LAWSUIT ABOUT A LANE.

Brought by St. Paul's Church Corporation Against J. Ferguson.

Monday afternoon the first case called at the assizes was one in which considerable local interest has been taken. More than a quarter of a century ago Peter Weston, now of Chicago, purchased the northwestern corner of the square on which St. Paul's cathedral stands from the wardens of the church, and around the square he purchased were lanes leading respectively from Richmond street and Dufferin avenue. These lanes have never since been closed, and the one leading from Dufferin avenue is the one under dispute. John Ferguson purchased the lot east of this lane and built upon it soon after Mr. Weston's purchase, and when Mr. Weston's property was sold some years ago Mr. Ferguson purchased and built on the lot west of the lane. Now it is claimed by the churchwardens that of the entire distance between Richmond street and Park avenue about seventeen feet was never sold by them, and this suit is to recover possession of this lane and a portion of the land purchased and occupied by Mr. Ferguson. Bayly for plaintiffs and Purdom for defendant.

Architect C. A. Jones, who made the survey of the church property, was the first witness. Mr. Welch, a photographer in the employ of Frank Cooper, produced a photograph of the Ferguson property which he had taken last summer. Mr. Jones found that Mr. Ferguson's fence was 1 foot 1½ inches on the church property. The witness had used the city monuments, and not the ones the Government had recognized.

John Ferguson, the defendant, purchased the property from George M. Mann in 1886. He had used the lane between the two lots for a number of years and did not dispute the right of the church to use it, but he claimed the right of way. Messrs. Bayly & Bayly had written to Mr. Ferguson in July, 1890, requesting him to restore to the churchwardens the property he had taken possession of. He had bought the lot and right of way for $1,700.

Wm. H. Weston stated that his father, Mr. Ferguson, the church people and tenants of his father, Peter Weston, had always used the lane in question. James Ferguson said that for the last 25 years the lane had been used as stated by the previous witness. James Smith, teamster for Mr. Ferguson, was of the opinion that the lane was used by the defendant eight or ten times a day. Fred Dickerson stated that the lane had for fifteen years been used by people going to church, Mr. Ferguson and by Mr. Weston's tenants.

Samuel Flory, J. Cook, J. Purdom and John Dodd, builders, had all used the disputed land, entering the lane by Richmond street and going out by Dufferin avenue. Wm. Higby and Jas. Gillean had frequently used the lane. Canon Innes' evidence and also that of John S. Pearce went to show that the churchwardens had had their coal drawn in over the lane in dispute.

Peter Weston said he had been shown a plan when he purchased the property, corner of Richmond street and Dufferin avenue. The lane from Dufferin avenue then lay beside the lot of Mr. McMullen sexton of St. Paul's. Shortly afterwards Mr. McMullen wished to buy the lot afterwards sold to Mr. Ferguson, the only lot between McMullen and witness, and he came to witness and asked if he was willing to allow a lane to be located next to his (witness') lot, saying the churchwardens were willing if he was. Witness did not object and the lane was located where it now remains. Mr. McMullen's lots then being together, and Mr. Ferguson soon afterwards buying the one next to the lane as then located.

If Mr. V. Cronyn, who is at present in Manitoba, be present on Oct. 16 or 17 his evidence regarding the case will be heard, otherwise it will be taken by Col. Shanley. The case was, therefore adjourned until next week, and should Mr. Cronyn not return before the end of the Assizes, until next January.

Correspondence Between Dillon and Parnell.

LONDON, Oct. 6.—John Dillon, M.P., has published the correspondence which has been going on between Mr. Parnell and himself, in which the latter proposes that Mr. Parnell should appoint two of his supporters and that Justin McCarthy appoint two of his friends, the four to form a committee to distribute the Paris funds to the evicted tenants. The correspondence shows that Mr. Parnell refuses to agree to the appointment of such a committee, insisting that he himself must consider the claims of evicted tenants in conjunction with Mr. McCarthy.

Fatality at a Funeral.

DES MOINES, Ia., Oct. 6.—A series of accidents occurred in a funeral procession at Altoona yesterday. A procession of 40 carriages was following the remains of Nicholls Holstreet from the church to the cemetery. While the procession was winding down a hill a team in the rear, frightened at a steam threshing machine, became frightened and ran into and upset a dozen carriages, breaking six of them into splinters and scattering the occupants. A panic ensued and other teams ran away. Men and women jumped out from the carriages only to be trampled on by runaway teams. Edwin Dresel, of Altoona, was killed; Joseph Perdue, a telegraph operator from Grinell, internally injured, cannot live; Mrs. J. O. Mason, aged 70, leg broken in two places and otherwise injured, not expected to live; M. F. Sayre, skull fractured and cannot live; Mrs. R. C. Lane, of Newton, so badly frightened that there is believed to be no chance for her recovery. Among others badly injured were Mrs. James Parker and Mrs. Isaac Parker, both of Altoona. Fully twenty others were more or less injured.

Steamship Arrivals.

Oct. 5.	At	From
Labrador	Quebec	Liverpool
Toronto	Liverpool	Montreal
Warwick	Glasgow	Montreal

After diphtheria, scarlet fever, pneumonia, or any other severe illness, there is no better tonic than Hood's Sarsaparilla.

Bulbs, Bulbs.

Just received, a large consignment of fall flowering bulbs, including hyacinths, tulips crocus, jonquils, anemonies, freesias, babianas and the beautiful Easter lily, the best lilly for house culture.

Call or send for our bulb catalogue giving full descriptions of above varieties. JOHN S. PEARCE & CO., 119 Dundas street. 63k eod

Our fall stock is now complete and we are offering a good assortment of new goods at cut prices; special values in ladies' and gents' fine lines. R. KIRKPATRICK, 219 Dundas street. zxv

W. T. STRONG, druggist, 184 Dundas street, keeps a full line of toilet articles. 47-tf

If you intend to take a business or shorthand course and expect to fill a position when you graduate, you should take your course in the Canada Business College, Chatham, Ont. It has the confidence of the business public. Write for catalogues to D. McLachlan, Chatham, Ont. 46u 50kxz

WESTERN ONTARIO.

BRANT.

Mick Judge, a noted tough of Brantford, has been sent for trial on the charge of committing an aggravated assault upon a volunteer named Joseph Cronk.

The Burford cavalry troop have gone to Niagara to put in twelve days' drill. They have received new plumes from England, costing $2 50 each, and look well in them.

George Snider, a foreman in the Harris factory in Brantford, while visiting a relative in the country on Sundsy, was gathering hickory nuts and fell twenty feet from a broken limb. He alighted on his back and is dangerously injured, though no bones are broken.

Mrs. Martha Thorn, Brantford, aged 81, is dead. For over half a century she had been a member of the Wesleyan Methodist Church. Out of a family of twelve children those that are still living are: Samuel Fowler, Eagle Place; Mrs. W. E. Ryerson, Brantford, Mrs. Robert Carrol, Brantford; George Fowler, Harley; Mrs. John Smiley, Princeton; Mrs. Elam Martin and Mrs. Reuben Thorne, Governor's road.

The officers of the Brantford Ministerial Alliance elected for the coming year are: President, Rev. James Awde, B.A.; vice-president, Rev. T. S. Johnston; secretary, Rev. J. C. Tolmie, B.A.; treasurer, Rev. T. S. Linscott.

ESSEX.

Chancery sittings will be held at Sandwich on Oct. 19. Hon. Justice Meredith will preside.

The receipts on the second day of the Essex fair were $325 and on the last day about $360. The treasurer thinks the fair will swing clear this year.

ELGIN.

It is stated that Colin McDougall, Q.C., St. Thomas, has formed a legal partnership with Hon. Oliver Mowat, and will remove to Toronto.

The Bell Telephone Company has opened offices at Highgate, Duart, Clareville, Rodney, Bismarck, Shedden, Dutton and Fingal.

Wm. Stringer, M. C. R. brakeman, on Saturday night, while coupling cars at St. Thomas, had his left hand crushed. The thumb and finger it was found necessary to amputate.

Sunday was the 21st anniversary of the day when Rev. Father Flannery took up his residence in St. Thomas, and the reverend gentleman based some of his remarks from the pulpit on this interesting event. Father Flannery is one of the most popular clergymen in Canada, both among his own parishioners and in the community generally.

Saturday afternoon the barns of Mr. Morgan, farmer, Lake road, Southwold, with their contents, were destroyed by fire. The fire was caused by a 3-year-old son playing in the barn with matches.

Thomas Durdon, M. C. R. brakeman, St. Thomas, was severely injured internally on Sunday morning. He jumped off a freight train at Fargo to get a drink, and in running to jump on the train ran into a baggage truck, being painfully and seriously injured internally.

The Mapleton cheese company have sold their first half of September cheese to Hodgson & Bros., of London, at 10 cents, and are shipping the cheese to London.

The Alma College Mission Society, St. Thomas, is supporting a native girl in the school at Tokio, Japan; two girls in a mission school at Ahmednager, India, and is furnishing a dormitory in the French Protestant school at Montreal.

The value of declared exports from the consular district of St. Thomas and Port Stanley to the United States for the quarter ending in September was nearly $86,000.

Arrangements have been made between the Michigan Central and Canadian Pacific Railways whereby the former carries the freight of the latter from Windsor to western points.

The West Elgin Agricultural Society will net $200 onits fair at Wallacetown this year.

HURON.

It is rumored at Cleveland that a Rochester man is considering the advisability of starting a line of passenger boats to run between Cleveland and Goderich. They will make stops at Detroit, Port Huron, Goderich, Saginaw and Bay City.

On one of the East Huron fair days, at Brussels, 3,000 people were in attendance, and the exhibition has been a pronounced success.

KENT.

The Wheatley fair this year excelled all former exhibitions there in point of excellence and attendance.

Charles R. Atkinson, of Chatham, with his wife and 2-year-old son, have been visiting in Milwaukee and started for home Friday evening. Before their departure the little boy was taken ill and Dr. Roe, a Milwaukee physician, was consulted. The doctor said that the illness was not serious and they started on their homeward journey. The little boy died, however, on the Detroit, Grand Haven and Milwaukee train before reaching Detroit.

At the Harwich fair in Blenheim, more than 1,000 entries were made in excess of any previous year. There were about 6,000 people present. Miss White, Morpeth, ran a half mile heat in 54 seconds, another in a minute and a third in 56 seconds. A number of special features attracted a large number of visitors.

LAMBTON.

The Point Edward Post says a peach measuring ten and a half inches in circumference was grown on the Lake Huron shore this year.

The annual harvest home services were held in Sarnia on Sunday in St. George's Church, Rev. T. R. Davis officiating. The collections, which are to be devoted towards building a church in No. 4 ward to meet the requirements of a rapidly increasing congregation, amounted to $382.

A letter was read in the Sarnia council on Monday evening which Mayor Watson had received from the Polson Iron Works Company of Toronto, stating that the company had in contemplation the removal of its steel shipbuilding works from Owen Sound, which gives employment to from 100 to 300 hands, and had paid out $400,000 in wages during the last three years. Information was asked in the letter as to what inducements Sarnia would offer in the way of a bonus to secure the industry. The company was favorably impressed with Sarnia as a desirable location for its works. A meeting will be held to ascertain the views of the ratepayers with regard to giving a bonus.

The Lambton beekeepers will meet in Alvinston on Nov. 2, when they expect a large attendance of those interested in honey culture.

MIDDLESEX.

The inhabitants of Byron and surrounding neighborhood are greatly agitated over the water supply. When the London water commissioners sunk their trench about a year ago every well in the village dried up. This necessitated the sinking of the wells deeper, and a fresh supply of good, wholesome water was secured. Since that all went well until Mr. Griffith struck the idea of sinking a trench some three feet deeper than the waterworks had done, and as a result every well in Byron has again gone dry, with one exception, that of Mr. Merriam. What Mr. Griffith intends to do with the water thus secured no one can tell, as at present it is running to waste, and it is alleged that quite a quantity of water which was running into the city trench has been diverted. The situation, as far as the Byron people are concerned, is quite serious, and from a city point of view is not all that could be desired.

A harvest home service was held on Sunday afternoon in connection with the English Church in Byron, and the neat little edifice was crowded to the doors. Rev. Canon Richardson, London, conducted the services, assisted by the incumbent of the church, Rev. Mr. Deihl. A substantial collection was taken up in aid of the Sunday school funds. The Ladies' Aid showed great taste in the beautiful decorations which adorned the church, grain fruit and flowers entering largely into the display. A handsome floral design occupied the center of the chancel, reflecting great credit on the designers.

OXFORD.

Andrew Easton, a well-to-do Blenheim farmer, was found dead in his bed a few mornings ago. He had been ailing for about two years past. Heart disease is supposed to have been the cause of death. Deceased was 68 years of age, and had been for about 40 years a resident of Blenheim. He was unmarried and leaves three brothers and two sisters.

Dr. Dickson, of Ingersoll, has been appointed associate coroner for the county of Oxford.

The annual prize meeting of the Oxford Rifles Rifle Association takes place on Oct. 23 at the range on the Sweaburg road.

Col. Cowan, a clever correspondent of the Woodstock Sentinel-Review, has given the particulars of a case of destitution of an old couple near Richwood, in Blenheim. On the bed was a bundle of old rags used for bed clothes that no respectable ragman would take for the carrying away. An old stove in the last stages of decay and two old rickety chairs completed the furniture of the house. But the hardest sight was to come. Behind the door was an old woman, naked. She was fully 80 years of age and has the reputation of being over 100. She was unmentionably dirty and her grey hair hung from her head in a matted mass. Beside her stood her husband. He had nothing on him but an old pair of trousers and he was engaged in picking vermin from his old wife's body.

Rev. Robt. Scott, Presbyterian minister of Burns' Church, East Zorra and Brooksdale, died suddenly on Saturday morning in the manse, East Zorra. He had been in poor health for some time, and only returned from an extended visit to Barrie and Aurora on Tuesday last. The news of his death spread rapidly, for he was greatly beloved by his people. On Sabbath a funeral service was held, which was conducted by Rev. Mr. Tully, of Mitchell, and Rev. Mr. Munro, of Embro. The body was taken to Woodstock and then by rail to Aurora for burial. Mr. Scott was born at Harwick, Scotland, in 1836 and came to Canada when fifteen years of age. His conversion took place in early life and after years of service in Sunday school work and prayer meetings he was persuaded to enter the ministry. He graduated in 1873 from Knox College, Toronto. His first charge was at Penetanguishene, where he spent six years. He was in his eleventh year at Burns' Church and Brooksdale.

Elizabeth Turquand died testate last month, leaving $8,520. She was the widow of Dr. Turquand, of Woodstock. Of her estate $5,980 is in the Bank of Montreal shares, $1,000 in mortgages, $1,500 cash in the Bank of Montreal, and $40, two shares Norwich road stock. The bank shares are given to her daughters, $100 to Magdalen Ann Turquand, $100 additional to her adopted daughter, Mary Ann Bott, and the rest of her estate is given to her two sons, John Leonard and Edward Lockhead.

Fire in Norwich on Sunday night burned John A. Tidey's driving barn and contents. Loss, $1,000; insurance, $400.

The Central Methodist Church, Woodstock, which has been closed for the past six weeks undergoing repairs, was reopened on Sunday. The auditorium has been beautifully painted throughout, the pews varnished and the floor carpeted anew. The cost of the improvements will approximate $2,200.

A. & C. Denton, hardware merchants of Tilsonburg, have made an assignment for the benefit of their creditors.

A. Malone, who has for some years been an active warden in St. James' Church, Ingersoll, has been presented with an address and purse before leaving for Toronto. As superintendent of St. Michael's Sunday school, West Oxford, he was also presented with a magnificent seal ring.

PERTH.

Mrs. W. N. Warburton, one of the most respected teachers in the public schools of Stratford, has been placed upon the superannuated list of teachers.

Hons Moore, a hotel-keeper at Gadshill, has become mentally unbalanced, and has been confined in the Stratford jail preparatory to removal to London. He is said to have hidden $400 somewhere, and will not reveal his secret to any one.

SIMCOE.

The Orillia fair on Wednesday drew together a crowd of 5,000 visitors. A. Miscampbell, M. P. P., opened the fair on Tuesday.

Mrs. Penny, of Orillia, is at present the victim of a strange fatality. When a little girl she fell and broke her arm below the elbow, but at the time it was thought the limb was only sprained, and no physician being within available distance it was left to heal itself. Thus the bone never set properly, although the lady did not experience any trouble from it till lately, when a physician on examination found the bones to be decaying at the old break, and, fearing blood poisoning, says it is possible the arm may have to be amputated.

WELLINGTON.

The Arthur Union Fair has been a decided success this year, both the attendance and the number of exhibits having been large. In every department but the dairy the entries were more numerous than last year.

There is no truth in the scandalous report published last week in the London Free Press and other papers referring to the relations of a Presbyterian elder and J. P., in Wellington. No such circumstances as are stated transpired, and no divorce suit is thought of. The wife of the elder, whose name has not been published, still attends church regularly with her husband.

WENTWORTH.

On Wednesday, Sept. 30, the residence of Mr. and Mrs. S. Marshall, Binbrook, was the scene of a very pleasant gathering, occasioned by the marriage of their daughter Clara to Dr. B. E. Thompson, of Stoney Creek. The Rev. A. Beamer, of Petrolea, brother-in-law of the bride, performed the ceremony. The bride looked beautiful in her neat and modest attire. She carried an exquisite bouquet of flowers, as also did her attendants, Miss E. Boemer, of Petrolea, Miss May Marshall, of the Collegiate Institute, Hamilton, and Miss B. Choate, of Dundas, who are all nieces of the bride. Dr. F. Old, of Wellandport, waited on the groom.

St. Leon Water on draught at STRONG'S drug store, 184 Dundas street. 47tf

THE PEOPLE'S FORUM.

Is One Party as Bad as the Other?

To the Editor of the ADVERTISER:

It appears from the public journals of the day, particularly from the ADVERTISER, that not only a certain class of politicians, but several ministers of the gospel also, who have at length decided to "speak out" concerning the recently-exposed rascalities at Ottawa, eliminate all force or sting from their fulmination by either prefacing or concluding them with an emphatic assertion that "one party is as bad as the other;" and this they do without, so far as I have seen, producing any conclusive proof of the truth of their indiscriminate charge.

Can such a course of procedure be occasioned by ignorance of the history of our country or of the systems of government under which it has been ruled since the conquest, or is it the result of a thinly-veiled Tory partisanship?

Which party strove to fasten upon a young and poor province the baneful, not to say intolerable, burden of Church and State establishment, with the full knowledge that an adjoining province was being ground under the heel of an equally relentless one? Was it the Reform party or was it the Tory party?

In order to support the pretension of the existence of an established church in Upper Canada, under whose rule was one McCarthy prosecuted for the offense of preaching the gospel, banished and subsequently landed on one of the then desolate Thousand Islands to perish from starvation or by wild beasts?

Was it under a Reform Government or a Tory Government that a similar edict of banishment was pronounced against that redoubtable Empire Loyalist and British soldier, Major Neale, of revolutionary fame, because he would preach in spite of Tory threats of violence?

Was it a Reform or a Tory Government that refused to allow Methodist ministers to solemnize matrimony, banished Methdist ministers who had so united members of their own flocks, and when, to avoid further misunderstanding on the status of ministers, other than those of the Anglican faith, an act was finally passed according this and other rights to all Protestant churches, which received the sanction of the sovereign himself, at whose instigation did the then governor still further withhold it from the people for another year? Under whose tyrannous rule was the ill-fated Robert Gourley illegally imprisoned and his property confiscated; persecuted, ruined, and finally driven insane? Against whose greed and oppression had he petitioned the British Government? Does anyone claim, or did any one ever claim, that any one of the villainies perpetrated by the Family Compact was perpetrated by Reformers?

Was it a Reform Government, or was it Tory, that issued fraudulent "land patents" that they might turn an election?

Was it a Reform or a Tory mob that destroyed the Parliament buildings in Montreal, and with them most valuable records and the library? Was it a Reform or a Tory mob that demonstrated its unimpeachable "loyalty" by assailing the carriage of the Governor-General and pelting the occupants with unsavory missiles?

To come to more recent times and modern methods. Was it Alexander McKenzie or Sir John A. Macdonald who negotiated with the late Sir Hugh Allen, selling a railroad charter to him for funds with which to bribe the electorate so that he might retain power and feed his boodlers with plunder from the public funds? Who secured the passage of the present corrupt and expensive Franchise Act, the Reformers or the Tories? Who is responsible for the infamous Gerrymander Act? Which Government is even now on trial at Ottawa for the most infamous political and personal thieving that has disgraced any government on the American continent since the days of those other notorious thieves, Bigot, Cadet and Varen, who flourished and grew fat under French rule before the conquest.

Is not the assumption that the one party is as bad as the other a base libel on the Reform party?

Since the settlement of the country what single instance of fraud or peculation has been brought home to the leaders of the Reform party?

Was Bidwell, or Baldwin, or Brown, or Alexander Mackenzie, or Blake, or any other member of a Reform Cabinet the recipient of testimonials wrung from those seeking favors from their Governments whether they were dock contractors, railway syndicates or manipulators of schemes for artificial waterways? Who can, with the proofs in his hand, point to boodling on the part of the Mowat Administration?

A few years since, in an election campaign, a Tory orator declared his intention to "impeach" a member of the Administration in his place on the floor of the House, and was challenged to do so. Did he fulfill his boastful promise? Why not? There was proof there had been no boodling.

Is it not an incontrovertible fact that nearly, if not, indeed, every good measure which has blessed the country, was either given in its entirety by a Reform Government or carried on so far toward completion that the Tories dared not run the risk of further opposition?

Have not Reform Governments, both the Provincial and Dominion, been as a rule economical, while Tory Governments have been and are the reverse? Have not the Reformers persistently legislated for the masses, while the Tories on the other hand have legislated in favor of the classes? Was it the Reformer, Sir Richard Cartwright, or the Tory, Chapleau, that brought American boodle in to carry the election under the hypocritical cover of "loyalty to the old flag"?

In brief, does a careful study of the history of the country warrant the conclusion that "one party is as bad as the other"?

M.

Thereby Hangs a Tale.

"And so, from hour to hour, we ripe and ripe,
And then, from hour to hour, we rot and rot,
And thereby hangs a tale."

And truly, "'tis a tale of woe," of one who had Catarrh in the Head, for many years, and who really had been "rotting," from hour to hour, until Dr. Sage's Catarrh Remedy came to his notice. He used it at first with slight signs of relief, but he persisted until a permanent cure was effected, and the world was again pleasant to live in. From his awful suffering he was set free by the expenditure of a few dollars in that incomparable remedy.

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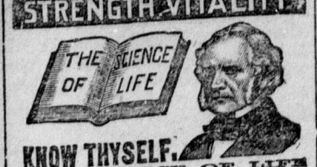
THE GLORY OF MAN STRENGTH VITALITY



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PARISIAN	Oct. 2	Oct. 4
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CIRCASSIAN	Oct. 17	Oct. 18
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SERVIA.....Saturday, Oct. 24, 10:30 a.m.
ETRURIA.....Saturday, Oct. 31, 5 a.m.
AURANIA.....Saturday, Nov. 7, 9 a.m.
UMBRIA.....Saturday, Nov. 14, 3 p.m.
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