a Law Reform pa'tridge.

LIQUOR DETECTIVES FOUND OWEN SOUND VERY THIRSTY

Prominent Citizens and Dozen Hotel Proprietors Will Be in Court To-Day - Riot on Northbound Train.

OWEN SOUND, Nov. 11.—(Special.)—Owen Sound is in the midst of a liquor sensation in which hotelkeepers, bar lessees and prominent citizens are indiscriminately mixed. The case comes off in the police court Tuesday morning. Government Detectives Holland and Heyworth visited the town and the result follows. Against the Paterson House, three complaints; against the Duncan House, three complaints; against T. C. Hatton, druggist, one complaint; against Mrs. Ryan, a suburban hotel, one complaint, and one complaint each against the Pacific Hotel, Central Hotel, Comely House, City Hotel, Coulson House and Albion.

One Hotel Escaped.

The honor prize goes to the Royal Hotel, of which Joshua Warnlow is proprietor. He alone will not appear compulsorily in the police court Tuesday. Fraternal interest may cause him to peep in, however.

The Prominent Citizens.

Complaints have been laid also against a number of more or less prominent citizens who are charged with purchasing liquor in unlicensed premises. Well-known merchants have got their blue papers. A leading Conservative lawyer is also included. Several of the complaints have been made against proprietors who have been previously convicted. There is no option of a fine for a second offence and somebody may have to go to jail.

Riot on the Train.

The two liquor detectives left Toronto this morning, but were so annoyed and abused on the train that they got off at Orangeville to escape the tormentors. They will reach Owen Sound at 1.20 to-morrow afternoon, and the cases will proceed.

WOMAN FALLS 3 FLATS AT HOUSE OF DEATH

Roumanian Instantly Killed — Cleaning Windows, Lost Balance and Fell.

Anne Maratana Cozulcimi, a Roumanian, 35 years of age, was instantly killed by falling from the third storey of the ill-fated premises of Herman Ornstein, 156 York-street, to the pavement, yesterday afternoon at 4.30 o'clock.

The woman, who lived at 100 West Queen-street, was alone in one of the front rooms at the time. She had been cleaning windows and was seen by a man in the street stepping out on to a ledge in front of one of these, when she suddenly lost her balance and pitched outward. Her skull was crushed. Coroner J. M. Cotton investigated the case. The body was sent to the Morgue, but an inquest was deemed unnecessary.

The building was that in which Ornstein's wife and child lost their lives by suffocation in a fire three weeks ago. The woman has a husband in Roumania.

BORN AFTER MOTHER'S DEATH

Child is Normal and Has Every Prospect of Living.

WEBSTER, Mass., Nov. 11.—An operation performed on Mrs. Adam Massik 10 minutes after she was dead brought into existence a healthy baby boy, who, the physician, Dr. J. O. Demeroux, predicts will live.

The child is in all respects normal. The fact that he is alive is regarded by the physician as remarkable. Mrs. Massik, who was 30 years of age, and whose husband is a mill employe, was ill three days with congestion of the lungs. She died at 9 o'clock. Dr. Demeroux said to-day: "In the last twenty years I have seen three other cases like this, but the children, while alive at birth, never lived more than 10 minutes afterward. This child gives excellent promise of living."

ST. CATHARINES STREET FIGHT ENDS FATALLY

George Vance Under Arrest Awaiting the Finding of a Coroner's Jury.

ST. CATHARINES, Nov. 11.—(Special.)—A street fight which occurred in the vicinity of the Imperial Hotel, Queenston-street, on Saturday night, Sept. 21, resulted fatally to-day, and while James Archibald Pattison lies dead at his home, George Vance occupies a cell at police headquarters, awaiting the verdict of the coroner's jury, which will to-morrow determine the cause of Pattison's death.

There is a mystery surrounding the affair. Nothing followed the fight for almost two weeks, when Vance and Longley pleaded guilty and were fined for fighting on the street. That was the last heard of the affair until Sunday, when Dr. Mulock was summoned to attend Pattison'. It is understood that death resulted from concussion of the brain, but Dr. Mulock this afternoon refused to give out any particulars. He said that a post-mortem would be held, and that, in view of the fact that an inquest had been ordered, he would say nothing for publication to-day.

Upon information received High Constable R. E. Boyle and Sergt. McCarthy visited the home of Mrs. Hare on the Thorold-road at noon and arrested Vance. No charge has been laid against him as yet. It is said Pattison and an Indian also took part in the fight and that the former was hit on the head by a stone thrown by Vance, and that death resulted from the effects of the injury. When the facts were reported to Coroner Merritt he gave orders for an inquest to be held to-morrow morning.

CANADA'S EXHIBIT FIRST.

LONDON, Nov. 11.—(C.A.P. Cable.)—The Journal says that quite the most successful section of the Dublin exhibition, which closed on Saturday, was the Canadian pavilion, which compared brilliantly with the foreign sections.

C.P.R. TO RELIEVE WEST'S COAL FAMINE

Crow's Nest Co. Free Them of Agreement Not to Enter Into Competition.

Word comes from Fernie, B.C., that the C.P.R. Company and the Crow's Nest Pass Coal Company have agreed to suspend the agreement entered into for ten years in 1899, and with two years consequently yet to run, whereby the C.P.R. Company bound itself not to compete in the matter of coal supply, in order to relieve the coal situation in the Northwest.

This is not, it is said, particularly acute at the present moment, but it promises to remain unsettled for a long time to come.

The Crow's Nest Pass Company was recently the subject of an investigation by Mr. Tolmie of Victoria, commissioner, owing to their inability to supply the smelters of British Columbia in the Kootenay district, and it had been further reported that they had been shipping a large quantity of coke to the other side. But it appeared from the evidence taken that they had only been engaged in filling a contract with the Northport smelter in Washington, which exclusively smelts Canadian ore from LeRoi No. 1, and the company has emerged from the enquiry without serious blame.

It is understood that the C.P.R. Company will co-operate with other coal companies in that section, that the Crow's Nest people will in the future act independently in regard to prices.

The C.P.R. Company has contracted with the Hillcrest Coal & Coke Co. for a large quantity of the output of the Hillcrest Mine, which is situated about three miles east of the Town of Frank, in Alberta, and boasts of a seam of high-grade steam coal 15 feet in thickness. The camp is reached by a spur-line from the Crow's Nest branch of the C.P.R. This coal company is one of the few companies which has not joined the Western Coal Operators' Association.

"I doubt very much," remarked The World's informant, "whether owing to this move there will be any reduction in prices, at all events before spring. I. is not so much reduction in prices as an adequate supply of coal that is really in question in the Northwest."

MAY HAVE TO DEFINE THE BOUNDARY LINE AGAIN

Canoe Upset and Valuable Photographs and Papers Were Lost.

VANCOUVER, Nov. 11.—(Special.)—Valuable photographs and thousands of dollars worth of official data, gained by the international boundary surveyors during the summer's work, delimiting the Alaska line, have been lost by the upsetting of a canoe in the Bradfield River.

Five men narrowly escaped with their lives. Officers of the government are now devising methods of recovering the lost property, which may have been carried many miles in the swift current. The work may have to be done all over again.

TWO MONARCHS EMBRACED AT WINDSOR

British Squadron Fires Royal Salute in Honor of German Imperial Majesties.

PORTSMOUTH, Eng., Nov. 11.—The German imperial party reached Windsor at 5 o'clock and were warmly greeted by King Edward and Queen Alexandra. The two monarchs and their wives cordially embraced and then went to Windsor Castle.

The visitors had left the fog behind them, and as they entered the ancient town the weather was bright and everything tended to extend a joyful greeting to the travelers. The railroad station was profusely decorated and the half-mile route to the castle was bright with bunting of many colors, while above the castle entrance flew an immense German imperial flag.

The whole town turned out in honor of the occasion and gave their German Majesties a hearty reception. The procession from the station to the castle was headed by a detachment of the household cavalry, after which came a carriage containing Emperor William, King Edward, the Prince of Wales and the Duke of Connaught. In the second carriage were the Empress, Queen Alexandra, the Princess of Wales and Princess Victoria. The suites followed in other carriages and another detachment of Household Cavalry brought up the rear.

The route to the castle was lined by troops.

Saluted the Emperor.

PORTSMOUTH, Nov. 11.—The British channel fleet, under the command of Admiral Lord Charles Beresford, and numbering nearly fifty warships, dressed from stem to stern, saluted the German emperor as the Hohenzollern passed up the narrow waters of Spithead and the land batteries joined in the welcome as the yacht entered the harbor.

Owing to the delay caused by the fog, the hour of the arrival of the Hohenzollern at the jetty was miscalculated, the announcement being made that she would not get there until 2.45 p.m., but she steamed into the harbor an hour earlier than expected with the result that all the officials and guards of honor, who had been patiently waiting for the Hohenzollern's arival thruout the morning had gone to lunch when she finally appeared thru the fog.

The emperor apparently enjoyed the surprise he had sprung on the British officials, and the consequent scramble to get back to the jetty in time to take part in the welcome of the imperial visitors.

After inspecting the guards of honor the German Emperor and Empress and their suites, accompanied by the Prince of Wales and his suite, left Portsmouth by train for Windsor at 2.30 p.m. amidst the fire of a royal salute from the assembled warships and the garrison batteries.

ASIATIC PROBLEM MAY BE ENTIRELY REMOVED

Emigration Companies Will Be Notified by Japanese Government to Stop Exaggeration.

LONDON, Nov. 11.—(C. A. P. Cable.)—The Standard's Tokio correspondent states that the government's regulations of emigration companies, whose exaggerations were responsible for emigration to Canada and the United States, must reduce their activities to the vanishing point, even if a restriction to emigration has not been enforced. As a matter of fact, conditions now are such that the emigration problem as an international issue, bids fair to be entirely removed.

ALIVE, BUT BEYOND RESCUE

Miner Doomed to Die in an Inaccessible Chamber.

MAHONY CITY, Pa., Nov. 11.—Alive and unhurt, but in darkness that will never be lifted, Michael McCabe, a miner, is awaiting certain death by starvation, 800 feet below the surface of the earth in the Draper colliery, near here.

While McCabe was at work yesterday he fired a blast that blew away one of the mine pillars. He fled in the wrong direction and got into a blind shaft. A fellow workman managed to get out of that wing of the colliery before the roof caved in.

The mine breach extends to the surface, where it yawns 60 feet wide, right in front of McCabe's home, where his wife and six children vainly hope for his rescue.

Mine officials say it may be a year before it will be possible to reach the place where the man is shut up.

WHAT YOU WANT YOU GET.

"Have you anything in the line of a becoming hat which will do for a respectable old gentleman like myself?" jocularly queried a long-time customer of Dineen's in the store last night.

He was soon satisfied, for Dineen's have hats becoming to any man who wants a hat which combines fashion with quality. The Dineen Specials at $2.50 and $3, in all of the popular shapes and shades, English and American styles, are the best hat value in the country. The reliable Dineen store, at Yonge and Temperance-streets, is hat headquarters for Canada.