

PLAINTIFF ASKED FOR \$38,000 WAS GIVEN SUM OF \$2,140

History of the Famous
Saunby Case Against
the City.

OFFICIALS ARE
JUBILANT TODAY

Matter of Costs Has Not as Yet
Been Determined—City's
All Paid to Date.

There is jubilation in the city hall today, and especially in the water-works department.

Chairman Jones of the water commission, and Commissioner Darch are especially pleased with the award of Mr. Justice Finkle, as announced in last evening's Advertiser in regard to the famous Saunby case.

It turns out that the exact sum awarded the plaintiff, Saunby, is \$2,140, and there is no mention of costs.

It may be that Mr. Saunby will have to pay his share of them.

Plaintiff Asked \$38,000.

The importance of the award is shown when it is stated that some time ago, when the commission attempted to settle the case, Messrs. Ivey & Dromgole, the plaintiff's solicitors, asked the city to give them the enormous sum of \$38,000.

Of course, this was declared to be out of the question. The city offered \$3,000 as a compromise, and when it was refused, decided to allow matters to take their course.

That City Solicitor Meredith was wise in his decision to fight the claim to the last ditch, is shown by the award.

The plaintiff receives but about a twentieth part of the sum asked.

The Costs.

A gentleman in close touch with the famous suit stated to the Advertiser today that the story that the action has cost the city \$70,000 to date is all bosh.

The total costs to date have been very heavy, but thus far the city has not paid out over \$10,000. And all the costs in the case with the exception of the costs of the reference to Justice Finkle, have been paid.

History of the Case.

The action dates back to August, 1897. At that time the plaintiff, Saunby, who owned and conducted a mill on the North Branch of the Thames just south of Blackfriars bridge, notified the city that the placing of splashboards on the dam was backing the water of the river into his mill race, with the result that his power was rendered abortive.

After some correspondence, a writ was served on the commissioners.

Statement of Claim.

In the statement of claim, Mr. Saunby asked that the city of London, its servants and employees, be prevented from continuing the damaging of the plaintiff's property, and that the dam, as well as the splashboards, be forthwith removed.

This meant a great deal to the city, because it costs \$25 a day to pump by steam, whereas this sum could be saved by putting splashboards on the dam, so as to raise the water in the river to a height sufficient to run the pumps.

The Legal Opinion.

Consequently, the city referred the matter to its solicitor, Mr. T. G. Meredith, and he consulted with Mr. A. B. Aylesworth, now Hon. Mr. Aylesworth, minister of justice of Canada.

After going into the case thoroughly, both agreed that Mr. Saunby had no claim, basing their opinion on the London waterworks act of 1878, which gave very wide powers to the city in the matter of securing water, lands, etc., necessary for the city's supply.

The Time Limit.

By this act it was provided that the city could do practically as it liked in such matters, and if any man was damaged he could assess his damages, but in his claims inside of six months.

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AERIAL TORPEDO DEADLIEST YET

Invention of Swedish Officer
Bought by Krupps for Ger-
man Army and Navy.

London, July 17.—Col. Unge, of the Swedish artillery, who was formerly connected with the firm of Nobel, has been for some time trying to dispose of the patent right to an aerial torpedo invented by him for which remarkable claims were made.

After a test, the British war office declined to buy the rights on the ground that it did not think the torpedo would be of especial advantage in warfare. Now, according to the British correspondent of the Standard, the Krupps have bought all the rights outside of Sweden, and the torpedo, "one of the deadliest instruments of destruction yet invented," will be introduced in the German army and navy, which will "thereby possess the most effective equipment of any army or navy in the world except the Swedish."

Among other assertions it is stated that the torpedo can be fired without noise and that it causes no recoil. The machine from which it is fired can be placed in position much more rapidly than field artillery. It is directed by a turbine with remarkable accuracy. It is especially adapted for being thrown into a fort or on deck of a battleship, either of which it will destroy completely.

CONTRACTS LET
FOR \$35,000 JOB

Contractors Who Will Build St.
Peter's Parish Hall.

The contracts for St. Peter's Parish Hall just made public by Moore, Henry & Munro, the architects, show that the total cost of the handsome new structure will amount to more than \$35,000.

The figures for the individual contracts were not given out. The successful contractors were: Masonry—George Hammett, Carpentry—L. H. Martin, Plastering—John Fenn, Slatting—John Whittaker, Painting and glazing—M. Mulken. Sheet and metal work—W. Stevely & Son.

Ornamental and structural iron work—Dennis Wire and Iron Works Company.

Plumbing and gasfitting—T. L. Purdige.

Steam heating—L. J. O'Dell.

Electric wiring—Commercial Electric Company.

Interior tile and marble—R. R. Bland.

Exterior terra cotta—Atlantic Terra Cotta Company, New York.

Work on the hall will begin Monday morning, and the building will be completed next spring, or early summer.

DECORATING FOR OLD BOYS

Board of Works Would Brighten Up
City Hall and Victoria Park.

The board of works held a short meeting last night. It was recommended that the city council spend the sum of \$150 for the purpose of decorating the city hall and Victoria Park for the Old Boys' reunion.

The board will meet Engineer Moore tomorrow morning for the purpose of awarding the contract for the culvert at the West Cove on the Pipe Line, in which both the city council and the water commission is interested.

Several local improvement petitions were dealt with.

Mr. Pope Improved.

City Treasurer Pope is reported to be somewhat improved today.

Acting Mayor.

Ald. Armstrong was acting mayor today. Yesterday he was in Guelph, where he attended the meeting of the Western Ontario Niagara Power Union.

A WARNING TO THE BOYS.

Mrs. T. Leah, whose boy was drowned in the Thames, sends the following plea to the boys to be published in The Advertiser:

"My Dear Boys,—I felt I could not let this opportunity pass without asking you, from the depths of a sorrowing heart, to keep away from the river. There may be many parents in the city who have but one boy, so I ask you, dear boys, that when you feel inclined to go to the river, remember it may be the last time, and like my dear boy, you may never see home again, but leave a sorrowing and lonely mother and father."

Mrs. T. LEAH,
1047 Dundas street.

MISS PROCTOR MAY RECOVER FROM THE EFFECTS OF BURNS

Is an Idaho School Teacher and Was Visiting Her Brother in
South London—Spent a Good Night and Is Slightly
Improved Today.

The condition of Miss Etta L. Proctor, who was burned while on a visit to her brother, Mr. L. Proctor, of Weston street, was slightly improved this morning, the young lady having passed a very quiet night at Victoria Hospital.

It is impossible to say for several days whether or not she will recover, as, owing to the seriousness of the burns, complications may arise.

Miss Proctor is principal of Bellevue High School, Idaho.

Yesterday she was about to iron one of her dresses, and had placed the charcoal iron on the table to light it.

When she struck the match it broke, and the burning head fell on the floor without the young lady noticing where it had fallen.

She proceeded to get another match, and had just returned, when she found that her dress was in a blaze.

The dress was of a flimsy gauze material, and when Miss Nellie Barlow, who was in a front room, ran out she found Miss Proctor in a sheet of flame.

Miss Barlow called to some men who

were repairing the waterworks in the street, and they came at once.

Before they arrived, Miss Proctor had thrown herself on Miss Barlow in a dazed condition, and but for the fact that the latter had on a very heavy dress that young lady would have been badly burned.

As it was, she escaped with only burns on her hands.

Miss Proctor was carried into a bedroom, where she was wrapped in blankets, and water was poured over her.

Dr. Drake was hurriedly summoned, and the girl had been terribly burned.

She was taken at once to Victoria Hospital, where everything possible was done to relieve the intense pain she was suffering.

Miss Proctor's limbs and body were terribly burned, and her hair was burned off.

Miss Proctor, who was so badly burned yesterday, was resting easily at Victoria Hospital this afternoon, and her condition showed a little improvement.

THE WATER MEETING TONIGHT

The attention of citizens is called to the meeting called by Mayor Stevely for the city hall tonight to discuss the water question. There has been much difference of opinion in the past on this most important matter, and the members of the board of trade at their meeting held last Friday night deemed it prudent to call the mayor to call a special meeting. His worship has done so, and some of the best known men in London will be present.

Sir John Carling has already stated his views on the matter, but tonight he will be again on hand, and will give a sound talk to the people of London. He will also discuss the commission which built the present waterworks, and he knows whereof he speaks.

Mr. John McClary, the well known manufacturer of London comes out for a separate high-pressure system, and expresses his views in another column of The Advertiser.

Every citizen of London is invited to be present, and hear the question discussed.

Brawny Britons Pulled Yankees

Latter Quit in the Tug-of-War

London, July 17.—The United States has protested the tug-of-war, Greece and Germany withdrew from this contest, and the first pull was between the American team and the second team of the United Kingdom. The protest was made on the ground that the United Kingdom team, contrary to the regulations, were prepared shoes. The American team lost the first pull.

The American team had two more pulls, the conditions being the best two out of three, but in view of the cause for their protest they decided to retire. The American team was composed of W. G. Burroughs, Chicago A. A.; A. K. Wearborn, New York A. C.; Ralph Rose, Olympic A. C., San Francisco; Lee J. Talbot, Irish-American A. C.; W. W. Coe, Jun., Boston A. A.; and M. F. Horr, Irish-American A. C.

Commons Passes Elections Bill

Tory Debaters Sharply Reprimanded

The Speaker Obligated to Call
Dr. Sproule to
Order.

Ottawa, July 16.—The election bill was read a third time and passed in the House of Commons today, but not before several members of the Opposition had carried out their usual practice of making assertions reflecting upon members to the right of the speaker, and had been compelled to withdraw them. Dr. Sproule was one of the offenders, and it was with every evidence of reluctance that he bowed to the ruling and withdrew a statement regarding Mr. Comtee, which had demanded, should be retracted. During this incident the speaker had to assert his authority with more vigor than perhaps on any other occasion during the session, and his words were uttered in sharp, commanding tones. Hon. A. B. Aylesworth's address during the discussion was strong and effective, particularly

A Shooting Scrape in Westminster

A dispute over the ownership of a horse led into a little shooting scrape in Westminster Township on Wednesday night or early Thursday morning, but fortunately no one was injured. The marksman was Mr. Harry Reason, a Westminster Township farmer. The names of the targets—there were at least two of them—have not yet been revealed. It appears that two brothers, residing in or near London, recently became engaged in an altercation as to the ownership of a horse, which each claimed as his own. Finally, as the story goes, one of the brothers succeeded in spitting the animal away one night, and took it to Mr. Reason for safe keeping. Mr. Reason agreed to take charge of the horse until the man who brought it there should call for it. A day or so later the other brother, learning that the horse was in Mr. Reason's charge, made his way to Westminster and demanded the horse.

Matters rested easy for a day or so, but on Wednesday night, as it is alleged, the brother who had claimed the horse, Reason's place, in company with a friend, paid the farm another visit, this time between midnight and morning, in a rig rented from Huston's livery stable.

Hearing a pampus in the barn, Mr. Reason, who is a light sleeper, took occasion to ask from his bedroom window what time it was, and receiving no answer he proceeded to get busy with his shotgun. A moment after he had fired Mr. Reason perceived two dark figures running down the road toward London. Investigation also showed that the runners had left. Later this was returned to the livery, but just how or by whom does not appear.

Enquiry at the court house elicited the fact that no information of any kind had been laid as yet, and that the county constabulary knew little or nothing about the matter.

THE MANILA DISASTER.

Manila, July 17.—The number of lives lost through the foundering of the pleasure launch San Gabriel while on its way from Manila to Corregidor, is still uncertain. Sixty-one passengers and members of the crew were rescued, and it is generally estimated that the number of passengers and crew was 90. As far as known, no Americans were among the victims.



MISS ETTA L. PROCTOR.
And her little niece, Lillia, daughter of Mr. Leonard Proctor, brother of the injured girl. Miss Proctor was terribly burned yesterday while on a visit at her brother's home on Weston street.

ST. SWITHIN IS IN WIGGINS' CLASS

As a Wether Prophet, Not Skilled in
Canadian Weather.

St. Swithin's Day prophecy has

perched out. According to the ancient belief, if it was dry on July 15, St. Swithin's Day, it would remain dry for 40 days.

Wednesday the weather was as dry as an Indian Lister in London, and yet within two days the city runs into a streak of weather similar to what may be expected one day in the week during the Western Fair.

St. Swithin may have known all about weather in his day and clime, but he is in Professor Wiggins' class in Canada, or, at least, his weather prophecies are now on a par with "Wiggins' Wigwag."

The prophecy is "busted."

TARANTULA CAPTURED AMONG BANANAS

The Vicious "Varmint" Is as Big as a
Silver Dollar—On Show.

This morning, while examining a bunch of bananas, Mr. George Cambridge, of Rectory and Grey streets,

discovered a young tarantula. He procured a glass case, and now has the spider on exhibition. It is about the size of a silver dollar, and is very active.

A few days ago a full-grown tarantula was found on a bunch in Richmond grocery. It measured about four inches in diameter. The clerk did some speedy vivisection.

FIRE AT THE FALLS

Conflagration in the Doran Block
Damages a Number of Stores.

Niagara Falls, July 17.—The Doran, a one story block on Bridge street, opposite the Grand Trunk station, was discovered on fire about 2 o'clock this morning in the kitchen of the Royal Cafe, conducted by Arthur Horwitz. The fire department responded promptly, and had the flames suppressed by a flood of water, which drenched and smoked the stock and contents of the two adjoining stores.

Loss by fire and water: Royal Cafe, \$1,000; Coverling Bros., clothing, etc., \$2,000; smoke and water: Manhattan pool room, cigar store and barber shop, \$1,500; smoke and water; loss to building about \$1,000. Cause of fire unknown; supposed to have started at the kitchen range of the cafe which closed at 1:30 a.m.

THE WEATHER.

TOMORROW—FAIR AND COOL.

FORECASTS.

Toronto, July 17.—8 a.m.

Today—South and southwest winds; showers.

Saturday—Fresh northwest winds; a few local showers, but mostly fair and cool.

Local Temperatures.

The highest and lowest readings of the thermometer at the local observatory for the 24 hours ended at 5 p.m. yesterday were: Highest, 82°; lowest, 45°.

TEMPERATURES.

Stations. 8 a.m. Min. Weather.

Calgary..... 52 50 Clear

Winnipeg..... 50 58 Cloudy

Port Arthur..... 56 50 Cloudy

Parry Sound..... 56 56 Rain

Toronto..... 50 50 Rain

Ottawa..... 56 62 Fair

Montreal..... 56 58 Cloudy

Quebec..... 58 48 Cloudy

Father Point..... 50 48 Cloudy

The first column in the above table records the temperatures at 8 o'clock this morning of the various stations.

The minimum temperatures during the 24 hours previous.

WEATHER NOTES.

The low area which was in the Northwest States yesterday has advanced quickly eastward to the great lakes, accompanied by rain, which will probably be general in Ontario and Quebec.

Showers have occurred again in the west, especially in Saskatchewan, but the weather, although likely to be cool, will now clear up.

YESTERDAY'S TEMPERATURES.

Minimum and maximum temperatures: Victoria, 55-68; Vancouver, 56-69; Kamloops, 64-80; Calgary, 58-68; Edmonton, 54-83; Prince Albert, 56-72; Winnipeg, 56-72; Port Arthur, 50-60; Parry Sound, 48-76; Toronto, 54-78; Ottawa, 52-78; Montreal, 54-72; Quebec, 50-72; St. John, 50-66; Halifax, 54-72.

FIRST COMPOSITE RURAL REG'T IS NOW MOBILIZING IN LONDON

Soldiers From Several Places Arrive in this City to Get Ready
for the Trip to Quebec—Leave Tonight Via Grand Trunk
—Band of 29th Regiment, Berlin, Is a Good One.

The soldiers who will form the First Composite Rural Regiment have been mobilizing here all day, and had all arrived and were quartered in the armories this afternoon. The corps and their officers are:

Twenty-fourth of Chatham in command of Captain S. O. Lewis, and Lieutenants G. J. L. Smith and A. C. Woodward.

Twenty-fifth, St. Thomas, in command of Captain W. H. Corrie and Lieutenants R. H. Dowler and W. H. Jennings.

Twenty-sixth, Strathroy, in command of Captain F. W. Orr and Lieutenants S. MacKay and B. S. Robinson.

Twenty-eighth, Stratford, in command of Captain G. L. Mooney and Lieutenants Macbeth and King.

Twenty-ninth, Berlin, in command of Captain C. H. Bechtel and Lieutenants F. Ziegler and W. Reid.

Thirty-second, Goderich, in command of Captain J. C. Milne and today.

Lieutenants F. A. Macdonald and H. Chadwick.

The regiment will be in command of Col. Wilkinson, of Sarnia, and will march to the G. T. R. station and leave for Quebec this evening on a special train at 6 o'clock.

The Twenty-ninth Regiment, of Berlin, have their band with them. The band is one of the best known in Western Ontario, and will play at intervals in the train.

Crack Military Band.

The crack band of the Twenty-ninth Regiment, Berlin, arrived in this city this afternoon at 2 o'clock, and marched to the Armories, headed by Drum Major Cockburn, of the Seventh Regiment of London.

The Berlin Band is one of the finest in the Dominion, and it made a big hit with the people, despite the fact that rain was falling heavily, and the men were handicapped.

The musicians appear very well trained, and the band will make a fitting accompanist for the composite regiment, which mobilizes in London today.

London Normal Examination Results

Full and Interim Certificates Granted

Full List of Successful Students

Who Attended School

Here.

The following are the names of candidates who have passed the examinations on the normal schools at Toronto, London and Ottawa. The certificates will be mailed to the addresses of the candidates in about a week.

Permanent Second-Class Certificates.

Jean Allen, Sarah E. Armstrong, Grace I. Atkinson, Nellie Auckland

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Terrific Quake in South America

Tacna, Chile, July 17. — A terrific earthquake occurred yesterday in the Provinces of Tacna and Arica, in Chile, the southern part of Peru and Bolivia. Considerable destruction of property, but no loss of life is reported. The cable between Arica and Lima has been broken, and the telegraph lines to Bolivia damaged.

The Labor Party and Its Candidate

A meeting of the London Labor party was held in the Musicians' Hall last night, at which it was decided to form a number of committees to unite the districts of the city in a closer organization. It is understood that the Labor party will nominate a candidate for the Dominion elections, out before

doing so they wish to bring about a thorough organization of the various Labor men in the city.

The Labor party wish it understood that all workers are interested in this work, and not only the union men, and feel if their idea is carried out that a strong independent party will be formed.

Big Honor in Store for 7th Regiment

Sir John Carling honorary colonel of the Seventh Regiment, who is in Ottawa at the present time, yesterday wired the officers that the London regiment will act as guard of honor to the Prince of Wales on one of the days of next week.

It is understood that each of the city regiments will act as a royal bodyguard on different days.

Among the officers of the Seventh, it is considered very probable that the Seventh will be made a royal fusilier regiment as a result of acting as the royal bodyguard at the special request of the prince.

The Prince of Wales is honorary

colonel of the Seventh Royal Fusiliers of London, England.

Col. Reid has received a letter from General Fox, of the Seventy-Fourth Regiment in Buffalo, stating that he regrets that none of his officers will be able to be present at the celebration, but hoping that the Seventh will have a splendid trip and enjoy themselves.

Capt. McCrimmon left last night for Quebec, via the C. P. R. with the second advance party of eighteen men. The party will complete all arrangements for the camp of the Seventh.

The final parade will be held to Tecumseh Park tonight, when the regiment will be put through all the maneuvers that will be expected to perform at Quebec.

Ald. Stevenson Secures Pond for Boys

Through efforts put forth by Ald. W. J. Stevenson and his brother, ex-Ald. H. A. Stevenson, the children of the north and east ends, and for that matter the children of any part of the city will have a swimming pond free to them two afternoons in the week.

It is located on the corner of Adelaide and Oxford streets, and is known as the Bennett Pond.

Prof. Butterworth has been engaged, and will be on hand to teach the youngsters how to swim, and to take

care of one and all of them. He is an expert swimmer, and is instructor at the Y. M. C. A.

The pond is about three feet deep at one end, but runs to nine feet at the far end.

The matter has been brought to the attention of the Playgrounds' Association, and immediate action will be taken.

The property is owned by Superintendent Timony, of the Metropolitan Life Insurance Company, who has offered it free to the association, through the Messrs. Stevenson.

Chief Williams has just "got wise" to an artful scheme that Hebrew junk dealers and peddlers have been working.

Several of these individuals have been found lately using badges that had been issued to other people, and when threatened with arrest they put up the same excuse.

Out of the four or five who were examined every one affirmed in the most voluble manner that he was an innocent victim and begged for leniency on the ground that he had a wife and three children.

The men were called up and examined and confessed that they were unmarried.

They claimed that they had been told by their employers to say they had a wife and three children in the hope that it would excite sympathy.

The sympathy game, however, became overworked, and it is understood that several summonses will be issued in the near future, and certain peddlers will either take out a license in the proper way or else pay a fine.