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KEEP YOUR MOUTH SHUT SAID DALLAS TO FOX

Startling Testimony in the Trial of the Twins.

SULLIVAN'S THREAT "TO OPEN UP"

What He Had to Divulge Not Made Apparent.

The Crown Has Subpœnaed Sullivan to Give His Reasons for Making the Threat That He Did—The Evidence of Expressman Fox As to Finding the Doors Locked in the Colborne-street Warehouse at 10 o'Clock on the Morning of the Tragedy Considered as Important by the Crown—Fox Swears That He Took the Spectacles Off the Face of the Dead Man and Handed Them to Harry Hyams—Mrs. Hyams Unable to Continue Her Testimony Yesterday Owing to Illness.

Little that was new and little that was startling was brought out at the fourth day's session of the trial of the Hyams twins at the York Assize Court yesterday. When the court opened, Mr. Osler announced that Mrs. Harry Hyams, who fell in a fit of hysterics from the witness chair on Saturday evening, was too ill to appear and continue the evidence. He added that Dr. Riordan, the physician who was attending the lady, had expressed the opinion that she would be able to attend court and give her evidence on Tuesday morning.

The day was taken up with the evidence of Uriah Jones of Pickering, the uncle of the alleged murdered boy, and of Joseph Fox, the expressman who was the first man in the warehouse on the day of the tragedy, after the arrival of Dr. King. Fox gave his evidence in a manner that was calculated to convince the jury that he was anxious to tell the truth; but his testimony differed in many respects from that which he gave at the preliminary examination. The fact that he was on intimate terms with the accused twins and naturally had a kindly feeling towards them may in a measure explain this circumstance. There was little that was new brought out in Fox's testimony; but there was one feature of his evidence that caused a sensation in court. That was with reference to a request made to him by Dallas Hyams that he should ask Undertaker Humphrey to keep his mouth shut in reference to a certain matter. It appears that a man named Sullivan, who was at that time either proprietor or manager of the Oriental Laundry, called upon Fox and told him that unless the Hyams brothers "let up" in their efforts to make Sullivan and one Wilson, cashier of a bank in the city, pay their indebtedness to the Hyams Bros., he (Sullivan) would "open up" on the Hyams Bros., and that they intended to see Undertaker Humphrey in the matter. Then it was that Dallas told Fox to see Humphrey and request him to keep his mouth shut. This testimony naturally created a sensation in the court.

Another interesting feature of the session was when Mr. Lount asked Fox, who is a man of giant stature, probably measuring 6 feet 2 inches in his stockings, whether the prisoners were courageous men. Mr. Lount did not think they were men of an intrepid nature, but he wished the opinion of Fox, who had been personally acquainted with them for two or three years, in that regard. Fox replied that he thought they were men of very nervous temperament, and men who would not be regarded as courageous.

The tender way in which both Mr. Osler, for the Crown, and Mr. Lount, for the defence, handled the witness led the spectators to the conclusion that the Crown was not sure of this witness, and that the defence did not think it was policy to deal too harshly with him.

The Crown claims that the telegram addressed to Uriah Jones, Pickering, which was written out by Willie Wells in the presence of his sisters on Sunday evening, January 15, and stated that he would be down on Monday, was suppressed by Harry Hyams, who agreed to send it from Currie's drug store at Church-street and Wilton-avenue, but failed to do so. Local Manager Hogarth of the G.N.W. and Isaac Currie, the agent, produced the record sheets of messages sent on Sunday and Monday, but there was no entry of this telegram. Uriah Jones, the uncle of the dead boy, also swore that he never received any such message.

Jones was then questioned as to the purchase of a farm by deceased. The agreement for the transference for the farm was submitted, but witness being unable to read or write could not identify it. Jones, however, identified his mark on the document and despite the objection of the defence His Lordship ruled that the agreement should go in on this identification. The agreement was signed on January 6, 1893, and $1000 of the purchase money was to be paid at Whitby on January 10. That day witness received this telegram:

Cannot come until to-morrow afternoon. Will wire when coming. WILLIE.

On January 14 he received this telegram:

Meet me at Whitby at 2.30, at Aunty's. WILLIE.

He went to Whitby, but Wells did not put in an appearance. The next telegram he received was on Tuesday, Jan. 17. It read:

Will C. Wells killed by accident to-day. Buried at Oshawa Wednesday. AYLESWORTH.

The defence will put in evidence with a view of showing that at the time of the tragedy the police authorities, after investigating the facts, concluded that the affair was an accident. It was in this line that the cross-examination of this witness was conducted by Mr. Lount. Witness denied that he had received a letter from either Detectives Cuddy or Davis after the tragedy, but admitted that he had received a letter from Chief of Police Grasett. This letter informed Jones that the officials were satisfied the death of Wells was accidental; he had returned it to Inspector Stark. Mr. Lount applied for and the Crown promised to furnish him with a copy.

Expressman Fox.

Joseph Fox, the expressman, who did business for the Hyams while they were in possession of the Colborne-street warehouse, testified as to the handling of two or three "jags" of furniture to the warehouse. Then he described the entrances to the building. There were two doors, one on the east and one on the west side, both entering into the same room, the windows for light being located between the two doors. The office, which was on the ground floor, was not partitioned off, but only divided from the main room by a four-foot railing. Persons employed in the office would therefore have a full view of the entire floor.

The changing of the heavy weight on the elevator for lighter ones was gone into at length by Mr. Osler. Witness swore that the effect of putting on the light weight would be to render the elevator less safe, as the light weight would not more than balance the cage, even if it did that. If any weight was put on the cage it would descend with great velocity, as the weight would not balance it.

He would not swear whether it was before or after the experiments with the light weight that the elevator cage was repaired and gates put on the front of it. The hook in the weight was similar to the one in the weight produced and the splicing of the rope was identical.

Fox testified to the erection of a platform on the south side of the elevator near the weight shaft on the top flat. He could not tell what the object was, but he thought it was for the purpose of having a place for changing the weights, at least that was the idea of one of the prisoners, as expressed to witness. This platform was built shortly after prisoners entered the warehouse. The platform could be used to change the weights, but the easiest way was to change them on the ground floor. There was no need of the platform that he could see. Witness did not think there was any front on the weight left in the basement. There were some boards on the side, but he did not think these reached the ground. There was a block at the foot of the lift a little longer than the width of the weight. The weight in descending with the rope would rest on the block. The block stood 4 or 6 inches from the floor.

The Doors Were Locked.

Proceeding, Fox testified that he went to the Colborne-street warehouse about 10 o'clock on the morning of the tragedy. He first tried the east door and found it locked. He then went to the west door. It also was locked. He had turned away and crossed the street half way when Harry Hyams unlocked the door and called, "Hello Fox," and admitted him. Harry Hyams appeared agitated and his hands were bleeding. Fox asked him what was the matter, and he said: "We've had a dreadful accident." Witness asked who was hurt and Hyams replied, "Willie Wells is killed." Fox asked him where the boy was, and he said he was down the cellar. Fox proposed to go down and see him, but Harry told him not to go down until the coroner came, with the remark that "The coroner wouldn't hurt him." Fox proceeded to the basement.

Then Mr. Osler questioned the witness with a view of contradicting the story told by Harry Hyams to Martha Wells. The prisoner, it will be recollected, told her that Fox had followed him from Leader-lane and entered the warehouse immediately behind him. Fox swore that he came to the warehouse from the west, that he did not follow Harry Hyams into the warehouse, and that the first time he saw the prisoner was when he came to the door and called out to him.

Then Fox proceeded to describe what took place in the cellar. He had asked how the accident occurred and Harry said either that the weight or the elevator had slipped. Harry said that Dallas had fainted down stairs. "I found him fainted," was the expression Harry used. When Fox saw the body it was lying on its stomach, with the hands stretched out straight behind the head, turned sideways with the right side up. The body lay with the head pointing toward the northwest. The right leg was slightly drawn up. There was a pair of old gloves on the hands. Witness was quite confident about the gloves, because he took them off the hands himself.

Harry Hyams told Martha Wells that Fox assisted him to lift the weight off her brother's head. This Fox denied, but stated that when he went downstairs the weight was leaning against the elevator, a couple of feet distant from the head of deceased. The rope which should be attached to the weight was not in sight in the cellar. He remembered seeing a chisel and hammer in the cellar, but would not like to say whether there was an ax there or not. The stove was generally going, but he could not say whether the cellar was warm or cold that morning.

Fox swore that the spectacles of Willie Wells were on his face. The right eyeglass was broken, but the left whole. "I took them off his face and handed them to Mr. Harry Hyams."

"Can you produce those spectacles?" said Mr. Osler, turning to the counsel for the defence.

Continuing, witness said he could not remember whether the frame of the spectacles "was steel, gold, brass or anything else." Neither could he give any further description of the glasses. Young Wells was very near sighted. He could not see an object three yards away without glasses. The Crown claims that he would not have thought of going near the elevator without his glasses on. These glasses have been missing since the accident. It was important for the defence that these glasses should be accounted for. Fox swore they were on Wells after his death.

Witness said he went to Humphrey's undertaking establishment on one occasion.

"Was it in consequence of anything that either of the prisoners said that you went there?" asked Mr. Osler.

"Dallas told me to go there and tell Humphrey to keep his mouth shut, that's all," said the witness. Then he went on: "Mr. Sullivan, of the Oriental laundry, who had borrowed $1300 or $1400 from the Hyams, came to witness' house and said that if the Hyams didn't keep their mouths shut about the money Sullivan would "open up" on them, and that they intended going to see Humphrey. Then Dallas told witness to go and see Humphrey.

"What was Humphrey to keep his mouth shut about?" asked Mr. Osler. "I don't know," said the witness.

"Now, I want you to tell me just what you told Dallas Hyams before he told you to see Humphrey?"—A. I told Dallas that Sullivan had been at my place and said that if the Hyams didn't stop suing Wilson, cashier in one of the banks, that they were going to open out on the Hyams; that the best thing the Hyams could do was to keep quiet, and that they intended seeing Humphrey. Then Dallas said: "Well, you just go up and see Humphrey and tell him to keep his mouth shut, and have no conversation with him—something to that effect."

"What was Humphrey to keep his mouth shut about?"—A. "I can't tell."

After Fox had said that he never knew anything wrong with the elevator, except on the occasion when Kidd was repairing the cage, Mr. Lount took the witness.

Fox said that before the prisoners had the warehouse he used to take furniture on chattel mortgages and store it in different warerooms. They conducted the same business subsequent to the leasing of the warehouse as they had apparently been conducting for a couple or three years previously. While in the occupancy of the warehouse the prisoners occasionally had furniture removed from houses to auction rooms.

To prove that the Hyams might have expected Fox to drop in the morning of the tragedy between 9 and 10, witness was asked if he was in the habit of dropping into the warehouse of a morning between these hours.

Fox said that Willie Wells was in the habit of riding around the first floor of the warehouse on a bicycle, and Harry Hyams warned him "to be very careful or he would be happening with an accident." It was after this morning that the gates were put on. The gates would prevent a person falling into the elevator.

Fox had seen Wells work the elevator up and down on several occasions and once had seen him ride up and down "just for amusement." Harry Hyams gave orders that no person was to use the elevator except Fox.

The elevator was a rickety sort of thing. "It was like working your life out to pull it up," said the witness.

Fox swore that one day shortly after the Hyams engaged the building he heard something rattling in the shafting and on going down cellar found the weight off the rope.

Witness was quite sure that Harry Hyams the morning of the tragedy used Dallas' name, but whether he said that "Dallas was to do something to the elevator" or that he thought Dallas was doing something he could not recollect.

Mr. Lount asked this question: "Now you have said that when you first saw the body it was lying on its stomach with the right side of the face upward. Now, that would be the position, would it not, in which a person would fall, if he was looking up the shaft and was struck by the weight?"

"It might possibly be so," said the witness, and with this answer Mr. Lount had to be content.

Reverting to the spectacles, Fox said he did not notice them until the coroner had gone and the body was turned over. The spectacles looked as if they had been pressed together and the portion covering the right eye bent backwards.

Fox said he did not observe any blood on Harry Hyams' shirt front. Had there been any he felt satisfied he would have seen it, as he was talking to him for 15 minutes.

In support of Dallas' statement he went into the office to write a letter, and hung his coat up in the office. Fox was asked if he saw a coat hanging there. He swore he did not see it.

The Bloodstained Packing Case.

The man who purchased the packing cases stored on the first flat will swear that there were spots of blood on the cases. To offset this Fox was asked what he did with the blood-stained coat which was taken off Wells by the undertaker and he swore that he carried it upstairs and laid it on a packing case.

Then Mr. Lount touched upon the Sullivan threat to "open up" on the Hyams if they didn't be careful what they were doing and let Wilson alone. Fox understood that both Wilson and Sullivan owed the Hyams and the latter were pressing for payment. Fox stuck to the story that Dallas told him to tell Humphrey to keep his mouth shut. "I am instructed by Dallas," said Mr. Lount, "that what he told you was to tell Humphrey to pay no attention to them. Is that correct?" "No," said the witness, "he told me to tell Humphrey to keep his mouth shut. I remember that distinctly."

Counsel for defence sought to introduce evidence as to warnings given Wells by the prisoners as to the danger of the elevator.

Mr. Osler held that these warnings were exactly what a person contemplating the crime which the Crown alleges was committed would do, His Lordship admitted the testimony of Fox as to these warnings.

Fox swore that the time the weight slipped off he found it resting on its end on the buffer. At the preliminary examination he swore it was out of the casing and lying on its flat on the ground. When this fact was called to his attention he took back his statement that it was resting on its end.

Witness swore that Wells was in the habit of bringing coal up on the elevator, and when doing so wore the gloves which were on his hands when Fox saw the dead body.

Witness would not swear whether the rattling he heard in the casing on the day he found the weight off was caused by the weight going down or the rope and hook going up. What he heard was not like what he thought would be made by a 200-pound weight falling down. This enquiry was pursued with a view of showing that the weight had been lifted off previously, in order to convey the impression that it had fallen.

Fox was still in the box when the court adjourned.

A Senator Murdered While Sleeping.

St. Louis, Mo., May 13.—State Senator Peter R. Morrissey was murdered while asleep in bed by Maude Lewis, at her home, 2519 Washington-street. The woman sent a bullet crashing through Morrissey's brain, placing the muzzle of the pistol against the sleeping man's eye and pulling the trigger. She also shot him in the mouth.

MANITOBA SCHOOL QUESTION.

Dealt With in an Able Manner by a Well Known Toronto Man.

Perhaps no subject now before the Canadian public attracts the same interest as the Manitoba school question. Upon it parties are liable to divide hopelessly. McKenna's Bookstore, 80 Yonge-street, has now on sale a treatise on this subject by Louis P. Kribs, in which the law and the facts are clearly set forth. To fully understand this question you must read this work.

THE BEST IS THE CHEAPEST.

And Yet Some People Are Very Hard of Belief on This Point.

The latest news from New York is that Dunlap has revolutionized the hat trade. His supremacy is universally acknowledged, proof of which is that every other maker has sought to imitate his inimitable style. If imitation be the sincerest form of flattery Dunlap has it, but all who know anything about hats know both the distinction and difference. Dunlap's Derby has secured such a hold of public favor that it reigns supreme. Dineens' are the Canadian agents and pay cash for all shipments. One of the largest and best shipments has just been received. The hats are excellent, they are in the new spring colors. Their price is $2.50 and $3, and they are not only the best but the cheapest.

Ask for delicious "Salada" tea.

Blight Bros.

One thousand-page special parchment copying tissue letter book at $1.25 is the cheapest and best on the market. 65 Yonge-street. 246

Turkish baths, day and night, 204 King-st

Arlington Hotel.

This elegant, comfortable hotel offers every inducement to those desiring permanent winter accommodations.

Dufrane, Photographer, Yonge-street Arcade. Finest cabinets, $1.50 per doz. For 30 days only. 236

Breakfast Specialties.

Most people use coffee at breakfast, and those who are looking for a pure, fine flavored article at a medium price should try Michie & Co.'s plantation blend at 37c lb.

THE RURAL MILITIA CALLED OUT

Where the Annual Camps Will Be Held.

PROPOSED NEW FLAG FOR CANADA

Continuation of the Debate on the Budget.

No Official Knowledge of Hon. Mr. Bond's Visit to Ottawa—Contracts for Carrying West Indian Mails—Mr. Guimet Replies to Mr. McCarthy's Question in French—The Charge Against Thomas Watters Given to the House—No Danger of Importing the Scale Fruit Pest—The Atlantic Mails.

Ottawa, May 13.—The Minister of Militia has decided which corps of active militia shall be called out this year for twelve days' training in camps of exercise, and the formal order in reference thereto will be published in a day or two. The following is the roster of Ontario battalions to be trained:

No. 1, District corps to train at Wolseley barracks, London, commencing June 18, 1st Hussars, London; 21st, Windsor Battalion; 22nd, Woodstock; 27th, Sarnia; 29th, Waterloo and 32nd Bruce Battalion.

No. 2, Toronto district—Corps to be trained at Niagara-on-the-Lake, commencing June 18, 2nd Dragoons, 12th York Rangers, 34th Ontario Battalion, 37th Halton and 77th Wentworth Battalion.

In addition to the above corps in the Toronto district the 35th "Simcoe" Battalion and the 36th Peel Battalion will drill in regimental camp, commencing June 18, at such place as may be determined by the respective commandants.

Districts 3 and 4—Corps to train at Kingston, commencing same date: 3rd Dragoons, 4th Hussars, 40th Northumberland Battalion, 46th East Durham Battalion, 49th Hastings Battalion and 50th Prescott Battalion.

The camp of No. 5 district will be held at Laprairie, No. 6 Compton, No. 7 Point Levis, No. 8 Sussex, N.B., No. 9 Nova Scotia (regimental camps) and No. 12 at Charlottetown, all commencing June 25.

The training of the corps enumerated is on account of the fiscal year 1894-5 and applies only to rural militia, the city corps and field batteries not being included because they have already trained and been paid for it.

A suggestion was made to Hon. Mr. Dickey to-day to reduce the allowance for horses of cavalry and officers generally from $1.a day to 50 cents and to devote the amount thereby saved to calling out more battalions. The Minister could not approve of the proposal, the allowance for horses being fixed by statute.

Proposed New National Flag.

The question of the adoption of a more expressive national emblem than the present Dominion flag has been discussed occasionally during the past few years. It is felt by many that the red ensign, with a single symbol on the fly representative of the Dominion, is much to be preferred to the present flag which contains the arms of all the provinces grouped together in such a manner that they are not readily distinguishable on a vessel when seen from a distance. Sir Donald A. Smith, M. P., has been devoting some attention to this subject, and the other day called together a number of members of the House of both sides of politics for the purpose of laying his views before them. The view of those who desire a change is to symbolize the idea of federal unity by substituting the Maple Leaf or the Beaver, in place of the present group of provincial arms. Those who discussed the subject with Sir Donald were almost a unit in favor of the Maple Leaf. Lady Aberdeen has been consulted about the matter and warmly approves of the proposed change. Enquiries are now being made as to the most effective way of carrying out Sir Donald's proposal. It will be necessary, first of all, for our Government to approve of the adoption of the flag and then to seek a fiat of the College of Heraldry in Great Britain. In order that its use may be legalized on Canadian ships the approval of the Imperial Government will be necessary, and a warrant must be obtained under Her Majesty's seal. The matter will be submitted to the Hon. Mr. Costigan in a few days. A specimen of the suggested new flag was on exhibition in one of the rooms of the House of Commons to-day and was greatly admired.

No Official Knowledge of Mr. Bond's Visit.

Apart from the questions the proceedings in the House to-day were of little interest. The budget debate was continued by Messrs. Masson and McDonald of Huron and Sir James Grant, and again adjourned.

When the House met Mr. Davies introduced his bill to amend the Dominion Elections Act, the object of which is to provide that the ballot shall be marked only on the white disc.

Mr. Davies asked if the Government had received any information that Mr. Bond had left Newfoundland for Ottawa, and if he were coming here at the request of the Government?

Mr. Foster: The Government has no official intimation on the subject.

Mr. Davies: Has Mr. Bond left Newfoundland?

Mr. Foster: We have no information whatever.

Mr. Haggart, replying to Mr. Denison, said he had directed an enquiry to be made as to the probable effect the channel proposed to be constructed at Chicago to give a waterway for vessels between Lake Michigan and the Mississippi River would have upon harbors in Canada and on the Welland and St. Lawrence canals and on the navigation of the lakes. Before taking any steps in the matter he desired to have this report.

Sir Adolphe Caron informed Mr. Denison that the department was now in correspondence with the Allan Line in reference to the carriage of British mails by the two fast vessels of the Dominion Line.

West Indian Mails.

Mr. Ives, replying to Mr. Davies, explained that a new contract had been entered into with Messrs. Pickford and Black of Halifax for the West India service. The contract was modified considerably over that hitherto in existence. For the Demerara service the rate would be $5000 each for 12 monthly trips; for a monthly Jamaica service at the rate of $15,000, and for all services combined $35,000 per annum. The contract was for five years, from July 1. Tenders were not called for, because contractors who are familiar with the route and ports to be touched at and have their business con-

Continued on Second Page.

FOR YOUNG WOMEN'S GOOD.

Proceedings at the Annual Meeting of the Christian Guild.

At the annual meeting of the Young Woman's Christian Guild, held last night, Mr. T. Eaton presided, and addresses were delivered by Hon. S H. Blake, Revs. Dr. Galbraith, T. B. Hyde, A. H. Baldwin, and A. B. Chambers and Mr. T. Harvie. Vocal solos were rendered by Miss Ella Patterson and Mr. H. M. Blight.

The Guild has a membership of 855, including active, associate, life and sustaining members. There are 31 classes, 23 teachers and 400 students. Four thousand people visited the Guild monthly during the year, and an average of 200 taking books from the library. The employment bureau, free to girls, supplied situations to over 400 of 1100 applicants. An excellent course of lectures on nursing and other subjects had been given, and the cooking, sewing and dressmaking classes had been well attended.

During the year the receipts were $3420.87, expenditure $3401.77; balance on hand $19.10.

Officers and Board of Management.

President, Mrs J. Harvie; vice-presidents, Mrs. Elias Rogers, Mrs. A. Fraser; secretaries, Miss Brown, Miss Morton and Miss Bambridge; general secretary-treasurers, Misses J. S. and B. Mitchell.

Board of Management: Mesdames T. Eaton, Ryrie, Jardine, Bascom, Coatsworth, Duncan, Wyldman, H. Webb, Davis, Baxter, Wilson, Fry, Hodgkin, Ryrie, Walton, Lyod and the Misses Sweetnam, Harvie, Wallace, Russell, Cadow, Henry, Mara, Mather, Shore, Dr. Julia Thomas, Johnston, Cohen, aPge, Niel, Chambers, Horsey, Jaffray and Wetherald.

Advisory Board: Mesdames S. H. Blake, G. A. Cox, J. L. Blaikie, W. B. McMurrich, W. H. Howland, W. T. Aikins, H. Gooderham, W. W. Ogden, Crombie, H B. Gordon and Miss Joseph, and Messrs. Hon. S. H. Blake, G. A. Cox, E. Rogers, T. Eaton, J. Harvie and Dr. W. T. Aikins.

FELL FROM HER BED AND DIED.

Death Came to Mrs. Morrison While Alone in Her House.

Mrs. Morrison, a middle-aged woman, whose home was at 45 Stratford-street, was found dead in her house yesterday morning. Her husband, James Morrison, is an inmate of the General Hospital, suffering from alcoholism. The woman has also been addicted to drink. She had been unwell for a few days past, and was attended by Dr. Woods. When the neighbors found the body yesterday, a small gash on her brow showed that she had fallen from her bed during the night, and died on the floor. An inquest will be held Wednesday evening by Coroner Lynd.

GREAT MEETING OF WOMEN.

Preparing for the Annual Convention to Be Held in Toronto.

The Toronto Local Council of Women held a special meeting yesterday afternoon in the theatre at the Normal School to consider the agenda for the annual meeting of the National Council of Women, which takes place at Toronto on the last four days of this month. Mrs. Grant Macdonald presided.

In conjunction with the convention there will be meetings of the Dominion King's Daughters, Girls' Friendly Society of Canada, Women's Art Association of Canada, Toronto Humane Society, Toronto Local Council, W.C.T.U. of Toronto and Young Women's Christian Association of Toronto.

An evening conference will be held at the Pavilion on the 28th inst., at which the Countess of Aberdeen will preside. Her Excellency, who is president of the National Council, will also preside at all sessions of the convention.

Representatives from local councils throughout the Dominion are expected to be present, also delegates from national councils in Switzerland, England, Germany, Sweden and the United States.

CONTRACTOR ST. LOUIS FREE.

Judge Desnoyers Decides That the Pay-lists Were Genuine.

Montreal, May 13.—Judge Desnoyers gave judgment this morning in the case of the Minister of Justice against Emmanuel St. Louis, contractor of the Wellington bridge, for obtaining moneys on false pay-lists. The charge was dismissed by the judge.

A COLD WAVE

Has Arrived and Will Last Several Days.

People who make a practice of cutting off the coal supply at the first approach of dog days got a severe shock yesterday, when they rose and found the mercury falling down the tube. A few nights ago it was so hot that the hired girl and her alleged cousin sat on the kitchen steps until 11 or 12 o'clock. After the cat had been kicked out doors, the bull dog safely locked in the coal bin, and all hands gone to bed, the advance guard of a cold wave crept over the city, and people half awake got up at 3 a.m. hunting for more bed clothes. They shivered and shook all day yesterday, and now they're calling us up from dozens of houses: "Send us a ton of No. 4 to put us through the cold snap," they say. They're sensible, too, for it's not over yet by any means. Telephone 2246, 2349, 4048, 1310, People's Coal Co.

Ask for Dewar's Scotch whisky, as supplied to her Majesty, Queen Victoria. 246

Arbor Day.

Arbor Day continued Monday and Tuesday at Leslie's Nurseries. Splendid stock at half price. Fine weather for planting. Telephone 1980, 1164 Queen-street east.

Ask your shoe dealer for Cerol Russet Dressing. Price 15 cents.

The Late Supt. of the Kingston-road.

Mr. John Crandall, late superintendent of the Kingston-road between the Woodbine and the Markham-road, for fifteen years, was buried on Sunday at Highland Creek. Mr. Crandall had been ill with consumption for the past year. He was a member of the York I.O.F., who made the funeral arrangement. The line of carriages was nearly a mile long.

Fetherstonhaugh & Co., patent solicitor and experts. Bank Commerce Building, Toronto

Beaver, "the gentleman's chew," can now be had in thin plugs. d

Don't suffer from indigestion one day longer. Buy a package of Adams' Pepsin Tutti Frutti. Refuse imitations.

Eggs 11c per doz., Redpath gilt sugar 3 1-2c. Peas, corn, tomatoes 7c per tin, potatoes 70c per bag. John Miller & Co., 77-81 Queen-street west. 246

The patent pipe sifter, enclosed in each 10c package Tonka smoking, fills the bill. Try it.

DEATHS.

CRELLER—On May 12, William Creller, the beloved son of Hiram and Jane Creller, aged 21 years and 8 months. Funeral will take place from his parents' residence, 138 Dovercourt-road, on Tuesday, May 14, at 2.30, to Mount Pleasant Cemetery.

SIMSER—On Monday, May 13, Amelia A. Farrell, dearly beloved wife of Philip Simser.

Funeral from her late residence, 79 Euclid-avenue, on Wednesday at 2 p.m. Friends and acquaintances please accept this intimation.

Cornwall, Ont., and St. John's, Nfld., papers please copy.

'Turkish baths, open all night, phone 1286

Eggs 11c per dozen, Redpath granulated sugar 3 1-2c. Peas, corn, tomatoes 7c per tin, potatoes 70c per bag. John Miller & Co., 77-81 Queen-street west. 246

The "Empress."

"Empress" Hotel, corner Yonge and Gould-streets, R. Dissette, proprietor. Large, airy bedrooms, private parlors, excellent table, every convenience; electric cars pass every few minutes. Rates $1 and $1.50 per day. 246

A REASONABLE HOPE.

SIR MACKENZIE (solicitous for his Remedial Order): I trust, now that he perceives I am about to offer him a bone and not a club, that he may evince a friendlier spirit as it were.

LORDS IN THE LOWER HOUSE

A QUESTION WHETHER PEERS CAN SIT AS COMMONERS.

Three Members Who Have Succeeded to Peerages Recently Will Test the Matter—A Bill to Permit Colonial Judges to Sit on the Judicial Committee of the Privy Council.

London, May 13.—William W. Wolmer, George Nathaniel Curzon and William St. John Broderick, respectively members of Parliament for West Edinburgh, Southwest Lancashire and Surrey, and eldest sons of the Earl of Selborne, Lord Scarsdale and Viscount Middleton, are carrying out their intention to test the question whether heirs to peerages, sitting as members of the House of Commons, are entitled to remain in that body after they become Peers. To-day Mr. Wolmer, formerly a Courtesy Lord, with the title of Viscount, who has just succeeded to the Peerage in consequence of the death of his father, the Earl of Selborne, appeared in his accustomed place in the House of Commons, ignoring the fact that he had inherited a seat in the Upper House.

Mr. Labouchere asked the Speaker whether a peer had any right to a place within the bar of the House of Commons?

Speaker Gully asked Viscount Wolmer, otherwise Lord Selborne, whether he had applied for a summons to the House of Lords.

Viscount Wolmer replied that he had not made such an application, and, furthermore, that he did not intend to do so until the House of Commons decided that he was no longer a member of that body.

The Speaker said that the question had already been decided by the House, and called upon Lord Selborne to withdraw behind the bar, which he did.

Sir William Harcourt, Chancellor of the Exchequer, said that in view of the arising of an event so unusually and constitutionally important the House ought to take the matter under advisement and establish a course to be pursued in regard to such case. A person becoming a peer, he said, must necessarily become a lord in Parliament. It would be impossible to deprive himself of a seat in the House of Lords. He thought, however, that it would be proper to refer the inquisition to a committee, such as was appointed to deal with the college case.

Mr. Balfour agreed with Sir William, but Mr. Chamberlain differed with him, saying his sympathies were wholly with Viscount Wolmer.

After further discussion the matter was put over until to-morrow.

Colonial Judges on the Judicial Committee

Sir William Harcourt, replying to a question by Sir George Baden-Powell, said a bill to enable colonial judges to sit in the Judicial Committee of the Privy Council would be immediately introduced by the Government in the House of Lords.

Slow Mail Boats Not Wanted.

Arnold Morley, Postmaster-General, said in response to an enquiry on the subject that he hoped to effect an arrangement by which the concurrent arrival in New York of Saturday and Wednesday mails from London would not recur. He added that he had been advised that the mail contractors would not hereafter allow slow and fast steamers to alternate in their sailing day. They had promised to curtail the service of the slow boats. Mr. Morley further said that new engines had been placed in the White Star steamer Germanic, and she will be considerably faster than hitherto.

EDWARD BLAKE TO RETIRE

MAY BE APPOINTED ON THE PRIVY COUNCIL JUDICIAL COMMITTEE.

Some Nationalists Now Favor His Going Out, and He Himself Recognizes That His Usefulness is at an End—Mr. Blake Declines to Say Anything on the Matter.

London, May 13.—I learn on good authority that it is understood in Nationalist circles that Mr. Edward Blake intends to retire from the British Parliament at the end of the present session.

He feels now no hope that his presence is efficacious towards healing the faction feuds of the party. Moreover, the adoption of the Home Rule bill by the House of Commons makes his presence indispensable.

Another reason is that some Nationalists, notably Timothy Healey, who worked to secure Mr. Blake's presence, now favor his retirement.

Mr. Blake himself says nothing; but his friends say it is possible to retain his association with England by making him a member of the Judicial Committee of the Privy Council, before which he has become a foremost advocate.

Mr. Blake still talks of Canada as his home, but expresses no desire to return to Canadian politics.

RANK! RANK!! RANK!!!

Are the Views of Some of the Would-Be Conservative Aldermen.

Some of them want to fire out the mechanics at the electric works, and send the taxpayers' good money to Chicago for the benefit of Americans. Choke them off by voting down the bylaw. Howell, the cutrate shoe man, wants to keep it in the city so that the men can have a dollar to spend; he can save you many dimes already. Big remnant sale on 1-2 price; 246 Yonge-street. Don't forget the address.

To feel buoyant and cheerful use Adams Tutti Frutti after meals. It aids digestion wonderfully. Refuse imitations.

A Gratifying Report.

The new business received during the year 1894 by the North American Life Assurance Company was over $3,000,000, being the largest in the history of the company. Notwithstanding the procurement of this large volume of new business, and the payment to policy-holders of death claims, matured endowments, profits, etc., of the large sum of $133,426, it increased its reserve and surplus funds for policy-holders by $284,000.—Globe, Toronto, Feb. 2, 1895. 246

Turkish baths, bed for all night bather

Viavi Lecture.

Dr. Hartland Law of San Francisco will lecture to ladies only in the large hall, Confederation Life building, Tuesday, May 14, 3 p.m. The Viavi Company cordially invite the ladies to be present. Dr. Law is from the home office, and himself and brother are the sole proprietors of "Viavi."

Ask for delicious "Salada" tea.

Island Delivery.

Michie & Co. have made arrangements for prompt and efficient delivery of all orders for ale, wine, groceries, etc. ed

Why Physicians Recommend Tokay.

Physicians recommend California Tokay from the Santa Clara Valley Vineyards, because it is the most delicious red sweet pure wine ever sold in Canada. We sell it at $2.50 per gallon, $6 per dozen, 60 cents per bottle. Wm. Mara 79 Yonge-street.

A Little Snow.

Lowest and highest temperatures yesterday: Calgary, 38—76; Prince Albert, 30—70; Qu'Appelle, 42—84; Winnipeg, 24—60; Parry Sound, 26—50; Toronto, 28—46; Montreal, 36—48; Quebec, 38—48; Halifax, 48—62.

PROBS.—North to west winds; continued cool; showery in morning, or a little snow, in northern portion, followed by fair weather.