

MUST KEEP CLEAN YARD.

An Offender Fined \$10 at Police Court To-day.

No Case Against Brunt—Whips Were Given to Him.

Magistrate and License Inspector Conferring re Indian List.

George Brunt appeared before Magistrate Jelts at the Police Court this morning charged with stealing four whips from Louis Carr. Last Saturday he was seen by P. C. Yaxley walking around the streets with unsteady steps, without a hat, and carrying four whips in his hand. The officer accosted him, but Brunt was unable to give any satisfactory account of where he had got the whips, saying that they had been given to him. He was arrested and appeared in court Monday morning. He pleaded not guilty, but did not now the name of the man who gave him the whips, and was remanded until enquires could be made. P. C. Yaxley visited the whip dealers and learned that a man named Carr had bought four whips on Saturday. Carr was at the police court this morning and identified the whips, but said that he had given them to Brunt. When the Crown enquired why this unusual course Carr replied that he had been taking a drink or so during the day and was not his usual self.

"Just had enough to reveal your natural generous self, eh?" remarked Crown Attorney Washington. Brunt was discharged.

For not keeping his yard in a proper sanitary condition, Sam Fauman, 91 Hunter street east, was fined \$10 and told to obey the Board of Health officers in the future. Seven complaints had been made about the condition of this yard by the neighbors and Fauman had been warned time and again to clean it up, said the health inspector, but had neglected to do so.

Jonathan Robinson, West Flamboro, was fined \$2 for selling milk without a license.

John McDonald, Forest avenue, and Peter Clark, Simcoe street east, drank themselves into a happy state of bliss last night, but a night spent in No. 5 police station is enough to wear off the worst kind of a jag and both were in a state of remorseful sobriety when they stepped in the prisoners' box this morning. Both pleaded guilty and were fined \$2. McDonald's name is on the prohibited list, but the magistrate says that until a proper notice is served on the hotelkeepers it is not strictly legal to fine these men more than the ordinary drunks. Up to the present time no notice has been served on the hotelkeepers. They are merely given a list and told not to supply any to the men whose names appear thereon. The magistrate had a talk with the new license inspector and it is likely that this matter will be fixed in the near future.

NOSE BLEED.

Burst Blood Vessel and Blood Flowed For Hours.

(Special Despatch to the Times.)
Kingston, Ont., April 29.—Mrs. Isabella McKenzie, a widow, aged 69, residing at Erie, nine miles from here, is lying at the point of death in the hospital here as a result of an attack of nose bleeding which she suffered yesterday. She bled continuously for several hours, and the flow was only permanently stopped late last night. A blood vessel in her nose burst.

TIRED OF THE TIE.

Queen's College Wants to Quit Presbyterian Church.

(Special Despatch to the Times.)
Kingston, Ont., April 29.—Queen's Trustee Board, at its meeting last night, passed a resolution expressing appreciation of the services rendered the university by the pastor of the Presbyterian Church, and requesting the General Assembly to appoint a committee to cooperate in altering the charter so as to remove all denominational restrictions.

Friday's Fish List.

Shell and bulk oysters, boiled lobsters, fresh caught whitefish, trout, perch, herrings, cod, haddock, halibut, pike, skinned catfish, ciscoes, finnan haddies, kippers, capelin in large, shredded cod, boneless cod, salt mackerel, trout, lob, Fyne and Holland herrings in kegs, Labrador herrings by the dozen, Dugby chickens, Peebles, Hobson & Co., Limited, King and MacNab.

SHAH AND RUSSIA.

Tehran, April 29.—The Shah has granted amnesty to the Tabriz revolutionists and has ordered that co-operation be offered the advance of the Russian troops.

We've Got the Right Thing In.

Suits at \$16 that will please the great big majority. They're made of the best all-wool material, very stylish and perfectly tailored. We know they're right, for you and for us.—Frank & Co., 13 and 15 James street north.

At the Very Hour.

A correspondent relates a story concerning a gentleman who went out to India and obtained a post on a plantation, leaving his wife and family in England, until he was in a position to send for them. One day when working on the plantation he rested for a short time with his hand on the handle of his spade. While he was standing in this way a bird alighted on his hand. Naturally he was very surprised and as he moved his hand the bird flew away. He proceeded with his work and forgot the incident.

With the next mail from England arrived, however, it was fully recalled to his memory. His wife had died unexpectedly, her death taking place not only on the same day, but at the very hour the bird perched upon his hand.—From the Birmingham Mail.

TEA TABLE GOSSIP.

Mr. A. J. Rochon, of Winnipeg, and his bride are in the city on their honeymoon trip, and are visiting Mrs. Rochon's sister.

On account of weather the missionary meeting, which was to have been held in Victoria Avenue Baptist Church, will be postponed.

Mr. B. E. Nethersoll, of this city, is enquiring in Woodstock and vicinity for his sister, Annie Nethersoll, who lived in Ingolsford in 1906.

Miss Sutherland, of this city, was bridesmaid at the marriage of Miss Mary Cadenehead, daughter of Mr. and Mrs. Alexander Cadenehead, and Mr. John Bessell Robertson, at Parkdale, Toronto, yesterday.

The police have sent out a warning to all boys against playing ball on the streets and on vacant lots. Several complaints have been made by residents, and the police are determined that this practice must be stopped.

The executive of the Hamilton Debating League passed a hearty vote of thanks to the Times last night for many favors and encouragement extended during the series of debates to be closed in the Collegiate Institute to-night.

At Toronto yesterday in Johnson vs. Brennan, F. C. L. Jones, for plaintiff, moved for judgment, J. A. Ogilvie (Hamilton), for defendant, contra, asked adjournment. Motion adjourned until May 1. Exact copy of affidavit to be furnished.

The young son of Emil Chereiri, 30 Sturt street, who was injured on Monday while digging in a sand bank at Point Hill, is still in a painful condition. He is badly bruised, but Dr. Balfe, who is attending him, says the injuries are not serious.

Miss Savage is attending the convention of the International Kindergarten Union in Buffalo this week. Miss Small and Miss Greey, of the local kindergarten staff, are also in attendance. Besides the kindergartners from the various cities of the United States and Canada, delegates are present from Australia, India and Japan.

A large crowd gathered last evening on Highway street north, when a horse, which was being driven by its owner, slipped on the paved approach to a drying condition. The owner was somewhat worried over the condition of the animal, but it soon recovered, the case being one of blind staggers. It was taken to the stable, not far distant, and apparently suffered no ill-effects from the attack.

HAINS' FATHER

Tells of His Son's Nervousness and Irrational Acts.

Their Early Married Life Described as Being Happy.

Flushing, N.Y., April 29.—General Peter C. Hains, retired, the aged father of Captain Peter C. Hains, Jr., of the coast artillery, who is on trial before Justice Garretson, in the Supreme Court, here, for the murder of Wm. Evans, in the Bayside Club last August, took the stand as the first witness for the defence at the resumption of the trial to-day.

John F. McIntyre, counsel for the defendant, expected to occupy two or three hours with the direct examination of the General, taking him over many of the early incidents in his son's life to show the Captain's irrational and nervous temperament as a child and how many irrational acts he committed. Mr. McIntyre said he first learned of the alleged improper conduct of his wife, Claudia, with Annie. The defence contends that his troubles drove him into a state of total insanity, subject to violent maniacal outbursts during one of which he shot down the man whom he believed had ruined his home. When the prisoner reached court to-day his chair was moved from the counsel table to a place near the bar where he could look directly into the eyes of his father. As his father began to tell of his own record in the army in answer to Mr. McIntyre's questions, the Captain sat with his face toward the jury and paid no attention to the witness.

The witness said that he discovered at an early period of Capt. Hain's life that the boy was suffering from excessive nervousness. He described the conduct of Claudia Hains toward her husband, the Captain, during their early married life as that of "a loving wife." He said that they were very happy until 1908.

ARE RESTLESS.

Some Tigers Would Like to See the Executive Get Busy.

Some members of the champion Tigers are wondering if their services on the gridiron last fall, in winning two championships, are not going to be recognized by the club. For the past five or six months it has been announced ever and anon that the Executive Committee will meet to arrange for a presentation and banquet. The committee has had several meetings lately to arrange for the athletic meet for the benefit of Bobby Kerr, but the players have had no intimation that such a meeting will be ordered for them.

Asked about these matters this morning Secretary Lazier said that he expected instructions to call a general meeting of the club for some time in May, and that the executive would no doubt meet before that time to arrange for a presentation to the champions.

"Within his own county," added the Chancellor, "I submit, not necessarily within his own county, but anywhere in the Province," said Mr. Cartwright.

NOT OUTSIDE HIS JURISDICTION.

The Chancellor read from another authority, which stated that a coroner has authority to summon a witness outside his jurisdiction unless by subpoena.

"That point seems clear on this authority," said the Chancellor.

"I find that the custom of backing warrants is only an adoption of the common law practice," went on Mr. Cartwright.

Chancellor Boyd: "I think Boys says that the primary summons can be served in any part of the Province, but I suppose the right to execute a warrant may not be so widely distributed."

"My learned friend says that the witness is nothing more to say," said Mr. Cartwright, "to submit that body can say that I don't know, neither does my learned friend, what may have been discovered since the witness was examined last."

WHAT IS THE NEW EVIDENCE?

The Chancellor: "It might be the

INQUEST NOT LIKELY TO-NIGHT.

(Continued from Page 1.)

Notices of Births, Marriages and Deaths which are inserted in the Daily Times also appear in the Semi-Weekly Times. 50c first insertion; 25c for each subsequent insertion.

MARRIAGES

HOBSON—MAITLAND—At the residence of the bride's mother, Mrs. Maitland, Owen Sound, on April 28, 1909, by the Rev. Dean Arroll, of St. George's Church, J. Irvine Hobson, youngest son of Mr. Joseph Hobson, of Galt, to Margaret, eldest daughter of the late Jas. W. Maitland, of Owen Sound.

HUNT—LITTLE—On Wednesday, April 28th, 1909, at the residence of the bride's parents, by the Rev. G. R. McRae, Mrs. Hunt, daughter of Hector Little, 74 Victoria avenue north, on Chas. F. Hunt, of the same.

MOORE—MOYLE—On Wednesday, April 28th, 1909, in the Baptist Church, Burlington, by Rev. G. R. McRae and Rev. A. Carr, Martha Sybelle, only daughter of Rev. John and Mrs. Moyle, to Ernest Pierces Moore, B. A. student, and Mrs. E. J. Moore, all of Burlington, Ont.

DEATHS

BISHOP—On Wednesday, April 28th, 1909, at the residence of her son, Dr. Pain, London, England, Fanny Bishop, mother of Mrs. Albert Pain, this city.

GOLAN—On April 28, 1909, at City Hospital, 1000 N. Main Street, N. Y., Robert Golman, 22 years old, son of Mr. and Mrs. Nahan Golman, of Ireland, died.

FUNERAL—At 3:30 p.m. Interment in St. George's Society's burying plot, Hamilton Cemetery.

PALKEL—At the City Hospital on Wednesday, April 28th, 1909, Herbert Lawrence Parker, 21, of Oxford, England, aged 22 years.

FUNERAL—At 3:30 p.m. Saturday, April 30, 1909, at St. George's Cemetery, Flamboro, Ont.

REED—At 2:30 p.m. Interment in St. George's Society's burying plot, Hamilton Cemetery.

ROBERTSON—At the residence of the late Benjamin Rothwell, aged 83 years.

FUNERAL—Will take place from her late residence, 218 Victoria avenue north, on Sunday at 2 p.m. Friends please accept this intimation.

PALKEL—At the City Hospital on Wednesday, April 28th, 1909, Robert Rothwell, son of the late Robert Thompson, of Lynden, in her 86th year.

FUNERAL—At 3:30 p.m. Saturday, May 1, 1909, at 1:30 p.m. at West Flamboro Cemetery.

IN MEMORIAM.

MOORE—In loving memory of Lillian Mabel Moore (Tillie), who died April 28th, 1909.

proper course to put in an affidavit to show what further evidence the Crown expects from the witness. Why should she be recalled?"

"We have examined her for four weeks, and in the meantime we have found additional information."

"Well, you may put in an affidavit setting forth your reasons for recalling her. Can you not disclose to the court this new information? Don't you think the Crown ought to condescend to say upon which points they wish to question her?"

"Not at all, my Lord," said Mr. Cartwright.

"Well, you see there is an affidavit now, and I am afraid she has told all she knows. Don't you think you ought to put in an affidavit? You know the custom is that when a witness is examined and counsel wishes to recall the witness, the custom is to explain to the trial judge upon what point or points you wish the witness to be recalled?"

"Surely," returned Mr. Cartwright, "we cannot be expected to disclose our information as yet to the defense."

"The Crown is not to be accused," Mr. Cartwright said. "My learned friend is wrong, I think. It is he who indulges in wild methods and absurdities."

"What will you do?" asked Mr. Cartwright.

"Then she can refuse to answer under your own argument," said Mr. Justice Magee.

"As to who the person is?" asked Mr. Staunton.

"Not that. I do not refer to any particular questions," said his lordship.

"Any case she should not be asked questions which might incriminate herself," said Mr. Staunton.

"And that is what will happen?" asked Mr. Cartwright.

"Then she can refuse to answer under your own argument," said Mr. Justice Magee.

"She can't be compelled to answer," said Mr. Staunton.

"You're on the wrong side of this case," said the Chancellor, jocularly, referring to Mr. Mackenzie taking the Crown side of the question this time. Mr. Mackenzie is generally against the crown in certiorari cases.

"I thought perhaps your Lordship would be knocked out of countenance by my appearing with the Crown," said Mr. Staunton.

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