ut insist upon having East

H. Gooch, Insurance Broker and Adjuster. 28 Wellington Street East. lasses of property insured with reliable panies at tariff rates in any part of Phones: Office, 423-Residence, 4243.

A. GORMALY & CO. RAIN and PROVISIONS 56 and 58 VICTORIA ST. Freehold Loan Bldg

. H. TEMPLE Member Toronto Stock Exchange, 12 MELINDA STREET. ock Broker and Financial Agen stablished 1871. STOCKS BOUGHT AND LD FOR CASH OR MARGIN; Telephone 1882.

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Monte Cristo, and all other unlisted or listed Min-ling Stocks bought and sold. Write or Wire. WYATT & CO. Members Toronto Stock Exchange, 1el. 1087. 43 King St. W., Toronto.

ENRY A. KING & CO STOCKS, GRAIN, PROVISIONS. 12 King St. East, Toronto.

UHN STAKK & UU., 26 Toronto Street,

A. E. AMES & CO and sell stocks on the Toronto, Montreal, York and London Exchanges, on commis O KING STREET WEST. TORONTO.

E. WEBB Member Toronto Stock Exchange KING STREET EAST

C. C. BAINES. (Member Toronto Stock Exchange.)
nys and sells stocks on London, New
k, Montreal and Toronto Stock Exnges, Mining Stocks Bought and Sold
135 32 TORONTO-STREET.

Compare birds.

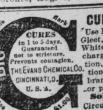
Take those of your neighbor ho uses Cottams and compare em with birds fed on other eed. You will then understand hy "Cottams is double the value of ny other bird food."

NOTICE BART. COTTAM & CO. LONDON. ea \$\tilde{\rho}\$ natents, sell separately—BIRD BREAD, for PREMI HOLDER, 5c. ; SEED, 10c. with COTTAMS SEED you get this 25c. worth for 10c. Three times the value of

ESTATE NOTICES.

XECUTORS' NOTICE. n pursuance of R.S.O., Cap. 129, Sec. 38, creditors and Maimants against the ate of Henry Carew Boulton, late of Touto, deceased, who died on July 1908, are notified to send full particulars their claims to the undersigned as Scitors for the Executrices of his will obtain the said Executrices will be parties entitled, having regard only to see claims of which they shall have not all not be liable for the said Executrical all not be liable for the said assets 19 appresons of whose claims they shall not we been notified.

e been notified.
CROMBIE. WORRELL & GWINE,
18 and 20 King street W., Toronto,
Solicitors for Executrices ronto, Aug. 3, 1898.



CURE YOURSELF!

NINETEENTH YEAR

The Toronto World.

TWELVE PAGES-SATURDAY MORNING AUGUST 13 1898-TWELVE PAGES

Successor to the Pontifical Throne-Cardinal Parocchi is One

Candidate and His Rival is Cardinal Vannutelli.

ONE CENT

RADNOR

THE POPE'S ILLNESS IS SERIOUS!

The news has caused a great sensation,

as it is the first official announcement of

No sovereign of the Old World has mani-

fested a greater degree of sensitiveness with

regard to announcements about his health,

and the news therefore that is contained

in The Osservatore Romano, the official organ of the Papacy, to the effect that he is

ill, is far more serious than appears on the

surface, for it constitutes the first admission

that has ever been made officially that the

In fact, if his consciousness were not suf-

For a long time past, in fact ever since

sary. I have a good excuse to avoid it.

hould decide not to try the case. I am

prepared to give the defence a chance to put in any evidence they desire."

Wanted a Time Fixed. Mr. Porter said: "I ask Your Worship to fix a time when I can give argument upon the evidence already produced, and also produce defence evidence. I will be ready

The Magistrate replied: "I fix it for

Prisoner Pare was again formally re-

anded this morning. Court was adjourn-

with my witnesses by Tuesday."

Cuesday at 2 o'clock."

ed till 2 o'clock on Tuesday.

would assuredly have been published.

the illness of the Pope.

Napanee Bank Robbery Trial Goes Over to the Assizes Extremely Hot Weather Has Not Agreed With His Holiness-Speculation As To a According to Present Appearances-The Evidence Yesterday Was Slight-An Argument By the Lawyers.

Napanee, Aug. 12.-(Special.)-To-day a resting-point was reached in this case. Uncertainty has been dispelled by Magistrate Daly's decision not to try the case. The Crown has closed its fight, while the defence will have a chance to

The defence lawyers claim to be satisfied with the present state of things. Mr. Porter, speaking to The World, said there had been no evidence produced implicating his client, W. H. Ponton, "I can't conceive of his being sent up." The evidence of Witness Mix 'a regard to the presence of two men on the railroad track, while a bicycle was by the fence, amounts to nothing in Mr. Porter's opinion. The key-impression found in Ponton's room has already been passed upon by the Magistrate, while Miss French's story of a letter implicates Durand more than Ponton.

Young McGreer is said to be ready to testify that he also heard noises. 120 will be the third witness so to testify. He, his mother and "Josie" Haycock were all in court this morning. Mrs. Robert Mackle visited ber hasband in jail this morning and had an

hour's interview with him. She returned to Belleville in company with aer The town is now quier, consequent upon the departure of lawyers witnesses, reporters and detectives, yet the trial forms the main topic of conversation among old and young, wherever you go.

There was a slim attendance in court this for trial. If my client is not tried by Your morning, when Detective Wilkes resumed Worship it would be a great injustice to the daily papers, of which he is a most his evidence, under cross-examination, say to him, You must lie in jail till next constant reader, nothing about his health Wilkes' evidence, given at last year's trial, November, to allow the Crown to hunt up

ager Baines, Ponton, Durand and William tice. The prisoner should be allowed the Green were engaged at the bank when I earliest opportunity to answer any evidence it first became apparent that his reign was came here. I made no examination of the brought forward in this investiga, drawing to a close, discussion has been books of the bank; but I had a brief con- tion. The Crown should put in all busy with the choice of his successor,

further evidence against you.' This would To Mr. Porter the witness said: "Man- be contrary to all principles of British jus-

versation with Mr. Baines concerning Pon- the evidence it has against the There are at the present moment but two the evidence it has against the prisoners, and should close the case before asking the court for a decision. The Crown says if you decide not to commit the prisoner, but to try the case, then they shape when he first came upon the scene on Sept. 6. "I also confused the upper and the lower compartments," the witness confused the upper and the lower compartments," the witness confused. Addressing the Magistrate, he said that, owing to the insinuation cast upon the detectives, he wished to state asid that, owing to the insinuation cast upon the detectives, he wished to state that they had no bitterness against the prisoners. If there was any show of such, it was due to the unprincipled methods of the defence lawyers.

Mr. Bogart's Evidence.

Clarence Bogart was the next witness. To Mr. Osler he said he was manager of the Dominion Bank at Montreal. When the defence lawyeral to the argument of analogy, Mr. Portractive was no special clause guiding the Magistrate that was sufficient reason why the Magistrate should not follow the rule guiding a county judge. This would protect the prisoner and administer justice duly." Mr. Porter asked an opportunity of reading over the evidence already put in.

The Whole Point.

Mr. Osler he said he was manager of the Dominion Bank at Montreal. When the following the Magistrate should not follow the rule guiding a county judge. This would protect the prisoner and administer justice duly." Mr. Porter asked an opportunity of reading over the evidence already put in.

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years been the leader in the Sacred College, the Senate of the Papacy. He will be able to count upon all of the Italian Cardinals, who constitute one-half of the Sacred College, and likewise upon the French Cardinals, so that his majority seems to be as-



"JACK" ROACH.

Front and side-face pictures of the man so much talked about. Taken from a photograph in the hands of the Toronto detectives.

the robbery took place he was assistant manager at Toronto. The evidence of Mr. Bogart at last year's trial was agreed to Bogart at last year's trial was agreed to give. If you do not try it, I will close to give. If you do not try it, I will close to give. The worthless, unsigned bills of the National The worthless and the Worthless a

William J. Normiles' evidence was also ton had bought from him.

As to Trial of the Case. We could produce Mrs. McGreer and young McGreer to testify to noises heard on the

taken as read. He had testified at last The Crown counsel again went over the

"It was my opinion," said the Magistrate, night of Aug. 27, 1897, as well as have "and my intention at the commencement of other witnesses to further identify Prisoner Mackie, with Holden and Pare. I would tried by me, not to try any of them. I tried by me, not to try any of them. I mens' prices and others is more than made up in the incomparable superiority of styles and qualities in hats at Dineens'. To-night this is to be but a preliminary enquiry, thrown upon the question of when I should the new hat store, 140 Yonge-street, If Your Worship should decide to try it, decide what has always been a question Temperance, remains open until 10 o'clock. the Crown has further evidence to pro- in doubt in my mind, and I am only too glad to hear the opinion of so able an ad-As to whether the Magistrate should try tor not. Mr. Osler said: "That all the time for me to decide whether the magistrate should try to me to decide whether the magistrate should try to make them that the time for me to decide whether neens now than it will cost to make them prisoners did not elect is a reasonable I shall try the case or not is after the ground for Your Worship's refusing to evidence has been heard. He is properly try." Mr. Osler reasoned by analogy that the Queen's adviser in this case. He is my countants, Bank of Commerce Building. the rule concerning the County Court counsel by law, I suppose. The County Judges' course applied to the Magistrate. Crown Attorney is my legal adviser, and This was reasonable ground for the Magistrate to refuse to try the case. Also the
Crown was pursuing lines of enquiry that
might result in important evidence. The
Crown did not say at once whether these
lines would open up any new evidence.

Metropolitan Railway.

The popular family excursions to the
highlands of York will be given every
Wednesday and Saturday afternoon. Cars
leave C. P. R. crossing, Yonge-street, at
1.30, 2.40, 3.30, 5.40 and 7.45 p.m., returnrepresentations of enquiry that
ity of my action in this matter. I am golines would open up any new evidence.

We when Mr. Osier comes he takes his place,
I suppose, as my adviser. I think, thereleave C. P. R. crossing, Yonge-street, at
1.30, 2.40, 3.30, 5.40 and 7.45 p.m., returnrepresentations of the
popular family excursions to the
highlands of York will be given every
Wednesday and Saturday afternoon. Cars
leave C. P. R. crossing, Yonge-street, at
1.30, 2.40, 3.30, 5.40 and 7.45 p.m., returnlines would open up any new evidence. eary that the defence should have the Mag- to be tried. It might prejudice the case istrate's opinion upon this matter. "The of the Crown for me to try a part and law," he continued, "gives Your Worship then leave the other part. There is no the right to try this case. Under this law economy in doing so. The same time will my client has seen right to elect to be have to be occupied in going over one tried by Your Worship There are no circumstances that have arisen that would resses will be examined. In taking this \$1.50 doz. Blight Bros., \$1 Yonge-street.246 warrant Your Worship to refuse to try. view I think Mr. Osler is only taking a The discretion of the Magistrate must be merciful view of the poor Police Magisexercised before the prisoner makes his trate, who does not get one cent for his election. This is a case that Your services. I have spent now 17 days in this to your order in the most approved modern style. Prices low. A. H. Young, 498 as a preliminary investigation. There is no evidence produced that would result is I think I ought not to spend justify my client's being even committed any more time than is absolutely neces-

the autograph of the right man to make them good; but hats, so trashy that the year's trial concerning a blcycle that Pon. Criminal Code. The making of the defence makers will not stamp them with their is not pleading, but takes place after the names, are nasty counterfeits that will spoil examination of the witnesses for the prose-examination of the witnesses for the prose-in the sunshine, get soggy in a rain, and degrade the honest heads that wear them. Mr. Osler here asked the Magistrate to Osler upon this point, and reasoned by The names of such makers as Dunlap, Heath cedde whether he proposed to try the case decide whether he proposed to try the case analogy with a civil action. "The defence in the fine hats at Dineens' are the guarantees." or treat it as a preliminary investigation.

"If you treat it as a preliminary investigation of my client is not guilty," Mr. Porter concluded.

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"If you treat it as a preliminary investigation of my client is not guilty," Mr. Porter concluded. and most stores is the fact that Dineens are the sole agents for and direct buyers from celebrated makers; while others are merely the retail vents for hat jobbers and

Early Fur Work at Dincens'.

Metropolitan Railway.

ren 15c.
Through excursion every evening at 7.45 o'clock. Return fare 25c.

Cook's Turkish Baths. 204 King West. Ludies 75c; gents. day 75c, evening 50c.

Doctors and Clergymen.

Pember's Turkish Baths, 129 Yonge-stree High-Class Pictures.

New York, Aug. 12.—The Journal prints the following special cable despatch from Rome:

The Osservatore Romano, the organ of the Vatican, announces that the Pope was stricken with an illness to-day caused by the extreme hot weather. Dr. Lapponi orders absolute rest. All audiences are suspended.

The Osservatore Romano, the organ of the Vatican, announces that the Pope was stricken with an illness to-day caused by the extreme hot weather. Dr. Lapponi orders absolute rest. All audiences are suspended.

The Osservatore Romano, the organ of the Sacred College.

The Osservatore Romano, the organ of the Vatican, Gibbons. Cardinal Gibbons. Cardinal Gibbons. Cardinal Gibbons. Cardinal Gibbons. Cardinal Gibbons himself has no hope of being elected Pontiff, as neither the kingdom of Italy nor yet the Italian moiety of the Sacred College would permit a foreigner to rule at the Vatican. Hundreds of years have elapsed since any non-Italian occupied the chair of St. Peter.



Washington, Aug. 12.—Ambassador Cambon and Secretary Thiebaut drove over to the White House from the French Embassy in a heavy, driving rain. Contrary to all former visits, they drove all the way to the White House, and alighted in the broad porte cochere. Both were immediately ushered inside and to the Cabinet room, where President McKinley, Secretary Day and Assistant Secretaries of State Moore, Adee and Cridler had been awaiting them five minutes. There, in the historic Cabinet room, the ceremony of formally agreeing to and signing the protocol of peace took place at 4.32 p.m.

The War Bogs Called Off.
Secretary Long has cabled Admiral Sampson and Admiral Dewey and other naval commanders that the peace protocol has been signed, and to cease hos-

Secretary Alger has cabled orders to all military commanders that the pro-Provisions of the Protocol.

1. That Spain will relinquish all claim of sovereignty over and bitle to

2. That Porto Rico and other Spanish islands in the West Indies, and an island in the Ladrones, to be selected by the United States, shall be ceded to

3. That the United States will occupy and hold the city, bay and harbor of 4. That Cuba, Porto Rico and other Spanish islands in the West Indies

shall be immediately evacuated and that commissioners, to be appointed within ten days, shall, within thirty days from the signing of the protocol, meet at Havana and San Juan, respectively, to arrange and execute the details

5. That the United States and Spain will each appoint not more than five commissioners to negotiate and conclude a treaty of peace. The commissioners are to meet at Paris not later than Oct. 1.

6. On the signing of the protocol, hostilities will be suspended, and notice to that effect will be given as soon as possible by each Government to the commanders of its military and naval forces.

The above is the official statement of the protocol's contents, as prepared

The protocol was signed by Secretary of State Day, representing the United tates, and M. Cambon, the French Ambassador, representing the Spanish Gov-

Dan McGillicuddy's Reward. A report from Ottawa is to the effect that Washington, D. C., Aug. 12.-The order Editor "Dan" McGillicuddy has turned consent to General Merritt to suspend hostilitractor, and has secured the contract for the ties was as follows: Goderich harbor improvement works. It is

Big Shirt Deal.

said this little job will net Dan \$10,000 or

Our facilities for buying and selling clear- Peace negotiations are nearing completion ing lines at a price have engaged us again a protocol having just been signed by repre to place on sale one of the largest purtail firm. These goods are actually worth \$1, \$1.25 and \$1.50. Our price, while they last, 50 cents each. Sword, 55 King-street

A man cannot afford to buy a new suit of clothes every time he frels like it. Not is there any necessity for it. He can keep his clothes spie and span if he brings them to these works occasionally and has them cleaned in that complete manner that clothes are cleaned here. R. Parker & Co., dyers and cleaners, head office and works, 187-791 Konge St., Toronto, Phones; 3037, 3640, 2143 1004, 5098.

• • • • • • • • • • • • • • • • • • Orders Sent to the Commanders.

> Adjutant-General's Office, Washington, D.C., Aug. 12, 1898. Merritt, Manila:

The President directs all military operations against the enemy to be suspended. sentatives of the two countries. You will inform the commanders of the Spanish fcrees in the Philippines of these instruc-tions. Further orders will follow. Ac-knowledge receipt.

By order of the Secretary of War.

(Signed), H. C. Corbin, Adjutant-General. The orders sent to General Miles and

The orders sent to General Miles and General Shafter were identical with the above, save as to names,

As the order states, further instructions will be sent to each General, General Merritt will be directed to confer with the Spanish commandant at Manila to carry out the terms of the protocol and to occupy Manila immediately. General Miles will put himself in communication with the chief authority in Porto Rico for the purpose of having Spanish forces turn over San Juan A number of choice building lots in the best residential sections of the city for sale at low prices and on easy terms.

J. L. Troy, 50 Adelaide-street east,

THE JEOPARDISED EIGHT!

The following are the names of the eight members of the Legislature whose seats are affected by the constable vote:-

MUSKOKA-DR. BRIDGLAND. NIPISSING-JOHN LOUGHRIN. WEST HURON-J. T. GARROW. WEST YORK-W. J. HILL. SOUTH PERTH-W. C. MOSCRIP. LENNOX-B. E. AYLSWORTH. SOUTH NORFOLK-W. A. CHARLTON. EAST LAMBTON-H. J. PETTYPIECE.

Are you, honorable gentlemen, going to hit your rival a blow below the belt and vote yours elves into the seats which your ri-

Are you willing to do what Mr. Hardy asked you to do, heedless of the consequences to yourselves, when Mr. Hardy sends you, or the Governor sends you, back to the people? The people love a fair fighter. Be a fair fighter and leave your case to the courts. Mr. Hardy can't save you, but he can ruin you. Don't

A Vote Was Taken at an Early Hour This Morning.

One and the Hardy Administration Had the Best of It by 49 to 350-foot level.

the amendment, condemning the posi- the camp. The judge is delighted with the clock this morning. The Government was dicate has completed a deal for the purchase enstained on a straight party vote by a of the Centre Star to-day. The price is majority of six, the division standing 49 \$2,000,000 cash. Mr. Hosmer and other

Even at the late hour of the vote the galleries were comfortably filled. The Opposition did most of the talking all day, and after midnight did all of it. dent has issued the following proclama-The feature of the day's spirited debates

member for East Hamilton.

Mr. Beatty of Parry Sound voted with A Proclamation:

How News Spread.

The news of one man's big purchase of Havana cigars would seem to have spread all over Canada. By nearly every mail G. W. Muller receives orders for Havanas from places far distant. The cigars from Mevuo are getting very popular and many smokors take same in preference.

Fetherstenhaugh & Co., patent sellelter Americans, if you want to see Canada's national game at its best go to Resedal this afternoon.

BOYLE-At 12 Gloucester-street, Aug. 12. 1898, the wife of R. W. Boyle of a

DEATHS.

CASSIDY-At 310 Church-street, Friday, 12th inst., Margaret Foley, wife of James Cassidy, in her 79th year, A resident of

Funeral Monday at 9 a.m. GRAVELEY-At 1542 King-street west, Toronto, on Thursday, the 11th inst., Mary Jane Angell, beloved wife of Lieut.-Col. J. Vance Graveley.

Toronto since 1837.

Cobourg papers please copy. Funeral will take place from the house fax. 60-74.

co, on Thursday, Aug. 11, 1898, aged 29 and west; fine, and a little cooler.

trick's Church, thence to St. Michael's WOOD-At London, Ont., on Thursday,

OUR ROSSLAND SPECIAL.

Deer Park Prominent-Centre Star Deal Completed-Virginia Workings Improve in Appearance. Rossland, B.O., Aug. 12.—Deer Park has sprung into prominence and seils freely.

Specimen assays from the lowest workings

give an average of \$372 in gold and 152 ounces in silver to the ton, and the ore is improving. Virginia workings continue in ore in the middle vein and still improve in appearance. Sunset No. 2 has a fine body of ore at the

Mr. Coulson of the Bank of Toronto, Mr. Smith of the Ontario Bank and Judge Mc-Dougall are here and are all pleased with

White Bear showings. I have the best of authority for the statement that the Gooderham-Blackstock Syn-Montreal capitalists are said to be interest-

Washington, D. C., Aug. 12.-The Presi-

was the excellent maiden effort of the By the President of the United States of

Mr. Beatty of Parry Sound voted with the Government, and Mr. Tucker, the Patron, with the Opposition. Mr. Craig, Government, was the only absentee, ernment, was the only absentee, and His Excellency Jules Cambon, Ambassador Extraordinary and Plenipotentiary of the Republic of France, at Washington, respectively representing for this purpose the Government of the United States and the Government of the United States and the Government of Spain, the Governments of the United States and Spain have formally agreed upon the terms on which negotiations for the establishment of peace between the control of the Inited States and Spain have formally agreed upon the terms on which negotiations for the establishment of peace

The House adjourned at 3 o'clock.
Government business will have precedence during the month of August,

TELEGRAPHIC BRIEFS.

The corner-stone of the Picton First Methodist Church was laid Thursday. Most Worshipful Grand Master Bro. E. T. Malone of Toronto performed the ceremony.

Thursday, while Napoleon Emory of Brantford was going home on his wheel, he ran into a horse and buggy, receiving several bruises, and a young lady also had a narrow escape in an accident of the same kind. As it was her wheel was smashed. Clergymen of Buffalo to the number of thirty-five met Thursday to take steps to stop the Corbett-McCoy prize fight from being held in Eric County. In response to a letter Sheriff Kiligation said he would not allow a prize fight in the country.

Mally agreed upon the terms on which negotiations for the establishment of peace between the two countries shall be undertaken; and,
Whereas, it is in said protocol agreed that, upon its conclusion and signature, hostillities between the two countries shall be suspended, and that notice to that effect shall be given as soon as possible by each Government to the commanders of its military and naval forces;
Now, therefore, I, William McKinley, President of the United States, do, in accordance with the stipulations of the protocol, declare and proclaim, on the part of the United States, a suspension of hostilities, and do hereby command that orders between the two countries shall be undertaken; and,
Whereas, it is in said protocol agreed that, upon its conclusion and signature, hostillites between the two countries shall be undertaken; and,
Whereas, it is in said protocol agreed that, upon its conclusion and signature, hostillites between the two countries shall be suspended, and that notice to that effect shall be given as soon as possible by each Government to the commanders of its military and naval forces;
Now, therefore, I, William McKinley, President of the United States, do, in accordance with the stipulations of the protocol, declare and proclaim, on the p

A copy of the proclamation has been cabled to our army and navy commanders, Spain will cable her commanders like in-

Lakeview Hotel, Parliament and Winchester-streets. Terms, \$1 and \$1.50 per day. Special rates to weekly boarders. Table d'Hote 6 to 8 o'clock. J. H. Ayre,

Why suffer from Toothache when Gibbons' Toothache Gum wili afford in-instant relief? Sold by all druggists;

Call and inspect our stock and get our prices before purchasing elsewhere. The McIntosh Granite & Marble Company, Limited, 524 Yonge-street. Phone 4249.

Fine and a Little Cooler. Minimum and maximum temperatures: Kamloops, 68-88; Calgary, 52-76; Prince Albert, 38-68; Qu'Appelle, 36-68; Winnipeg, 42-64; Port Arthur, 40-78; Parry Sound, 62-74; Toronto, 70-85; Ottawa, 66 on Saturday morning at 8 o'clock to the -80; Montreal, 62-80; Quebec, 62-74; Hall-

TRAVERS-Denis Francis (Frank) at Mimi- PROBS : Moderate winds, mostly north

Funeral will take place from his late residence, 77 Believue-avenue, Toronto, on Sunday, Aug. 14, at 3 p.m., to St. Patrick's Church theore to St. Microsite of St. Patrick's Church theore to St. Microsite of St. Patrick's Church theore to St. Microsite of St. M

in his 83rd year.

Funeral private on Saturday, the 13th, from the residence of his daughter, Mrs.
Helliwell, 187 Carlton-street, Toronto.
Interment at St. James' Cemetery.
Miss Eva Booth, field commissioner of the Salvation Army, is back from her Western cycle trip.

Liverpool
St. Ronans. London
Montezuma. London
Cevic. Liverpool
State Nebraska Glasgow
Campania. New York
Mandif New York
Cleopatra New York
Cleopatra New York
Thingsella New York nereafter will be much different than those to other generals.

The Navy Department is also preparing orders to all commanders on lines similar to the War Department's order.

Aliss Eva Booth, field commissioner of the Salvation Army, is back from her Western Cycle trip.

Mr. C. O. Bradford of the Pennsylvania Thingyalia New York Cleopatra New York Railway and a party from Louisville are visiting the city.

Haverstone