

At Osgoode Hall

ANNOUNCEMENTS.

October 14, 1912.
Tuesday, 15th inst., at 10 a.m.
Peremptory list for divisional court for Tuesday, 15th inst., at 10 a.m.:
1-Gottschman v. Werner.
2-Phillips v. Conger.
3-Aston v. Parker.
4-Dickie v. Chieffelin.
5-Schwartz v. Minsky.
6-Re Corbett Estate.

Masters' Chambers.
Before J. S. Cartwright, K.C., Master.
Alkins v. McGuire-J. T. White for defendant. A. P. McMichael for plaintiff. Motion by plaintiff for an order for the examination of Poucher and Percy, two persons alleged in the statement of defence to be the partners of plaintiff in the transaction in question.
Judgment: The motion fails and is dismissed with costs to the plaintiff in the cause.
Allen v. Crawford-J. G. Smith for plaintiff. W. H. McFadden, K.C., for defendant. Motion by plaintiff for an order setting aside a praecipe order for costs. At defendant's request, motion entered until 15th inst.
Smith v. C. P. R. Co.-Walrod MacMurray & Co. for defendants. C. M. Garvey for plaintiff. Motion by defendants for an order for particulars of statement of defence. Hearing. Motion adjourned by consent until 15th inst.

Bank of Ottawa v. Ferguson-H. M. Ferguson for plaintiff. Motion by plaintiff for an order for substitutional service. Order made for service on defendant Graham, mother of defendant Ferguson.
Korman v. Horowitz-W. A. Proudfoot for plaintiff. T. N. Phelan, for defendant. Motion by plaintiff for an order adding as defendant an alleged assignee of the agreement in question. Order made. Costs in cause to defendant.

Trial.
Before Sutherland, J.
Potvin v. C. P. R. Co.-L. MacCracken (Ottawa) for plaintiff. D. L. McCarthy, K.C., and W. S. Scott (Ottawa) for defendant. Action by the widow and children of Samuel Potvin to recover \$10,000 damages for the death of the said Potvin, alleged to have been caused by the negligence of defendants in shunting cars, which struck deceased, causing his death. Judgment for plaintiffs for \$4500, to be apportioned \$200 for costs, \$200 to infant plaintiff Laura Potvin, \$1200 to infant plaintiff Eva Potvin, and \$2700 to Mary Ann Potvin. Infants' shares to be paid in court.

Wallace v. C. P. R. Co.-E. Frapp, K.C., for plaintiff. D. L. McCarthy, K.C., and W. L. Scott (Ottawa) for defendant. An action by Edward G. Wallace, an infant, by his father, as next friend, to recover \$10,000 damages for injuries alleged to have been caused by negligence of defendants in permitting plaintiff to ride upon the cow-catcher of the engine, from which he fell, sustaining the injuries complained of. Judgment: At the conclusion of the plaintiff's case defendants moved to dismiss action. I reserve decision.

Whitson v. Watson-W. A. Werritt for plaintiff. Motion by plaintiff for an order allowing judgment to be signed on default of appearance. Order made.
Judges' Chambers.
Before Riddell, J.
Gerbracht v. Bingham-E. F. Ritchie for the defendant. Bingham, J. H. Spence for plaintiff. S. G. Crowell for defendant. Motion by defendant Bingham for an order striking out the jury notice.

Re Howard and Steinburg-H. H. Shaver for plaintiff. H. L. Leifer, K.C., for vendor. Motion by purchaser for an order declaring that the objection to the title of the vendor have not been satisfactorily answered by the vendor and that the same constitutes a valid objection to the title. Judgment: I think the objection to the title is not made out. A road title is shown. No costs.
Re McLean Estate-G. W. Holmes for applicant. Motion under C.R. 353 for an order constraining will. At request of applicant motion enlarged one week.

Beachler v. Beachler-F. Aylesworth for executors. A motion by executors for directions. At request of applicants stand 15th inst.
Downey v. Burrey-F. Aylesworth for plaintiff. Motion by plaintiff for an order continuing injunction. At request of plaintiff motion enlarged one week. Injunction continued meantime.
Pritchard v. Clark-J. M. Godfrey for plaintiff. Motion by plaintiff for an order continuing injunction. Injunction restraining the defendant from carrying on a milk business contrary to an agreement entered into by the defendant with plaintiff. Defendant to pay costs of action, fixed at \$50.

Ross v. C. P. R. Co.-H. Cassels, K.C., for plaintiff. J. D. Spence for defendant. E. C. Cattnach for infants. Motion by plaintiff for judgment for damages for the death of her husband, Alexander Ross, a locomotive engineer of defendants, who was killed in a collision near the Village of Nepton on June 14, 1912. Judgment by consent for \$4500 and costs, those of plaintiff fixed at \$50 and those of official guardian fixed at \$10. The judgment apportioned to widow \$1200 and \$100 to each of the three children. Infants' money to be paid into court and the income thereof to be paid out to the widow with the privilege of the official guardian for maintenance.
Synth v. Harris-H. E. Rose, K.C.,

for plaintiff. Motion by plaintiff for an order continuing injunction. Injunction restraining the defendant from carrying on a milk business contrary to an agreement entered into by the defendant with plaintiff. Defendant to pay costs of action, fixed at \$50.

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AMUSEMENTS.

ALEXANDRA
THREE WEEKS OF Henry W. Savage's Successes
EXCUSE ME Now
The World's Sensational Operetta
THE MERRY WIDOW
EVERYWOMAN
THANKSGIVING WEEK
50c to \$2.00.

AMUSEMENTS.

MATS, PLAYS, AND SAT.
Prices 50c to \$1.50
THURS. MAT. \$1.00 SEATS
With
WILLIAM H. CRANE
Next Week
Mabel Wilber,
Oscar Piggan,
Charles Meekins,
Many others and the
Maxim Girls.

PRINCESS THEATRE

All This Week—Mat. Wed. and Sat.
Joseph Brooks presents
WILLIAM H. CRANE
In his latest comedy success,
"The Senator Keeps House"
By Martha Morton.

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PASSENGER TRAFFIC.

WHITE STAR DOMINION LARGEST STEAMERS CANADA
CANADA, October 19
OTHER SAILINGS
"CANADA"—Oct. 19, Nov. 16, Dec. 13.
"MEGANTIC"—Oct. 26, Nov. 23.
Rates—First, \$22.50; Second, \$12.75.
* From Portland, Me., and Halifax, N.S., at Winter Rates.

PASSENGER TRAFFIC.

WHITE STAR LINE
Including the Finest Steamers in the Trade.
"TETTONIC"—Nov. 2, Dec. 14.
"LAURENTIC"—Nov. 9, Dec. 7.
* One class Cabin (11), \$50 and \$45.
* American Line steamer.

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MAIL CONTRACT.

Sealed tenders addressed to the Postmaster General, will be received at Ottawa until noon on Friday, the 15th November, 1912, for the conveyance of His Majesty's Mails on a proposed contract for four years, six round trips per week, over Special Rural Route No. 1 from Georgetown, Ontario, to commence at the pleasure of the Postmaster General.

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Notice to Contractors

Tenders will be received by registered post only, addressed to the Chairman of the Board of Control, City Hall, Toronto, up till noon on Tuesday, October 22nd, 1912, for the construction of the following works:
ASPHALT PAVEMENTS.
Cecil street, Beverly to Spadina.
Lissgar street, Afton to Dundas.
Stephanie place, McCaul to Beverly.
St. Anne's road, Dovercourt to Rusholme.
BRICKLITHING.
Crescent road, Cluny running north to South Drive running south.
Garnock avenue, Logan to Hampton.
Oakwood avenue, Davenport to St. Clair avenue.
CONCRETE.
Lane first east of Bellevue, College to Oxford.
Lane first south of College, Huron to Glasgow.
Lane first south of Queen, 243 feet west of Peter to 144 feet further west.
Lane first east of Spadina, avenue west of E. B. George to Sherbourne street.
Lane first west of Spadina, Nassau to Oxford.
Lane first east of Sunnyside, 151-2 feet north of S. S. of Grenadier road to 151-2 feet south of N. S. Geoffrey street.
Lane first east of Spadina, avenue Phoebe to 115 feet north, thence east to 21 feet east of W. S. Huron street.
CONCRETE CURBS.
Westmount avenue, west side, 470 feet north of Regal road to St. Clair avenue.
Kenneth avenue, south side, old west end to Indian road.
CONCRETE WALKS.
Arundel avenue, west side, south limit Lot No. 143 to north limit Lot No. 21.
Arundel avenue, east side, south limit Lot No. 123 to north limit Lot No. 21.
Avalde avenue, west side, 432 feet north of Gerrard to 713 feet further north.
Annette street, south side, Quebec avenue to Clendenan avenue.
Bingham avenue, west side, Bracken to Kingston road.
Christie street, west side, C. P. R. to Davenport road.
Columbine avenue, north side, Woodbine to Rainford road.
Chester avenue, east side, 40 feet south limit Lot No. 147, to Browning avenue.
Custer avenue, west side, south limit Lot No. 143 to Browning avenue.
Carlaw avenue, west side, south limit Lot No. 123 to north limit Lot No. 33.
Carlaw avenue, north side, south limit Lot No. 123 to north limit Lot No. 33.
Danforth avenue, north side, Don Mills road to Page.
Gerrard street, north side, 400 feet east, Greenwood to Cowwell avenue.
Gertrude place, north side, Page to east end.
Hutchinson avenue, west side, Plympton street to Bloor street.
Hutchinson avenue, east side, Plympton street to Bloor street.
Indian road, east side, from south side Bloor street to Bloor street.
Jackson avenue, west side, south limit Lot 153 to north limit Lot No. 10.
Jackson avenue, east side, south limit Lot 153 to north limit Lot No. 11.
Kenneth avenue, north side, old west end to Indian road.
Logan avenue, west side, south limit Lot No. 157 to north limit Lot No. 28.
Langley avenue, north side, Logan to Carlaw.
Langley avenue, south side, Logan to Carlaw.
Morley avenue, west side, Applegrove to east side house No. 23.
Norfolk street, east side, Shirley to Hickson.
St. Anne's road, north side, Dovercourt road to Rusholme street.
Westmount avenue, west side, Regal road to St. Clair avenue.
Westmount avenue, north side, Page avenue to 423 feet east.
Envelopes containing tenders must be plainly marked on the outside as to contents.
Specifications may be seen and forms of tenders obtained at the office of the Commissioner of Works, Toronto.
Tenders shall submit with their tenders the names of two sureties, or in lieu of said sureties, the bond of a surety company, approved of by the city treasurer.
The usual conditions relating to tendering as prescribed by the city bylaw must be strictly complied with.
The lowest or any tender not necessarily accepted.

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