

The Chatham Daily Planet.

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NO. 263

FASHION SHEETS FREE

THOMAS STONE & SON

BUTTERICK PATTERNS

UNDERWEAR

IT IS AN OLD SAYING when you have a good thing shove it along, this will apply to our Men's Underwear, because we certainly have the best you ever laid hands on, and we intend to shove it. Note the prices:—

AT 500—Men's all-wool and fleece lined Underwear, in quality and finish equal to what you have formally paid 75c for. A saving of 25c on every garment. Is that what you're looking for?

AT 750—All-wool and fleece lined Underwear, good enough for kings to wear. You have paid \$1.00 for not as good. Come in and see the goods, they will speak more eloquently than we can. A corresponding saving in all the other qualities.

SOME BOLD BLANKET TALK

But just bear this in mind, we never make a statement in print that we cannot back up with the goods. **We have the Best Blankets manufactured in Canada.**

Our Saxony Blanket is without an equal. Made of pure white unshrinkable wool with fancy borders, high, lofty finish, and the price \$2.75, \$3, \$3.50 and up to \$6.00.

LADIES' UNDERWEAR

We will tell you more about this line later on. In the meantime, if you need any, just come in and examine the stock. You will not have to look far in order to see where you can save DIMES, and the dimes make dollars you know.

A GREAT LACE CURTAIN PURCHASE

Over one thousand pairs. We got these cheap, we pass the saving on to you. If you need Lace Curtains just have a look at this lot will you?

RUGS all sizes up to 12x14 ft.

CARPETS

Our Carpet Men are experts, they make and lay them scientifically. Our Carpets are reliable, nothing else finds shelf room, the designs are the newest. We buy them cheaper than the average merchant, for the reason that we go direct to the mills for them.

THOMAS STONE & SON, - - Importers



New Fall OVERCOATS

That we are showing are showy, stylish and stunning. If you want a garment that gives you style as well as comfort and long service try one of ours, you will find here every fabric and pattern, every stylish cut in our new stock. Your special attention is called to our **\$7.50, \$10.00, \$12.50 and \$15.00**

New Method Coats

They are perfect, selection is complete, contains everything that the smart dresser could wish, from the Covert Cloth garments to the ultra fashionable Oxford Coats. Not a single feature about them that will not be worthy the best custom tailor you know.

Every Coat Pressed by a First-class Tailor before leaving the Store.

The 2 T's

Trudell & Tobey
Slater Shoe Agents



We Can Fit

A giant or a dwarf with our special rubbers.

OUR RUBBERS

Were bought right and therefore we can supply you with Rubbers at the

Lowest Possible Prices

We are Agents for

The Celebrated Granby Rubber

TURRILL'S

RUBBER HEELS ATTACHED TO ANY SHOE FOR 50c

Money to Loan

—ON MORTGAGES—

4-1-2 and 5 per cent.

Liberal Terms and privileges to borrowers.

Apply to

LEWIS & RICHARDS

Ask for Minard's and take no other.

For Duke of York Celebration, Toronto, October 10th and 11th, W. E. Rispin, City Agent Grand Trunk Ry., will issue return tickets to Toronto, p. m. trains Oct. 9th, all trains Oct. 10th and 11th, good to return until Oct. 14th, at \$5.30 each. For further particulars apply at City Office, Grand Trunk Ry., 115 King Street, W. E. Rispin, Agent.

Minard's Liniment Cures Colds, etc.

WELDON'S Shetland Floss

If you are going to make a shawl, why not make a stylish one? We teach you how to make them FREE if you buy yarn from us. We carry all kinds of yarns, etc. at the very lowest prices.

CORSETS

Hip Spring and all Up-to-date Corsets, at all prices and sizes.

Weldon's Fancy Store

Women's Exchange King St., East

Next to Kenny's Book Store.

The International Correspondence School

Saranton Pa.

30 students enrolled in Chatham last month in

Office Open Evenings

Bookkeeping Mechanical Drawing Stationery Engineering Architectural Drawing Ornamental Designing Sign Painting and Lettering, etc.

Ask anyone taking a course what the Schools are doing for them.

A. P. McKISHNIE,

Local Representative

Office—Room 19, Victoria Block.

MUSICAL DIRECTOR CARTER SECURES JUDGMENT FOR LIBEL

Court Gives Him Vindication on the Innuendoes Published Against Him—Proffered Apologies Were not Accepted and Nominal Judgment was Entered.

In the case of Carter vs. Woodward, for libel, judgment was entered yesterday for the plaintiff, R. Victor Carter, musical director of the Krause Conservatory of music, against the defendant, publisher of the Banner-News for the nominal verdict of one shilling and full costs, by consent. One shilling, the nominal verdict, is equivalent to 20 cents.

The costs will approximately amount to \$500.

The above is the official vindication of Mr. Carter in his much discussed case against the Banner-News, in which he charged that that paper had libelled himself and injured the financial standing of the institution over which he presides. The newspaper through its counsel proffered a retraction in the court, which was not accepted—neither was the apology drafted by Mr. Wilson agreeable to Mr. Rankin.

Upon the case being called for trial the judge asked if any settlement could be arrived at and called upon Mr. Rankin for the grounds of his defense. Mr. Rankin urged that the Banner-News' statements were not libelous, but the judge said he had carefully read them and would tell the jury that they might find them libelous because they imputed insolvency, and for the further reason that they held Mr. Carter up to ridicule.

Upon this statement being made Mr. Wilson for the plaintiff offered to take a nominal verdict with costs of action, and parties withdrew to see if a settlement could be arrived at. Upon returning into the court room counsel for the plaintiff and defendant stated that they had agreed that the Banner-News shall pay all costs and should give such apology as the learned judge thought proper for the vindication of the plaintiff. The judge, however, declined to write the apology, or to state just what it should contain and, after some further discussion, the defendants accepted the offer which had been made by Mr. Wilson, and consented to a judgment going in favor of Mr. Carter, directing defendants to pay 20 cents damages and the full costs of action. During the discussion Mr. Wilson suggested that the defendants ought now to express some regret for having published these articles, but the learned judge interposed the remark, "Of course the defendants regret it when they have to pay the costs."

And he simply entered judgment for plaintiff for 20 cents and for full costs of action, upon the High court scale. It appeared during the discussion that the plaintiff had always been willing to accept either an apology or a nominal judgment with costs.

"I don't think a newspaper has any right to say whatever it pleases about a man's private business, and I shall certainly charge the jury to that effect."

These words were addressed to Mr. Rankin and Mr. Wilson by Judge Meredith at the County Court yesterday afternoon when the libel case of Carter vs. the Banner-News came up for trial.

"It is a very petty case," continued he, "and one that ought to be settled out of the Court. I have read the articles over very carefully, and I think that Mr. Carter is, to some extent, justified in bringing on the suit, they gave the reader the impression that Mr. Carter was insolvent."

Mr. Rankin—The writer of the articles did not mean to convey that impression.

The Judge—Then why does the paper not repent and apologize and save all the unnecessary expense of trying the case.

Mr. Rankin—We do not wish to do that.

The Judge—What business is it to the public whether Mr. Carter is able to pay his debts or not?

Mr. Rankin—The parents of the pupils were liable to have to pay twice.

The Judge—Why?

Mr. Rankin—Some of the teachers had instructed their patrons not to pay their money into the Conservatory. If they did they would probably have to pay twice.

The Judge—The parents are not the public. I don't feel like threshing out this petty affair. If you have found out you are wrong, say so. The question is whether the article is capable of injury to Mr. Carter. It would be just as well. You would save these hundreds of dollars of expense.

Mr. Rankin—Probably it would be just as well if the parties would get together this evening and see if some amicable arrangement can be made.

The Judge—I think that would be a good plan. If it is tried at this Court it will only go to the Court of Appeal and then the Supreme Court and so on and the result then would be very unsatisfactory. It is not proper. The end would never be reached, and it strikes me that before it had gone far both parties would be sorry that they ever embarked on such an endless amount of litigation. The best way out of the difficulty

is the quickest. If the newspaper finds that they have made a mistake let them retract it and let the matter drop. The trial would certainly be as interesting to me as any one else.

Mr. Rankin—The defendant says he did not mean to say that the plaintiff was insolvent.

The Judge—Then if he thinks that the articles are capable of conveying that impression he should retract. When I read the articles I thought it was capable of being construed in that way. I also thought that it held the plaintiff up to ridicule. An editor has no right whatever to treat a private citizen in that manner.

Mr. Wilson and Mr. Rankin then retired to see if they could make some settlement. When they returned Mr. Wilson said—

"We have come to an agreement that any retraction which Your Lordship thinks proper will be published in the paper. The defendant is willing to pay all the costs. All we ask is a retraction of what he published, and regret for so doing."

Mr. Rankin—We will publish anything which will take the sting out of the article. Anything which your Lordship deems advisable will be accepted by us.

The Judge—I don't wish to interfere in this matter personally. Let the defendants draw up an article apologizing for the article.

Mr. Wilson—And that they regret it. The Judge—They will certainly regret it if they pay the costs.

Here the court was convulsed in laughter, but were instantly checked by the stern voice of the prior calling them to order.

The jury in the Carroll vs. McVean case then came in and gave a verdict for the plaintiff for \$400 and costs.

HANGED TO A POLE

Swift Retribution at Helena, Montana—Accused Taken from Jail.

Helena, Mont., Oct. 2.—James Edward Brady, a man who assaulted five-year-old Ida Pusley, in Helena yesterday, was taken from the jail by a mob at 1.30 this morning and hanged to a telegraph pole in the Haymarket Square, about three blocks from the jail. The crowd was orderly, and after the hanging quickly dispersed. There were about 200 men engaged in the affair, and they were all masked. They attacked the jail door with a battering ram, and it soon yielded. On gaining admittance they demanded at the point of a gun the keys of the jailer, and threatened if he did not yield the man they would kill him. The jailer then got the man out of his cell, and he was given to the mob. When they first took him Brady asked: "What is it, gentlemen?" The march to the hanging place was placid. There Brady was given a chance to say a word. He declared that they had the wrong man although he was positively identified by his victim, and a score of other persons who had seen him with the child. He also asked that some money that was due him from the Montana Central Railroad be sent to a niece, and then he was pulled up. The mob then hanged him to the pole and the crowd dispersed. Later Sheriff McConnell cut the body down and placed it in a coffin. There will be an investigation to-day.

TWO YOUTHS LYNCHED

Shelbyville, Ky., Oct. 2.—Jimbo Fields, aged 16, and Clarence Garnett, aged 18, both colored, were lynched here early this morning for the alleged murder of Willie Hart, a printer, who was stoned to death on Saturday night, Sept. 21. The mob went to the jail and were refused entrance. The doors were then battered down, and the prisoners quickly removed and swung from a railroad trestle. The details of Hart's death are not accurately known, but the evidence was conclusive that Fields and Garnett were his murderers.

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VESSELS FOUNDER

Schooners Drake and Michigan Lost off Vermillion Point.

Sault Ste Marie, Michigan, Oct. 2.—The Northern Wave entered the canal at 6.30 o'clock, with four of the crew of the steamer Drake and schooner Michigan, undoubtedly foundered off Vermillion Point this afternoon.

When about 15 miles west of Vermillion Point with a 55-mile gale blowing and in a heavy rain and snow storm, the Michigan, in tow of the Drake, began to fill. The Michigan was abandoned, her crew being taken on board the Drake. While the Drake was rescuing the Michigan's crew the two boats came together, the Drake losing her smokestack and having her decks and cabin stove in. Little headway could be made by the Drake, and her cabin was cut up for fuel. She began to fill and was flying distress signals when sighted by the Northern Wave. Capt. M. S. Peterson, in attempting a rescue had his boat badly damaged. Two of the crew of the Michigan, and two of the Drake's crew got aboard the Northern Wave and the balance were picked up by the Crescent City. Capt. Peterson believes both the Drake and Michigan went down, as there were four inches of water over the Michigan's cargo of iron ore and 20 inches in the Drake when they were abandoned.

The Michigan went down at 2 p. m., and all agree that it was only a question of a short time when the Drake would founder as she was filling fast when abandoned at 5 p. m. The Crescent City is not damaged.

Kingston, Ontario, October 2.—The steamer Richelieu, owned by the Richelieu & Ontario Navigation Co., and engaged on the route between Kingston and Belleville, foundered today while bound for this city. She was within three miles of port when she took a header and sank. A fairly heavy sea was running, which caused her cargo of freight to shift and before she could be righted she filled and went down in about 60 feet of water. Her crew and the passengers got ashore safely.

The Richelieu carried 60 tons of furs. She was built at Montreal in 1845, was owned by Capt. Fligault of Montreal, and was valued at \$8,000.

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SCOTCH SHOW

Ex-Mayor Smith Speaks Highly of the Glasgow Exhibition.

"I suppose you took in the Glasgow Exposition," Ex-Mayor Smith was asked this morning.

"Yes, Spent two days there."

"How did you like it?"

"I was very much disappointed with it, but probably I expected too much but I consider the Toronto exhibition a long way ahead of it."

"What parts of the exposition did you consider the best?"

"I considered the fruit exhibit of Canada the most important part of the show, as it was certainly fine, and in splendid condition, and the Irish exhibit was very interesting, and their buildings and surroundings were typical of the country and they deserve special credit for their display. The display of Canadian buggies was not up to the mark and Gray & Son, or Miller's work I consider far superior. From a financial standpoint, the exposition is a great success so long."

RUBBER SEASON IS APPROACHING

And we wish to remind you that this is the store where you may buy the very best RUBBERS MADE. A glance at our East Window will show you exactly what our Rubbers are made of

Pure Gum

We have Rubbers that fit any shoe.

When wanting Rubbers see us.



Peace's Cash Shoe Store
4 Doors from Marke