DENIED AN INJUNCTION

TO BLOCK MULOCK DEAL

Chancellor Boyd Holds That City

Acted Within Rights-Fresh

Attack to Be Made.

Chancellor Boyd in refusing yester-

day to enlarge the injunction secured

by J. Ross Robertson to prevent the

sale by the city of the much discussed

Ashbridge's marsh property to the Na-

tional Iron Works, cleared away one obstacle in the path of the city's obtaining authorization of the transaction. As the signature of the lieuten-

ant-governor was only withheld pend-ing judgment on Mr. Robertson's ap-

rlication, it now appears that this ne-

cessary formality can be carried out

and a deed delivered to the company.

But the legal warfare is still to continue. Having failed to prevent the execution of the deed, Mr. Robertson is seeking to have the sale set aside

on the ground of breach of trust. State-ment of claim was served on the city's

legal department yesterday, and Chan-

cellor Boyd, in giving judgment, remarked that the parties to the argument would proceed at their own risk. Should the fresh action succeed, the city and company will have to pay

the costs.

James Bicknell, K.C., who appeared

for the applicant, reiterated the argu-

of a bonus, and in contravention of the lunicipal Act. The chancellor replied that the city might have good reasons

for wanting to sell, such as encourag-ing other industries to locate there

He suggested that the company should be empowered to dispose of land in what it considered to be a reasonable manner. A mayor and responsible

council had seriously considered the matter and had decided that the sale

was for the benefit of citizens. If they had made a mistake, the citizens could

le depended upon to supply a remedy

It would do more harm than good were the law to step in and prevent the mayor and council from carrying out

plan which they considered to be for

Charles Wurtelle, secretary to Caw-

thra Mulock, who is at the head of the

Iron Company, said, after the judg-

ment, that the company had been pro-ceding with its plans, and taking

soundings, and that there had been no delay because of the legal entangle-

City Wins This.

Chisholm yesterday announced that the supreme court had refused the applica-

tion of the Toronto Railway Company for leave to appeal from the order of

the railway commission, compelling the company to pay a percentage of the cost of the new high level bridge over the Don at Queen-street.

The city has altered its plans for the bridge. Originally, the idea was to make a southward curve in Queenstreet at the junction with King-street,

but it has now decided to keep Queen

Mayor Oliver is dublous about the idea of running a laundry in connec-

tion with the civic bath-house. He says that in the United States cities

where the experiment has been tried, the baths have had to be removed.

Trustee Rawlinson, who thought last year of seeking election as an alder-

man in the third ward, is thinking of

it again, but he also has the idea of

SIR JAMES INVITED

To Laying of Corner Stone of Western

Legislative Buildings.

Coincident with the receipt of an in-

of his cabinet to be present at the

ceremony of laying the cornerstone of

the new legislative buildings of the

Province of Saskatchewan, at Regina,

Rutherford of Alberta to a similar

A brilliant program is being prepar-

ed for the entertainment of the dele-

Young Children

Cay Play This

Piano Easily.....

C'Autonola

You can have no idea of the charm of the Bell Au-tonola for non-players un-til you familiarize yourself with this wondprful-instru-ment. With this piano anyone can play all classes of music, and this without necessarily having any

necessarily having any knowledge of the keyboard.

knowledge of the keyboard.

With this instrument in the home you can have operatic. light operatic. classical, popular, vocal and dance music whenever you may wish it. All this is secured to you, although you may note for yourself, through the aid of music roll and treadles.

This instrument is TWO

This instrument is TWO PIANOS IN ONE. It can also be played by hand in the usual way.

We mail illustrated cata-logue to any address on

will be in Calgary at the time.

offering himself for the board of con-

A telegram received by City Solicitor

the public benefit

street straight.

ent that the sale was in the nature

GER TRAFFIC.

Naval Parade



ADIAN

ACIFIC

oto and all points in Ontario.

eptember 24th RN FOR \$18

oast Rates \$41.05 SEATTLE TACOMA PORTLAND TORONTO

ts on sale daily until Oct. 15

licket Office, King and Yonge o, or write R. L. Thompson Toronto.

rains Leave Union Station

Muskoka Lakes, Parry y Sound and intermediate tion. Main 5179. 246tf

D-AMERICA LINE rew Steamers of 12,500 tons day as per sailing list :

ant twin-screw Rotterdam, ister, one of the largest ans of the world. nger Agent, Toronto, Ont.



press of Ireland Sept. 10 ke Champlain press of Britain Sept. 24 Lake Erie press of Ireland Oct. Oct. 18 ake Manitoba

s are equipped with wire-poveniences for the safety f passengers. carry third-class.

for further information, earest C.P.R. agent, or to 1 Yonge-street, Toronto. 2467tf.

Steamship Co., LIMITED

al and New York nd favorably known SS.
600 tons; with highest
dation and high speed, is
all from Montreal at 4
Sept. 13, for New York,
lebec, Gaspe, Mal Bay,
River, Charlottetown

Ialifax. treal to New York, \$48 Bermuda

sursions, \$30 to \$55, by steamship BERMUons, sailing from New
ptember, at 11 a.m., and
0, 2600 tons, 29th Septemm, and every ten day
mries above 80 des for
mfort. rticulars apply to A. r. corner King and Yonge Cook & Son, 35 Add East. Toronto; y, Quebec.

Bell Piano Warerooms 146 YONGESTREET TORONTO Pianos Rented

A WATCH CAMERA



The smallest Camera in the World. Same size as a watch, is thoroughly practical, serviceable and satisfactory. The name of this Midget Camera is the "TICKA."

Enlarged prints 2 1-4 by 3 1-4 made with the Ticka Printing Box.

UNITED PHOTO STORES, Limited

15 ADELAIDE STREET EAST Stores also at Quebec, Montreal and Ottawa.

"The Quality Goes in Before the Name Goes On."



FULL OUNCES

BREDIN'S HOME - MADE BREAD

A perfect table bread, can only be made by experienced bakers-and Bredin's bakers are that.

Then too, every ingredient is the best procurable, with the result—an appetizing and wholesome loaf-

TWENTY OUNCES. never less. Try the Home - Made Bread.

5 CENTS THE LOAF

BREDIN'S BAKESHOPS-160-164 Avenue Road, Phone College 761. Bloor and Dundas Streets, Phone Parkdale 1585.

SPANISH ARMY AND MOORS AT CLOSE QUARTERS AGAIN

Many Gallant Deeds Reported During Course of Several Sevitation for himself and the members vere Engagements.

on Oct. 4, comes another from Premier est despatches received here, were emfunction at Calgary, on Oct. 1. It is expected that representatives from the Dominion and provincial governments inently successful Sept. 20 and Sept. 21 in attaining their offensive object, the turning of Mount Guruga and the sur rounding of the feroclous Beni-Sicar gates, and the occasion is to be made tribesmen. The government is to-day as auspicious as gubernatorial patronpublishing broadcast accounts of many thrilling and gallant episodes of the sey City denot for passing worthless theques, J. Elmer White of unknown address, shot himself. they were met with a fine display of

Spanish valor. Near Taxdir, four battalions of Spanish troops were deployed over a front six miles long. They were charged suddenly by 200 Arab horsemen. General Tovar perceiving that the enemy threatened to break the line, sent out a strong detachment of chasseurs and cavalrymen to check them. The two parties encountered each other with a

errific shock. At first the Moors broke, but they returned to the attack several times before they were finally routed, leaving many dead on the field. The Spanish infantry then feinted a retreat and the Moors, reinforced, swept down upon them. The Spanish line then about faced and fired repeated volleys point blank into the enemy, putting them to flight. The despatches report that the Moors left a hundred dead men on the

A total of 5500 Moors, including 1500 cavalrymen, took part in the fighting The Moors lost 400 men The Spanish troops under General Or-ozco have occupied Aograz.

SIR WM. WHITE BANQUETED Montreal's Canadian Club Honors Naval Architect.

MONTREAL, Sept. 22 .- (Special.)-Sir William White, the famous naval architect, was the guest of honor at the first luncheon of the season under the auspices of the Canadian Club of Montreal.

Don Walter presided and was supported at the head of the table by Sir William White, Sir Augustin Baker Col. Big-Walker, DDr. Bovey, Dean Adams, Col. George Starke, Prof. Porter, R. C. Holden, E. E. Howard, Senator Dandurand, R. W. Reford and R.

S. Brierley. Sir William said: "I have always preached and shall always preach the doctrine that the British Empire shall remain supreme at sea, and you can understaand how happy one feels in the knowledge that thruout the empire there is a determination that that supremacy shall never disappear."

WOMAN'S PRESENCE OF MIND Mrs. Taylor of Wychwood Saves Babies From Flames.

Grabbing a lamp which had exploded in her home on Kenwood-avenue, Wychwood, and throwing it into a bedroom. Mrs. George Taylor, wife of a street railway motorman, saved her family from possible death in the children were sitting about a table MADRID, Sept. 22.-The Span'sh when the lamp exploded. Instead of forces in Morocco according to the lat- throwing it out of the door, which afforded the only safe passage from the room off the living room and then picked up her 10-months-old baby, pushing the other children ahead of her, got out of the house. The house was soon reduced to ashes. The loss

The Broadview Boys' Fall Fair will be held on Friday and Saturday of this week, afternoon and evening.

"AN ARISTOCRAT AMONG PIANOS"

Style "Ionic" In the Heintzman & Co. Art Series, IF it is a question of proven superiority, however measured, the choice will be a

HEINTZMAN & CO. PIANO

(Made by ye olde firme of Heintzman & Co., Litsited.).

The recorded judgments of the world's greatest artists and people of highest musical attainments all go to confirm this statement.

Long since this great Canadian-made piano has been accented as the Standard in highclass piano building.

THE PIANO USED BY CALVE.

PIANO SALON:-115-117 KING ST. WEST, TORONTO, CAN.

Murray's Fall Opening.

It is many years since the arbiters of fashion have made such concessions to the taste for simple, natural grace and beauty as in the costumes for the present season. The abnormal woman has had her turn, several turns, indeed, and unusual physiques have been catered for to a degree only excusable by the reflection that the sweet average woman will look well in anything, tho she is delightfully feminine enough to realize that she looks better in some

Well, her turn has come at last, Dov r at Murray's yesterday one felt as tho a new reign of beauty had been inaugurated. The extremes of the pasthad vanished, and while there is no disputing the exquisite effects of last season's styles for certain types, for many women it was impossible to wear them and live happily. This has all been changed, and a glance around the picturesque showrooms indicated that a compromise had been achieved embodying in the most skilful way all that is most graceful and distinguished with all that is most adaptable to the aver-

age figure in recent costuming.

Color is always of first importance and even before entering the store Murray's gives one a broad suggestion of the nevelties within. With a Louis XIV. background of the most delicate Watteau effects, the work of local brushes after the style of 200 years ago, some of the new suits and millin ery are shown in the latest shad mustard, a gloriously rich golden yel-low, amethyst, taupe and raisin. Evening cloaks are a special feature

in Murray's display. Paris, Berlin and New York have been laid under stress for all the newest ideas in styles, trim mings and materials. Broadcloths coin favor. In the piece models highly tailored effects are the rule. The skirts are fuller and are all of authoritative design, coats are longer and sleeves are tailored. For house wear a three-quarter sleeve is the rule. There are no fur trimmings, and these are usually self-toned. Black is a staple color and a novelty as well Among the new shades are raisin, just the purplish tinge of the fruit; rose reseda, a soft green, amethyst, taupe. grape, apricot and sphinx, a metallic grey. For matronly ladies velours and satin coats are in favor, and satin generally is having a decided revival. Strictly man-tailored two-piece suits are shown the coats from 40 to 50 ins are shown, the coats from 40 to 50 ins. long, silk and satin lined. The skirts are pleated, some in cluster, others with full pleats all the way round. All pleats come below the knee, and the tendency in skirts is to be rather fuller

than last spring. Broadcloth, serges, cheviots and rough tweeds are the leading materials in these models. Among the examples on exhibition are a variety wide enough to illustrate all the leading styles, but as is characteristic of Murray's, no duplicates are to be had in the store. All tastes can be suited at prices from \$18.50 to

Louis costume dresses for street wea are particularly attractive. Exclusive tweed suits, evening cloaks in French models, black trimmed, are to be found in this department. A centre piece is applique over satin, with a vail of Brussels rose point and duchess.
In the millinery galleries another revolution is evident. Dress hats are still quite large, in broad sweeping lines, with rather low crowns. But hats for street wear have very high crowns, with medium brims, and alto-gether more severe lines than the dress

Turbans of every style and larger than formerly are in excellent taste. They have very deep crowns in shako, Cossack, Russian and Hindu forms. All these are equally fashionable, and the variety is very pleasing and acceptable to the several types of beauty.

A great variety of materials is also seen. Felt hats are not so much in evidence as for some seasons, and give way to soft fabrics, silk, satin cloth, beaver cloth, nets, chiffon and crepes. Mounts for trimming are particularly handsome, and little else is used. flames. Mrs. Taylor and her three Walking hats are quite military, shako and cossack being supplemented by Napoleon and cavalier trimmings oriental and Bohemian styles are followed, and the new colors rule, mustard, raisin, sphinx, ocean blue, room, Mrs. Taylor hurled it into a bed- Passifieur, a new mauve, and chamois shades prevailing.

Go in Small Beats for Coal and Previsions and Are Caught in Storm.

ST. JOHN'S, Nfid., Sept. 22.-A tale of suffering and danger was related today by the crew of a boat which left the new Canadian icebreaker Earl Grey, to attempt to obtain coal and provisions on the bleak Newfoundland oast, when the vessel's supply was nearly exhausted. A number of the crew manned a boat and rowed 15 miles to Bay Deverde,

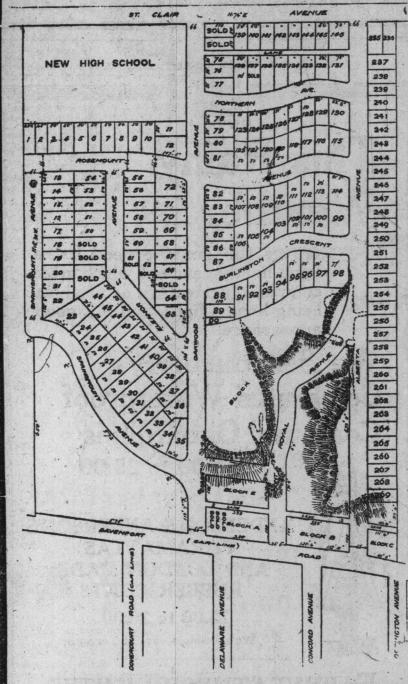
where they obtained two and a half tons of coal in sacks and some provisions, and after telegraphing John's a report of their vessel's plight, they started to return.

mast and sail of the boat next went by The men were adrift all night and at daylight were picked up by a passing schooner. In boarding the schooner schooner. In boarding the schooner one of the seamen was badly crushed, while another had his arm broken. The men were landed at Carbonear, were sent out from this city and

day night. Cartapper Fatally Hurt. BRANTFORD, Sept. 22.—Clarence Bridge, this city, wheel tapper at the Grand Trunk, was fatally hurt in the Batty of Ontario County. railway yards at five o'clock this morning. In walking in a sleepy condition from the fifth to the first track, he was struck by a shunting yard en-

Breaks Both Wrists In trying to recover his kite, which had lodged in the branches of a tree, Howard Freeman, aged 9, of No. 6 West Lodge-avenue, tumbled last evening and broke both his wrists. He was taken to the Western Hospital.

NEW SUBURB "OAKWOOD"



"Oakwood" is the crowning residential section of Toronto. Situated on the crest of what is known as the Avenue Road Hill it commands a beautiful view of the city and all the fresh air and sunshine that could come even to a country district.

There is an abundance of pine and oak trees to make it beautiful, and the sweep of clear air to keep it healthy.

\$20 to \$30 the Foot

Easy terms for investors.

'Oakwood" can be handily reached by the Dovercourt car line.

We have set aside several acres of land on the brow of the hill for prospective educational buildings. The spot would made an ideal location for a school or college. Write for special terms.

There is an office on the premises where any information can be secured, or phone the office.

GOULDING @ HAMILTON, 106 VICTORIA ST. TORONTO "Everything In Real Estate."

in Society.

Dr. Shawe Tyrrell and Mrs. Tyrrell have returned from their summer cottage in the Lake of Bays. Mr. and Mrs. James McCronar, Fort William, are visiting Mrs. Baker of

Jameson-avenue.

Miss Henderson of Lethbridge is the guest of Miss Mamie Meegan.

Mrs. Miller and Miss Muriel Miller
of Springhurst-avenue have returned from England, accompanied by Mr. Alfred Pearson of Winnipeg, who will b

Mrs. Pinney, Chicago, is the guest of her daughter, Mrs. W. C. Bailey, in the King Edward. Mrs. S. H. Milling and daughter, Beatrice, of Parkdale, have left for a visit to New York.

Mr. and Mrs. H. C. Baker of Jameson-avenue have left for a trip to the Pacific coast. Miss Beatrice Gibson, Avenue-road has left to spend some time with Miss Jessie Henderson in Nanticoke, Ont. Mr. and Mrs. Alexander Anderson and family have returned to the city. Mr. and Mrs. W. Lash Miller have returned from Muskoka.

Mrs. Frank Wise of Poplar Plains-road has returned from Lake of Bays. Mrs. Ashton Fletcher has returned from a two months visit in Boston.
Senator McLaren is a guest of his daughter, Mrs. C. L. Benedict, in St.

Vincent-street.
Mrs. Victor McWilliams of Peterboro is the guest of Mrs. O. B. Sheppard. Dr. and Mrs. Nichol have returned from Muskoka Mrs. J. Kerr Osborne and family will

spend the winter in England.

Mrs. Walter Carnochan and family have left for New York, en route for Newfoundland, where she will spend the winter with her son. Miss Constance Harris of West Toronto left on Tuesday night for an extended visit to England and the con-

AT BOWMANVILLE FAIR

Success a Tribute to a "Clean Agricultural Show."

BOWMANVILLE, Sept. 22.—(Special.)-'We have tried to put up a clean agricultural show," said President A. E.Clemens of Bowmanville and the 5000 visitors to-day were unanimous as to the success that had attended the directors' ambitions. The show was held on the splendid new Meanwhile a severe storm had arisen and the seas became so high that the boat nearly swamped. Finally, it became necessary for the men to jettison the coal to escape foundering. The most severe and sell of the host rest are strongly adverse. ciety, to horse racing at agricultural exhibitions, and shall have pleasure in showing you a real clean fall fair, one for which we can conscientiously use the government money," said the address of welcome. In reply Mr. Wilson paid a compliment to the floral hall exhibit, which he said compared fayorwhence they were conveyed here. Tugs ably with Toronto's. He also con demned the marathon for boys, and showed the demoralizing effects of brought in the disabled steamer Sunhorse racing at agricultural fairs of the

United States.

Messrs. Crow and Oille of Toronto judged the light horses. Heavy horses White and were judged by Messrs. White and The display of apples was exceedingA CONTRACTOR OF THE PARTY OF TH

A New Novel of Love and Victory

By Rex Beach

DASHING with breathless interest to an unexpected and triumphant climax, this new Rex Beach novel-from the first page to the last -has all the sheer power of The Spoilers and all the quick humor and human sympathy of The Barrier. The background, superb in its robust romance, is Alaska, not the Alaska of the mines, but another phase altogether—the Alaska where red blood runs in the veins of men-yes, and of women. The hero is a young civil-engineer, in love with the daughter of a financier. In HARPER & search of a fortune, he has faced all forms of hardship in Alaska. When he has almost given up hope, he meets Cherry Malotte - the Cherry of The Spoilers - all fire

and grit and tenderness, and the two join forces. Their battle with fate is a page from life itself-intense, powerful, passionately true.

Illustrated. Pictorial Cover in Colors. \$1.50

ly good. Apples this year are nearly one-third larger than at this time last Fakirs were nearly all excluded, bu

one form of fortune telling was allowed. Steps are being taken to get the provincial detectives on to the game. MOTOR MILITARY CORPS WIII Be Attached to the Ottawa Riflifle

Regiment. OTTAWA, Sept. 22 .- (Special.) -- Otta- Harris. wa is to have a motor car military corps. It will be attached to the 43rd Rifles and will consist of owners of

PHYSICIANS PRESCRIBE The receipts for the day were Dr. Martel's Female Pills

> FOR WOMEN'S AILMENTS. A remedy for medical purposes obained only at first-class drug stores.

dent, the Prince of Wales; hon, vicepresident, Major-Gen. Sir Percy Lake; president, Lieut.-Col. Rogers, 43rd R. D. C.; vice-president, Capt. Harry K t-chum; lieutenant and adjutant, Percy

NEW YORK, Sept. 22.—A flight by Glen Curtis from Governor's Iscars who agree to their use in the land, across the lower bay and around event of an emergency. The name pro- the Statue of Liberty probe bably will be the Motor Association the first aviation event during the and the officers will be: Hon. presi-

> Makes Mild Weather, Moderately Cold, Cold or Zero all Alike.

EASE "ECONOMY"

Toronto Showrooms 36-88 Queen St. East, factured by Pease Foundry Co.