

## The Toronto World

FOUNDED 1880.  
A morning newspaper published every day in the year by The World Newspaper Company of Toronto, Limited; H. J. Maclean, Managing Director.  
WORLD BUILDING, TORONTO, NO. 40 WEST RICHMOND STREET.  
Telephone Calls: Main 5208—Private Exchange connecting all departments.  
\$2.00

will pay for The Daily World for one year, delivered in the City of Toronto, or by mail to any address in Canada, Great Britain or the United States.

\$2.00  
will pay for The Sunday World for one year, by mail to any address in Canada or Great Britain. Delivered in Toronto or for sale by all newsdealers and newsmen at five cents per copy. Postage extra to United States and all other foreign countries.  
Subscribers are requested to advise promptly of any irregularity or delay in delivery of The World.

WEDNESDAY MORNING, SEPT. 17.

## BACON, WHEAT AND MONEY.

The announcement from Washington that the price of bacon has increased since 1899 by 128 per cent. may cause one to enquire "Who gets the money?" We take it for granted that the swine breeding industry has not fallen off for during these years the United States has been a large exporter of hams, lard and bacon. The farmer's land has no doubt increased in value, and the corn he fed was worth more and more money as time went on. But suppose the farmer in 1899 borrowed \$5000, representing at that time a certain quantity of bacon. Today he could repay his debt of \$6400 with less than half that quantity of bacon. The land is the same land, and he has grown his corn upon that land. It would seem therefore that the high cost of living, so far as he is concerned, is not the proverbial ill wind that blows nobody good.

During these years the farmer has been compelled to pay more for some things, especially if he had a boy at college or a girl at boarding school. He probably has lived in more comfort, has employed more help and at better wages; possibly, he has purchased an automobile. Perhaps after all he has not little more money at the end of the year.

Be that as it may, the fact remains that if the creditor had contracted for so many pounds of bacon instead of so many dollars, he would have made a profit of 128 per cent. apart from legal interest. The American farmer, therefore, pays in gold, while the British farmer, if measured by corn, cattle or bacon.

But the farmer of Western Canada is less fortunate. When his debt becomes due he must sell more wheat to pay the debt than when he borrowed the money. It will require more wheat than he anticipated to pay the demands upon him. For him gold is at a premium.

In this he is unfortunate, although his predicament has probably resulted more from extortionate transportation rates than from natural causes.

Broadly speaking, there has been a general rise in prices, indicating that for some reason the purchasing power of money is less than formerly. It is commonly held that a rise in prices will follow a large expansion of the currency, and that a decline in prices will follow a contraction of the currency. If this be true, the wealth of the country is largely at the command of those who have it in their power to expand and contract the currency at pleasure.

The ordinary man borrows money because he needs it, and it is largely a matter of chance whether he gains or loses by the rise and fall of prices. He may borrow today a sum of money representing 500 hogs, and close the debt two years from now with a sum representing 250 hogs. On the other hand, two years hence he may be called upon to pay a sum representing 1000 hogs.

But of course whether the ordinary man wins or loses is a mere accident. The people who control the volume of currency are after bigger game. Perhaps even they are not entirely masters of the situation.

But would it not be a good thing were the people themselves thru their government to create and regulate the currency of the country?

## PARTISAN CONTROL.

The opponents of the Glass currency reform bill are shifting their position to safer ground, when they object not to government control or political control, but to partisan control of the federal reserve board. Fortunately President Wilson can be trusted to select the best men available, and public opinion should restrain any future president from abusing the power of appointment. As only one member retires annually it would be out of the question to reorganize the board during the lifetime of a single administration.

It must be admitted, moreover, that our neighbors are less narrowly partisan in their appointments to high office than we are in Canada or even in the mother country. In their appointments to the federal bench, including the supreme court, all the latter-day presidents have to some extent ignored politics. Thus Mr. Taft appointed Chief Justice White, and it would not be surprising if Mr. Taft became a supreme court judge by the appointment of President Wilson. Even in making up his cabinet the president of late years has not confined his selections to thick and thin party supporters.

Our Dominion Board of Railway Commissioners in Canada has kept fairly well out of politics, and we hope

it will always so remain. As vacancies occur the best available men should be chosen to fill them, and the board should be free from partisan pressure or suggestion of any kind. Government control or political control if you please, over the banks, railways or other public utilities, need not mean, and should not mean, partisan control, for partisan purposes.

## IN THE MELON PATCH!

Melon cutting among the railroads goes on apace. The latest to suggest handing out nice juicy fruit to its shareholders is the Union Pacific Railway. Having been forced to dispose of its holdings of the Southern Pacific Company by judgment of the United States courts, the Union Pacific Company is now casting about for a method of distributing the cash to its shareholders—a sum of about \$10,000,000. Union Pacific, under the late Mr. Harriman, had its dividend increased from 6 per cent. to 10 per cent, of which about 2 1/2 per cent. was received from dividends on its holdings of Southern Pacific stock. Financial journals, whose interests lie with the capitalists and against the people, are beginning to fear the day of retribution when the swine holding will hold that 10 per cent. to shareholders on capital largely consisting of water is exorbitant and unjust. Apprehension along these lines has been felt in the United States for a considerable time, and now comes the following from London, in which the Union Pacific and Canadian Pacific are jointly exhorting to beware of the future. Speaking of dividends paid by the Union Pacific and the Canadian Pacific, the London correspondent of The New York Evening Post says:

Well informed authorities on this side are strongly of the opinion that it would be a diplomatic proceeding on the part of the Union Pacific to adopt some plan whereby dividends would be reduced below the present figure. The feeling is that a 10 per cent. distribution for a railway in the United States is an unusual and certainly promotes criticism from the labor unions, and also in reference to freight rates. The same difficulty is experienced by Canadian Pacific, and it is felt that this company must eventually split up its assets into different companies.

If rumor is to be credited, the C. P. has long ago sought to provide a plan for its land and other assets. Like the Union Pacific, a dividend of 10 per cent. is paid, but care is taken to see that 3 per cent. of this comes from the land holdings. Of recent years the C. P. Company has issued new capital at \$125, \$150 and \$175 a share, while the market prices of the shares have been anywhere from 25 per cent. to 50 per cent. above these figures. All of these issues are now carrying the 10 per cent. dividend, a large return surely even for these days of high money.

The World has repeatedly contended that any new C. P. R. financing should be done by 4 per cent. bonds, but this, of course, would not allow of a distribution of unwieldy earnings. Some day Canadians will arouse themselves as the London correspondent hints, and ask that a greater return be made to the railways' customers, and a smaller one to the shareholders.

## PICNICS BREED TURBULENCE.

Ald. McBride has received a severe castigation at the hands of The Telegram for stirring up the wrath of Controller Foster, and still further irritating the controller by laughing at him. Ald. McBride made some statements about the controller's picnics which were evidently not agreeable. He stated that the street car transportation was furnished free by that company, and the ferry rides free by the ferry company. These allegations caused Controller Foster to use unparliamentary language towards Ald. McBride, and to invite him outside to meet the fate which is understood to await all who accept such invitations.

Other pourparlers were interchanged, including an intimation of the nature of an ultimatum Ald. McBride offered the controller that he could defend him in personal combat on any occasion the alderman might be pleased to designate. At least, if the statements had been thrown into parliamentary form by City Clerk Littlejohn, they would probably have taken some such shape. The Telegram points out to Ald. McBride the evil of his ways, the strange enough, in the course of the article,

it will always so remain. As vacancies occur the best available men should be chosen to fill them, and the board should be free from partisan pressure or suggestion of any kind.

Government control or political control if you please, over the banks, railways or other public utilities, need not mean, and should not mean, partisan control, for partisan purposes.

Melon cutting among the railroads goes on apace. The latest to suggest handing out nice juicy fruit to its shareholders is the Union Pacific Railway.

Having been forced to dispose of its holdings of the Southern Pacific Company by judgment of the United States courts, the Union Pacific Company is now casting about for a method of distributing the cash to its shareholders—a sum of about \$10,000,000.

Union Pacific, under the late Mr. Harriman, had its dividend increased from 6 per cent. to 10 per cent, of which about 2 1/2 per cent. was received from dividends on its holdings of Southern Pacific stock.

Financial journals, whose interests lie with the capitalists and against the people, are beginning to fear the day of retribution when the swine holding will hold that 10 per cent. to shareholders on capital largely consisting of water is exorbitant and unjust.

Apprehension along these lines has been felt in the United States for a considerable time, and now comes the following from London, in which the Union Pacific and Canadian Pacific are jointly exhorting to beware of the future.

Speaking of dividends paid by the Union Pacific and the Canadian Pacific, the London correspondent of The New York Evening Post says:

Well informed authorities on this side are strongly of the opinion that it would be a diplomatic proceeding on the part of the Union Pacific to adopt some plan whereby dividends would be reduced below the present figure.

The feeling is that a 10 per cent. distribution for a railway in the United States is an unusual and certainly promotes criticism from the labor unions, and also in reference to freight rates.

The same difficulty is experienced by Canadian Pacific, and it is felt that this company must eventually split up its assets into different companies.

If rumor is to be credited, the C. P. has long ago sought to provide a plan for its land and other assets. Like the Union Pacific, a dividend of 10 per cent. is paid, but care is taken to see that 3 per cent. of this comes from the land holdings.

Of recent years the C. P. Company has issued new capital at \$125, \$150 and \$175 a share, while the market prices of the shares have been anywhere from 25 per cent. to 50 per cent. above these figures.

All of these issues are now carrying the 10 per cent. dividend, a large return surely even for these days of high money.

The World has repeatedly contended that any new C. P. R. financing should be done by 4 per cent. bonds, but this, of course, would not allow of a distribution of unwieldy earnings.

Some day Canadians will arouse themselves as the London correspondent hints, and ask that a greater return be made to the railways' customers, and a smaller one to the shareholders.

**ELIAS ROGERS CO. LIMITED**

Head Office  
28 King St. W.  
Main 4155

For comfort, economy and satisfaction use Rogers Coal.

THE VERY BEST ROGERS COAL. HEAD OFFICE 28 KING ST. W. TORONTO

## The Philosopher of Folly

By Shearwater Hart

## HONEST POVERTY.

About the joys of poverty, oh, prithee, friend, talk not to me; go chase yourself to clover! The poets used to sing, I know, its charms some hundred years ago; but that time's past and over. In those days bards with hearts after would agitate the dulcet lyre and sweetly voice its praises—they kept their pots upon the boil with songs exalting honest toil; they lauded it like blazes. But should a singer now arise and hand out lyrics on this wise he'd be a mighty rash un, for poverty of any kind, if he but looked around, he'd find was badly out of fashion. That lack of coin was but a test intended to bring out the best in men—thus held the sages: "And that it does but by the roots!"

replied the present-day galeons to those of bygone ages. Now honest poverty's passay—the under dog has had his day; now riches has its innings. We envy now the busy lads who own the biggest piles of scuds, or make the fattest winnings. As on our daily round we dash our rotto now is "Get rich quick, get rich now, get rich now!" We sneer at Honest Toil so hard no up-to-date and hustling bard is fool enough to praise it.

## PROVINCIAL PRODUCTS.

Fine Consignment is Being Sent to Ontario's London Office.

Hon. J. S. Duff, minister of agriculture, is forwarding to the London office of the Ontario Government a choice exhibit of provincial products. This includes consignments of honey, grain, vegetables, cheese and minerals and woods. The whole will be handled thru H. A. Macdonell, director of colonization and immigration.

The money weighs 750 lbs. and represents Ontario's finest. The grain and vegetables are gathered from the prize-winning exhibits at the Canadian National Exhibition.

## Fast Train Service to Montreal Via Grand Trunk Railway.

Leave Toronto 9:00 a.m. 8:30 p.m. and 10:45 p.m. daily. Arrive Montreal 6:00 p.m., 7:01 a.m. and 7:40 a.m. The 9:00 a.m. train carries parlor car, dining car and first-class coaches to Montreal and through Pullman sleeping car to Quebec. The 8:30 p.m. and 10:45 p.m. trains carry electric-lighted Pullman sleeping cars, also "club compartment" car is operated on the latter train. Tickets and reservations at city clerk's office, northwest corner King and Yonge streets. Phone Main 4209.

## BROOKVILLE'S NEW ARENA.

BROOKVILLE, Sept. 16.—(Special.)—The contract has been awarded for the completion of the building by Dec. 15.

## HOME BREW FOR AUSTRALIAN ARMY

Next Inspector-General of Forces Will Not Be a Britisher.

LONDON, Sept. 16.—(C.A.P.)—The Melbourne correspondent of The Times understands that the next Inspector-General of the military forces of the commonwealth will be an Australian and not a Britisher. Gen. Kirkpatrick retires next year.

It was also stated that a reorganization of the naval board is probable after Admiral Patey's arrival. Senator Millen, minister of defence, reiterates his determination to maintain loyalty to the "Kitchen" and Henderson schemes, but on the other hand, it is an open secret that Sir John Forrest, the treasurer, is cutting down the estimates drastically, thus interrupting the steady development of these defence schemes.

## FIRST SESSION FRIDAY.

Newly Appointed Prison Reform Commission to Hold Preliminary Meeting.

KINGSTON, Sept. 16.—(Special.)—It is expected that the first session of the recently-formed prison reform commission to enquire into matters at the penitentiary here, will be held at the court house on Friday. The commission is composed of G. M. Macdonell, chairman, Kingston; D. F. Etherington, Kingston; and J. P. Downey, Orillia.

## The Philosopher of Folly

By Shearwater Hart

## HONEST POVERTY.

About the joys of poverty, oh, prithee, friend, talk not to me; go chase yourself to clover! The poets used to sing, I know, its charms some hundred years ago; but that time's past and over. In those days bards with hearts after would agitate the dulcet lyre and sweetly voice its praises—they kept their pots upon the boil with songs exalting honest toil; they lauded it like blazes. But should a singer now arise and hand out lyrics on this wise he'd be a mighty rash un, for poverty of any kind, if he but looked around, he'd find was badly out of fashion. That lack of coin was but a test intended to bring out the best in men—thus held the sages: "And that it does but by the roots!"

replied the present-day galeons to those of bygone ages. Now honest poverty's passay—the under dog has had his day; now riches has its innings. We envy now the busy lads who own the biggest piles of scuds, or make the fattest winnings. As on our daily round we dash our rotto now is "Get rich quick, get rich now, get rich now!" We sneer at Honest Toil so hard no up-to-date and hustling bard is fool enough to praise it.

## PROVINCIAL PRODUCTS.

Fine Consignment is Being Sent to Ontario's London Office.

Hon. J. S. Duff, minister of agriculture, is forwarding to the London office of the Ontario Government a choice exhibit of provincial products. This includes consignments of honey, grain, vegetables, cheese and minerals and woods. The whole will be handled thru H. A. Macdonell, director of colonization and immigration.

The money weighs 750 lbs. and represents Ontario's finest. The grain and vegetables are gathered from the prize-winning exhibits at the Canadian National Exhibition.

## Fast Train Service to Montreal Via Grand Trunk Railway.

Leave Toronto 9:00 a.m. 8:30 p.m. and 10:45 p.m. daily. Arrive Montreal 6:00 p.m., 7:01 a.m. and 7:40 a.m. The 9:00 a.m. train carries parlor car, dining car and first-class coaches to Montreal and through Pullman sleeping car to Quebec. The 8:30 p.m. and 10:45 p.m. trains carry electric-lighted Pullman sleeping cars, also "club compartment" car is operated on the latter train. Tickets and reservations at city clerk's office, northwest corner King and Yonge streets. Phone Main 4209.

## BROOKVILLE'S NEW ARENA.

BROOKVILLE, Sept. 16.—(Special.)—The contract has been awarded for the completion of the building by Dec. 15.

## HOME BREW FOR AUSTRALIAN ARMY

Next Inspector-General of Forces Will Not Be a Britisher.

LONDON, Sept. 16.—(C.A.P.)—The Melbourne correspondent of The Times understands that the next Inspector-General of the military forces of the commonwealth will be an Australian and not a Britisher. Gen. Kirkpatrick retires next year.

It was also stated that a reorganization of the naval board is probable after Admiral Patey's arrival. Senator Millen, minister of defence, reiterates his determination to maintain loyalty to the "Kitchen" and Henderson schemes, but on the other hand, it is an open secret that Sir John Forrest, the treasurer, is cutting down the estimates drastically, thus interrupting the steady development of these defence schemes.

## FIRST SESSION FRIDAY.

Newly Appointed Prison Reform Commission to Hold Preliminary Meeting.

KINGSTON, Sept. 16.—(Special.)—It is expected that the first session of the recently-formed prison reform commission to enquire into matters at the penitentiary here, will be held at the court house on Friday. The commission is composed of G. M. Macdonell, chairman, Kingston; D. F. Etherington, Kingston; and J. P. Downey, Orillia.

It is expected that the first session of the recently-formed prison reform commission to enquire into matters at the penitentiary here, will be held at the court house on Friday. The commission is composed of G. M. Macdonell, chairman, Kingston; D. F. Etherington, Kingston; and J. P. Downey, Orillia.

It is expected that the first session of the recently-formed prison reform commission to enquire into matters at the penitentiary here, will be held at the court house on Friday. The commission is composed of G. M. Macdonell, chairman, Kingston; D. F. Etherington, Kingston; and J. P. Downey, Orillia.

It is expected that the first session of the recently-formed prison reform commission to enquire into matters at the penitentiary here, will be held at the court house on Friday. The commission is composed of G. M. Macdonell, chairman, Kingston; D. F. Etherington, Kingston; and J. P. Downey, Orillia.

It is expected that the first session of the recently-formed prison reform commission to enquire into matters at the penitentiary here, will be held at the court house on Friday. The commission is composed of G. M. Macdonell, chairman, Kingston; D. F. Etherington, Kingston; and J. P. Downey, Orillia.

It is expected that the first session of the recently-formed prison reform commission to enquire into matters at the penitentiary here, will be held at the court house on Friday. The commission is composed of G. M. Macdonell, chairman, Kingston; D. F. Etherington, Kingston; and J. P. Downey, Orillia.

It is expected that the first session of the recently-formed prison reform commission to enquire into matters at the penitentiary here, will be held at the court house on Friday. The commission is composed of G. M. Macdonell, chairman, Kingston; D. F. Etherington, Kingston; and J. P. Downey, Orillia.

## Usgoode Hall

Sept. 16, 1913.  
ANNOUNCEMENTS.

Motions set down for single court for Wednesday, 17th inst., at 11 a.m.:  
1. Re Canadian Gas P. and L. Limited.  
2. Motherhill v. Toronto Electric Railway Company.  
3. Re Toxman and Lax.

Peremptory list for appellate division for Wednesday, 17th inst., at 11 a.m.:  
1. Rex v. Russell.  
2. Canadian Lake v. Brown.  
3. Swale v. Canadian Pacific Railway Company.  
4. Swale v. Canadian Pacific Railway Company.  
5. Rechnitzer v. Employers' Liability A. Company.  
6. McLeod v. Armstrong.

Before J. A. C. Cameron, Official Referee.  
Stavert v. McMillan—M. L. Gordon, for plaintiff, moved for order for payment of money deposited to defendant's credit in Union Bank of Canada. Order made. Plaintiff's costs of motion to be deducted and action for non-compliance with order to be filed on or before 22nd inst.

Zemates v. Culiner—R. W. Hart, for plaintiff, moved for order changing place of trial from North Bay to Haliburton. Order made. Costs to defendant in the cause.

Large v. Toronto and York Radial Railway Co.—F. Aylesworth, for defendant, moved for order dismissing action for non-compliance with order for production. A. W. Burk for plaintiff. Order made directing affidavit to be sworn to or before 22nd inst. Costs of motion to defendants in any event of the cause.

Wegwood v. Dunlop—R. W. Hart, for New York Graphite Co. moved for order setting aside its pendens. No one contra. Order made setting its pendens aside with costs.

Canada Cement Co. v. Davidson—Morlock (Thomas & Co.) for plaintiff, moved for summary judgment. No one contra. Judgment granted as asked.

Morand v. Chauvin—B. N. Davis, for defendant, obtained order dismissing with costs for want of prosecution.

Adams v. Dudley—J. G. Smith, for plaintiff, moved for order for commission to take evidence in England. J. H. Spence for defendant. Adjourned until 17th inst.

Healy v. Saba—F. Aylesworth, for plaintiff, obtained order for substitutional service of writ on one of the defendants.

Cook v. Cook—J. W. McCullough, for defendant, moved for order for security for costs under C.R. 273. W. C. Davidson for plaintiff. Site served.

Leak v. Cooper Cap Co.—D. R. Leask, for plaintiff, obtained order for substitutional service of statement of claim and also extending time thereof.

Judge's Chambers.  
Before Kelly, J.

Re Killaly—F. W. Harcourt, K.C., for infant, obtained order consolidating monies in court into one fund and ordering payment out of \$50 to Robert L. Killaly, for maintenance.

Re McWatt and Town of Sarnia—F. Aylesworth, for the town, moved, under 10 Ed. VII. c. 26, s. 16, for an order appointing Lennox J. to hear appeals. F. W. Harcourt, K.C., for Judges MacWatt and Taylor. Order made.

Re John Lyden—J. T. Richardson, for administratrix, moved for order giving leave to pay \$150.22 into court to credit of Thomas Lyden, an absentee. F. W. Harcourt, K.C., for absentee. Order made.

Re Kennedy—McGuire v. Kennedy—F. W. Harcourt, K.C., for infant, obtained order allowing payment out of court of \$50, to enable infant to go to Winnipeg.

Richardson v. Whitelaw—S. Mills, for administratrix, obtained order directing payment out of court to credit of certain monies in court to credit of Thomas Whitelaw, deceased.

St. Clair v. Stair—S. H. Bradford, K.C., for defendant, moved for order giving leave to appeal to appellate division from judgment of Falconbridge, C.J. R. McKay, K.C., for plaintiff. Reserved.

Single Court.  
Before Kelly, J.

Re Howard and Morrison—B. N. Davis, for vendor, obtained order declaring that wife of vendor is not entitled to dower in the lands now sold and that purchaser's objections have been satisfactorily answered.

Stobcock Realty, Limited, v. Cates—A. S. Low, for plaintiff, obtained an ex parte injunction restraining defendant, or either of them, from entering upon or taking therefrom any apples on the trees growing in the orchard on the piece or parcel of land part of block A, plan 1180, situate in the Township of Etobicoke, until 22nd inst., with liberty to use further material on return of motion.

Appellate Division.  
Before Meredith, C.J.O., MacLaren, J.

Billings v. C. N. O. R. Co.—I. F. Heilmuth, K.C., and D. J. McDougall (Ontario), for appellant; E. D. Armour, K.C., and A. J. Reid, K.C., for railway company. Appeal by H. B. Billings from award of arbitrators of Dec. 28, 1912, fixing compensation to be paid by the railway company, for lands of appellant expropriated. Argument of appeal resumed from yesterday and concluded. Judgment reserved.

Martin v. Kidd—A. E. H. Creswick, K.C., for defendant; W. A. Boys, for plaintiff. Appeal by defendant from judgment of the junior judge of County of Simcoe of Dec. 11, 1912. Action by two farmers to recover \$210 paid for a mare bought by plaintiff from defendant, and for \$150 damages for alleged misrepresentation by defendant. At the trial judgment was awarded plaintiff for \$260, being \$210 for price of horse and \$50 for damages for alleged misrepresentation. The judgment below varied by reducing the amount of judgment to \$210. In other respects appeal dismissed. No costs of appeal to either party.

\$46.30 From Toronto to Pacific Coast Points.  
Including Spokane, Wash.; Nelson, B.C.; Vancouver, B.C.; Portland, Ore., etc., and \$48.40 to San Francisco, Los Angeles, San Diego, Cal., etc. Proportionate low rates from all stations in Ontario to above and certain other points in Arizona, British Columbia, California, Colorado, Idaho, Montana, Nevada, Oregon, Texas, Utah, Wyoming and Washington. Tickets are one-way second-class, on sale Sept. 25 to Oct. 10 inclusive, via Grand Trunk Railway System. Full particulars, berth reservations, etc., at any Grand Trunk ticket office. Toronto city office, northwest corner King and Yonge streets. Phone Main 4209.

SITE NOT YET CHOSEN.  
Still Open Question.

LONDON, Sept. 16.—(C. A. P.)—The Canadian Associated Press is requested to deny a story which gained considerable currency here yesterday, that the Canadian Government had acquired the site of Westminster Hospital, as a cost of a million dollars, on which to erect new offices. Two other sites in the vicinity of Westminster are under consideration, but no decision has been arrived at.

Before Kelly, J.

Re Killaly—F. W. Harcourt, K.C., for infant, obtained order consolidating monies in court into one fund and ordering payment out of \$50 to Robert L. Killaly, for maintenance.

Re McWatt and Town of Sarnia—F. Aylesworth, for the town, moved, under 10 Ed. VII. c. 26, s. 16, for an order appointing Lennox J. to hear appeals. F. W. Harcourt, K.C., for Judges MacWatt and Taylor. Order made.

Re John Lyden—J. T. Richardson, for administratrix, moved for order giving leave to pay \$150.22 into court to credit of Thomas Lyden, an absentee. F. W. Harcourt, K.C., for absentee. Order made.

Re Kennedy—McGuire v. Kennedy—F. W. Harcourt, K.C., for infant, obtained order allowing payment out of court of \$50, to enable infant to go to Winnipeg.

Richardson v. Whitelaw—S. Mills, for administratrix, obtained order directing payment out of court to credit of certain monies in court to credit of Thomas Whitelaw, deceased.

St. Clair v. Stair—S. H. Bradford, K.C., for defendant, moved for order giving leave to appeal to appellate division from judgment of Falconbridge, C.J. R. McKay, K.C., for plaintiff. Reserved.

Single Court.  
Before Kelly, J.

Re Howard and Morrison—B. N. Davis, for vendor, obtained order declaring that wife of vendor is not entitled to dower in the lands now sold and that purchaser's objections have been satisfactorily answered.

Stobcock Realty, Limited, v. Cates—A. S. Low, for plaintiff, obtained an ex parte injunction restraining defendant, or either of them, from entering upon or taking therefrom any apples on the trees growing in the orchard on the piece or parcel of land part of block A, plan 1180, situate in the Township of Etobicoke, until 22nd inst., with liberty to use further material on return of motion.

Appellate Division.  
Before Meredith, C.J.O., MacLaren, J.

Billings v. C. N. O. R. Co.—I. F. Heilmuth, K.C., and D. J. McDougall (Ontario), for appellant; E. D. Armour, K.C., and A. J. Reid, K.C., for railway company. Appeal by H. B. Billings from award of arbitrators of Dec. 28, 1912, fixing compensation to be paid by the railway company, for lands of appellant expropriated. Argument of appeal resumed from yesterday and concluded. Judgment reserved.

Martin v. Kidd—A. E. H. Creswick, K.C., for defendant; W. A. Boys, for plaintiff. Appeal by defendant from judgment of the junior judge of County of Simcoe of Dec. 11, 1912. Action by two farmers to recover \$210 paid for a mare bought by plaintiff from defendant, and for \$150 damages for alleged misrepresentation by defendant. At the trial judgment was awarded plaintiff for \$260, being \$210 for price of horse and \$50 for damages for alleged misrepresentation. The judgment below varied by reducing the amount of judgment to \$210. In other respects appeal dismissed. No costs of appeal to either party.

Site served.

## Eddy's Matches

The Choice of Generations

S