MONDAY MORNING

The Toronto World

FOUNDED 1880. Newspaper Public Day in the Year.

WORLD BUILDING, TORONTO. James and Richmond Streets

TELEPHONE CALLS: TELEFHUNE CALLS: a 503-Private Exchange Connect-ing all Départments. eaders of The World will confer a r upon the publishers if they will information to this office of any s stand or railway train where a onto paper should be on sale and the World is not offered.

MAIN 5308 The World's New Telephone Number,

MONDAY MORNING JAN. 2. 1911.

WILL BENEFIT BY ANNEXATION part of Toronto. With are engaged in the city either in their needs of the suburban population are the same as the people of Toronto's, and the assimilation of the nicipalities will be an economic

mefit to both. Modern improvements are essential to the town if it is to hold its present status as a healthy, con residential district. In word, the town requires what the

of Toronto are getting. water, good roads and sideimmediate development of North Tor-, lowing classes, and many others. onto, and all will be readily available by voting for the annexation bylaw

The bugaboo of higher taxes which is being played by the landed proprie-Toronto rateoverburdened with Toronto small protown district. nge. A vote for desire a greater Toronto, and who expansion of the know that the fixed assessment on the recently annexed district is only for the influx of a fixed assessment just so long as nade for the influx of promised during of the original owners at the time of Transportation annexation, after which it takes the which have standard assessment, as soon as it sold or changes hands. f the town since be overcome as line viaduct, constructed with an eye integral part of to the FUTURE REQUIREMENTS of

for annexation means quick a a natural situation

and assistance in making Toronto the the Don Valley, namely thrift and leading business and residential city of enterprise, by way of saw mills, rail-the great Dominion of Canada. way yards, brick manufacturing, etc.

herself down with her Christmas preparations. Jean did the same yesterday and the preceding days, and the fatigue has cost her her life. The fatigue caused the con-vulsion that attacked her this proming. She had had no attack for our people will try to get

the simpler ways of even twenty years ago of spending the learest festival of the year.

NATIONAL LIFE'S GOOD YEAR.

The Year 1910 the Most Prosperous the History of the Company.

The National Life Assurance Com-pany of Canada has just closed the most prosperous year in its history ons for new insurance were re ceived for over four million dollars. The volume of business in force on the 1st f January is \$12,663,789. The total fn-ome is \$528,000, which is an increase last year of \$84,000.

The company again reports not a single dollar of interest or principal on any of its invested funds overdue or in arrears. The company has never lost a dollar of interest or principal thru any of its invested funds since the in-caution of the company twelve were ception of the company twelve year

FAVOR ALL: THE BYLAWS The annual meeting of the shareholders will be held at the company's of-tices, National Life Chambers, corner AT FIFTH WARD MEETING Toronto and Adelaide-streets, on Wed-nesday, Jan. 11. The chair will be taken at 3 o'clock.

THESE SHOULD VOTE "YES."

Editor World: On Monday the ratepayers of Toronto will be face to face th a bylaw to provide sufficient oney for the construction of a viawalks, fire and police protection, edu-duct from the eastern extremity of Bloor-street to Danforth-avenue, with and a cheap telephone service. These are all necessary to the future and vote in FAVOR of it include the fol-1. Ratepayers who consider

values

and west bridge at the north limit of eastern section a public necessity. 2. Ratepayers who are broad-minded enough, and possess the business acumen, to realize the fact that higher ot help but return greater

revenues to the city in increased as 3. Ratepayers across the Don who the Gerrard-street bridge does NOT furnish them with the and shortest route to the UP said 4. Ratepayers across the Don

means of gain oridge's Bay. the property remains in the possession

5. Ratepayers who prefer a straight all the meetings of the old council. He said that, in the matter of good works the council of 1910 excelled that the city as well as the present, in preference to the cheap alternative routes

> After illustrating the great need for better car service, he showed a view of the parliament buildings and said was where they must go for

The World's Grimsby correspondent tells of property that was quoted a year ago at \$700 and \$800, selling this week for \$1000 an acre. The reason is not to be found alone in the increasing demand for fruit and the better packing. Good roads

AT OSGOODE HALL ANNOUNCEMENTS.

Osgoode Hall, Dec. 31, 1910. nd January, is a dies non

on for want of PI

ue of that useful vest

upanton for the lawyer. The Circu de, has just been issued, and may i alned by the profession. It is, as usue of useful points.

Master's Chambers. Before Cartwright, K.C., A cNabb v. Toronto Construct

Judgment: The cause has been at issue for over three years. The next Barric Assizes are unfortunately not until 10th April next. If the defendants desire a

THE TORONTO WORLD

full of useful po

Another Year and Its **Opportuuities**

have gone. If you have not made the best use of them, do not repine. Forget all but the lesson it should teach, and see that 1911 tells a difyour financial position better it was on 1st January 1910? u had saved and deposited with

If you had saved and deposited with us even ten dollars a month, there would now have been \$122.29 at your credit. You know you could have done this; probably much more. Ten dollars per month deposited for the past ten years would have given you now \$1,437.73, a tidy sum, which might lay the foundation of a for-

Begin to-day and make up for lost

CanadaPermanent Mortgage Corporation TORONTO STREET. TORONTO

Assizes are unfortunately not until 10th April next. If the defendants desire a speedy trial, the plaintiff must consent to a change of venue to Toronto, or else-where, and must set the case down and proceed to trial at next sittings at Barrie (unless changed as above). As a proof of good faith, the plaintiff must pay the costs of this motion, fixed at 25, in a month. In default of these conditions being fulfilled, the action will be dismiss-ed, with costs, without further notice to plaintiff.

with costs, without further notice to Maintiff.
Re Solicitor.-J. G. Smith for solicitor.
M. Clark for client. Motion on behalf f solicitor to set aside a practope order or taxation, as being irregular.
Indgment: The order certainly does ot conform to the rules, and must, therefore, be set aside or amended. If it is estred to have the limited taxation conmplated in the order, that can only be the instake was quite natural on the

on the ferms of Storer v. Johnson, 15 A.C., 203. The mistake was quite natural on the part of the client's solicitor. J understand that bills have since been rendered io all whom the solicitor considers responsible to him, and that it will probably be suffi-clent now to amend the order. This is not a case for costs. Munsell v. Sewell.-J. G. Smith for de-fendants. J. R. Code for plaintiff. Mo-tion by defendants for an order for exam-ination for discovery of Eugene Munsell, or F. E. Fillion, manager of the firm. Order made for examination of F. E. Fil-ion at Ottawa before the deputy regis-Mayor Geary Strongly Advocates

lion at Ottawa before the deputy regis-trar, at a time and place to be appointed

by him. Colonial Investment & Loan Co. v. Brant. O. King for plaintiffs. Motion by plaintiffs for a final order of fore-closure. Order made. Foxwell v. Kennedy.-E. D. Armour, K.C., for defendant. M. Grant for plain-tiff. Motion by defendant for an order striking out Paragraphs 15-23 of statement of claim, as embarrassing. At request

claim, as embarrassing. of plaintiff, motion enlarged until 4th

time: Woodruff v. Albon.-Spence (F. W. Har court, K.C.), for plaintiffs. Motion by plaintiffs for judgment for foreclosure Judgment granted.

Hysiop Bros. v. Taxicabs.—C. A. for defendants. E. E. Wallace for tiffs. Motion by defendants for an setting aside the replevin order o December inst. Order made that o

setting aside the replevin order of 23rd December inst. Order made that on de-fendant giving bond for \$300 to answer plaintiffs' ciclim under the lien, the re-plevin order be set aside and taxicab re-turned to defendent. Pisintiffs' bond to be reduced to \$1200. Costs in cause. Ryan v. Heffernan F. E. Hodgins, K.C. for maintiff. Motion by plaintiff for leave to issue a concurrent writ for service out of the parisdiction. Order made.

Judge's Chambers.

Re William Heary King.-F.

TO OUR CLIENTS IN AND AROUND TORONTO

JANUARY 2 1911

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We wish you all a most Happy New Year, and trust that yours may be a generous portion of Toronto's growing prosperity in 1911.

To-day the New Year brings to you all a Civic Duty - a Home Duty-that you can discharge with the ballot. When this duty is presented at the Ballot Box, take the opportunity of being a Greater Torontonian and vote for all the by-laws that will develop a Greater Toronto.

Cast aside any petty inclination to vote for only that by-law which affects your particular part of the city; but be broad-minded and vote for the general development of the entire city-East, West and North.

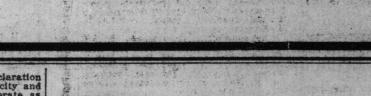
The Toronto of Yesterday expanded to the Toronto of To-day, because the Torontonians of Yesterday acted upon their vision of a Greater Toronto, Greater Toronto of To-morrow depends upon YOU broad-minded men to provide the bridges, the roads and all improvements for the city as a whole, and not as a fraction.

Don't allow a tiny tax cinder to prevent the eye from viewing the larger and more beautiful city, wherein your property will be greatly enhanced in value and convenience.

Meet the New Year at the Ballot Box To-day, and wish your City of Toronto, Prosperity and Growth, by voting for Better Roads, Bloor Street Viaduct, Overflow Sewers, Increased Hospital Accommodation, Street Railway Extension, and an Improved Harbor for 1911.

ROBINS, LIMITED 22 Adelaide St. East, Toronto

the railway company cannot operate as an exemption from school taxes. At the irial the action was dismissed with costs, dudgment: We agree with the view ex-pressed by the trial judge that the ap-pellant school board has no ground of complaint as the council has made ample provision for raising the whole amount for



Michie's Concord Wine is the Pure Juice of the First Pressing of the Finest Niagara Grapes.

Rally in Earlscourt. by the applause that was the different speakers at fail, Euclid-avenue, Saturday Judging night in their arguments favoring the ing of the bylaws, Toronto will today record her endorsation of the Bioor-street viaduct, a harbor commis-sion, good roads and a more efficient street car service for her citizens.

Railway Extensions-final

ple crowded into the small on Duclid-avenue, and all the were given a good hearing, vere particularly enthusiastic

Geary dealt at some length street railway extension. He t was an actual necessity, as a ing better access to the side of the Don. Re favored

great need for the establishment of a farm for inebriates and first offenders. He made reference to the unanimity

of any other year in his long exper-ience in Toronto's civic affairs.

6. Ratepayers who are already ac-

Over 100 pe

Vokes was chairman.

control of the waterfront by a com-mission, and the reclamation of Ash-

good-will that had prevailed in

modern principles. The railroads have yet to demon-strate that they can ship fruit even a short distance without deterioration. Fruit that was formerly shipe of the recessary nature of the under a short distance without deterioration. Fruit that was formerly shipped by rail to Toronto has found a readier the north end of Ward No. 1 and the market in Hamilton because of Wentmarket in Hamilton because of Went-worth's good roads. The growers have been able to get better prices; the con-gumers have been able to get better prices; the con-gumers have been able to get better prices; the consumers have been able to get cheaper and better fruit, the only losers being VIDED FOR RAPID TRANSIT AND the transportation companies.

If good county roads have meant so much to the citizens of Hamilton, and at the same time to the fruit growers, whose increasing profits have resulted in large property values, the same advantages will accrue for the people in and around Toronto by the adoption of for fifty more of the city's poor paa good roads system.

CITY GOVERNMENT BY COMMIS-SION.

Oakland, California, is among the Jatest cities to adopt the commission form of government, which it did last month by a vote of three to one. The progressive victory was decisive, and the the consent of the legislature is necessary, no difficulty is anticipated in having the popular verdict carried Already on the site there are some into effect. The new charter provides very fine buildings, either erected or for a commission of five members, headed by the mayor, establishes the **beaded** by the mayor, establishes the are of the most approved design and initiative, referendum and recall, are absolutely fire proof. The money limits all franchise grants to thirtyfive years, authorizes regulation of rests on every citizen to aid in the rates for public utilities, and reorgan- erection of such accommodation as the izes the municipal civil service. The poor ought to have when sick or in only elective officers are mayor, auditor, four commissioners and six school Only a few cents to each family. In-

five all responsibility will be centred.

THE HOLIDAY STRAIN.

A week ago to-day The World had a short article on "The Strain of Christmas," the uncalled for loads taken on by so many in getting ready a representative for Ward 4 on the for this festive time, the money strain board of education, in fact he shoul in buying gifts, gifts that are poll the largest vote for this office. given because "they are expected," or that are made in return; the strain of crowding a year's good feeling into a single week or half week. Mark to fight the old Smead Dowd system of heating. He has always looked after Twain's closing chapter of his story of his life is published in Harper's for January. It is in memory of his ment committees. daughter Jean, who died suddenly on He has always fought for everything Dec. 24, 1909. It is the most touching that was right and is known as the

of all his writings. Here is a bit of it: fighter of the board. "Jean's mother always worked ests.

the better packing. Good roads, as type of concrete structure as designed by the Toronto Civic Guild will most likely FALL DOWN before the 37 years of debentures, would be ended (judging from the cracks already ob-(judging from the oracks already ob-served in the concrete abutments of The mayoralty, aldermanic and school

movement, both having spent large sums of money in establishing county road systems and building according to

VOTE FOR HOSPITAL BYLAW.

modation for the entire city. The governors of the Western Hos-

tients

jured

RAN OUT OF COAL

New Quarantine Steamer for Halifax Tied Up at Bermuda .

HALIFAX, Jan. 1 .- The new steel steamer Alva, to be used for quaran-time purposes in Halifax harbor, built in Dartmouth, England, for the Do-SPEEDY ACCESS TO THESE ISO-LATED DISTRICTS. minion Government, is at St. George's, Bermuda, where she reached with only 10 pounds of coal in her bunkers. The Alva left Dartmouth on Nov. 24, in This is the last opportunity we will command of Captain Tucker. She reached the Azores on Dec. 10, and left there for Halifax on Dec. 15. On have of asking our readers to vote for the bylaw granting \$50,000 to the West-ern Hospital for the purpose of erect-Wednesday last she put in at St George's with her coal gone and glad to make port. It is likely, the sea-son now being so far advanced, that

It should be remembered that the the Alva will remain in Bermuda till she finds a chance to be accompanied Western Hospital is located on Bath-urst-street, one block south of Colnorth by some steamer. The new boat lege st. This is now almost in the centre of the city, and is of easy acis ninety feet long, twenty feet beam and ten feet draught. cess from all parts of the city. It is, therefore, a vote for hospital accom-

THOUSANDS · OF

AND

. LOSE

BECAUSE

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REORGANIZED CABINET.

pital have done well in securing such a fine block of land. It is impossible to duplicate such a site in the centre of MEN, WOMEN the city, except at very great cost. in course of erection. The buildings that are being erected CHILDREN

to be raised by this bylaw is for beds for the city's poor. It is a duty that 20 MINUTES A DAY THERE IS NO BLOOR-STREET The amount is a very small one

directors. In the governing body of deed, it might have been put into current expenditures and never been felt. Vote for the bylaw.

VOTE FOR LEVEE.

MADRID, Jan. 1 .- King Alfonso tono mistake when they vote and support Mr. L. S. Levee and send him back at submitted by Premier Canalejas. The premier later reorganized the cabinet should by appointing Senor Gasset, ministe of public works; Alonzo Castillo, minister of the interior, and Amos Zalva-dor, minister of public instruction.

Buried Under Rock Slide. WINNIPEG, Jan. 1 .- O. M. Johns was buried under a rockslide at the power dam near Kananaskis Saturday, He was working under a rock damp when a shot was fired, and in the slide was buried in a pool in the river.

Owing to the great increase of busi-Owing to the great increase of busi-ness the C.P.R. had to more than double its staff at Calgary during the year. Vote for Levee and your own inter-

for an injunction to sue Travers and his wife to set aside a mortgage and cou-veyance by Travers to his wife, and to sue Travers and Oppen to set aside a chattel mortgage, and for an injunction.

Single Corut.

Before Britton, J. Ryan v. Heffernan.-F. E. Hodgins, K.C., for plaintiff. Motion for an Injunc-tion. Injunction granted restraining de-fendants until 5th January, 1911, from offering for cale, selling, transferring, dis-nosing of pledsing encumbering or in posing of, pledging, encumbering, or in any other manner or way dealing with their respective shares in the defendant their respective shares in the defendant company, etc., so as to reduce their indi-vidual holdings to less than 50,000 shares, or from making any transfers of same in the books, or allowing any entry in the books of the company affecting same, and giving plaintiff liberty to issue writ for service out of the jurisdiction.

Before Middleton, J.

Kerr v. Colquhoun.+R. A. Pringle, K.C., for defendant. I. Hilliard (Morrisburg), for plaintiff, contra. An appeal by de-fendant from the report of the local mas-

Neal v. Rogers-J. J. Coughlin (Strat-ford), for plaintiff. C. A. Moss, for de-fendant. Motion by plaintiff for an order continuing injunction granted by local judge restraining defendant (landiord) from proceeding with distress and sale of plaintiffs (tenant's) goods

from proceeding with distress and sale of plaintiff's (tenant's) goods. Judgment: In this case three questions are raised. The first question depends upon a disputed question of fact. This cannot now be determined. The second ground is one the landlord can remedy, and the third ground is one resting upon a legal proposition by no means clear or indisputable. Under these circumstances it would clearly not be "just and conveni-ent" to grant an injunction and deprive the landlord of his security, if in the end he turn out to be right, unless some other equally good security is substituted. Re-plevin is a cheaper, more just and more convenient remedy. The motion must therefore be dismissed. Costs to the de-fendant in any event.

Divisional Court. Before Mercedith, C.J., Teetzel, J., Sutherland, J. Stratford Public School Board v. City of Stratford-R. T. Harding (Stratford), for pluintiff. R. S. Robertson (Stratford), for defendants. An appeal by plaintiff from the judgment of Middleton, J., of June 23, 1910. This was an action by the Strat-ford Public School Board and Thomas Ballantyne, a ratepayer, to quash bylaw Ballantyne, a ratepayer, to quash bylaw No. 1999 of Strafford, for the raising of taxes for the year 1910, or an injunction restraining the defendants from proceed-ing to levy and collect the public school taxes under said bylaw, and for a declara-

which the board made its requisition, but the appellant ratepayer stands on a dif-ferent footing, for undoubtedly if his con-tention is well founded a higher rate has been imposed upon the public school sup-porters than would have been necessary if the \$3000 had been applied as he contends it should have been applied. If, however, as was conceded, the effect of the agree-ment and the act confirming it, is to re-leve the railway comment upon nament ment and the act confirming it, is to re-lieve the railway company upon payment of the \$3000 from all liability for the taxes, including school rates, for which it would otherwise have been liable, the applica-tion which has been made of the \$5000 ap-pears to us to have been a fair and rea-sonable one. In our opinion the school rates come within the general language of the agreement. We see no reason why

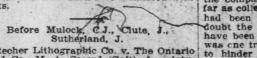
rates come within the general language of the agreement. We see no reason why effect should not be given to the agree-ment, according to what was manifestly the intention of the parties to it, and to what appears to us the plain meaning of the language which they have used to ex-press that intention. Appeal dismissed with costs. able.

Before Meredith, C.J., Teetzel, J., Middleton, J.

for plaintiff, contra. An appeal by de-fendant from the report of the local mas-ter at Cornwall. Reserved. Noice Dini v. Algoma Steel Co.-F. W. Harcourt, K.C., for infants. An action for damages for an accident. Judgment by consent for \$1400, less costs of plain-tiff, fixed at \$150, and of official guardian. The official guardian to correspond with the funds, which meantime are to be paid into quart. Farmers' Bank v. Orpen and Travers.-J. Wood for plaintiff. Motion ex parts for an injunction. Injunction as asked restraining defendants until 5th January from encumbering, allenating, dealing with, etc., certain goods and chattels being a Red Mercedes motor car, and the steam yacht Tenno, with liberty to file further material on return. Clarkson v. Robins.-J. Wood for plain-tiff. Motion by plaintiff for an injunc-tion. Injunction as asked, restraining de-fendant until 12th January, 1911, from in any manner dealing with, etc., certain notes of the Farmers' Bank, amounting to \$2000, received by defendant from the fundent until 12th January, 1911, from in any manner dealing with, etc., certain notes of the Farmers' Bank, amounting to \$2000, received by defendant from the bank on his cheque on 19th December inst., with liberty to file further material on return.

Judgment: The bank did not assign its debt to Adam; it was paid off. No doubt it was part of the arrangement that Adam should have the book debts and they were included in the chattal mortnot, upon the evidence, be successfully attacked. We are not considering here the

question of what constitutes payment to preclude taxation under sec. 48, but mere-ly the question arising under sec. 34. The they were included in the chattel mort-gage. There is no advance specially in respect of the book debts. It is true the company got the benefit of them as far as collected and if a bona fide advance ly the question arising under sec. 34. The appeal fails and should be dismissed with



the company get the benefit of them as far as collected and if a bona fide advance had been made in respect of them no doubt the mortgage to that extent would have been valid. But the whole advance was cne transaction made, in our opinion, to hinder and delay creditors, contrary to the statute. There being no bona fide advance by Adam, he has no equitable claim of any kind. He is not entitled to stand in the shoes of the bank and be sub-rogated to their position in respect of the book debts. But if he was, that would not entif e him to his present claim. He has allowed the company to exhaust this part of his security, and now seeks to have his loss made good out of the proceeds of the chattels to which he has no legal right, as against the other credi-tors. By his own laches he has lost his hecurity. Judgment of court below varied by eliminating the clauses having refer-ence to book debts, and deductions on ac-count thereof. Costs of appeal and cross-appeal to plaintiff.

Court of Appeal.

to be run-and you will run as your health gives brain and physical force? Bad bowels, liver and stomach kill more GOOD EFFORT than any other trouble. Court of Appeal. Before Moss, C.J.O., Garrow, J.A., Mac-laren, J.A., Meredith, J.A., Magee, J.A. Rex v. Wishart-W. T. J. O'Connor, for prisoner, J. R. Cariwright, K.C., for the crown. Motion by way of appeal from the judgment of Meredith, C.J., refusing the motion in proceedings, under habeas corpus for discharge from custody of the prisoner held for extradition. The ap-peilant was an officer of the Irish con-stabulary and left Ireland while there was a warrant for his arrest on a charge of embezzlement. On a cable from I:eland a provincial warrant was issued by the CASCARETS will keep you healthy— THEN you can produce results. Take CASCARETS—keep tuned up—your liver working—and then you can go it for all you're worth.

CASCARETS-noc box-week's treat-ment. All druggists. Biggest seller in the world. Million boxes a month

This excellent product of the Canadian Vine is worthy of increasing consideration.

It closely resembles the wine of Portugal, and has the advantage of being quite inexpensive.

Price 40c bottle, \$1.50 gallon.

Like everything else there are various grades and qualities of Concord Wine. We have some that is cheaper, but there is none finer obtain-

MICHIE & CO., Limited, Wine Merchants, **7 KING STREET WEST** Established 76 Years

Uffelmann, etc., and for an injunction restraining Uffelmann from dealing in any manner with the property. At the trial judgment was entered for plaintiffs setting aside the chattel mortgage and assignment to extent of difference be-tween the actual value on Aug. 13, 1910, for the company's book accounts then held by the Merchants' Bank and \$3300. If parties unable to agree reference to Berlin to ascertain. In other respects usual judgment. Reference to Berlin. Costs of action and reference to be paid by defendants.

police magistrate of Toronto. On this he was arrested and committed for depor-tation, appellant says, without jurisdic-ticn. Judgment: The appeal is allowed and the prisoner ordered to be discharged from present custody. Meredith, J.A., dis-setting. Rex v. Sam Sing-G. F. Henderson, K. C., for prisoner. J. R. Cartwright, K.C., and E. Bayly, K.C., for the crown. A case stated by County Judge of Carleton by whom defendant was convicted under section 217 of the code for keeping a girl on his premises for immoral purposes. Judgment: The questions are answered as follows: No. 1, in the negative; No. 2, in the affirmative. The conviction is set aside. Maclaren, J.A., and Magee, J.A., dissenting as to the answer to the second question.

dissenting as to the answer to the second question. Vance v. Grand Trunk Pacific Railway Cempany-D. L. McCarthy, K.C., for de-ferdants. F. Hellmuth, K.C., for plain-tiff. An appeal by defendants from the judgment of Latchford, J., of April 21. 1910, for plaintiff for \$420. This was an action by the widow and children of David Vance for \$10,000 damages for the acci-dental killing of said Vance, as alleged thru negligence of defendants, whereby a collision occurred and the said David Vance was killed. Judgment: Appeal allowed. Judgment to be entered for the defendants, dis-missing the action with costs, if demand-ed. Magee, J.A., dissenting and thinking there should be a new trial.

Fine Year for Great West Life. WINNIPEG, Dec. 31.—The favorable conditions in Canada during the year just passed are fairly indicated by the Just passed are fairly indicated by the great record shown by the Great West Life Assurance Company in securing a larger amount of business in Canada in 1910, than ever previously written in a year by any company. The total applications received exceed fifteen millions and the business in force is over fifty-six millions.



men's ailments, a scient a provincial warrant was issued by the Ver sale at all drug lck and

Sutherland, J. Stecher Lithographic Co. v. The Ontario Seed Co.-M. A. Secord (Gait), for plain-tiff. G. C. Gibbons, K.C., for defendants. An at read by plaintiff and a cross appeal by defendant from the judgment of Teet-zel, J., of July 23, 1910. This was an action for a declaration that the chattel mort-gage and assignment of book debts from the Ontario Seed Co. to the defendant Uffelmann is fraudulent and vold as against plaintiff and other creditors of the company for an account of all the property taken possession of by defendant.



New Year's track's open. The race is