other, with the certainty that the sub-

public. In addition to the individual ights of the newspaper and of the

on to the respondent's contention,

that the public has a right to obtain from the newspapers a full, complete and accurately compiled newspaper

service. The evidence given before Mr. Camp shows that the respondent,

he monopoly.

service of their own.

eastern Canadian newspapers,

under existing conditions, does not



xpedient:

IRY, Limited

always glad to meet any

on Removes Appendix of

2.-For the first time in with the result that

ent was Ralph Thorne, son ene, 302 Townsend avenue. was crying with pain all family physician diagnosed as appendicitis. The child taken to the hospitalthe surgeons deciding not

mal to a large degree

y rare thing for a child to be a victim of appendif-surgeon who operated cu w. "In the case of Ralph trid to determine just what ormal sendition of the aps apparently just a freak temperature, a few hours ration, was 104, and it was was suffering from ap-

dren are supposed to be olds, they are really vice about the appendix. infants that there was Only a short time ago o operate on a child thirfor a hernia. , who has the distinction Detroit," is fast recoveration and will soon be

crib at home. KED LIFE FOR DOG.

y Saved Pet But Nearly Lost His Own Life.

Ont., Dec. 2.—(Special)—Irwin 15, had a terrifying expering his pet collie from water. He tied the rope dog and stood in the icy his neck while the dog was

he tied the knots insecurely, eral feet up in the air the and he plunged back into and ne piunged back into he rope was again lowered, he fixed it securely and was bridge by his companions, and had to be carried to oth boy and dog are under THE NATIVE PURITY AND FRAGRANCE OF

Black, Mixed or Natural Green.

CASE FOR WESTERN ASSOCIATED PRESS

Argument Submitted to Railway Commission by Counsel for W.A.P., Showing Discrimination in Telegraphic Tolls Against Non-Users of C.P.R.'s News Service-Argument in Detail.

The Western Associated Press through its solicitor, A. B. Hudson has submitted to the Board of Rail ment in support of the application which it made at the recent sitting of the Board in Winnipeg asking for an order relieving it of the discrimination from which it at present suffers by reason of the policy and regulations of the Canadian Pacific Railway company's telegraphs. This

argument is in these terms: 1. The applicant claims that mat for publication should be transmitte at the ordinary press rates given t an individual newspaper, in place the higher rates actually charge?

(a) The cost of transmission is the (b) The press rate is remuneraitve This is shown (1) by the fact that has been established and voluntaril granted by the railway company for years without any objection; (2) furbecause the statement submit ted by the cost of transmission, prove beyond question that the press rate ? present established provides for very large profit.

The cost of transmission from Mont treal to Winnipeg, as shown by the statement of the cost of their service to western Canada, submitted by the Canadian Pacific railway, would be Operator's wages, Montreal

...\$ 3,690.00

mission of approximately 13,000 words this quantity at the proportion of 7,000 night and 6,000 day, the railway company would collect at the ordinary press rate over \$29,000; showing a profit of \$10,000 over cost of trans mission—that is, an annual profit of over 60 per cent.

In this calcu that the railway's figures are accepted, although close scrutiny would to doubt subject them to a very larged its subscribers outside of Winnipeg its subscribers outside of Winnipeg

2. The evidence disclosed clear dis- No case in which press associati crimination. In answer to this evidence, it was urged:

ed Press. It is submitted that news of the world for publication in news-papers should not be classified differently, merely because it originate. from a different source, or is edited in a differenet way.

(b) It was urged that the railway company had a vested right—that is, a vested right to do something it never had any power to do.

(c) That it would prejudicially fect the eastern newspapers. It is submitted that the eastern papers are not involved, directly or indirectly, in the present application.

and that the granting of a special rate for news matter addressed to a newspaper is a voluntary concession on their part, carrying with it the right to impose such conditions as may seem proper to them.

messages and press messages is so ficulty of collection and cost of transobvious that it is not necessary to dismission, there is not that free inter-

discharging an important and essen-tial public function. Without a press provinces and British Columbia, for rate for press matter, they could not be produced in their present form. It should therefore be an obligation of all telegraph companies to account its should therefore be an obligation of all telegraph companies to account the control of the con of all telegraph companies to carry nipeg, in the centre of Canada, it news matter intended for immediate extremely difficult under existing publication in the public press of circumstances adequately to collect ome definite rate. News matter can the news of the whole Dominion, high-

In the case as presented to the board on this application, the existing rates were not a subject of controversy; but the evidence supplied by the Canadian Pacific Railway company shows that the existing press pany shows that the existing press rate is an exceedingly profitable one, as illustrated by the calculations to the cost of carrying press matter from Montreal to Winnipeg shown above. We, therefore, submit that the matter addressed to the Western Association of the service. In place of the complete despatch there is a condensation; while matters of less moment have The cost of transmission is identical, shows that a reduction in rates related that the rate is shown is profitable.

The cost of transmission is identical, shows that a reduction in rates related to the interest sults in increased traffic; and, if the cost of the rate would subserve the public interest.

Mr. Champ, in his evidence, took tural reult will be that there will be of carrying it to the place of sale.

the position that, if a press rate we duce the quantity of news trans mitted by the company and thus re-duce the company's revenue. This ar-

rument necessarily means that the

at a profit; but, as snown in the evidence of Mr. Nichols, the interence hat there would, under these circum ances be a reduction of business nsound: because the reduction e rate on the Western Associated Press matter would create a ver auch larger traffic, and thus the tol of the telegral a company would increased rather than decreased. The ation of the Western Associated ress, as stated, has not lessened th tal amount which the Winnipag ewspapers have paid to the various elegraph companies—but, on the contary, has increased it. The effect of e co-operative newsgathering by the increase the tolls by increasing raffic, and the applicant contends hat the reduction of rates on incomng matter as requested in this apication would induce a still larger nount to expend on telegraph tolls. It is also submitted that the loss of evenue to the company as stated by censel in argument is inaccurate in is respect; that the three separat essages delivered to the three Winipeg newspapers would mean three

time calleded as that involved the callage of a common message the Western Associated Press. The company attempted to justify aph companies in the United States submitted that the cases are entirely different. The conditions in the wo countries are not the same. press associations of the United states are not obliged to compete with the telegraph companies in the ollection and distribution of new-. re-. 15,102.90 The telegraph companies there are merely carries of news. If the press

parate cests of transmission, thre

parate deliveries, three times the

compete with telegraph companies in This charge was made for the trans- the same manner as the applicants are competing here, it would be utassociation rates, even assuming that the press associations of the United States pay that rate, which has not been established. There is the ad- to fulfil the agreement as to the vo ditional important difference that the press associations of the United that point. Asked as to whether scribers every dolla

for incoming tolls. The Western As-press matter, in that it would result in a much greater interchange of Can-daily newspapers in Winnipeg.

given; but where the C.P.R. deal with news that was not of the same class as that sold by the Western Association and the charge a rate of 1-4c of Press. It is submitted that next word day and 1 contains a shown that they charge a rate of 1-4c of Press. per word day and 1-8c per word night, being about (irrespective of distance) one-sixth of what is charged the Western Associated Press for the transmission of matter from eastern Canada, the only consideration for this reduced rate being valuable privileges which no one was able to explain. On cross-examination, it was snown that the loss of \$44,000 on their west. that the loss of \$44,000 on their west-

The telegraph company contends that their regular rates are those which apply to commercial messages. plete an interchange of news between the various parts of Canada as is pos-sible, in view of the great distances nay seem proper to them.

The difference between commercial experience say that owing to the difchange of Canadian news throughout Newspapers are a public necessity, the Dominion which is desirable up-

be clearly defined by an exact classi-fication, as is done in England and shown in circulars submitted at the

ught to this city a much fuller and er Canadian news service ervice, after being brought here wil distributed through the Canadia st, with not unimportant result apon our growth and development to

ards national solidarity. It is therefore urged, upon ground of justice for the applicants, and upon the larger ground of public expediency, that there should be press ates for press matter, without the miting conditions which apply at

With regard to the discriminatio which the Western Associated Pres subjected in distributing its new ervice througho western Canada a competition h the Canadian Pacific Railway mpany's telegraph here is virtually no dispute as to the The comparative tables subboard, and evide ophed by Messrs. Camp and Ken the respondent company make abundantly plain that the applican railway company is transmitting news distributing its service over th C.P.R. lines, is subjected to condi-tions as to handling and as to rate harged, which constitute discrim ation in its mose extreme form. was virtually admitted by Mr. Aik ns in his address to the board or fore the commission that the company s a news-gathering association, pr cisely as the applicant is; that it ge an American and cable service from some source in the United States, pre cisely as the applicant does; that with a domestic service and distr bute it to its clients, just as the ap licant does. Counsel for the respon den's argued that there is som news is collected; that, in fact, new or each service is collected from lifferent source, by different correpondents, and in a different manner t is submitted that this does not a ter the fact that the news which printed by he daily newspapers eastern Canada, whether obtain one source or the other is substanti ally being in the selection and con densation. News is news, whether a embled at one point or another point It would be as fair for the respo ent company to argue that it could arry a carload of wheat to a favor

ed customer at a cheaper rate that carload of wheat could be furnished o another, because the wheat wa by the same man. Mr. Camp, in l vidence, admitted facts amounti discrimination, in another form He said that the respondent compar only handle its own busine on the basis of a flat rate for Press, he declared, could handled on this basis. In its car there must be, he said, a date per word imposed. Further, he gave the maximum service was carried : terly impossible for them to pay the end of the line at Vancouver of what the company described as press Victoria, and that, at intermediat Victoria, and that, at intermediate

smaller service, the operator at that ume of daily service to be supplied respondent company would conce sociated Press, Mr. Camp said would not. The applicant submits that to print

the respondent company to continue charging the applicant the present excessive rate would tend to create a monopoly in the respondent com pany in supplying news service which must be inadequate and open to the imputation of undue partiality to certain corporation interests. Equality in rates is the only guarantee an impartial and proper news service One defence of the respondent con pany as to discrimination, set out b Camp and still more explicit Mr. Aikins, is to the effect that the respondent company owns its own

which it has there, and that it makes no difference whether it gets there ern business was the real profit they by telegraph or train. The company obtained from the exercise of these owned it at that par icular point, and The public reasons why this rate should be conceded are based upon the theory that it is to the advantage of the company enabled it to supply telegraph. despatches over these lines as it sea pose of these despatches at any poin and in any manner which appear o be proper: If the Western Association ed Press, which is obliged to opera under conditions imposed by the res condent company, finds itself su ected by reason of this policy of th spondents to an excessive discrimi nation, counsel argued that the reonsibility rested entirely upon the applicants for embarking upon th business of collecting and distribut ing news.

These admissions and contention

pleases. Mr. Camp said that the con

by the respondent company raise this issue, which is before the board, in the clearest possible form. The applicant submits that, if the respond ent is engaged in the business of colecting, selling and distributing news it should do so under precisely th onditions which are imposed upo other news-gathering association volume received ;for, since these which it serves as a news carrier, I asks for equality of service and equ pondent argues that, since it own its telegraph wires, it can transmi news despatches over them at the ex pense not of the papers to which the pany which includes the telegraph de partment, and that the railway cor pany pays the cost of transmission We, therefore, submit that the mainstrand of the Western Associated Press, being news matter identical in character with matter transported to daily newspapers under unitable of the western Associated Press, in keeping with unitable of the western If admitted, this would have very in

natter of news, there is no such exact standard of quality, and one news

ON A. & G. W. LOCATION titute was of equal advantage to the

> Work From Battenberg and Lac La Biche-Chief Engineer Waddell Will Take Up Residence for Winter at Lac La Biche.

and cannot furnish such a service. The handling and editing of newsorth will be made to resound lo ing the long winter month with the paper matter is a highly technical business, calling for the services of trained and experienced then. Mr. Camp, in his evidence, said that the Associated Press service, when ton through to Fort McMurray before Associated Press service, when through to Fort McMurray be or through to Montreal, was condensed the water again trickles down the and re-edited in the telegraph room by one of the operating staff, not by any specially qualified individual. The news service is dealt, with in the pany on Jasper avenue there are vards upon vards of survey maps,

The news service is deaft with in the yards upon yards of survey maps, same way at every handling point, showing the preliminary location of The daily papers in the towns in the line northward from Edmonton the west which take a small service These contours have been studied to the line northward from Edmonton the line northward from Edm are supplied by the operators of the carefully by Dr. Waddell, chief the local offices, who listen to the larger gineer, and from them he has peer service going through to the terminus, and pick out the items which they think would be acceptable to the papwhich will mark where the line is to ers which take the service at that be laid down. From these headquarters two arg

This is the system for which the respondents contend that they are antitled to give specially favorable liminary surveys through the order. ransmission, and so require, in fact, distance to Fort McMurray. party will take up the survey about The applicant contends that the Battenburg and work to a point on position of the respondent is altogeth. Lac al. Biche. The other has required to the Bighe and er exceptional. It was not able to ceeded straight to Lac La Biche an show that in any other place in the the 150 miles to the railway terminus

world, telegraph companies operate Will Go to Lac La Biche. a news gathering and distributing In order to make the final location before the opening of spring, the maps A further contention on behalf of he respondent was that it supplied will have to be submitted to the chie and hat decision of the present applica- For this purpose it is the intention engineer for his final determination ion favorable to the applicant would Dr. Waddell to proceed shortly to rejudiceially affect this arrangement. Lac La Biche and encamp there durdoes not operate in eastern Canada, south.

and the granting of the present appli-Two More Parties to Go Out.

parties and make the final location four advancing parties by mean

dmonton and will return to mee pected shortly from Winnipeg. Mr. Clarke is favorable to the plan of work laid out for the winter, Dr. Waddell will proceed next week to Lac La Biche. have the locations made and to have all the parties back in Edmonton again before the frost is out, f the ground in the early spring.

ernment Visits Lethbridge and

Regina, Sask., Dec. 1,-The repre entative sent by the provincial govof a fuel shortage ,reports

age will occur. outlook waited on the provincial gov- deceived in the matter. ernment to urge the necessity of aitit being a catch vote business, fording traffic facilities at that point did not the over the Saskatchewan river. The difference. government stated that they present negotiating with the C.P.R. with a view of having traffic facilitie provided in connection with bridge which the company promised

BURNED AT THE STAKE.

Business Man Victim of Mob. Atlanta, Ga., Dec. 1—A mob late this afternoon captured Rev. John Howard, n reply it might be pointed out, with ing the winter. At this point he ed him at the stake. Howard, a few will receive reports on the topography hours before being captured had shot vestern Canada are absolutely dis- of the country from both parties, one and fatally wounded Will D. Booth, inct. The Western Associated Press to the north of him and one to the well known business man of Hawkins cation will not affect in the remotest As soon as a determination of the ard drew a revolver and shot Booth Johnston, aged about forty, who has degree the relation between the re-course of the line can be made on three times. Booth returned the fire and been missing from his home in

r part or this afternoon's session of

NO COAL SHORTAGE IN SOUTH Representative of Saskatchewan Gov-

mines, consequent upon complaints

colored Preacher Who Fatally Wounded spirited colts and had stopped for the colored, near Cochrane and tonight burn- front of the engine, one being killed, Howard's mules while on the read. How- Freedrick and was identified as John

NOT MERELY A VOTE CATCHER. Diversion of Railway Extension in

the legislature was spent in com the construction of small ditches and little time was taken up by a discus sion of the motion of A. B. Gillis, of ing all the correspondence in any way relating to the change in the original location of the Maryfie tension of the C.N.R. between Mary field and Bienfait. The whole ject of the government, he said, was to catch votes, and it was a discredit to the government to come to the ountry with a policy that they had o intention of carrying out. J. D. Stewart, of Cannington, said the government were in no way t lame for the diversion of that road If there weer any blame to be responsibility of it. He had recom-responsibility of it. He had recom-responsibility of it. He had recom-mended a diversion of the road for tached to any one, he would take the from Swift Current and other points what he considered good and suffiof a fuel shortage reports that the cient reasons. The only mention mines are on the whole handling the made to him of the Maryfield line of situation satisfactorily, though owing the railway before the election was a shortage of men, the out-put is by a friend in Manor, who informed hardly equal to the demand. The car him that the Manor Board of Trade hardly equal to the demand. The car service, however, is so far quite equate and with a continuance of mild weather during December it is not believed that any very serious shorteffect, nor did he think the people of A large delegation from the town of Manor were in the slightest degree did not think it made three votes

Kingston, Nov. 30 .- Eighteen-year old Charles Hathway, of Oppin, died in the hospital this afternoon from injuries received at a level crossing on the Michigan Central this morn ing. He was driving a team of train, when the seat board in wagen gave way and he lost The horses plunged

LIVINGSTONE'S | CALEDONIAN STORE

CHRISTMAS GUESSING COMPETITION

This is a Genuine Competition

The Prizes will be given as advertised. The bottle was filled with beans without anyone knowing the weight or measurement. Employees of the Caledonian Store are not allowed to compete or guess for it.

The Beans will be counted in view of the Public on Christmas morning at 9.30 a.m.

And the results announced at that time. Particulars later.

Bottle and Prizes are on view in our big show window. A visit will convince

COMMENCING SATURDAY, DEC. 4

With Every \$1 Purchase

You receive one guessing card

To the party guessing the correct number of

or the nearest guess at the correct number of beans in the bottle, will receive

\$100.00 IN GOLD

To the Party coming next, \$50.00 IN GOLD

\$25.00 IN GOLD

To the Third Party

Consolation Gifts

5th guess, Rocking Horse valued at 15.00 6th guess, Cinematograph valued at ... 7th guess, Handsome Tea Set, valued at .. 7.50 8th guess, Xmas hamper of Groceries. 5.00 10th guess, Brush and Comb Set, valued .. 3.00

Why You Should Buy

Your

Xmas Purchases At the Caledonian

Our Assortment is the Largest in Town.

4.3 Our Prices are the Lowest in the North-West.

And Our Aim is Satisfaction to Purchaser.

THIS SCHEME

Gives you Goods to the value of 100 cents for \$1.00 and a chance.

A chance is the only thing we are looking for in this world. It is immaterial to us who gets the GOLD. We hope somebody will get it who needs it bad.

I am not allowed to guess, but my guess in this is we all

FIFTY FAT CHICKENS will be Given to the Next Fifty Nearest Guesses

The Store That Sells for Less

CALEDONIAN

401-407 Namayo Avenue