

TUESDAY, JANUARY 20, 1907.

THE CHATHAM DAILY PLANET

MUSICAL.

SAMUEL I. SLADE—Basso, of Detroit, has resumed his class here, and will be pleased to receive pupils for vocal training, every Monday, at his studio, MacCall Block. Slade will come to Chatham every Monday during the winter months.

VETERINARY-SURGEON.

DR. DECOU is prepared, as usual, to furnish first-class orchestra for concert and other entertainments at reasonable rates, any number of pieces furnished, also violin and cornet soloists. Pupils taken on violin, and all orchestral and band instruments. Studio, Centre St.

LODGES.

PARTHIAN LODGE, No. 27, A. F. & A. M., G. R. C., meets first Wednesday of every month in Masonic Temple, King Street. Visiting brethren always welcome.

J. M. PIKE, W. M.

J. W. LEWIS, Sec'y

WELLINGTON LODGE, No. 46, A. F. & A. M., G. R. C., meets on the first Monday of every month in the Masonic Hall, Scane Block, King St., at 7:30 p.m. Visiting brethren warmly welcomed.

GEO. MUSSON, W. M.

ALEX. GREGORY, Sec'y

LEGAL.

A. R. ARNOLD—Barrister, etc., Chatham, Ont. Money to loan at lowest rates on easy terms.

HOUSTON & STONE—Barristers, Solicitors, Conveyancers, Notaries Public, etc. Private funds to loan at lowest rates. Office, 150 Adelaide St. E., Chatham, Ont.

SMITH, HERBERT D.—Crown Attorney, Barrister, Solicitor, etc., Harrison Block, Chatham.

THOMAS SCULLARD—Barrister and Solicitor, Victoria Block, Chatham, Ont.

WILSON, PIRK & CO.—Barristers, Solicitors of the Supreme Court, Notaries Public, etc. Money to loan on Mortgages at lowest rates. Office, Fifth Street, Matthew Wilson & Co., P. M. PIRK.

MONEY TO LOAN.

MONEY TO LOAN—Company and Private Funds, Farm and City Property for Sale. W. F. Smith, Barrister.

MONEY TO LOAN

OF MORTGAGES

Lowest Rate of Interest

Liberal Terms and privileges to suit

Borrowers. Apply to

Lewis & Richards

CHATHAM

Money to Lend

On Land Mortgage, on Chattel Mortgage,

or on Note. EASY TERMS.

Lowest Rate of Interest. Apply to

May Pay Off Part of All at Times to Suit

Borrower.

J. W. WHITE, Barrister,

Opposite Grand Opera House, Chatham.

FOR SALE AT A BARGAIN

Part of Block C., King Street,

east of Dr. Holmes' Office, 62

feet 9 inches, at present oc-

cupied by Mr. Thatcher as a

Marble Establishment. On

easy terms of payment. Ap-

ply to

F. MARX

S. F. GARDINER'S

Financial and Insurance Agency.

FIRE INSURANCE SOLICITED.

20 Choice City Lots and Two Good Farms for

Sale.

\$100,000 to lend on Mortgages of Farm and

City Properties at Lowest Rates.

\$50,000 Debentures for Sale—Interest half-

yearly at 4 and 5 per cent.

30 Shares Reliance Loan and Savings Co.

Stock for Sale.

Fire Insurance Risks taken in the Law

Union and Crown Insurance Co. of London.

England. Assets exceed \$5,000,000.

15 Desirable Houses and Lots for Sale.

5 or More Houses to Rent.

Office: King Street (opposite) opposite Re-

liance Loan Co. Building.

SMALL POX

We will issue

FREE OF COST

to all our customers and friends

Health Insurance covering Small

Pox, Scarlet, Typhoid or Typhus

Pever and Diphtheria.

General Accident Insurance Co., of Canada

Agents.

W. A. Winterstein & Co.,

Chatham, Ont.

Call at our Office

MONEY TO LOAN—No ex-

pense to borrowers.

IN FLOWERS...

We are prepared to offer the latest

creations in Design Work and Flor-

al Combinations. Seasonable Cut

Flowers for Wedding and Birthday

Gifts always on hand. Hundreds of

the Latest Varieties of Ferns to pick

from. Palms and Plants to Rent for

all kinds of Decorations.

PHONE 370.

BAXTER, Florist

CHATHAM

IT PAYS

To buy your MEATS at

Graham's. Head Cheese,

Lard, Sausage and all kinds

of Fresh and Salt Meats at

lowest prices, always on

hand.

E. J. GRAHAM

Telephone 529

Op. Power House

SLIPS OF NOVELISTS

LEGAL MISTAKES THAT HAVE BEEN

MADE BY GREAT AUTHORS.

Dickens and the Famous Case of Bardell Versus Pickwick—The Trial Scene in Reade's "Hard Cash." Trollope's Dip into the Law.

"Legal fictions," says one of Gilbert's gendarmes, "are solemn things." Yet it is curious how seldom a novelist ventures into a law court without driving his quill through acts of parliament and rules of law alike.

That Dickens' knowledge of law, like Mr. Weller's of London, was "extensive and peculiar" is amply demonstrated by the famous case of Bardell versus Pickwick. Students of that report may have been struck by the fact that neither plaintiff nor defendant appeared in the witness box. This is a plan that at that time parties "upon the record" were not competent witnesses, their interest in the case being regarded as too strong a temptation to, shall we say, inaccuracy. But had Dickens been a lawyer Mr. Winkle and his friends might also have been spared the ordeal of cross examination and their friends and admirers deprived of many merry moments.

In his anxiety to satirize the abuses of cross examination Dickens overlooked the legal rule that the counsel who calls a witness is not permitted to cross examine him at all, but, on the contrary is bound by his answers; therefore had Sergeant Buzfuz permitted the Pickwickians to be called as witnesses for the plaintiff (which he would have known better than to do) their version of the words heard through the door "on the jar" must have been accepted, and at the first attempt to badger either of them it would have been the learned counsel for the plaintiff who received his lordship's injunction "to be careful."

But all lovers of Dickens will rejoice at his ignorance of the rule which forces counsel never to call a hostile witness. Who could bear to be hostile of the evidence of Mr. Samuel Weller?

Exactly the same mistake is made by Anthony Trollope in his well known novel, "The Three Clerks." There the hero, Alaric Tudor, is placed upon his trial for misappropriating trust money and defended by that famous leader, Mr. Chaffanbrass of the Old Bailey. Tudor's Mephistopheles, the Hon. Uddimus Scott, is called, much against his will, as a witness for the defense, cross examined by the celebrated Chaffanbrass, forced to confess his misdeeds and dismissed covered with ignominy, to be subsequently expelled from his club—poetic justice which would have been defeated even by a chairman of quarter sessions.

The great theoretical and practical knowledge of law possessed by Charles Reade saved him from this error, as from many others. Yet the famous trial scene in "Hard Cash" would have been ruthlessly deprived of its most dramatic moment by any judge of the high court. When the hapless Alfred Hardy, who has been wrongfully imprisoned in an asylum by his wicked father, comes at last to establish his sanity before a jury, his case is closed by the reading of a letter from his dead sister. Writing at the point of death, she solemnly denies his insanity and begs him to show her words to his accusers when she is no more. Read aloud by the judge himself, her letter reduces a crowded court to tears and goes far to secure her brother a triumphant verdict, with heavy damages.

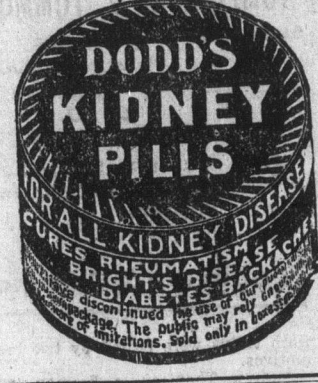
"Hard Cash" is termed "a matter of fact romance," but, as a matter of fact and law, no such letter could have been received in evidence. Knowing that, under ordinary circumstances, such testimony would be inadmissible, Reade is careful to establish that the writer knew herself to be dying; but he was unaware that a "dying declaration" is only admissible in evidence upon a charge of murder or manslaughter of the person who has made it, and cannot be laid before the jury in any other case whatever.

Numerous and entertaining are the trial scenes which adorn the works of Mrs. Henry Wood, but they hardly profess to be strictly accurate. Let me point, rather, to an interesting slip on the part of that most careful of novelists, David Christie Murray, who shares to some extent the popular confusion on the subject of the law of libel and slander. His powerful story, "A Capt of Nails," has for its hero a working nailer, who becomes an agitator on behalf of his much oppressed class. In consequence of a speech denouncing an unscrupulous employer he is prosecuted on a charge of criminal libel; but, thanks to a faithful friend and a smart lawyer, he emerges triumphant.

No fault can be found in this case, with the way in which the villain is cross examined to piece. The difficulty is that no such prosecution could have been instituted at all. You may slander a man by defamatory speech, but to libel him you must "write, print or otherwise permanently record" your defamation of him, and though slander and libel alike may expose you to an action for damages, it is libel alone that can bring you within the grasp of the criminal law.

It is difficult to uphold this distinction. A libel is regarded as a public crime as well as a private wrong because it tends to provoke a breach of the peace, but one would think as much might be said of slander. Still the distinction exists, and the aggressor who confuses his attack to words may suffer in purse, but not in person.

Such are a few of the slips to which the novelist is liable who unwarily trespasses upon legal preserves.—Parson's Weekly.



Intermarriage and Cancer.
So little is really known of the mysteries of cancer that the merest scrap of information with regard to it ought not to be neglected. At the village of Clovelly, on the North Devon coast, a very large percentage of deaths is due to cancer, and the reason locally given is the habit of intermarriage necessary brought about in a place so widely set apart from the outside world. The state of affairs appears to be even worse at Buck Mills, a fishing hamlet three miles away, where intermarriage has been carried to such an extent that one surname is almost sufficient to designate the whole of the population of the village.—London Telegraph.

HOW'S THIS!
We offer One Hundred Dollars Reward for any case of Catarrh that cannot be cured by Hall's Catarrh Cure.

F. J. Cheney & Co., Toledo, O.

We, the undersigned, have known F. J. Cheney for the last 15 years, and believe him perfectly honorable and able to carry out any obligations made by his firm.

Walding, Kinnam & Martyn, Wholesale Druggists, Toledo, O.

Hall's Catarrh Cure is taken internally, acting directly upon the blood and mucous surfaces of the system. Testimonials sent free. Price 75 cents per bottle. Sold by all Druggists.

Take Hall's Family Pills for constipation.

An Uncertain Obituary.
A Georgia man wrote the following on an oak slab which marks an unmarked grave in a meadow: "This spot is sacred to the memory of a faithful animal, a white mule, ten years before the civil war and went through that war on a rush from Bull Run to Lee's surrender. We ain't certain that the mule died here, but when last seen the faithful critter was grazing on this identical spot and trying to kick a lightning flash back to the clouds."

WHY CHEST COLDS ARE DANGEROUS.
They lead to pleurisy and pneumonia. Follow the Advice of W. H. Powles, of Powles' Corners, Ont. says: "I used to be subject to attacks and although I used most everything nothing relieved quickly till I discovered Neville's. I have used it for pleurisy and sore chest and found it just the proper thing. For Lumbago or Neuralgia it's as quick as lightning. I cheerfully recommend Neville's. The strongest, cleanest, most pain-destroying limitant on earth is Powles' Neville's. 25c. bottles sold everywhere."

Brown Study.
"How do you intend to have the study decorated, Mrs. Goldrocks?" "I think I'll have it decorated in deep brown," replied Mrs. Goldrocks. "My husband always likes to sit in a deep brown study."

He Agreed With Her.
"After all," remarked Mrs. Insawim, "home is the dearest spot on earth." "It is," answered her husband, who was engaged in reading the month's bills.—Chicago News.

To Starve is a Fallacy.
The dictum to stop eating because you have indigestion has long since been exploded. Dr. Van Stan's Pileopilets Tablets introduced a new era in the treatment of stomach troubles. The treatment is that one may eat his fill of anything and everything he wishes, and one tablet taken after the meal will aid the stomach in doing its work. 60 in a box, 35 cents.

Unostentatious.
"Is that all the work you can do in a day?" asked the discontented employer.

"Well, suh," answered Erasmus Pickwick, "I s'pose I could do mo', but I never was much of a hand for showin' off."

Just as Well.
George Washington had just announced that he couldn't tell a lie. "Well," responded his father thoughtfully, "as long as you were going to bear an honorary colonel of a British regiment, the Prime Minister, as he now is, demurred on the grounds that all other European sovereigns would expect to receive similar honors. But as the Queen was willing that even this should be the case, the appointment caused some excitement in the regiment. One subaltern was overheard saying to his servant, 'Donald, the Emperor of Russia has been made colonel of the regiment.' 'Indeed,' was his reply, 'it's a verger grand thing for him, but will he be able to keep baith places?'"

An Important Post.
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Most of the things we learn from experience come under the head of compulsory education.

Many a man is credited with being patient when in reality he is too lazy to register a kick.

Trust not your enemies; there are no faithful enemies.

The finger of suspicion has few good points.

Mirand's Liniment cures Disemper

GENTLEMEN OF THE ROAD.

The Famous "Sixteen Strings Jack" and Dick Turpin.

At the Rose Tavern, a noted gaming house standing in Marylebone gardens early in the 18th century, Sheriff, Duke of Buckle at their farewell dinner when the season ended in the ominous words, "May as many of us as remain unchanged next spring meet here again!" John Rann, the highwayman, otherwise "Sixteen Strings Jack," of evil fame, liked to swagger about at Bagnigge Wells in the intervals of carrying out his nefarious deeds or undergoing punishment for the same. He is described as appearing there in July, 1774, "attired in a scarlet coat, tumbour waistcoat, white silk stockings and a laced hat. On each knee he wore the bunch of eight ribbons which had gained him his sobriquet of 'Sixteen Strings Jack.'"

There were lively doings under the influence of this brightly gentleman, and on the occasion referred to he was pitched out of a window for offending honest company. Only a few months later he met the reward for his misdoings on the gallows at Tyburn for venturing to rob the Princess Amelia's chaplain.

Dick Turpin was another "gentleman of the road" who amused himself in the intervals of "business" by frequenting pleasure gardens. He was once moved to kiss a lady in public at Marylebone, and when she protested, that the right ever after boast of the favor she had received. Whether Turpin and gentlemen of similar occupation came to pleasure gardens solely for their diversion may reasonably be doubted when we remember how frequent robberies were in the parks and fields leading to the palyva retreat. Watchmen were set "to guard those who go over the fields late at night," yet even so visitors were often attacked and robbed, sometimes in the gardens themselves and sometimes on the road to or from them.

In early days at Marylebone it was deemed necessary to provide a company with a guard of soldiers to conduct them home at night, a curious winding up to a jovial evening. Pickpockets were of course plentiful at all the gardens despite every precaution, and one night at Capri's in 1743 a thief caught in the act of taking a lady's purse was rescued by a band of the hands of the police by a hand of his comrades on his way through St. George's fields and enabled to escape justice for that time.—Temple Bar.

Scored Against O'Connell.
An amusing incident is told of a victory over Daniel O'Connell by a witness who was cross-examining. The witness was for the crown, and the case was a riot committed by a crowd of beggars. O'Connell was at that time well known, and it was after he had received his sobriquet of "the big beggar" finished, and O'Connell began the cross-examination. "Now tell the court just how many beggars there were," he said.

"Indeed, I did not stop to count them, but there was a great tribe of them, your honor."

"A whole tribe of them, eh? Will you tell us to what tribe they belonged?"

"Indeed, your honor, that is more than I can do, for I never heard, but I think it must have been to the tribe of Dan."

"You may go down, sir," said O'Connell in a rage, amid the laughter of the court.

The Potato in Ireland.
Statistics prepared by the Irish department of agriculture relating to the potato crop reveal some interesting results as to the popularity of the different varieties throughout the country. It is indicative of the conservatism of the growers that notwithstanding the numerous selections of high class new varieties that are now available the Irish farmer continues to adhere faithfully to the old Champion. This is true of all the others put together notwithstanding its liability to failure through blight or other causes. The Up-to-Date may be said to be the only new variety that is making appreciable headway in Ireland, and it is steadily gaining in favor, or, it seems unlikely to supersede the Champion for many years to come, if ever.—Dundee Advertiser.

Miraculous Eggs.
A correspondent calls to mind an incident in the life of Prof. Anderson, the wizard of the north, says The London News. Walking through the London streets, he saw a woman carrying a basket of eggs. He cracked the shell on the spot and extracted a sovereign, which he calmly put in his pocket. He asked for another egg and took another sovereign from it. The wizard then asked, "How much for the basket?"

"A na! Ye'll get nae mair," was the reply, as the saleswoman swung the basket on her arm and rushed home to break every egg she had.

She found them all nice and fresh, and the wizard sent her one of his sovereigns.

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A Surprise in Biscuits
Every box of Mooney's Perfection Cream Sodas you open—you will find a new delight in these dainty biscuits.
When you want to surprise yourself, give your appetite a treat with
Mooney's Perfection Cream Sodas

The Clock's Tick.
"Not all people," said the Jeweler, "like the ticking of a clock. It is a pleasant sound to most people, but not to all. Some people, clock lovers these, couldn't sleep without a clock in the same room. Its ticking is company, and it scares away the spooks. Such people would wake up if the clock should stop in the middle of the night. But there are other people who can't sleep with a clock in the same room and who, if they found themselves in a strange place anywhere with a clock in their sleeping apartment, would stop the clock before they went to bed. Of course there is much of habit in this, but we have our fancies about clocks, as we do about all things else."

Our affections are our life. We live by them; they supply our warmth.

NERVOUS DEBILITY
—muscular weakness—all wasting blood and nerve diseases—yield quickly to the tonic contained in Mira Tablets.

They increase the red corpuscles in the blood and oxygenate the system. Most helpful in cases of female weakness, anemia, pale skin, loss of memory, and other evils attendant on a debilitated condition of the body.

At drug stores—50c. a box—6 for \$2.50—or from The Chemists' Co. of Canada, Limited, Hamilton—Toronto. Note the trademark—

Mira
TRADE MARK REGISTERED.

All Out of the Same Barrel.
Three Americans traveling in the French provinces thought at dinner that they would go a little higher than the vin ordinaire included in their three franc table d'hôte, and accordingly one ordered a bottle of Margaux, the second ordered Pontet Canet, and the third ordered Haut Brion. The waiter, suitably impressed with these orders, retired, but he incautiously as he retired left the door open, and thus it was that the three stupefied guests heard him give their order in these terms:

"Baptiste, three bottles of the red." Arzeau.

WINDSOR TABLE SALT
don't cake. It is PURE—clean, dry crystals that dissolve instantly. Perfect for the table.

Few love to hear of the sins they love to act.

Sirs—I have used your MINARD'S LINIMENT for the past 25 years, and whilst I have occasionally used other liniments, I can safely say that I have never used any equal to yours.

If rubbed between the hands and inhaled frequently, it will never fail to cure cold in the head in twenty-four hours.