

## The Toronto World

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WEDNESDAY MORNING, OCT. 11, 1911

## THE NEW CABINET.

There was a stupendous struggle at Ottawa over the formation of the Borden cabinet. Some names were selected, more were forced into the state. We imagine no prime minister in this country was so beset as was Mr. Borden, who is possessed of a high sense of fairness.

He has succeeded in getting a cabinet of more than average ability, and under ordinary circumstances, even under great stress, they ought to give sound administration of the department, and a progressive policy for the country. Mr. White, as minister of finance may be a find. The people will at least give them a fair trial, and those who know more of the difficulties that beset the situation will give them still wider consideration.

The new cabinet must be allowed time to shape up a policy; in the meantime they must get the departments again under way, and they must get parliament together to vote the supplies now past due and delayed by the wheels of last July—then will come the test of policy.

In the meantime, also, for four minutes not in the house, seats must be found. Mr. White and Mr. Cochrane in Ontario, Mr. Hazen in New Brunswick, and Mr. Rogers in Manitoba, and several other ministers must seek election. The opposition are also looking for seats for two or three defeated ministers.

## ANOTHER STRUGGLE MAY BE AT HAND.

Canada has to fight her way into unity, equality, solidarity. She has just come triumphantly out of one struggle—the struggle against contentment—and she may soon be in another. Disintegrating forces must be overcome hereafter as they have in the past. But every struggle leaves us stronger for the next one.

Our differences, whatever they may be, have ultimately to be fought at the polls. It therefore behooves Mr. Borden, as leader of the government, and the responsible administrator of the affairs of the country, to take immediate steps at the approaching session to pass a measure of redistribution, giving to the west its due representation and a fair rearrangement of the seats in the provinces, as called for by the new population returns.

It looks to us that he might do a wise thing if he appealed to the opposition to assist him in this work. If this view is right, the forthcoming session will be a rather short one, devoted to voting the necessary supplies for this year, and for the next, and to redistribution.

## TARIFF REFORM IN BRITAIN.

With complete indifference to the assurance with which it foretold the return of Sir Wilfrid Laurier to power with an increased majority, The Globe is, or professes to be, perfectly certain that tariff reform in Great Britain is dead and cannot be galvanized into life. As tariff reform is the first constructive plank of the Unionist party platform and Mr. Balfour only the other day again declared with renewed emphasis his adhesion to that policy and to imperial preferential trade, he apparently has not lost faith in its success. The Globe's pronouncement simply amounts to an assertion that there can be no change of government in the United Kingdom.

For it is perfectly clear that should the Unionist party with its present program re-enter upon office, tariff reform will come.

Great Britain is not altogether a free trade country. It taxes tea, sugar, coffee, condensed milk, dried fruit, confectionery and other articles, largely those not produced in the country. On the surface it looks rather extraordinary to levy import duties on that principle instead of taxing articles that come into competition with those of native manufacture. The duty on sugar is especially on the poor, into whose household budget it largely enters. When Mr. Lloyd George said at Seven Sisters that "there were multitudes in the country who, in spite of grinding toll did not earn enough to keep body and soul together," he provided a good reason for a revision of

the British fiscal system when by so doing work and money can be retained, which is now done by or paid to foreign nations.

## MOTOR AMENITIES.

When the legislature meets there is sure to be a demand for some drastic action in the regulation of motor-car traffic. Whatever the owners and drivers of these cars may think, and there are nearly 11,000 of them in Ontario, the remainder of Ontario's two millions and a quarter find them a menace to life and a nuisance to the living. The jury that returned a verdict with a rider recommending imprisonment instead of a fine for fast and furious driving cases will have the sympathy of the greater part of the community.

It is most unfortunate that law-abiding and peaceably disposed motorists—and there are such whatever an aggrieved public may think—should suffer in reputation thru the acts of those with whom they are associated. The Ontario Motor League is on record as desirous of protecting human life, but until the league takes some active part in prosecuting offenders the public will not discriminate between those who offend and those who acquiesce in the offences.

The possession of a movable engine of destruction, even tho it cost as much as an ordinary dwelling house, does not give its owner the right to ride roughshod over humanity in general. If it takes imprisonment to teach this lesson the people will see that imprisonment is administered. We would prefer to appeal to the common sense and consideration of these modern charioters.

In the city motor-cars have as much place on Yonge-street between Albert-street and Wellington-street as banana carts have. It seems impossible to get it into a motorist's head that pedestrians have the right of way on the road. This being so their heads had better be kept in localities where they are less likely to lead to injury.

## THE ETIQUETTE OF NEWS.

Now that the scoop direct has been accomplished, it is fair to say that Sir James Whitney's method of equal dealing is to be preferred. But the jolt was coming to The Globe, which never shared its favors with rival papers, and managed to persuade the government that this was a proper plan. Sir George Ross cultivated the same small potatoes. Borden should grow something bigger.

## TORONTO AND GOVERNMENT BUILDINGS.

Toronto should now be able to get something done in the way of organized civic improvement. The deputations of the board of trade and other civic bodies, which is to place before Premier Borden a plan in which the federal government may co-operate, as it has always done in Ottawa, and may also do in Montreal and Winnipeg and other cities, should have an encouraging reception.

The national government needs new offices and buildings in the city very badly. The suggestion to redeem "the ward" from its present condition and convert it into a handsome square, with such public buildings as the government needs, and others which the county or city may require, has received general approval.

Hon. W. T. White was understood to be heartily in sympathy with the idea; and accession to office should strengthen, rather than diminish his support. Hon. A. E. Kemp has some obligations to Toronto which can at least be acknowledged by such active interest as he can display in the matter, and in conjunction with the other Toronto members.

Toronto is asking for no favor in the creation of a Federal Square, but merely the accommodation in suitable quarters of the very large staffs of men who are now engaged in handling the enormous revenue with which Toronto provides the government.

To furnish suitable quarters in the most satisfactory way is all that is involved, and Premier Borden can easily satisfy himself that the request is a reasonable one.

## TO A REAL SOLDIER.

At last, and it is well, a real Canadian soldier is head of the militia department of Canada.

Colonel the Honorable Sam Hughes is a thoro soldier. A Canadian militia man all his life, he knows the strength and weakness of our system. No one knows the military geography of Canada better, from Halifax to Vancouver, than he. He is a human being and not a military machine, and will temper necessary discipline with reasonable common sense.

His life work, since he entered on a public career, has been to study Canada and the empire from a military standpoint. Better than that and vastly more to his credit and his fame, he has faced death from Boer bullets on many a deadly South African battlefield to the end that Canada might be without shame and the empire unified. When the story of Canada's part in the South African war comes to be written, it will be found that only by overcoming almost insurmountable obstacles, and by dint of sheer enthusiasm

DR. A. W. CHASE'S 25c CATARRH POWDER  
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lasted loyalty to the flag, Colonel Sam Hughes, unaided, was enabled to do a big thing imperially. While he is vastly popular with the Canadian militia, both rank and file, yet in Great Britain he is looked upon as the one real soldier this country has produced and his views on imperial defence are listened to with a deference accorded no other single Canadian.

Colonel the Honorable Sam Hughes comes to his post thru military merit. He has administrative capacity and intimate knowledge of his department. Is it too much to expect a new era for the militia of Canada? We think not.

Did The Telegram graduate from Knox?

## COLONIZATION DEMONSTRATION CAR

Samples of Northland Grains, Roots, Vegetables, Etc., to Be Shown at Various Points in Ontario.

The bureau of colonization of the department of agriculture of the Province of Ontario, is sending thru the province a demonstration car, exhibiting samples of the grains, roots, vegetables, etc., growing in the great northland—the Timiskaming Land.

The car will be at the following points on the dates mentioned:  
Oct. 12—North Bay  
Oct. 13—Pembroke  
Oct. 14—Cobden  
Oct. 15—Arnprior  
Oct. 16—Carp  
Oct. 17—Kilburn  
Oct. 18—Galesburg  
Oct. 19—Almonte  
Oct. 20—Carleton Place  
Oct. 21—Sutton  
Oct. 22—Smith's Falls  
Oct. 23—Winchester  
Oct. 24—Cornwall  
Oct. 25—Perth  
Oct. 26—Sharbot Lake  
Oct. 27—Sydenham  
Oct. 28—Napanee  
Oct. 29—Belleville  
Oct. 30—Peterboro  
Oct. 31—Fort Hope  
Nov. 1—Cobourg  
Nov. 2—Bowmanville  
Nov. 3—Sunderland  
Nov. 4—Cambridge  
Nov. 5—Beverton  
Nov. 6—Woodville  
Nov. 7—Kilmount  
Nov. 8—Giert  
Nov. 9—Uxbridge  
Nov. 10—Stouffville  
Nov. 11—Markham  
Nov. 12—Unionville  
The car is in charge of two attendants, who will supply all information and the farmers of Ontario should make it a point to visit the car and see for themselves the resources of this land of promise.

## A RADICAL PROGRAM.

Baltimore Sun: Any idea that the Canadian Conservatives are "stand-patters" or that they represent the same interests as the old-line Republicans "regular" in this country will be dispelled by a glance at the platform on which they won such an overwhelming victory. The premier-elect, R. B. Borden, declares for the principle of government ownership of railroads.

pledging his government to build and operate a new line to Hudson Bay. He proposes that the government buy and operate the terminal grain elevators on the great lakes. Building hundreds of miles of good roads of the province, rural mail delivery and putting most public offices under the civil service are a part of the "constructive policy" he proposes to adopt. The Conservatives are pledged to reduction of governmental expenses, which have mounted from \$21,000,000 in 1896 to nearly \$71,000,000 this year. The opposed to reciprocity, they propose the regulation of the tariff by a permanent commission of experts, which is expected to regulate the interests of consumers as well as manufacturers.

Some of these policies would not be regarded as radical in America. Against several of them the "stand-patters" have fought steadily, and not even the boldest insurgent would propose to carry into effect a program so radical as to include government ownership and operation of railroads and elevators.

## WILL EXTEND WORKS

New Building for Russell Motor Car Co., at West Toronto.

Ground is to be broken at once on a 20,000 addition to the plant of the Russell Motor Car Company in West Toronto. The building will be of modern construction throughout and furnished with the latest equipment. The work of construction is to be pushed rapidly, in order to have the building roofed in before snow falls.

This is the second recent addition to the Russell plant, a large factory having been completed during the past year. The growth of the company's business has been so fast, however, that another building has become necessary.

According to officers of the company 1912 looks like the best year in its history. Orders are being booked for 1912 models, many of them for fall delivery.

Hear Jesse Alexander on the "Hinge" problem to-night, Foresters' Hall.

Cheese Boards.  
STIRLING, Oct. 10.—At to-day's cheese board 700 boxes were boarded, 345 selling at 12 1/2-16c, the balance at 12 1/2c.

## AT OSGOOD HALL

## ANNOUNCEMENTS.

Oct. 10, 1911.  
Motions set down for single court for Wednesday, 11th inst. at 11 a.m.:  
1 and 2, Thamer v. Powell.  
3, Quebec Bank v. Sovereign Bank.

Peremptory list for divisional court for Wednesday, 11th inst. at 11 a.m.:  
1, Re Goldfields, Limited (three appeals).  
2, McKie v. McRae.  
3, Bell Co. v. Wesenberg.  
4, Reason v. Canada Chicago Co.  
5, Leslie v. Hill.  
6, Bank B.N.A. v. Kettle.

Court of appeal sittings concluded.  
Master's Chambers.

Before Carwright, K.C., Master.  
Carry v. Bell Line Railway Co.—M. L. Gordon, for plaintiff, F. McCarthy, for defendant. Motion by plaintiff, a resident of Vancouver, to set aside a praecipe order for security for costs.

Judgment: The action is on a judgment recorded by plaintiff against defendant company, on June 9, 1909, for services as engineer by the company. Two of the cases cited by counsel for plaintiff are exactly in point, and the motion is allowed with costs to plaintiff in any event.

National Trust Co. v. Trusts and Guarantee Co.—R. C. H. Cassels, for plaintiffs, W. Laidlaw, K.C., for defendants. Motion by plaintiff for an order striking out paragraphs 7, 8 and 10 of statement of defence as embarrassing; also a motion by defendants to have the Imperial Bank Co. added as defendants. Judgment: The paragraphs attacked set up that section 133 is a bar to plaintiff's action. This was the very point decided by the court of appeal adverse to the contention of the defendants. It has been decided that a defendant can only be added against the wish of the plaintiff in a very plain case. Hence that necessary does not arise, as the action is at present constituted so far as appears. The plaintiffs' motion is entitled to succeed and the defendants' motion is dismissed. The costs of these motions must be to the plaintiffs in any event.

Farmers' Bank v. Geary-McMillan (Bicknell & Co.), for plaintiffs. Motion by plaintiffs for an order striking out endorsement on writ of summons. Order made. Copy to be served with statement of claim.

Bank of Ottawa v. O'Brien-Shaver (Hodgins & Co.), for plaintiffs. Motion by plaintiffs for an order giving leave to serve notice of motion for judgment under C. R. 608. Order made.

Laidlaw v. Stewart—G. F. McFarland, for plaintiff. Motion by plaintiff for an order extending the time for service of statement of claim until Oct. 28, 1911. Order made.  
Campbell v. International Assets; McMillan v. International Assets; McNought v. International Assets, J. P. for defendant, for the defendants, Fleishman (Arnold & Co.), for McNought. Motion by defendants in these four actions to consolidate pending motions. Motions adjourned for a week. Stay meantime.

Brodie v. Patterson—J. J. MacLennan, for plaintiff. Motion by plaintiff for a final order of foreclosure against a defendant, for the defendant, Fleishman (Arnold & Co.), for McNought. Motion by defendants in these four actions to consolidate pending motions. Motions adjourned for a week. Stay meantime.

Judge's Chambers.  
Before Middleton, J.  
Rev. v. George Broughton; Rev. v. Ed. Broughton; Rev. v. James Broughton—R. S. Robertson (Stratford), for defendants. Motion by defendant in each case for an order quashing conviction for interference with a land surveyor in his occupation. Enlarged one week.

Re Meloch—J. R. Meredith, for infants. Motion on behalf of infants for an order for maintenance. Order made for payment of \$75 for maintenance.  
Town of Sarnia v. Sarnia Gas Co.—F. Aylesworth, for plaintiffs. P. F. McCarthy, for defendant. Motion by plaintiffs for an order removing an arbitrator. Enlarged until 13th inst. at request of defendants, peremptorily.

Re Canada Grain Stocker Co.—J. G. Smith, for petitioner. No one contra. Motion by petitioner for an order winding up the company. Motion dismissed without costs and without prejudice to further application.

Re Nickel Copper Co.—R. C. Levesque, for petitioner. D. L. McCarthy, K.C., for the company. Motion by petitioner for an order winding up the company. Enlarged one week at request of petitioner, for the purpose of cross-examination on affidavit filed in opposition to motion.

Re Montreal Holding Co.—G. Osler, for petitioner. No one contra. Motion by George Southam, a shareholder, for an order winding up the company. Order made. G. F. Stiff appointed interim liquidator. Reference to George Kappelle, K.C., as official referee.

McKenzie v. Money—P. Aylesworth, for defendant. R. T. Harding (St. Marys), for plaintiff. Motion by defendant by way of appeal from an order of the local master at Stratford refusing to set aside an appointment for the examination of one Robt. Noble. At defendant's request, motion enlarged until 12th inst.

Re Sons of Scotland and Scott—J. J. MacLennan, for the society. Motion by the society for leave to pay \$128.25

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money of infant into court and for payment out at majority. Order made.  
Re Frame—J. R. Meredith, for infants. Motion on behalf of infants for an order for maintenance. Enlarged one week until official guardian's return.

Divisional Court.  
Before Meredith, C.J., Teetzel, J., Riddell, J.  
Jones v. Latta—E. N. Armour, for defendant. An appeal by plaintiff from the order of the chancellor of June 22, 1911. This was an action to recover \$5000 claimed as balance due by defendant for the erection of a barn in the Township of York. The plaintiff claimed \$10,100.85, and had received \$5000 on account. The order appealed from was made on appeal from master's report and reduced the amount allowed to plaintiff by the master to \$5000. Appeal argued and judgment reserved.

Court of Appeal.  
Before Garrow, J.A., MacLennan, J.A., Meredith, J.A., Magee, J.A.  
Toronto Club v. Imperial Trusts Co.; Toronto Club v. Dominion Bank; Toronto Club v. Imperial Bank—A. W. Anglin, K.C., for plaintiff, L. F. Hellmuth, K.C., J. Bicknell, K.C., and G. B. Strath, for Imperial Bank. L. F. Hellmuth, K.C., and G. F. D. Lee, for Dominion Bank. A. C. Macdonell, K.C., for Imperial Trusts. An appeal by plaintiffs from the judgment of the chancellor of June 18, 1909, dismissing plaintiffs' three actions. Argument of appeal resumed from yesterday and concluded. Judgment reserved.

Before Moss, C.J.O., Garrow, J.A., MacLennan, J.A., Meredith, J.A., Magee, J.A.  
Morton v. Anglo Fire Insurance Co.—D. Saunders, K.C., for defendant. R. S. Cassels, for plaintiff. Motion by defendant for an order extending time to appeal to supreme court. Time extended without prejudice to any objection to the appeal in the supreme court.

Costs of motion to plaintiff in any event, also all costs lost or occasioned by reason of the delay in appeal to the plaintiff in any event.  
Horan v. McMahon—W. D. McPherson, K.C., for respondent. No one for appellant. An appeal by plaintiff from an order of a divisional court of March 1911, dismissing the appeal by plaintiff from the judgment of Haddell, J., at the trial dismissing plaintiff's action with costs. No one appearing to support the plaintiff's appeal dismissed with costs.

"Jack Canuck" on sale Friday. More startling revelations. Make certain of ordering a copy. Price 5 cents.  
BEQUEST TO ACADIA UNIVERSITY  
NEW YORK, Oct. 10.—The will of Charles F. Myers, M.D., D.C.L., who died Aug. 22 last, was filed in the surrogate's office to-day. To the Acadia University of Nova Scotia is left \$25,000, or any part of it that has not already been given to establish and for all time support a professorship known as that of biology and zoology. To the church "known as Baptist, in Boylston, N. S.," \$1000 is left.

Federal Buildings Plan.  
On Monday, Oct. 2, President R. S. Gourlay of the board of trade waited upon Premier Borden at his home in Ottawa, and advised him of the action of the board of trade in regard to the proposed federal site and buildings.

Premier Borden indicated his willingness to receive the memorial from the proposed deputation from the board and city council, as soon as his cabinet was formed, and able to take up regular work of the government. It is the intention of the board and city authorities to meet the government at an early date in this matter.

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plains. F. E. Hodgins, K.C., for defendant. An appeal by plaintiff from the order of the chancellor of June 22, 1911. This was an action to recover \$5000 claimed as balance due by defendant for the erection of a barn in the Township of York. The plaintiff claimed \$10,100.85, and had received \$5000 on account. The order appealed from was made on appeal from master's report and reduced the amount allowed to plaintiff by the master to \$5000. Appeal argued and judgment reserved.

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**ON TRIAL FOR MURDER**  
True Bill Against Arthur Sheridan of Orillia.

BARRIE, Oct. 10.—(Special)—The fall assizes opened here to-day at ten a.m., the presiding judge being Sir John Boyd. On the docket in the trial of the alleged murder of Ross Ford of the same place in the month of August.

His lordship regretted the increase in murder cases in this part of the country during the past year and proceeded to outline the case of Sheridan. An altercation occurred, he said, in the month of August and a number of bystanders saw what went on but whether they were close enough to hear what was said he could not tell. The two young men had been courting two girls; one of these men had been carrying a knife, the other carried no weapon. The evidence produced at the inquest showed that Ross Ford had come to his death as the result of knife wounds. A clock the jury returned a true bill.

Pioneer Lady Dead.  
NIAGARA FALLS, Ont., Oct. 10.—(Special)—Mrs. Jane Cronin, born in St. Catharines seventy-four years ago and well known around the frontier, died here to-day. She leaves a son, Harry, and a daughter, Mrs. George Hillman of this city.

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