

AGAIN LOOKS LIKE FIGHT WITH BARTON.

Question of City Water to Township People Discussed By Committee.

City Can Get No Satisfaction From the Hydro-Electric Power People.

The question of water for the township people was the cause of another lively discussion at the Fire and Water Committee meeting last night. City Solicitor Waddell moved the aldermen that unless they moved slowly the city might get into a bad box. The agreement with the township, as interpreted by him, was that people living directly along the line of the mains at the time they were laid were to get water and not from all the branches laid from it. Mr. Waddell also found objection in the proposal to tax the people who used the water under the township's assessment. One of the chief objections, though, was City Engineer Barrow's report as to the taxing of the pumping capacity now, and until this was overcome the solicitor should not be well to mark time. He also objected to the township having control of the 6 inch mains.

Ald. Farrar found fault with this. "It is strange," he said, "that you should raise an objection to this kind now. It is a new resurrection."

"You are the solicitor for Hamilton and not for Barton or Saltfleet," said Ald. Allen to the solicitor. Mr. Waddell smilingly admitted it was true. Ald. Allen said he would like to see a statement of what the city had spent in the township and the revenue from it. A statement of this kind some years ago showed an expenditure of \$12,000 with hardly any return.

Reeve Gage presented his views in a concise manner. "We are not threatening you with law," said Mr. Gage. "I am going to tell you right straight, though, that this is the last time I am going to come to this committee. I am not threatening, but I have stood this as long as I am going to gentlemen. If there is anything in this water question for the township we want to know it, and if there is not we want to know it."

"The quicker we know it the better," commented Ald. Allen.

"You will know it quick enough," retorted Reeve Gage.

"That is the right way," observed Ald. Allen.

"We are asking for our rights and we are going to get them," continued the Reeve.

"I would like to see you," chipped in Ald. Allen.

"Well we will and don't you make any mistake about that," was the Reeve's grim reply.

Mr. Gage suggested that an agreement be had left with the City Solicitor be read. Mr. Waddell said he had not had time to go over it, and it was agreed to have a special committee take it up with Reeve Gage at once.

It was explained that one of the Westinghouse experts had assisted Mr. Barrow in drawing up the specifications, and Ald. Farrar also took exception to this, on the ground that the specifications should have been prepared by an independent engineer.

Mr. Atkins said he considered calling for tenders simply a waste of time. As regarded the engineering work, if an expert was not employed, some one had to do the engineering work at the pumping house, and the company certainly would not do it for the good of its health. He was satisfied the city would more than make what it would pay him by getting first-class equipment that would do the work for which it was purchased. Mr. Atkins said one of the best examples of the disadvantage of having a company interested prepare specifications was supplied in the tenders for street lighting. The Westinghouse, in preparing this, he said, called for a smaller lamp than the present Carat lamp.

It was decided to delay the appointing of an expert until the secretary wrote to places where Mr. Atkins had installed plants, for a report.

Other Business.

The financial statement showed the Fire Department to have a balance of \$2,574.85 out of its appropriation of \$55,500. Of the \$30,000 voted for the new fire station and apparatus, \$19,692.48 has been spent buying the site, paying for the apparatus and other expenses.

The waterworks construction shows an overdraft of \$7,127.71, the appropriation being \$50,000.00. The waterworks expense appropriation of \$50,500 shows a balance still of \$9,896.62.

A water main will be laid on Case street, in the annex, for William Moore the owner to pay all costs and sign an agreement by the Solicitor, giving others the right to connect on them paying a proper percentage of the original cost.

Valves will be put on the large mains. At a cost of \$150, Mr. Barrow reporting this was absolutely necessary for safety in case of accident.

HALF-YEAR IN JAIL.

PENALTY FOR NEGLIGENCE WHICH CAUSED FATAL WRECK.

Grand Jury at St. Thomas Says Prosecution Should Not Stop at Humble Employee—Get After the Companies.

St. Thomas, Oct. 9.—Chief Justice Meredith this afternoon sentenced Murray Stephens, the ex-Wabash engineer, who was found guilty on both counts of an indictment yesterday, to six months in the common jail, without hard labor. His Lordship, in passing sentence, said nothing could justify recklessness and lack of responsibility. While not believing that the employee should be made the victim, while the high official was allowed to go free, he thought the sentence should fit the case.

The prisoner appeared much relieved after sentence was passed, and chatted with his friends before passing into the jail to serve his time.

The grand jury this morning made what was practically a plea for mercy in the case of Murray Stephens, and a serious charge against the railway companies. The clause in the indictment is as follows: "The people are awakening to the fact that the traveling public have a right to demand from railway companies that they exercise caution and be vigilant in protecting the lives of passengers traveling on railway trains. From evidence before us we are forced to the conclusion that the officers administering the law have not prosecuted in some cases the parties primarily responsible for the great loss of human life during the last year. Trainmen will not run by semaphores when they know that by so doing they will incur instant dismissal and other punishment, but they will run by them when the act is winked at by high officials to make fast time. While we are in favor of enforcing the law in all cases to protect human life, we do not favor the prosecution and conviction of the humble parties to the offence, and letting those in exalted positions escape the penalty incurred."

FARMER KILLED BY GAS.

Peter Farley, of Arthur, Ont., Turned Gas Jet Too Far.

Toronto, Oct. 10.—After he had suffered for two days from the effects of inhaling illuminating gas, Mr. Peter Farley, aged 72, a retired farmer from Arthur, Ont., died at the home of his son-in-law, Mr. George W. Kiely, 649 Gerrard street east, at an early hour yesterday morning. Mr. Farley was found unconscious in bed when the occupants of the house called him on Monday morning. He had retired at his usual early hour and turned off the gas before getting into bed.

As he wanted to catch an early train leaving the city, he got up about 3 o'clock to look at the time, and in turning off the jet a second time he turned it too far, allowing the gas to escape.

Ald. Anderson said that when the question of pumps was first mooted he viewed an up-to-date steam plant, and still favored it. If electrical pumps were to be used, he thought the city should have an expert to look after them.

Ald. Farrar moved that Mr. Atkins be appointed to superintend the job of installing the pumps, at a cost of \$1,250, arrived at on a 2 1/2 per cent basis on \$50,000.

"We don't expect it will cost us that much," said Ald. Peregrine.

"Well, it will—no doubt about it," said the expert. Mr. Atkins explained the experience he had, and said he had installed plants at four places in Ontario. The fee asked, he said, would cover all expenses.

The Mayor asked City Engineer Barrow if he would undertake the responsibility of superintending the job if the contract was given to a reliable firm.

Mr. Barrow replied that it would be a great help to have an expert.

FILES IN BANANAS.

Escape of Three Convicts From Three Rivers Jail.

Montreal, Oct. 9.—Three convicts escaped yesterday from the Three Rivers jail, and are now said to be in the city. Several of their friends, ticketed to leave town, were in the habit of bringing them fruit. It was discovered that these friends had supplied the convicts with small saws hidden in the bananas which they brought them, by means of which the convicts sawed through the bars of their cell windows and let themselves down to the ground by means of ropes made from their blankets.

The wholesale premises of the Winnipeg Paint and Glass Co. at Winnipeg were burned on Wednesday. Loss, \$275,000.

BARTON Y. M. U.

A Successful Meeting and Debate Held Last Night.

Barton Street Methodist Church Young Men's Union meeting was a most successful one. Mr. P. A. Moore delivered a ten-minute address on Sir Wilfrid Laurier and Sir Thomas Lipton. An instrumental duet was very well rendered by the Fenton Brothers and this excellent feature was followed by a piano solo by Mr. L. Hearts, who has almost completely recovered from his recent very painful accident. Then followed a long debate on "Resolved that iron is more useful than wood." The judges, Messrs. P. A. Moore, J. F. Walker and Geo. Sharp retired and the discussion still went on getting warmer and warmer. The subject was upheld by Messrs. E. Black and W. C. Lambert for the affirmative and Messrs. Roy Fenton and P. Elkington for the negative. The speakers paused for a minute to allow Mr. C. A. Berry time for an excellent mouth-organ solo, which was heartily applauded. Rev. Mr. Livingston announced that Rev. Mr. McDougall would give his lecture on "Rome, the Eternal City," under the auspices of the Union next Tuesday night. The proceeds of the lecture will go to helping on Missionary work among the foreign element in the Northeast part of the city. Mr. George Sharp, who acted as neutral judge, then announced the decision, which was in favor of the affirmative.

RUSS ELECTIONS.

Peasants and Workmen Radical Landlords Tory.

St. Petersburg, Oct. 9.—The second stage of the Parliamentary elections is in full swing. Nineteen hundred and three electors have been chosen out of an ultimate total of 5,161. The party adherence is officially characterized as 516 members of the Opposition, 1,131 Moderates, Octoberists and Rights, and 250 owing allegiance to no party.

The results of the elections so far indicate that the peasants, workmen and lower classes of the cities exhibit unabated radicalism, while the upper classes of the cities, particularly the landlords, are returning conservative electors, as they hoped to secure through the election law of June 16. The landlords so far elected represented 627 members of the Right party, 91 Oppositionists and 96 without party.

TORONTO WEDDING.

Miss Nordheimer and Mr. Cambie Married This Afternoon.

Toronto, Oct. 9.—The marriage of Miss Cecily Evelyn Nordheimer, daughter of Mr. Nordheimer, to Mr. Charles Cambie took place this afternoon at St. James' Cathedral before a large number of fashionable guests. Canon Welch, with the Lord Bishop of Niagara, officiated. The bride was given away by her father. The bridesmaids were Miss Athol Boulton, Miss Errol Nordheimer, Miss Viva Kerr, Miss Christobel Robinson, Miss Yvonne Nordheimer and Miss Phyllis Nordheimer. Miss Estelle Hodgins was flower girl. The best man was Mr. J. Cambie, and the groomsmen were Messrs. Roy Nordheimer, W. J. Leggat, G. Hausman, Capt. Basil E. White, E. Cattanach. A large reception was held after the ceremony at Glendythe, the home of the bride.

TO BRIBE WIFE.

Hartje Offers \$60,000 to Wife—He Wants His Children.

Pittsburg, Oct. 9.—It developed today that the new letters which Hartje admits cost him a lot of money, \$3,500 alone being paid to Howard Lappe, like the letters declared forgeries during the recent court hearing, are unsigned.

Hartje offered his wife \$60,000 to-day to admit his charges were true and give him possession of the two children, Scotty and Louise. Mrs. Hartje refused. The Hartje case has developed into a gigantic conspiracy, and the judges of a county court, lawyers and others will not be surprised if a sensation involving leading attorneys is sprung as soon as the Superior Court, now sitting in Philadelphia, decides if this case is to be reopened.

LITTLE ODDITIES.

The Tory majority in Brockville is 323. Now will Whitney begin to make good his promises made to win votes?

Arthur Dansereau, editor of La Presse, Montreal, was fined Tuesday night to mark the completion of forty years of newspaper work.

Two youths have been arrested for working that C. P. R. stock legacy fraud. Many letters with gaudy money were captured.

The Dominion Government will soon promulgate rules governing the export of electric energy from Canada.

Jon. Mr. Lemieux will sail for Tokyo on October 20 to deal with Japanese immigration.

Thaw's second trial is set for December 2. It will not draw the prurient like the last one did.

QUEBEC TOWN SHAKEN.

Huntingdon Residents Experience Quake in Night.

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Col. Lamb, of the Salvation Army, states that it is proposed to bring between 20,000 and 25,000 people to Canada next year, and ten special steamers had been chartered for the purpose.

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Does it not seem more effective to breathe in a remedy to cure disease of the breathing organs than to take the remedy into the stomach?

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Those of a consumptive tendency find immediate relief from cough or inflamed conditions of the throat.

Sold by druggists.

Send postal for booklet.

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COMMERCIAL CLUB OPENED.

Members Out in Large Numbers at the New Quarters.

Building Has Been Fitted Up in First Class Style.

Has Ample Accommodation and the Best of Fittings.

The Commercial Club was informally opened to its members last evening, and they certainly turned out en masse to see their new quarters. Since the club took hold of the old Federal Life building, time has wrought many changes, and all for the better, too. The appointments of the entire building are up-to-date in every particular and the building in its present condition is a credit to its members as well as the city of Hamilton.

As one enters the building from the Vine street entrance, they are ushered into a neat lobby. From this one is led into the magnificent reception room of the club, and it is the best furnished room in the building. No expense has been spared to make this room look home-like and attractive, and in this the club has been successful. There are numerous easy leather-upholstered chairs around the room, while suspended from the ceiling are many beautiful electrical globes of large proportions, which shed a brilliant light. Off the reception room are card rooms, and also the secretary's office.

On going upstairs the first room to enter is the reading room, and all the leading periodicals are to be found lying around. On the left of this room is the dining hall, and it is beautifully fitted up. There is room to seat about a hundred guests at one time. The kitchen is right off the dining hall, and it is one of the finest places to be found in the country. The lavatory is also on the second floor, and it is all finished in white enamel. On the third floor is the quarters for the help and the steward.

Many of the members, in fact all of them, were heard expressing their delight and appreciation of the splendid quarters that have been provided, and it is the opinion of many that the club will be a moving spirit in the social events of the city. Last evening the members just met to have a sort of reunion, and the club members were down to business to-day. There are a few minor improvements to be touched on yet before the building will be completed, but even as it stands now, it is a club house which seems more like home than anywhere else, and its success is assured.

Mr. J. W. Lamoreaux is the President of this new club, and the Board of Directors is as follows: J. Lennox, F. R. Newberry, C. D. Blackford, T. A. Henderson, A. Cunningham, G. F. Birely, C. H. Peables, R. Junior, R. C. Ripley, G. Judd and C. Merton. Major Tidswell is the secretary-treasurer and Mr. George Price is the steward.

MARRIES CONVICT.

Society Woman Weds Man Who Had Served Four Years.

Worcester, Mass., Oct. 9.—Miss Clara Cecilia Leach, a wealthy society and club woman, was married at St. John's Church to-day to John W. Maher, an ex-convict.

Four years ago, just before he was to have been married to Miss Leach, Maher was sentenced to four years in jail for grand larceny. After he had served thirty-seven months he was freed. He immediately returned to Worcester and went into his father's office again.

Miss Leach had said she would wait, but society was somewhat shaken when the marriage was announced.

BURNED TO DEATH.

Two Men Lose Their Lives and Another May Die.

Ithaca, N. Y., Oct. 9.—A despatch to the Journal from Trumansburg states that in a fire which destroyed Vanorder's livery stable, Foster's hotel, and Sarver's livery, in the village of Trumansburg, this morning, two men, Mont Barbor and Thomas Sarsfield, were burned to death.

Their charred remains were recovered. John Holley, another occupant of the barn, badly burned, may die. The loss is about \$8,000, partly covered by insurance.

Alexandra's Musical Treat.

The roller skating musical programme to-night at the Alexandra will be a hearing worth twenty-four band numbers by two hands of the finest musicians in a first special event of the season. A great treat is in store for those who attend the rink, both in the balcony and on the skating floor. The programme will be made up of many of the popular waltz and two-step successes of the year. The popularity of this kind of entertainment last season encourages the management to do their utmost to provide again something out of the ordinary for the enjoyment of rink patrons. To those who have not yet got the roller skating fever the concert, together with the fascinating view from the balcony, is an event extraordinary, and should not be missed.

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YORK LOAN.

POSITION OF CLASS C CERTIFICATE HOLDERS DISCUSSED.

Mr. A. W. Briggs for Latter Claims These Certificates Should Get Priority in Apportioning Claims—Fate of Other Shareholders.

Toronto, Oct. 10.—In the winding-up proceedings of the York County Loan & Savings Co., as continued yesterday morning before the official referee, Mr. George Kappel, Mr. A. W. Briggs presented the position of the holders of class C certificates. These certificates have a notice printed across the face which purports to give the holders "a first charge on all the securities of the company."

Mr. Briggs submitted only the first part of his formal evidence, which included extracts from the company's by-laws authorizing the issuing of these certificates, and evidence to show the regularity of the passing of these by-laws by the company. The balance of this formal evidence will be given at a meeting at 4 o'clock this afternoon, after which the argument will be heard.

A large amount of interest will attach to this part of the proceedings, as the amount of these certificates is in the neighborhood of \$300,000. It is expected that the amounts falling to the lot of the holders of other classes of certificates will be determined largely by the decision of this class. The liquidators, represented by Mr. C. D. Scott, and the other classes of shareholders, represented by Mr. W. M. Douglas, K. C., are making vigorous efforts to establish the validity of class C claimants in priority to the others. They assume the position that the notice printed on the face of the certificates makes them practically debentures, and that as such they were not legally issued by the company.

This morning at 10 o'clock the position of classes C and D, representing about \$100,000, will be presented. These classes are made up of those shareholders who were converting their shares into money at the time of the smash, and the question arises whether these people are actually shareholders or creditors of the defunct concern.

THE DOCTOR TALKS.

\$9,000 A YEAR CAN'T CLOSE NESBITT'S MOUTH.

If the Doctor is Expelled From Office, His Health Will Permit Him to Seek a Wider Field of Activity.

Toronto, Oct. 10.—A government position and an admitted sinecure worth \$9,000 a year has by no means tied the tongue of Dr. Beattie Nesbitt with reference to political affairs. Yesterday he explained the attitude he took in his Gravenhurst speech. In it he said that he feared corporation influences might be sufficient to prevent that active support that Mr. Beck and Premier Whitney should receive from within as well as without the Cabinet. Dr. Nesbitt said that if Rockefeller sent over to Ontario to get a deal put through he would get a boy to help him, but that it could not be expected that Rockefeller's boy would get a boy to help him. It was taken in his own quarters that these words referred to Hon. Mr. Hanson and they were considered of sufficient import to be brought to the attention of the Premier himself.

Mr. Whitney called Dr. Nesbitt's utterance "twaddle." However, the doctor, at present registrar of West Toronto, and in appointee of the present Government, declared that he was free to speak his mind notwithstanding his holding public office. It was unfortunate, Dr. Nesbitt told a Globe reporter last night, that Mr. Whitney should think that any member of his Cabinet was so connected with Rockefeller that he (the Premier) should have to explain that Minister's position.

Dr. Nesbitt said: "It is quite within the power of the Government to expel me from office for a supposed slight upon themselves and place me in a larger field which restored health would permit me to enter."

"Since you are not worrying much about the office, as a fair question, what is it worth?" was asked.

"I do not mind answering that question," said the doctor. "The office has averaged me \$9,000 a year. It was purely a sinecure, and the system, in the interests of the public, should be entirely rearranged."

CRICKET CLUB NIGHT.

The Hamilton Cricket Club has arranged with the management of the Savoy Theatre to hold a cricket night performance on the evening of Thursday, the 24th instant. A special programme has been arranged for the occasion. Tickets can be obtained from the members of the Cricket Club. The plan is now open at the box office.

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