

Important Decision.

COMMON vs. TOWNSHIP OF LUTHER. We publish, for the benefit of our readers in the Township of Luther and elsewhere, the following judgment, delivered in an action brought by Thomas A. W. Gordon, Esq., a taxpayer of the Township of Luther, against the said Township of Luther, for the return of the amount of a special rate levied upon him by the said Corporation, to provide for the bonds granted by them to the Toronto, Grey & Huron Railway Company.

This suit is brought to recover a sum of \$50, admitted by defendants to have been paid to them by plaintiff under an assessment levied by virtue of a By-law made in pursuance of the Railway Act and the special act of the Toronto, Grey & Huron Railway Company. The By-law provides for levying a certain amount to pay debentures to which the Railway Company were to become entitled on completing certain works within a specified time.

The Company did not complete their works according to stipulation. And in pursuance of a decree in Chancery in the case of Luther vs. Wood, the debentures have been restored to the Township. The plaintiff now contends that the object of the by-law no longer existing, he is entitled to a return of the moneys assessed against and paid by him.

It is urged on behalf of the defendants, that in considering whether the objectionable part of the by-law should receive effect or not, I should be guided by the principles recognized by the Court in considering applications to quash by-laws, and that where a by-law had been acted upon it would generally be sustained.

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their ablest supporters, have treated the temperance question lately, together with the rumored temperance proclivities of the new Governor General, has given a new stimulus to temperance men in Ontario. That intemperance is the bane of society no one will deny, but the practicality of doing away with it is the great problem. It is generally admitted that, in this Northern latitude, it is necessary to have a house of accommodation, say every six miles, on all our leading roads. Then the difficulty in towns and villages is to be met with. If the temperance men of Ontario would submit a plan, based on temperance principles, to accommodate the travelling public, they would do more toward getting a prohibitory liquor law in one year, than they will do in the present year in twenty, as there are hundreds of persons who would vote for a prohibitory liquor law, who would never join a temperance society.

A great number of farmers, old and young, left here in the beginning of the winter to work in the woods in Michigan. They are reported to be getting good wages. Lumbermen are taking out timber in Luther this winter. With the selling of timber and hay, the settlers in that Township ought to be better off than they were last year. The remains of the wife of Mr. William Ludlow, who died on Friday, 21st inst., were taken to the English Church burying ground on Sunday by one of the largest funeral processions that has ever been in this part of the country notwithstanding it was one of the coldest days this winter.

Mr. Chauveau will resign the salaried office of Superintendent of Public Instruction. It is thought in Ottawa that Mr. Speaker Cockburn will be the Ministerial candidate for the Speakership.

BIRTHS. KENNEDY—In Arthur Village, on the 13th inst., the wife of Mr. Alex. Kerr, cooper, of a daughter. BOOTH—In Arthur Village, on the 16th inst., the wife of Mr. Robt. Booth, merchant, of a son.

MARRIED. ATCHISON—DAIN—In Pilkington, on the 25th February, by the Rev. Dr. Hogg, Mr. Wm Smith Atchison, farmer, Maryborough, to Miss Mary Bain, Pilkington. FRANKS—SMITH—On the 18th inst., by the Rev. E. Kerseyshaw, Mr. W. A. Franks, to Miss Elizabeth Smith, both of Mount Forest.

DIED. LUDLOW—In Arthur Township, on the 21st inst., the beloved wife of Mr. William Ludlow, aged about 25 years. GRAY—At Corral, Michigan, on the 6th inst., from the effects of the fall of a tree, Robert, eldest son of John Grise, Esq., Erasmus, aged 25 years.

MONTHLY CATTLE FAIRS. HARRISTON—Friday before the Guelph Fair. BOSWORTH—Saturday before Guelph. DAYTON—The Saturday before Guelph. ELORA—The day before Guelph. DOUGLAS—Monday before Elora Fair. GUELPH—First Wednesday in each month. CLIFFORD—Thursday before the Guelph fair. TEVOTDALE—Friday before the Guelph fair. NEW HAMBURG—First Tuesday in each month. BERLIN—First Thursday in each month. ELMIRA—Second Monday in each month. WATKINS—Second Tuesday in each month. MOUNT FOREST—Third Wednesday in each month.

DR. GUTHRIE'S WORKS! Bound Vols Sunday Magazine, Christ and the Inheritance of the Saints, The Gospels of Ezekiel, Studies of Character from the Old Testament, Out of Darkness, Our Father's Business, Man and the Gospel, Speaking to the Heart, Early Piety, Angel's Song, Sundays Abroad, The Parables of Our Lord.

Large Stock, Cheap Stock. ANDERSON'S Cheap Bookstore. Opposite the Old English Church, East side. WYNDHAM STREET. WE ARE NOW RECEIVING Very Large Shipments. JOHN MACDONALD & CO., TORONTO.

New Advertisements. GREAT SALE OF BANKRUPT STOCK! The whole stock of BOOTS AND SHOES. Belonging to the Insolvent Estate of John A. McMillan will be sold at a tremendous sacrifice. The immense stock, amounting to \$8,000. Must be Cleared Out within ONE MONTH! The greatest Bargains ever offered in Guelph! Special inducements to retail merchants and jobbers, who desire to secure job lots. The sale is now going on at the old stand, Wyndham Street. Guelph, Feb. 22, 1873. W.M. McLaren, Assignee.

RECEIVED TO-DAY PER EXPRESS 2 Barrels Fresh SEA HERRINGS 2 DAY'S BLOCK. J. E. M'ELDERRY & Co. Guelph, Feb. 26, 1873.

NOTICE. All parties indebted to Shaw & Murton are requested to settle their accounts on or before the 10th of March, 1873, to save Division Court expenses. SHAW & MURTON, GUELPH, Feb. 26, 1873.

RECEIVED DAILY BY EXPRESS AT Pickard's Fruit Store, Alma Block. Fresh Codfish, Haddock, Mullet, Flounders, Herrings, Salmon Trout, etc. etc. etc. Pickard's Fruit Store, ALMA BLOCK. Guelph, Feb. 22nd, 1873.

JUST OPENED. LADIES WILL PLEASE REMEMBER THAT Our Sale of Dress Goods commences on Monday morning, the 24th inst., and as we are determined to clear the lot within the next two weeks, intending purchasers may come expecting to receive decided Bargains. A. O. BUCHAM, Fashionable West End Dress, Millinery and Mantle Establishment. Guelph, Feb. 22, 1873.

THE Gardner Sewing Machine COMPANY. THE Gardner Patent Sewing Machine. Take much pleasure in directing attention to the fact that now, notwithstanding the severe tests applied by skillful judges, when in competition with other machines, at the Fairs held throughout the Dominion, the Gardner Patent WAS AWARDED 1st Prizes in 1871 and 2d Prizes in 1872. Proof of the superiority over all others for Family Purposes, and Light Manufacturing Work! Its simplicity of construction, strength and durability, recommend it to all classes. It is complete set of attachments; is very strong; runs light and easy, and does all kinds of work. Instructions in all attachments given free of charge. Guelph, Feb. 11, 1873. Langair & Fairgrieve, AGENTS GUELPH.

M'COLLOUGH & MOORE. Notice of Dissolution. The partnership heretofore carried on by the undersigned, as Chemists and Druggists, at the Town of Guelph and Village of Rockwood, under the style and firm of McCullough & Moore, has this day been dissolved by mutual consent. All accounts due to the Guelph Store are to be paid to Mr. G. B. McCullough, who will settle all liabilities, and these due to the Rockwood Store to John H. Moore. Guelph, Feb. 22nd, 1873. GEO. B. McCULLOUGH, JOHN H. MOORE. Witness, FREDERICK BISCOE.

NEW Books, Stationery, Fancy Goods, Wall Papers, Window Blinds, Music, DAY'S BOOKSTORE. Day has a large stock, and sells cheap.



J. R. PORTE. All Watches and Jewellery, which have been left at J. R. Porte's can now be had at Pringle's Jewellery Store by paying charges thereon. All Watches and Clocks sold or repaired, and under warrant by John B. Porte, will be kept in order by G. D. Pringle without charge. G. D. P. would respectfully solicit the patronage of J. R. P.'s late customers. Guelph, Feb. 23, 1873.

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NEW BUTCHER SHOP. I am respectfully informed that the undersigned has opened a Meat Shop, in Hatch's Block, and will supply customers with meat of the best quality, at the lowest rates. Meat delivered in any part of the Town. Guelph, Dec. 20, 1872. THAS. FENNELL.

SPEX, SPEX! THE ROCK CRYSTAL SPECTACLES. Pronounced by all who have worn them to be superior to any other. Every Eye can be Suited. Call, try, and be convinced. To be had only AT J. HUNTER'S. NEW SUPPLY OF Gignons, Braids, Coronets, &c. AT J. HUNTER'S. Berlin Wool, Fancy Goods, and Toy Store. Wyndham Street Guelph.

NEW Boot and Shoe Store. The subscriber begs to announce to the Public that he has opened a first-class Custom Shop, where he is prepared to MAKE TO ORDER All kinds of Boots and Shoes on the shortest notice. A neat fit and good leather guarantee. Ladies, Misses and Children's Boots and Shoes made in the neatest style. Repairing done with neatness and dispatch. Give us one trial and you will be sure to call again. Remember the Shop—Next to McKelvey's Grocery Store, Wyndham Street. Guelph, Feb. 6th, 1873. D. TRIPP.

FRASER \$34,600. GOOD NEWS—The Largest Wholesale Bankrupt Stock ever brought to Guelph will be offered for Sale in Lots to suit Merchants, Hotel Keepers, and others, on and after Monday, the 13th inst., at the Cheap Store. MR. FRASER having bought a Wholesale Bankrupt Stock, in Montreal, at Fifty Cents in the Dollar, will sell the same at less than the Goods could be bought for in England. Seeing is believing.

FRASER AUCTION SALE. Homestead, in Guelph, on Thursday, 27th of Feb'y, 1873. AT TWO P.M., AT THE PREMISES. Mrs. R. CORBET will offer for sale her residence, corner of Norfolk and Oxford-sts., Town of Guelph, comprising one quarter acre of land, Stone Dwelling of two stories, having Drawing Room, Dining Room, Parlor, Library, and seven upstairs Bed Rooms (six in 10 rooms); also kitchen, wood shed, &c. A stable for two horses, also a never failing well of pure water, and large cistern with pump. The Garden is stocked with choice Fruit Trees. These premises are in excellent condition, sufficient for a large family, and situated in the most pleasant part of the Town, within five minutes walk of all the Churches and Market. Guelph being widely known for its healthy situation, enterprise, and excellent market, an opportunity rarely equalled—is now presented to persons desirous of procuring a property not only of increasing value, but one which will prove a most agreeable homestead. Terms—One-third cash, and the balance in five years at 7 per cent. interest half yearly, secured by mortgage and fire policy. Possession given by the 1st May next or sooner. Title good. Intending purchasers are referred to LEMON & PETERSON, Solicitors, or W. S. G. KNOWLES, Auctioneer. Guelph, Jan. 17, 1873.

FRASER AUCTION SALE. Kinnettles Farm, MANSION AND GROUNDS. On THURSDAY, 20th February next, at 2 o'clock, at the Market House, in the Town of Guelph, will be offered for sale by Auction the above properties: The Farm comprises 156 acres, being part of Lot 5, on the North West side of the Grand River, in the Township of Nichol, in the County of Wellington, nearly all cleared and well cultivated. The Mansion is adjacent to the Farm, well built upon a plot of three acres, which are a part of said township lot. The above properties are beautifully situated between the flourishing villages of Elora and Fergus on the Grand River. They will be sold together or in parcels, under powers of sale contained in three mortgages thereon, default having been made in payment. Terms—Cash—Title good and immediate possession given. For further particulars, and conditions of sale, reference is made to LEMON & PETERSON, and W. S. G. KNOWLES, Auctioneer. Guelph, Jan. 28, 1873.

FRASER AUCTION SALE. POSTPONEMENT. The above sale is postponed till Thursday, the 6th of March next, at the same time and place. LEMON & PETERSON, Guelph, 21st Feb., 1873.

FRASER AUCTION SALE. DOMINION SALOON. FRESH OYSTERS IN EVERY STYLE to be had at this saloon. The best Liquors and Cigars always in stock. DENIS BUNTAN, Guelph, Sept. 30, 1872.