WERE ACCUSED OF SHIRKING THE STREET RAILWAY VOTE.

City Council Left Without a Quorum When the Critical Moment Arrived.

Will Advertise For City Engineer---Miss Lewis Defends Her Position Before the Council.

The most important item on the City Council's programme last night, the report of the Conference Committee on Street Railway matters, was not touched for the very good reason that just enough aldermen to make a bare quorum were in their seats when the subject was reached. Chairman Sweeney of the Board of Works declared that those who hustled out just when the council was prepared to deal with this matter had done so to shirk the vote.

There was a lively scene for a minute or two. Ald. Dickson, who was out of the city, was the only member absent when the meeting began. Aldermen H. G. Wright, Gardner and Howard found it necessary to leave early in the evening. The others rushed out as soon as the question of whether the city should advertise for a new city engineer had been settled. Only ten aldermen remained. Some of these pointed out that there was not a quorum. Ald. Clark heard of the predicament and returned to his seat. Those who remained were, Aldermen Bailey, Anderson, Farmer, Farrar, Sweeny, Allan, Peregrine, McLaren, Hennessey, Jutten and Clark.

Ald. Pergrine was quite indignant. "A vote of censure should be moved on the aldermen who left," he said.

"What are they trying to do?" asked Ald. Sweeney, "shirk the vote on the Street Railway matter?"

It was suggested that the report be laid over in view of the fact that only half the council was there. Ald. Sweeney objected. If the aldermen had left with the intention of shirking the vote they would do it again.

Ald. Clark vigorously objected to the matter being laid over, too. "I had an important engagement to go to and came back here when I found there was not going to be a quorum," he said. "If they want to evade voting on this question they will do the same thing again. Aldermen elected by the city and walking out to break up a quorum!" he added indignantly.

The aldermen agreed, however, that the matter should stand until the next meeting. It was one of the liveliest sessions this year and in spots reminded of one of the famous council of 1907. A great deal of time was taken up with the squabble over the Sick Children's Hospital scheme and Engineer Barrow's case.

Advertise for New Man.

The Council authorized the special committee considering the reorganization of civic departments to advertise for a new City Engineer, but it was a close squeak, and City Engineer Barrow came within an ace of winning. The casting vote of the Mayor decided the matter.

When the committee's report was presented Ald. Farmer, seconded by Ald. Bailey, moved that the clause asking permission to advertise for a new Engineer be referred back.

Ald. Lewis staunchly championed the Engineer, and declared that the engineering department would compare favorably with any in the Dominion. Several others spoke in his favor, and declared that his critics indulged in generalities, but had not been able to show where Mr. Barrow had made a failure of any big job he had undertaken.

Ald. Peregrine and McLaren said Mr. Barrow's services would be of value to the city in some other capacity, on account of the knowledge he had of the city, but they argued in favor of a new Engineer.

Ald. Farrar, who did some talking in the Council for the first time since his memorable flop early in the year, wanted to know if the aldermen had found any new charges against the Engineer from those he had stated last year, when he could not get the support of a single alderman. "I would be in favor of letting him go where he could possibly do better than he has for the city," he said.

Mayor Caused a Stir.

The Mayor caused a stir with his remarks. "Before asking Mr. Barrow for his resignation," he said, "I consulted every alderman around this board, and not one of them said 'No.' Some would not take the stand I took, but no one said 'No.' If you listen to what they said to-night, it is quite a change of heart. The time has come when we require a new Engineer, and I have the courage to lay aside the friendliness between myself and Mr. Barrow and say so. I do not believe that there is an alderman around this board who believes conscientiously to-night that Mr. Barrow is fit to fill the position."

"I do," said Ald. Lewis.

"I have to take your word for it," was the reply. "But it's because you don't know. If you had the experience I had you would not say so."

"You never spoke to me about it," interrupted Ald. Evans.

The Mayor admitted that perhaps he had not. Ald. Nicholson declared that he had never said anything to lead the Mayor to believe that he consented to him demanding the Engineer's resignation.

Then Ald. A. J. Wright jumped to his feet and clamored for an opportunity to speak.

"I must ask you to sit down," said the Mayor rather angrily.

"I must ask you to hear me," persisted Ald. Wright.

"You have already spoken," answered the Mayor. "I must ask you to sit down, and if you don't do so I will have to have you removed."

"You make a statement that you can't back up," shouted Ald. Wright as he sat down.

Was a Close Vote.

The Mayor said that Mr. Barrow went to his house some time ago, and told him that if he could get his salary increased to $2,200 he would be prepared to retire at the end of the year because he was tired of the trouble he was having. The Mayor declared that the other day he talked matters over with the engineer, who expressed himself agreeable to being made the head of another department, as consulting engineer, if he would not have to go to the office daily. "I have no hesitation in saying the time has arrived when we want a new engineer.

"I can stand on this floor to-night, and tell you that there is not a detailed map of the city of Hamilton in the engineer's office or elsewhere, and I am prepared to prove it," declared Ald. Allan.

The Mayor, with the casting vote, declared the amendment lost. The division was as follows:

Yeas—A. J. Wright, Crerar, Nicholson, Lewis, Gardner, Evans, Farmer, Bailey, Anderson.

Nays—Mayor Stewart, Aldermen Hennessey, Clark, Jutten, McLaren, Peregrine, Sweeney, Guy, Allan and Farrar.

The Hospital Scheme.

The long debate over the Sick Children's Hospital scheme was provoked by an amendment to the Finance Committee's report, moved by Ald. Clark and seconded by Ald. A. J. Wright. The committee had moved that the Mayor and Chairman Billings, of the Hospital Board, be authorized to continue to act as trustees of the Sick Children's Hospital fund. The amendment asked that in view of the time having expired on March 14, the trustees be empowered to act only until the accounts to date were straightened out and examined by the city auditors.

Ald. Sweeney said the Mayor knew more about the scheme than anyone else, and suggested that he give his opinion.

"I can tell you right now that I am not going to give you any advice," said his Worship. "You can vote as you like."

The financial statements presented by Miss Lewis, he said, were entirely satisfactory to Mr. Billings and himself. As far as the trustees were concerned, Mr. Billings thought they should not be expected to act any longer. It was for the aldermen to say whether they were to continue.

Ald. H. G. Wright did not think the council had helped the scheme to any great extent, and that it could go on just as well without the city. He thought other trustees would serve as well. "I want to say," he added, "that Miss Lewis has done a great work for the city."

"I would not like to throw cold water on a thing of this kind unless it was shown that the trustees had not a knowledge of what was going on," said Ald. McLaren. He highly commended Miss Lewis on the work she had undertaken.

Ald. Crerar wanted to know what jurisdiction the city had in the matter.

"None whatever," said several aldermen.

"Miss Lewis desired to act in conjunction with the city, and two trustees were appointed," said the Mayor.

Ald. Farrar strongly championed Miss Lewis. He did not think it was very gallant of the aldermen to forsake her at this juncture, when she was half through with it. Cold water should not be thrown on her ambition, and he was satisfied that even though the Council withdrew Miss Lewis would continue with success.

The Mayor's Stand.

The Mayor presented a statement showing that $4,416.95 had been collected to date for the fund, of which $3,789.95 was in outstanding accounts. Aside from this there was an expenditure amounting to $300.

"About books we know nothing," said the Mayor. "All we got was the statements, and they are satisfactory."

"I don't see why you should object to act for the balance of the season, providing the accounts are straight," said Ald. Bailey. "When she came to us with the scheme we thought it was a splendid thing. I understand Miss Lewis is going on with it, anyway."

The Mayor—It is not through any fault found with Miss Lewis. Here is a theatre built last year running against two theatres, one of which was erected two years ago at a cost of $70,000. I think it is a debatable question whether it is fair for the city to stand behind any person helping one theatre to the disadvantage of the other two. If the Council says we are to continue, allright. If I were interested in either of the other theatres I would not think it was a fair thing for the city for the sake of a few thousand dollars to stand behind one theatre against the other two. There is no fault to be be found with Miss Lewis. I think she deserves great credit.

Ald. Farmer—If the Mayor and Mr. Billings want to withdraw I don't see why we should compel them to act. I don't think we have any right imposing terms on the Mayor and Mr. Billings against their wishes. I have nothing to say against the object, which I think is a very laudable one. There may be something said about discrimination, but I don't think we have anything to do with that.

The Mayor—I don't think it is fair for the aldermen to ask me to assume the responsibility. It is in your hands, and whatever you say I will submit to. I think that is far as I should go.

The Council assented to hear Miss Lewis at the request of Ald. Farrar.

Miss Lewis Explains.

"I am perfectly willing for the Mayor and Mr. Billings to decide themselves," she said. Miss Lewis declared that she was going to carry her scheme through, and had no intention of dropping it. The other theatres had an opportunity, but neglected to take advantage of it. She was determined to get the hospital. The aldermen must have known when they took the matter up whether it was going to hurt another theatre. "I will carry it on even to next season," she declared. "The citizens are going to build this hospital. I am going to sell the tickets, and the citizens are going to buy them until I get all the money required."

Ald. Clark said it was rather a disagreeable duty to have to move such an amendment, but there were other people to be considered, people who had been born and raised in Hamilton, made their money here, and invested it. He took the action on a purely business basis. The scheme Miss Lewis was behind was a laudable one, and he desired to see it end successfully. Like the other aldermen, he gave his consent to it. The scheme had been going nine weeks now. When the project was begun it was to be for seven weeks, and that time had now passed. He understood the other theatre had offered Miss Lewis even better terms than she was getting at the house the benefit was given in, and that as a result that theatre decided to give her an extra ten per cent. A proposition had been made that the tickets should be honored at both theatres, but it had never been taken advantage of. Ald. Clark declared he had no personal interest in the matter. The firm he was connected with had done work for both houses, and under reverse circumstances he would do just as much for the Bennett people to be fair with them. "It is just a business proposition," he said. "The scheme is worthy of every respect and esteem, and the woman who will back it is worthy of the same esteem and respect. The city, though, is unduly helping one theatre against another."

Mr. Billings Withdraws.

"In justice to Mr. Billings, I might say his request is to be relieved," said the Mayor.

Ald. Evans was another strong champion of Miss Lewis and her scheme, which he considered was a most laudable one, and he did not see how the Council was concerned about the theatres. It was a private matter with Miss Lewis. The city was neither acting for one theatre nor the other, but simply as a stake holder. It had not spent a dollar on the scheme. It was few people who had the enterprise or love to go into such a scheme. "I don't think the Mayor should get cold feet at this time of the year on the subject. We are satisfied that he should act as trustee, and I do not think he should throw this scheme down or advise us to."

The Mayor declared he did not think Ald. Evans was justified in making these remarks. Ald. Evans said he intended no offence, and retracted.

Ald. Crerar pointed out that the Council could not control or say what theatre Miss Lewis should do business with.

Ald. Peregrine said that the time when the Council should act had elapsed, and he thought that as a Council it should withdraw, and leave the Mayor and Mr. Billings free to act if they desired. An amendment to this effect was moved, seconded by Ald. McLaren.

City Withdraws.

Miss Lewis declared then that she was very pleased to release the Mayor herself. She would get the Presidents of some of the unions of which she had been made an honorary member to act, and the workingmen. "It is a personal fight with myself and the other theatre," she declared. "I do not care if Bennett's does not last twenty-four hours after this scheme is finished, but not now to the Savoy Theatre."

She said she hoped the whole Savoy staff was there to hear what she had to say. She charged them with fighting her, and sending people to Dundas to insult her. She said she would fight a regiment of soldiers to attain her end. She did not think the Mayor was in a position to stand behind a woman who could not perhaps get twenty votes. She promised that she would build the hospital out of Bennett's Theatre if it took five years. The money would stay in the Bank of Montreal, and Mr. Billings and the Mayor could drop out. As far as the books were concerned, she assured the aldermen she would surprise them when the time arrived. "It is simply my fight now, and fight I will," she declared.

The amendment which was adopted was as follows:

That the matter of continuing to act as trustees for Miss Lewis' hospital fund be left to His Worship the Mayor and Mr. Billings to act independently of the City Council and that the report so amended be adopted.

To Buy Trenching Machine.

A recommendation from the Sewers Committee that the city purchase a trenching machine, to cost between $3,500 and $4,000, caused a lively brush. Some of the aldermen, including Ald. A. J. Wright, challenged the wisdom of buying the machine when so many men are out of work. Chairman Jutten defended the recommendation on the ground that the City Engineer strongly urged it should be purchased and that it would save $6,000 alone on the work that remained to be spent on the annex sewer. This money, he said, could be well spent giving men employment on work that the machine would not do.

"We ought to get back to coal shovels and make it as expensive as possible," said Ald. Lewis, sarcastically, in reply to Ald. Wright.

"If you continue to vote the people's money away from time to time, you will have the ratepayers to support soon, as well as the idle men," observed Ald. Allan.

Ald. Sweeney, seconded by Ald. Clark, moved that the clause be struck out, but their amendment was defeated on the following division:

Yeas (12)—Howard, Hennessey, Crerar, Nicholson, Jutten, Lewis, McLaren, Peregrine, Farmer, Allan, Farrar and Bailey.

Nays (8)—A. J. Wright, H. G. Wright, Clark, Gardner, Evans, Sweeney, Guy and Anderson.

Fuel Question Again.

The old question of allowing the local dealers to tender on the city's fuel supply was up again. Earlier in the evening the City Clerk announced that he had a petition asking that this should be done. It was signed by practically all the coal dealers and several prominent business firms. Ald. Farrar, looking for information, asked about the contracts having been let for hard and soft coal.

Ald. Peregrine said it was an extraordinary thing that the coal should be ordered before a report was made to the Council. He claimed it was illegal to do this. The dealers should have a chance to tender. The resolution appointing the Fuel Committee distinctly set forth that it was to report to the Council.

Ald. Farrar said there were six other independent dealers in Buffalo, and wanted to know if they were ever asked for prices.

The City Clerk declared that there were no independent dealers in Buffalo. They were only agents, and it was impossible to get any better prices than the city got at the mines.

Ald. Peregrine said there had been complaints from the schools last year about the coal.

The Clerk denied that any complaints had been received from any department the city supplied coal to, and this ended the matter.

Ruled Out of Order.

In reply to a question Chairman Clark admitted that he could see an overdraft in sight on the new east end fire station, for which the committee recommended tenders be awarded. The total amount was $14,896 while there is a little over $15,000 left for the purpose. There were architect's fees of about $900 and $200 for other expenses, however, not provided for. The Mayor suggested that the aldermen permit it to go back until he and the Chairman of Finance had time to look into it. There would probably be an overdraft of about $1,200 and he did not feel like allowing it so early in the year.

There was a short debate which concluded by the Mayor ruling it out of order. Ald. Farrar objected to George McKee getting the contract for plastering because he said he had been given to understand that his work at the House of Refuge had not been entirely satisfactory.

Want It Laid Over.

The Council passed the following resolution regarding the Telephone bill now before the Legislature, and the city clerk wired it to Toronto:

"Whereas the Ontario Legislature has under consideration Bill No. 103 repealing section 331 of the Consolidated Municipal Act, 1903, which enables Municipal Councils to grant exclusive rights to telephone companies for a period not exceeding five years to use the streets of the municipality, and such rights have been granted to the Bell Telephone Company by this Council, and no complaint has been made of refusal by the Bell Telephone Company to connect with any other company desiring telephone connection with the city,

"Be it therefore resolved that this Council petition the Ontario Legislature to postpone the consideration of the said Bill until the next session and not deprive municipalities of this important right unless some real abuse of the privilege can be shown."

Had to Stand.

"I have a by-law here I wanted to get through to get some men started to work," said Ald. Sweeney, "but it will be impossible with a bare quorum."

He referred to a by-law for cement sidewalks and curbs which had to be left in committee of the whole.

Deputation to Reading.

Chairman Jutten of the Sewers Committee, City Engineer Barrow and Secretary Brennan on the recommendation of the Sewers Commitee were authorized to go to Reading, Pa., to inspect a sprinkler system in connection with the sewage.

Shot His Stepfather Dead.

Somerset, Pa., March 30.—Edward A. Watring to-day, near Rockwood, shot and instantly killed Dennis M. Wormer, 60 years of age, his stepfather, and ended his own life with a bullet. Watring, who was 36 years old, recently was released from an insane asylum.

The engagement is announced of Evelyn Adela, daughter of the Hon. J. K. Kerr and Mrs. Kerr, of Rathnelly, to Mr. William Harty, M. P., of Kingston.

LADIES' FRENCH CHEMISE.

No. 740—The trend in modern lingerie is certainly toward beauty and perfection in fit. The illustration shows a new chemise that has some good features to recommend it. The fulness has been taken out of the back as far down as the waistlines, where it is laid in an inverted box-pleat, thus doing away with that sagging at the neck in the back, while at the same time it gives a comfortable amount of fulness in the skirt. Batiste would develop daintily, the neck edge being finished with button-holed scollops. As shown it was made of nainsook trimmed with lace and ribbon-run beading. Muslin, cambric and longcloth are all used in the making. For 36 inches bust measure 2 3-4 yards of 36-inch material will be required.

Ladies' French Chemise. No. 740. Sizes for 32, 34, 36, 38, 40, 42 and 44 inches bust measure.

A pattern of the accompanying illustration will be mailed to any address on receipt of ten cents in silver or stamps.

Address, "Pattern Department," Times Office, Hamilton.

It will take several days before you can get pattern.

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From the earliest time it has been universally acknowledged that the transitory period between winter and spring is the seed time of disease.

Consequently it is necessary for us all to take suitable medicine.

A delay gives the germs and weakness a better chance to take hold.

Don't wait, think of your small resisting powers, and begin building up today. For weakness, overwork and debility the doctors prescribe Ferrozone; let it help you now.

Vitality and power are instilled into the blood; this means new strength for all weak organs.

The fire of youth will dance in your veins, and new found energy will increase your desire to work.

Ferrozone supplies the nourishing and tissue-building material your system lacks. Isn't this "a reason why"?

From Combermere, Ont., Mrs. Jno. Oram writes as follows: "For a number of years I was sickly in the springtime. I felt tired, nervous and had headaches. My blood was weak and damp days brought on rheumatism. My nervous system was unstrung and I felt utterly worn out. Ferrozone revived me in a short time. In two days my appetite increased, and I could feel a building-up process going on. This great tonic made a new person of me, and I don't think a more strengthening medicine for the spring can be found."

Wouldn't it be just fine for you to get back your old-time spirits and vigor? Easily done with "Ferrozone"; commence to-day. Sold by all dealers, 50c. per box or six boxes for $2.50.

PIRATED TRADE MARKS.

An Abuse Which is Flourishing in Japan.

Tokio, March 30.—The Japanese Government is now fully alive to the urgent necessity of remedying the abuses which at present flourish in connection with the piracy and purely speculative registration of patents and trade marks, and conventions between Japan and Great Britain, and the United States covering patents and trade marks are to be signed shortly. These, it is hoped, will do much to remedy a situation that has resulted in undoubted injustice to foreign manufacturers whose labels have been imitated in this country for the purpose of finding a market for an inferior quality of goods.

It is the custom of Japanese merchants to place on the market, let us say, a brand of home made Scotch whiskey in bottles bearing a label almost exactly similar to those used by a well-known distilling firm with an established reputation. The Japanese label will differ from the label of the Scotch firm in some inconsequential particular discernable only through close comparison.

So far as the average Japanese, ignorant of English, is concerned, this difference would not excite suspicion, and the native consumer purchases the Japanese imitation in the belief that he was getting the imported article. The matter has been taken into the Japanese courts, but with little or no satisfaction or justice to the aggrieved foreigner. Other commodities which seem to be the natural prey of the trade mark pirate are table sauces, toilet articles, stationery, cirgarettes, etc. Chinese markets, too, are flooded with Japanese imitations of foreign products, these imitations bearing frankly pirated trade marks.

DR. A. W. CHASE'S CATARRH CURE ... 25c.

is sent direct to the diseased parts by the Improved Blower. Heals the ulcers, clears the air passages, stops droppings in the throat and permanently cures Catarrh and Hay Fever. Blower free. All dealers, or Dr. A. W. Chase Medicine Co., Toronto and Buffalo.

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Does it not seem more effective to breathe in a remedy to cure disease of the breathing organs than to take the remedy into the stomach?

It cures because the air rendered strongly antiseptic is carried over the diseased surface with every breath, giving prolonged and constant treatment. It is invaluable to mothers with small children.

Those of a consumptive tendency find immediate relief from coughs or inflamed conditions of the throat.

Sold by druggists.

Send postal for booklet.

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$4.50 Cut Glass Bowls

We have a special Cut Glass 8-inch Bowl at $4.50 that is the best value ever offered in Canada. It's usually sold for $6 and $7. Heavy and beautifully cut.

¶ We bought a lot of them to secure the price. While they last $4.50; but buy now.

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TENDERS addressed to the undersigned at Ottawa and endorsed on the envelope "Tender for Steel Plates and Shapes, Sorel," will be received at the Department of Marine and Fisheries, Ottawa, up to noon of the

SIXTH DAY OF APRIL NEXT

for the furnishing of about seven hundred and fifty tons of Steel Plates and Shapes required at the Government shipyard at Sorel, P. Q.

Specifications and detailed information can be obtained from the Department of Marine and Fisheries, Ottawa, from Mr. G. J. Desbarats, Director of the Government shipyard at Sorel, and from the Agent of the Department of Marine and Fisheries, Montreal, P.Q.

Each tender must be accompanied by an accepted cheque on a chartered bank, for the sum of $1,500.00 to the order of the Minister of Marine and Fisheries. This cheque will be forfeited if the party whose tender is accepted declines to enter into a contract to deliver the Steel Plates and Shapes, or fails to carry out the contract. If the tender is not accepted the cheque will be returned.

The Department does not bind itself to accept the lowest or any tender.

Newspapers copying this advertisement without authority from the Department will not be paid.

F. GOURDEAU,
Deputy Minister of Marine and Fisheries.
Department of Marine and Fisheries,
Ottawa, Canada, 16 Mrob. 1908.

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ELLEN GOULD

HER YOUNG MAN, SAUNDERS, TURNS KING'S EVIDENCE.

Toronto, March 31.—The charge of murder laid against Dr. Ashton Fletcher and Henry Saunders in connection with the death of Ellen Gould was proceeded with in the Police Court yesterday. The charge against Saunders was withdrawn and he was used as King's evidence against Dr. Fletcher. His testimony did not prove sensational.

Dr. Harvey J. Todd said that on Tuesday, March 10th, he was called to 75 Shuter street to administer an anaesthetic to Ellen Gould. He found the young woman in a serious condition, following, as he believed, a miscarriage. Dr. Fletcher performed an operation, and the patient was taken to the hospital, where she died.

Dr. Silverthorn and Dr. Cotton testified about the examination of the body of the girl, and they gave the cause of the death. The Crown Attorney desired to show that the embalming needle had been used in such a way as to hide the cause of death, but Mr. Curry objected to this evidence.

The Crown Attorney surprised the court at this juncture by saying: "With your Worship's permission, I shall withdraw the case against Saunders."

"Is there no further evidence against him?" asked the Magistrate.

"It is not necessary for me to say that," replied Mr. Corley. "I shall take the responsibility." He put Saunders in the witness box.

Saunders said that he had been going about with Ellen Gould and they were to be married in June. The girl informed him that she was in trouble, and wanted him to take her to a doctor. He did not wish to do so, but finally consented to see Dr. Fletcher. He explained his position to the doctor, who said it was usual to charge $50 in such a case. On the following Sunday, March 8th, they went to the home of Dr. Fletcher, who took the girl upstairs. They came down stairs later and Ellen Gould looked frightened. The doctor said she would be better in a few days. That night she became ill and on Tuesday the operation mentioned by the first witness was performed. The girl was taken to the hospital, where she died.

To Mr. J. W. Curry, the witness said that he made no bargain with Dr. Fletcher to perform an illegal operation.

The Magistrate asked if the discussion about paying $20 or $50 was for an operation or for making an examination. Saunders said that he had made no agreement about payment and did not ask the prisoner to perform an operation.

The case was adjourned until this morning.

A bill to place wood pulp and printing paper on the free list has been introduced in the House of Representatives at Washington.

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