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Wholesale and Retail Jewellers.

THE RAILS IN THE RAVINES

Continuation of the Case at
the Court House.

ESTIMATING THE DAMAGE

Witnesses for the Crown and for the
Defence Widely Differ.

Former Say About Thirty or Forty Dollars.

Latter Think It Almost 4th-Evidence

of Road Master, Track Foreman and

Assistant Superintendent for the To-

ronto Railway Co. and of an Ex-Track

Foreman on G. T. R. of John Rich-

ardson, J. P., and of W. J. Ormerod,

J. P., for the Defence—Case Adjourned

Till To-Day.

Yesterday was another day consumed

in the case against the East Toronto

Railway Company's rails into the

ravine on July 20 last.

Crown Attorney Dewar, Lawyer

Grant, County Constable Burges, as act-

ing clerk, and Magistrate Zedler were

engaged until 5.30 last evening on the

case, when it was adjourned again until

10 o'clock this morning.

The examination yesterday was prin-

cipally devoted to ascertaining the

amount of damage done to the rails,

but the statements of the street rail-

way witnesses and those for the village

differed widely.

The damage to the rails.

Roadmaster McDougall of the Street

Railway Company was the first wit-

ness. He told how he had gone out to

the scene of the trouble some time near

morning, after the rails had been re-

moved. In reference to the damage done

to the rails, he stated it would be diffi-

cult to make an estimate, as they would

have to be spiked down before it could

be fully ascertained, as many of them

were warped and bent. He saw one that

was badly twisted and was only fit for

scrap iron. He placed the damage to

each rail that was bent at from 75 cents

to \$1 and said it would cost from \$25

to \$50 to remove them from the ditch.

He thought it would take six men

and a foreman along with the machine

to repair a bent rail. The rails were

second-hand, purchased at Hamilton, and

were in first-class condition. He did

not think the rails could be damaged by

being thrown from the company's

wagons.

In reply to Mr. Grant, the witness

stated that he thought there were about

100 rails altogether.

Track Foreman Testifies.

James Smith, track foreman for the

Street Railway Company, was the next

witness, and testified that he had exam-

ined the rails after they had been laid

down in East Toronto, and he pronoun-

ced them all right. He had also exam-

ined them in Hamilton when on the cars.

He next saw them on the cars in To-

ronto, when he ascertained the load-

ing of them off the cars on to the

wagons. He would not swear that none

of them were bent before they were

removed by the East Toronto authori-

ties, but he did not think they were, as

the men he had been with were ex-

perienced and would not be any.

Between \$40 and \$50 Damage.

Evan McKenna, who is a superin-

tendent of the Toronto Railway Com-

pany, had seen the rails lying in the

ditch and he thought it would cost be-

tween \$40 and \$50 to replace them and

straighten them. The rails were bought

from the G. T. R. and he had seen them

on board the cars. There were about 130

rails, making 38 cross ties. He had ex-

amined the rails and found many bent.

Being asked as to the cost of replacing

the rails, he said he would have to pay

\$4.50 per day for a man and a horse,

and the necessary laborers at \$1.50 a

day.

Opening of the Defence.

Mr. Dewar announced that this closed

the evidence of the previous witnesses.

The defence was taken up, the first wit-

ness being William Park, who lives at Scar-

boro Junction, where he had been a

track foreman for the G. T. R. for

about 30 years. He had seen the rails

on the west side of Balmam-avenue,

but could not find any of them injured.

He thought the rails were partly buried

but he could find only one unfit to lay.

He estimated that it would cost about

\$50 to remove the rails and to replace

them with new ones. He said that he

had been asked by the Crown to exam-

ine the rails and to report what damage, if any,

had been done to them. He thought

that a team and two or three men could

remove the rails in one day.

Thought Little of the Damage.

John Richardson, J. P., ex-Reeve of

East Toronto, said that there are no

rails bent on Queen-street, but some of

them appeared so, and when turned

over they bent the opposite way. He

also examined the rails on the east side

of Balmam-avenue and found only one

bent. Those on the west side of Bal-

mam-avenue were not permanently bent.

He would take the job of removing the

rails to level ground for \$10.

Saw No Injury.

W. J. Ormerod, J. P., corroborated the

evidence of the previous witnesses. He

further testified that, in company with

Messrs. Richardson and Fontaine, he

had visited the rails a week ago, but

could not find any injured. He visited

the pile again on Thursday and found

six or eight more rails in the pile than

on his previous visit.

The case was then adjourned until

this morning.

Free Lectures to Workmen.

In connection with the free lecture to

workmen by Dr. H. O. Forbes, under

the auspices of the British Associa-

tion, particulars of which appear in

the advertising columns, it may be re-

called that a number of seats in the Pavil-

ion have been assigned to the Trades

and Labor Council and the Technical

School Board, and that workmen and

women will be admitted to the lecture

without payment. The lecturer, Dr.

Forbes, F. Z. S., is a distinguished ex-

pert on the subject of the British

Association meeting.

One Day for Ladies.

Wednesday afternoon next has been set

apart by the management of the Toronto

Opera House exclusively for ladies, in or-

der that they may have an opportunity

of seeing the wonderful Veronique repro-

duced. No man will be allowed in, so

that those who are desirous of seeing

this scientific photographic marvel with-

out a crowd. The seats for the ladies

performance are now on sale.

HIGH ROAD OF PROSPERITY.

Sir William Van Horne Thinks Canada is

Having a Boom That Will Last for

Several Years.

Montreal, Aug. 13.—(Special).—"I

think Canada is on the high road of

prosperity," was the reply of Sir William

Van Horne to-day to a question put to

the President of the Canadian Pacific

Railway by your correspondent. "Can-

ada," he continued, "is having a boom

and I think this boom will last for a

number of years to come. We have had

several years of depression, but the De-

pression has been growing all the same.

Of course, a good crop will still further

help Canada. The mines will help us,

and, in fact, everything of this nature

will tend to helping hand. Foreign

capital will come in as fast as good

investments offer. Capital, however, is

constantly coming in, and it is increased

every time a Canadian bond or security

is sold. I have every confidence in the

immediate future of Canada," was Sir

William's closing remark.

NEFF COLLEGE OF ORATORY.

Closing of the Summer Session—Branch

Organized in Toronto.

The summer session of the Neff Col-

lege of Oratory, which opened in the

Gould Hall on July 5, was brought to a

close last evening. The exercises, which

were of a special character, were carried

out in the home of Mr. and Mrs. Wil-

son, 5 Lower-avenue, under the direc-

tion of Mr. Henry of New York city. The

first hour was given to the discussion of

selected literary and scientific subjects.

Mr. Day of Vergis was then called to

the chair. Stimulating addresses were

delivered by Revs. George Mitchell of

Georgetown and N. Lindsay of Iva.

Members of the class in extemporaneous

speech, and Miss Friday, teacher of the

class in the interpretation of literature.

A humorous character sketch of the

students was given by Mr. Henry. The

closing exercises of the evening were

delivered by Rev. D. B. Macdonald of

St. Andrew's, Scarborough, and Miss Lot-

tie E. Higgins of Toronto, in moving

and seconding an address from the class

to Dr. S. E. Neff, president of the col-

lege. Neff made a very suggestive

and helpful reply. After conference by

the members of the oratory class, an as-

sociation in connection with the Neff

College of Philadelphia was organized

in Toronto. The Rev. D. B. Macdonald

of St. Andrew's, Scarborough, was elected

president; Miss W. Wilson, 5 Lower-

avenue, Toronto, was appointed secre-

tary; Miss E. Murray and Lottie E.

Higgins were associated with the pre-

sident as general secretaries; and an Executive

Committee.

AN OLD MURDERER HANGED.

He Was a Drunkard and a Vagabond But

Did Not Die Young.

Baltimore, Md., Aug. 13.—Peter Mon-

ahan, 74 years old, was hanged here at

9.56 o'clock this morning for the murder

of his wife. The crime was committed

on May 25, 1897. Monahan, who was

74 years old, was a confirmed drunkard

and vagabond, who lived on the proceeds

of his street labor and spent most of his

time in jail serving short-time sentences

for petty offences. The couple had sev-

eral grown children, but none of them

lived at home, and Mrs. Monahan ear-

ned a living for both at the wash-

house. Quarrels between them were fre-

quent, and on the day of the murder Mon-

ahan appeared after two days absence

from home and demanded money. The de-

mand was refused, whereupon he went

outside to the wood-yard, procured an

ax, and, returning, attacked his aged

wife. The first blow is thought to have

knocked her senseless. A young

man who lived with the Monahans came

into the room just as this happened and

found Monahan raising blows with the

weapon upon the head of his wife.

Monahan fled, but was captured a few

hours later.

New Books at the Public Library.

Sims and Rogers, Sons. Unrecognized

Laws of Nature; Comstock, Insect Life;

Dawson, Relics of Primitive Life; Mill,

Early Essays; Graham, Three Closed

Lands; Lamont, Modern Pastures; Bouss-

eault, The Monetary Situation in 1897; Te-

getmeier, Pheasants, Their Natural History

and Practical