

LEGAL LUMINARIES OF LONDON ON FAMOUS SMITH WILL CASE

The Estate of R.P. Smith Furnishes Big Legal Battle. CASE COMES UP AT NON-JURY SITTINGS

Well-Known Legal Firms Are Representing Very Many Clients.

The legal luminaries of this part of the country are in London today to take part in the trial of the now famous Smith will case of Stratroy, which is to be decided at the non-jury sessions of the high court, which commenced at the courthouse this afternoon before Mr. Justice Riddell.

Mr. John McEvoy is acting for Howie et al., the plaintiffs, while the 56 or more defendants are represented by almost as many solicitors, among the attorneys being engaged in the suit being the following: R. L. Towers, Blake, Lash, Anglin, & Cassels, McKillop & Murphy, Hannah, Le Sueur, and McKinley, Cassels, Brock, Kelly & Falcenberg, Hoskin, Ogden & Bowley, Fraser & Moore, and F. W. Harcourt.

Big Sums Involved.
The relatives, heirs and legatees of the late Richard Porting Smith, of Stratroy, who disposed of nearly \$200,000 in his will, are engaged in the struggle, the plaintiffs seeking to have other testamentary papers than those already probated, admitted, as follows:

- Mrs. Robert Howie, London .. \$ 5,000
- John Winerton, Stratroy, laborer .. 1,000
- Benj. T. Garside, St. Thomas, fireman .. 5,000
- Ann Caroline Frost, London spinster .. 15,000
- William Frost, London, carpenter .. 5,000
- Charles Frost, London Township, farmer .. 5,000
- John Frost, Mitchell, in Perth, farmer .. 5,000
- Fred George Frost, Sundridge, Muskoka, farmer .. 5,000
- Josiah Henry Frost, Perth County, farmer .. 5,000
- Reuben Frost, Searforth, carpenter .. 5,000
- Mrs. William Reid, Sundridge, Muskoka, widow .. 5,000
- Mrs. Walter H. Washington, Seattle, Wash .. 5,000
- Mrs. Thomas Garside, St. Thomas .. 5,000
- Mrs. John Geno, London .. 5,000

Total .. \$76,000
Those who are interested in the case are:

Plaintiffs.
Mrs. Robert Howie, John Winerton, Benjamin T. Garside, Ann Caroline Frost, William Frost, Frederick George Frost, Josiah Henry Frost, Reuben Frost, Mrs. William Reid, Mrs. Walter H. Washington, Mrs. Thomas Garside and Mrs. John Geno.

Defendants.
John Cowan, Julia Ball, Olive Miller, William A. Vail, Matilda Vail, Heber Vail (an infant, under the age of 21 years), the Children's Aid Association of London, Ont.; the governing council of the Salvation Army in Canada (as owners of the Rescue Home of the Salvation Army in London, Ont.), the Woman's Christian Association of Stratroy, Ont.; Annie S. Stanley, Pauline Stanley, Charlotte Napper, Charles Napper, Richard Napper, David Napper, Albert Diprose, Marion Diprose, George Washington Porting, the Presbyterian Church in Canada, Harold Doty, the Sarnia General Hospital, the London and Western Trusts Company, Limited, Capt. Le Niven, Alexander Henry Stewart, Jessie Maude Stewart, Thomas Smith, Elizabeth Price, Catherine Ann Smith and John Follinsee.

Cases Postponed.
Two cases that had been entered on the list were postponed after the opening of court this afternoon. That of the Kritt Motor Car Company of Detroit against their former local agents, W. J. Reid & Sons, of his city, was allowed to stand an order to that effect being made by Judge Macbeth.

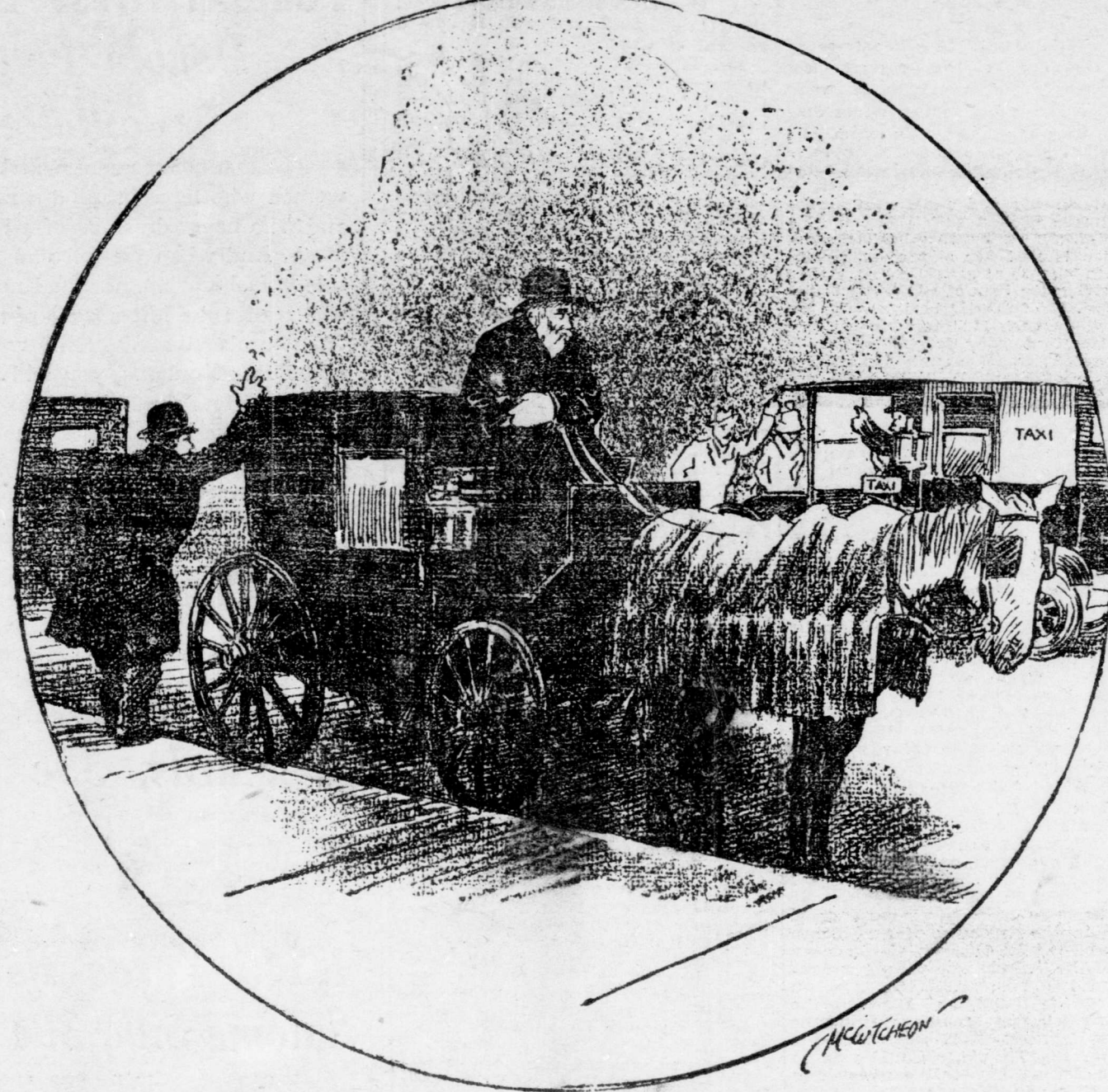
Owing to the fact that the rider of the motorcycle that is alleged to have frightened the horse of Mr. Robert Colhoun, of Brooke Township, is now ill with appendicitis, and is therefore unable to attend, postponement of the suit of Colhoun vs. Munro, and the Township of Brooke, was necessary.

- The cases now on the list in the order in which they are scheduled to be taken up follow:
- 1. Fidelity Trust Company vs. U. A. Bachner.
- 2. Bank of Commerce vs. F. A. Fitzgerald.
- 3. Toel vs. Ryan.
- 4. Mills vs. Freed.
- 5. Ross vs. board of health of London Township.
- 6. Garthorne vs. Wickerson.
- 7. Williamson vs. Hodgins.
- 8. Kritt vs. Reid, postponed.
- 9. Calroun vs. Brooke Township, postponed.
- 10. Howie vs. Cowan (Smith will case).
- 11. Morgan vs. Morgan, alimony.
- 12. Walters vs. Armstrong.

A VICTIM OF PROGRESS.

By John T. McCutcheon.

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MR. HAYS' BODY IS ON THE MINIA

Not Likely to Reach Halifax Before the End of the Week.

GALE SCATTERS CORPSES

Distant Relation of Spanish Royalty Among Those Who Perished on the Titanic.

Halifax, April 29.—Yesterday a message was received from Captain Carteret, of the Minia, which seemed to clear up the doubt which had existed as to whether the body of Mr. Charles M. Hays was being brought in on the Mackay-Bennett or not.

Believing that Arthur Lawrence, one of the victims of the Titanic disaster, is her brother, Mrs. David J. Arnott, of 512 Simcoe street, is awaiting anxiously the complete identification of the body when it arrives at Halifax on the "death ship" Mackay-Bennett.

May Be Ross' Body.
Captain Carteret's message mentioned that he had picked up the body of a gentleman in evening dress. His clothes were marked with the initials "H. R." while gold cuff links that were found in the shirt were inscribed with "S. G." Speculation began at once upon receipt of the information as to who these initials would fit. The Canadians at once suggested Hugo Ross, of Winnipeg, and a wireless was sent to the Minia asking for details of the body.

DEAD AT WALKERTON.
[Special to The Advertiser.]
Walkerton, April 29.—The wife of Mayor Henderson died today. She had been ill for three months with cancer of the stomach. Besides her husband, she leaves three grown-up sons and one daughter.

THE WEATHER.

TOMORROW—WARMER.
Toronto, April 29.—8 a.m. Today—Northeast and east winds, cool and showery.
Tuesday—Northerly winds, clearing, with a little higher temperature.
The following were the highest and lowest temperatures during the 24 hours previous to 8 a.m. today:

Stations	High	Low	Weather
LONDON	47.5	26.5	Rain
Victoria	60	48	Rain
Calgary	62	32	Fair
Winnipeg	48	25	Fair
Port Arthur	38	28	Clear
Perry Sound	38	32	Fair
Toronto	42	36	Cloudy
Ottawa	48	30	Fair
Montreal	44	32	Fair
Quebec	44	34	Clear
Quebec Point	34	26	Fair

The highest and lowest temperatures in London on Sunday were 56.5 above and 34.5 below.
A low area, which was in the extreme Northwest on Saturday, is now passing eastward across the Middle States.
The weather is unseasonably cold from Ontario to the Maritime Provinces, and comparative warm in the Western Provinces. Rain is falling in Northwest Ontario. Cautionary signals are displayed on the Lower Lakes.

GREAT DAMASCUS BAZAAR WAS WIPED OUT BY A FIRE

Ten Million Damage Done to the Holy City of the Mohammedans.

Damascus, one of the holy cities of the Mohammedans, capital of the Vilayet of Syria, is noted among other things for its numerous bazaars. These are designated by the name of some particular trade or commodity. The bazaar quarters comprise long streets covered in with high woodenwork and lined with shops, stalls, warehouses and cafes.

EAST LONDON LADY FEARS BROTHER LOST ON TITANIC
One of Victims Bears the Same Name as Relative of Mrs. D. J. Arnott.

Arthur Lawrence is a jockey, and Mr. Arnott told The Advertiser this morning that he was last heard from in Reno, where he attended the Jeffries-Johnson fight. Since then his whereabouts have been unknown, and he was thought to be in California.

VERY SUDDEN DEATH OF YOUNG ENGLISHMAN
Alfred Webster Succumbed to Heart Disease in Victoria Hospital.

Alfred Webster, a young man whose home was in Bernandsey, London, England, and whose health was impaired during the South African campaign, in which he took part, died very suddenly shortly before midnight on Sunday at Victoria Hospital. A few hours after his removal to that institution, death was due to heart disease.

FARMER WAS THROWN UNDER BIG ROLLER

Thomas Gibbings, of Clinton, Had Close Call From Being Killed.

Clinton, April 29.—Thomas Gibbings, a farmer living near Clinton, was badly injured when as he was out on the land operating a big roller, the seat broke, and falling backwards pulled the horses back. Only the seat raising up one side of the roller saved him from being killed.

STREET RY. TO ASK INJUNCTION TO RESTRAIN CITY OF LONDON

City Has Men Watching the Schedule and Will Know Exactly How Cars Are Being Run—Company Still Say They Will Fight to a Finish Any Attempt to Take Over the Road.

The city council has given the London Street Railway Company ten days in which to provide the service, which is specified in bylaw 916. This means more cars, and better equipment. Under the agreement the city may take over the line after ten days, provided the service guaranteed is not maintained. The company says that what the council asks is a physical impossibility, and they will fight the city to a finish. Men have been named by the city engineer to time all cars, so that the exact service now being given the people may be known. The company will apply for an injunction to restrain the city if an attempt is made to annul the franchise.

The city council evidently mean to keep the London Street Railway Company to its agreement with the city was evidenced today, when ten men were named by City Engineer Wright to time the cars on the various routes throughout the city. They commenced work at 6 o'clock in the morning, timing the first cars, and will remain on duty until the last car is in the barns tonight. Of course, the men will work in shifts, these details having been carefully arranged by City Engineer Wright.

This will be kept up for ten days, the time limit set by the bylaw. The results of the investigation will be presented in the form of a report by City Engineer Wright, and will then be considered by the council. This document will determine largely what action the aldermen will take against the company. If the schedule is not maintained, there is every indication that they will annul the franchise of the company. The Advertiser was informed that it is the intention of the company to secure an injunction to restrain the city if any attempt is made to take over the road, except at the company's own valuation. No arbitration will be considered.

The Schedule.
Sufficient data to give an idea as to how the cars were running were not available for Mr. Wright this afternoon. It is understood, however, that some of the cars were running behind the schedule set down by the city engineer in 1905. The Belt Line is running fairly close to time, but the others are not making the schedule.

"I have not received any reports from the men," said City Engineer Wright. "They will furnish their information to me at the completion of their shift. The men who relieve them will also report, and by that means we can figure out how each car ran. The company could tell quite readily whether or not the cars are running behind time, but we have to figure it out by the timetables and then compare. It will mean a very great deal of work, but I have instructed the men to be absolutely correct as to time, and then there will be no possibility whatever of disputing the figures. Unless a decided improvement has been made since the last report, I made, it will be found that practically every line is running behind time."

MUCKLE SNUFFLE AT THIS PARTY
Odorous Rags Were Set on Fire and Soon Smoked Out the Guests.

CASE IN POLICE COURT

Evidence of Some of the Sufferers Was Highly Original, and Was Not Without Some Humor.

Miss Susie Woodbridge, an English lady, who made her home in apartments above Ross' livery stable, at 672 Dundas street, conducted a farewell reception, prior to her departure for the west, under difficulties, on Friday night and early Saturday morning, as a result of which three young men—Henry McCandless, Charles Kennedy, and James Lamb—were brought before Police Magistrate Judd this morning to answer charges of disorderly conduct.

FARMER WAS THROWN UNDER BIG ROLLER
Thomas Gibbings, of Clinton, Had Close Call From Being Killed.

Clinton, April 29.—Charles Henry Unverzagt, of New York, who said he was a wealthy British Columbia mine owner, and who was arrested on March 25 in London on the charge of sending a libellous postcard to Miss Winnifred Smith, failed to appear today when his case was called at the Old Bailey sessions.

MR. GEORGE BLACK DIED IN STRAIFORD
Well-Known Railwayman Was Formerly a Resident of London.

FATAL AUTO ACCIDENT.
Albany, N. Y., April 29.—Hinsdale Parsons, vice-president and general counsel of the General Electric Company of Schenectady, was killed in an automobile accident Sunday afternoon on the Pittsfield road, a few miles east of this city. The chauffeur was badly injured.