

## The Toronto World

A Morning Newspaper Published Every Day in the Year.

## THE NEW PRESIDENT.

The World congratulates Mr. Chas. M. Hays on his elevation to the presidency of the Grand Trunk Railway. The World has all along contended that the chief executive of the Grand Trunk should be on this side of the water. It has been often said that very few of the shares are owned in America, and, therefore, the presidency ought to be where the shares are owned. The same thing might be urged in regard to United States railways, but, as a matter of fact, it never is.

The World trusts that Mr. Hays will now share some of his powers with an executive officer who can do things in Toronto for the consideration of Ontario railway problems. If Mr. Hays suffered from having to prefer things to London, Ontario has miserably suffered by having his railway propositions referred to an executive in Montreal, which has generally been hostile.

## RAILWAY BOARD'S JURISDICTION.

The railways continue to question the jurisdiction of the railway commission. They don't think the commission can compel them to build stations for the accommodation of the public where the board thinks they are required. The Grand Trunk has been given leave to appeal to the Supreme Court against a decision of this kind made by the board in Toronto on Wednesday. The sum and substance of the result will be that if the board hasn't the power to give it at the forthcoming session of the parliament, the railways are also questioning the right of the jurisdiction of the board over communication tickets and other reduced fares, and the right of the board to order suburban services in connection with large cities.

## GREY AND GIBSON.

Let Early Grey talk. He is a good talker and a truth teller. If some of our members of parliament talked a little more to the people there'd not be so much left for the governor to say.

Sir Wilfrid Laurier is responsible for what his excellency says; also for his honor of Ontario, who has lately been on the stump.

The people may agree with Grey; not with Gibson.

## SUNDAY MILK.

Cobalt is at present a typhoid town. The Lord's Day Alliance is trying to stop Sunday delivery of milk in that town, even to the hospital. Milk is the main diet of typhoid patients.

## AN OFFICIAL MURDER.

On Wednesday the Spanish Government committed one of those acts which justify the classic adage—that whom the gods will to destroy they first make mad. The shooting of Professor Francisco Ferrer, without legal trial, was an outrage of an exceedingly gross character, and has already been condemned by the public sentiment of all free and progressive peoples. Since the revolutionary outbreaks in Catalonia immediately after the serious reverse sustained by the column operating on Morocco under General Planas, Spain has been under military law, and the government seized the opportunity to prosecute Professor Ferrer on two charges, one of financing the revolution, and the other of preparing it. The first evidence offered in support of these charges was very flimsy, consisting of a loan of 900 pesetas (about \$190), made by Ferrer to the Barcelona Trades Council, and a reference made in some of his letters to "La Grande Revolution." This last is the title of a new volume published in Paris and London by Prince Kropotkin, which Ferrer had obtained the right to translate into Spanish, and intended to issue in instalments. At a later date other two documents were offered in proof—a letter written by Ferrer to Ferrer, which the writer repudiated as a forgery, and a manifesto said to have been issued by Ferrer to the Spanish people. The authenticity of the latter is very questionable, and there is little doubt that the charges were trumped up in order to compass his destruction.

Professor Ferrer had long been under the ban of the reactionary party in Spain, whose influence upon the government is not the least of the causes of Spanish unrest. He was one of the first and strongest advocates of drastic reforms in the educational system of Spain, and some years ago began the establishment of lay schools out of his own private means. The necessity for these can be gathered from the fact that the budget of instruction for the whole country hardly amounts to \$400,000, even after the minimum salary for teachers in elementary schools has been fixed at \$300. Ferrer's lay schools met with the strongest opposition from the government, and two or three years ago, he was arrested, his fortune confiscated, and an arrangement made to have him tried by a military tribunal. A strong protest from Britain and France saved him, but this time the reactionaries have made no mistake, and indeed are reported to have hastened the execution, because they apprehended the intervention of the Pope. They have succeeded in removing Francisco Ferrer, but they cannot stay the movement that has for its object the regeneration of Spain. The blood of its martyrs is the seed from which freedom springs, and as with Italy, so with Spain, unless oppression against the

rights and liberties of a nation will bring only their own more speedy retribution.

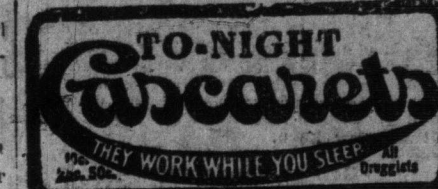
## A CASE FOR WIDENING.

In a letter published elsewhere in this issue a strong plea is advanced for the widening of St. Clair-avenue before conditions render it impossible except at a cost much beyond that which it can now be carried out. The World believes in wide thoroughfares, especially in the case of those such as St. Clair and Danforth-avenues that are likely to be important links in the city's transportation facilities, or that will operate as valuable relief channels for the thru arteries of traffic. St. Clair and Danforth-avenues in the near future, and especially in view of the early and certain construction of the Bloor-street viaduct, are destined to act in both capacities. Now that the movement from the congested centre of the city has fairly begun, and the land in that neighborhood will soon be taken, the old maxim holds that whatever should be done should be done quickly. Whatever errors may have been made in the past, in the newer sections at least there should be no mistakes. Prudent anticipation will prevent difficulties that once arriving will be hard to remove.

## WIDENING ST. CLAIR AVENUE.

The following statement has been received from a respected resident of St. Clair-avenue, with respect to the widening of that thoroughfare whose rapid development necessitates immediate action if the proposed improvement securing a 100 or a 120 feet street is to be carried out.

Editor World: It is a rare privilege to tell your readers that we are in a condition of something like alarm and despair when we contemplate the growth of the city, and at the same time try to imagine what will be the state of things, say at the crossing of Yonge-street, and King, Queen and Bloor-streets at noon or at the close of work hours five years from now. While we try to work out the financial problem of the cost of widening the old streets, let us turn our practical common sense and energy to the development of the new while that may be done at a reasonable cost. It so happens that The World has a place of its own in the affairs of the country in the vicinity of Toronto, and we wish to use this opportunity to point out to your readers in York and the adjoining counties the great importance of the creation of a street of ample width and of the very finest structure as a means of entrance into the city, and across to the north and south streets in place of having to thread their way along Bloor or worse still, Queen and King-streets. And at the same time to the inevitable growth of the city along the line of a new street of such excellence and commodious width, and the rapid advance in the property lying contiguous to it. A good deal will no doubt depend on the attitude taken



## Take Home A Box of Chocolates

And make it a box of Michie's Chocolates. We have some Chocolate Creams that are the kind we have been working up to for years. It is hard to know how Chocolates could be made much better, and every part of the process from the treatment of the raw Cocoa bean takes place in Canada.

MICHIE & CO., Ltd.,  
7 King St. W., Toronto

by the people in the county lying near to it, as to what will be done with the west end of the avenue. It would be a pity to allow the standard of construction to be lowered or the width made less ample for utility, and the elevation of the standard of value, thru any temporary short-sighted economy. The city and the country must work together if the best results are to be achieved. The volume of traffic from the northwest of the city must increase as the city grows, and the market becomes more widely connected as a shipping port of national and international significance. We believe the fate of St. Clair-avenue, owing to the remarkable movement to it of people from the lower part of the city, and the consequent occupancy of the land on the proposed enlargement, lies in the immediate future. It must be made, at least, in section and in registered, and declared design at once what it is to be for all time. Very soon the question of enlargement will be settled while we hesitate or delay, and we shall have one more to add to the failures of Toronto in streets, sufficient to its needs even for the present and the immediate future.

## A WORD OF THANKS.

James Henderson of Scarborough writes:—You for the prompt manner in which you sent me the cheque for \$100 for nominating the winner in your prize contest; and I might say in view of the tone of the farmers' was that the market reports and the farming edition of The Toronto World were alone well worth the subscription price.

Chadua Juarez, Mexico, where Presidents Diaz and Taft will meet Saturday, is under martial law and all schools will be closed.

## AT OSGOOD HALL. ANNOUNCEMENTS.

Osgood Hall, Oct. 14, 1909. Judges' Chambers will be held on Friday at 10 a.m.

Divisional Court.  
Preliminary list for Friday at 11 a.m.  
1—Webb v. Box.  
2—Brown v. Hamilton.  
3—Whitehorn v. Canadian Guardian.

Court of Appeal.  
Preliminary list for Friday at 11 a.m.  
1—Kent v. Ocean Accident and Guarantee (continued).  
2—Brown v. Warnock.  
3—Overend v. The Burrow, &c., Co.

Masters' Chambers.  
Before Cartwright, K.C., Master.  
Oakley v. Silver-Shaver (W. D. McPherson & Co.), for plaintiff, obtained order for issue of writ for service out of the jurisdiction and for service of writ and statement of claim.

Clarkson v. Chong Hong—F. L. Bassford, for defendant, moved for order vacating certificate of its pendens, action having been discontinued.

Thomas v. Standard Bank—W. H. Irving, for defendant, moved for order changing place of trial from St. Thomas to Toronto. H. S. White, for plaintiff, contra. Reserved.

Green v. Black—C. C. Robinson, for plaintiff, moved for further and better affidavit on production. Z. Gallagher, for defendant, contra. Reserved.

Ward v. Town of Owen Sound—J. S. Montgomery, for defendants, moved for order for security for costs on the ground that plaintiff is only a nominal plaintiff. J. B. Mackenzie, for plaintiff, contra. Enlarged until Monday or such other day as may be arranged.

Belmont v. Bell—H. S. White, for defendants, moved for order for further and better affidavit on production by plaintiff. J. F. Boland, for plaintiff, contra. Order made directing plaintiff to make further affidavit. Costs of motion to defendants in any event.

Siddwell v. Township of North Porchester—Judgment on motion by defendants to set aside statement of claim as having been filed too late and also to set aside principle order to continue action at the suit of the assignee of the original plaintiff. Held that statement of claim should be validated as of this date and that otherwise the motion be dismissed. Success being divided, the costs will be in the cause. W. E. Middleton, K.C., for defendants. J. F. Lash, for plaintiff.

Single Court.  
Before Mulock, C.J.  
Cameron v. Tremblay—Motion for order to vary and add to judgment. Ferguson for plaintiff. Enlarged until Wednesday.

Douglas v. Greenberg—Motion for order to continue injunction until the trial. Stands one week, by consent.

Re St. Patrick's Market, Toronto—Appeal from report of referee in title. E. D. Armour, K.C., and H. T. Beck, for appellants. J. R. Howitt, for respondents. Stands until Thursday next.

Cummings v. Barnett Manufacturing Co.—R. W. Byre, for plaintiff. Enlarged until Monday.

Yates—C. Swaby, for plaintiff, moved for judgment, in default of defence, for \$500, the penalty of a certain

bond. No one contra. Judgment granted. Reference to Cameron, O.R., to assess damages with costs.

Colonial Investment and Loan Co. v. Spooner—Motion by way of appeal from finding of special referee. J. J. MacLennan, for defendant. Stands by consent for one week.

Re Niagara Falls Heating and Supply Co.—F. W. Griffiths (Niagara Falls) for Jos. Henderson and others, contributors, appealed from report of local master, settling applicants on list of contributors. T. F. Battie (Niagara Falls), for liquidator, opposed appeal. Reserved.

Whidover v. Township of Enniskillen—Motion for order to vary award in arbitration proceedings. Frank McCarthy, for respondent. Enlarged by consent of all parties until Wednesday next.

Scully v. Bank of Toronto—Motion for order for appointment of an administrator ad litem of the estate of John Samuel McRae. J. E. Jones, on behalf of all parties obtained enlargement until Monday next.

Peterson Lake Mining Co. v. Nova Scotia Mining Co.—R. S. Robertson for plaintiff, on behalf of all parties, obtained enlargement until 27th Oct. of motion to continue injunction reposing defendants from trespassing upon certain lands. Injunction continued meantime.

Johnston v. Anderson—Wm. Proudfoot, K.C., for plaintiff, obtained judgment in a mortgage action in terms of consent minutes.

Re Atcheson—W. Proudfoot, K.C., for executors, moved for order for representation of parties on application for construction of a will. Order granted.

Costs of application as between solicitor and client to be costs in matters of application to be made.

Divisional Court.  
Before Boyd, C.J. Magee, J.

Mills v. Evans—F. J. Roche, for appellants, appealed from judgment of the county court of the County of York (in chambers), directing plaintiff to recover against J. W. Evans and F. A. Fleming the sum of \$150.00 and costs. The action was brought against the defendants to recover on a judgment recovered by the plaintiff against the Imperial Cobalt Silver Mining Co., of which the defendants are said to be directors. McCreedy Young, for plaintiff. Appeal dismissed and judgment affirmed with costs.

Re Carter Estate—An appeal by R. S. Carter from the order of the surrogate court of the County of Prince Edward. F. W. Harcourt, K.C., for appellant. W. E. Middleton, K.C., for executor, McGregor Young, for testamentary executor. Featherston Aylesworth for Mrs. Irwin. Upon request of counsel for appellant, argument of appeal to stand for one week.

Knights v. Turner—W. T. J. Lee, for defendant H. Turner, appealed from judgment of district judge of the district of Sudbury. Gideon Grant, for respondent, contra. Stands two weeks and unless order otherwise directed, an order will issue dismissing the appeal with costs.

McMillan v. Thorpe—C. R. McKeown, K.C., for plaintiffs, appealed from judgment of county court of Wellington, finding that a carload of potatoes sold under an auction were not the goods of the plaintiff. John D. Drew, K.C., for defendants, contra. Not finished.

Before Falconbridge, C.J.; Teetzel, J.; Riddell, J.

Re Solicitor—Judgment on appeal from order of magistrates-in-chambers setting aside principle order to tax solicitor's costs (14 O.W.R.). Held that appeal should be dismissed, but that it is not a case for costs. W. N. Ferguson, for solicitor. R. S. Robertson contra.

Before Meredith, C.J.; MacMahon, J.; Teetzel, J.

Trusts & Guarantee Co. v. Munro—Judgment on appeal by defendants from judgment in favor of plaintiffs on an action to recover \$199.94 which the president of the William Hamilton Manufacturing Co., now in liquidation, withdrew from the assets of the company for the defendants. Held that the appeal should be dismissed with costs. G. H. Watson, K.C., for appellant. Jas. Bicknell, K.C., for respondent.

Cliff v. Norris—Judgment on appeal by defendant Norris from judgment in favor of plaintiff at the trial. The action is to recover \$604.44 for goods sold and delivered. Held that appeal should be dismissed with costs. H. D. Gamble, K.C., and F. E. Brown for appellant. G. M. Clark for respondents.

Court of Appeal.  
Before Moss, C.J.O.; Osler, J.A.; Garrow, J.A.; MacLennan, J.A.; Meredith, J.A.

Pringle v. City of Stratford and Whyte—Pringle v. City of Stratford—Appeal from judgments of the Hon. Mr. Justice MacLennan, directing that an order should be made requiring the defendant municipality to assess and levy upon the defendant company school rates for the present and future years. G. G. McPherson, K.C., for appellant Whyte. R. S. Robertson (Stratford) for City of Stratford. T. J. W. O'Connor and J. C. Makins (Stratford) for respondent Pringle. Judgment reserved.

Gledhill v. Telegram Printing Co.—A. H. F. Lefroy, K.C., and J. E. Jones, for defendants, appealed from order of divisional court dismissing with costs the appeal of defendants from judgment of the chief justice of the exchequer division in so far as judgment found defendants liable for any commission in respect of contract for advertising of the T. Eaton Co. G. H. Kilmer, K.C., and J. A. McAndrew, K.C., for plaintiffs. Judgment reserved.

Kent v. Ocean Accident & Guarantee Co.—H. E. Rose, K.C., and G. H. Sedgwick, for defendants, appealed from judgment at trial awarding plaintiff \$1280 and costs of action. The action was brought to set aside a settlement between plaintiff and defendant whereby plaintiff accepted the sum of \$125 in settlement of his claim against defendants under a certain policy of insurance, and for payment to the plaintiff of \$200 per year during his lifetime, or in alternative, for \$2800. C. R. McKeown, K.C., for plaintiff, opposed appeal. Not concluded.

ST. ANDREW'S SOCIETY  
N. MacDonald Mackay is Elected President.

The annual meeting of the St. Andrew's Society took place last night at the Queen's Hotel, with Col. John Davidson, president, in the chair.

The following new members were elected: W. MacDonald Mackay, A. M. L. Macdonell, K.C., Dr. Norman Anderson, Hugh White, David Crockett and W. A. MacLean.

The annual report of the managers and the treasurer were read. The demands on the charitable fund had been large, a sum of \$1000 having been expended during the year. The sum of

## THE T. EATON CO. LIMITED

## Special Boot Offers for Men and Women, Many Half Price

Hours 8 and 12.30—Savings Worth Coming for

MEN'S BOOTS; especially in the sample boots are some of the best values we've given this season, elegant qualities in boots, suitable for severe weather or every day business wear, boots of the highest grade materials in patent, tan, velours, box calf, vici kid, others in very good qualities of patent, vici and calf, all Goodyear welted, first-class style; 2.50 sizes 6 to 11. Saturday pair . . . . .

Women's Boots  
Made of the very finest grade of patent calf, some have dainty, dressy heels, others have lower, comfortable shape, very suitable for Fall wear; dull kid, blucher tops, fancy perforated toe caps. Also many very high-grade samples in size 4, beautiful styles in velour calf, tan calf, vici kid etc. In the lot are sizes 2 1/2 to 7. Pair . . . . . 2.35

## The New Packard Boot for Men

New arrivals for Fall in this high-grade, very popular make. Special walking boot, in box calf, leather lined. \$5.00. Special walking boot, in tan box calf, leather lined. \$5.50. Special walking boot, in shell cordovan leather (horse hide). \$6.00. The world's best boot, English made, \$4.00 and \$4.50. The Excelsior, select styles and leathers \$3.50. The Eatonia for men and women, all styles and leathers. \$3.00. The D. Armstrong boot for women, the Elite of high-grade American footwear, choice styles and leathers, all sizes and widths \$4.00, \$4.50, \$5.00.

SECOND FLOOR—QUEEN ST.

## Good, Warm Horse Blankets

We offer a Heavy Jute Storm Blanket, lined with heavy Dutch Kersey, shaped and strapped and well made, medium size, 1.50 Extra large size, \$1.75.

## Priest's Horse Clipper

This is the season to clip your horses. They will look better, work better and feel better. We offer the celebrated Priest's Newmarket Clipper—best in quality and best in make—used the world over—for . . . . . 1.15 —BASEMENT.

## Rah-Rah Pen-nants at EATON'S

"Varsity" and other local College Colors carried in stock; special designs made up on request. 25c and 50c —Sporting Goods Section—Basement

## THE T. EATON CO. LIMITED

TORONTO CANADA

## Extra Mild, Remember

Many people would drink ale, in preference to all other malt beverages, if ale did not make them bilious. This O.K. brew is brewed especially for those people. It is extra mild and extra light, and lets you enjoy the creamy deliciousness of real old English ale without the heaviness and excessive bitterness. In easily-opened seal stoppered bottles. No broken cork or tinful in the glass.

## O'Keefe's ALE

"The Beer that is always O.K." 132

\$614 had been collected in dues, the largest amount in the history of the society.

The officers for next year were elected as follows: President, George McMurich; first vice-president, J. Murray Alexander; 2nd vice-president, John F. Michie; managers, James Murray, Malcolm Tibbs, and Robert Barrow; chaplains, Dr. Milligan, Dr. Wallace and Dr. Kilpatrick; physicians, Dr. Fotheringham, Dr. Cameron and Dr. Greig; treasurer, George Keith; secretary, Duncan Donald.

It was resolved to celebrate "The Day" by a dinner, and a committee was appointed to carry out the arrangements. Dr. Kilpatrick will be asked to

preach the annual sermon in St. Andrew's Church, King and Simcoe-sts., on Sunday evening, Nov. 28.

Call to Port Rowan. Rev. J. B. Brown of Grenville has accepted a call to the Baptist Church at Port Rowan, in succession to Rev. J. M. Shilt, who has gone to Nova Scotia.

Rev. W. C. White, bishop-designate of Honan, China, and Mrs. White have returned from Battie Creek, Mich., and are living in Watford. He preaches in the Church of the Redeemer, Toronto, on Sunday morning next.