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Oak Hall Clothiers, 115 King St. E., Toronto.

HAMILTON NEWS

THE LIABILITY OF TRUSTEES | A QUESTION OF AUTHORITY.

An Important Deliverance Handed Down by Judge Snyder Yesterday.

Sewers Committee Had a Hot Time Over the Dismissal of Fireman Dennison.

ESTATE OF THE LATE ROBERT ROY.

The Heirs Were Not Satisfied With the Administration and Brought Suit—General News.

Hamilton, March 8.—(Special.)—This morning Judge Snider handed down judgment in the case of Roy v. Harvey, which was referred to him by Justice Street at the last Assizes. He found in favor of the plaintiffs.

The late Robert Roy died in 1880, leaving considerable property, but no will. His heirs, his widow and children executed a trust deed to John Harvey and R. J. Young, transferring certain properties to them in trust, to pay the widow the interest and income during her life and at her death to divide the estate among the children. The trustees have managed the estate since 1880 and in their last statement to the heirs alleged that only $5300 of the trust moneys remained and that it was all invested in a mortgage on the old Cruickshank planing mill property on Jackson-street. The heirs were not satisfied with this statement, and brought action, alleging that part of the trust moneys were and are invested in a Winnipeg mortgage bearing 9 per cent. interest, and from which money only 7 per cent. had been paid the estate during all these years; also, that the trustees had taken possession of other funds and property not covered by the trust deed, and that the trustees had transferred securities and moneys of the estate into the name of Mrs. John Harvey and that these exceeded the amount admitted by the defendants.

The defence was that all the moneys of the estate had been accounted for, and were secured by mortgage. The defendants also set up the statute of limitations, holding that any claim at this date was outlawed.

Trustees Must Give Account.

Judge Snider finds that all the property left by the late Mr. Roy was taken over by the trustees, in trust, and proceeds to make the defendants account for the whole property. He finds that the trustees invested $3000 of the Roy money in the Winnipeg mortgage at 9 per cent.; that the property just south of the Bank of Hamilton, and which John Harvey claimed, was in reality part of the Roy estate, and that the trustees should account for $3800, balance of purchase money, with interest; and after taking all the accounts the judge holds that the estate is entitled to $9,831.38, instead of the $5300 mortgage admitted. The judge denies the claim of outlawry.

In conclusion, the judge found that although good business men, the trustees had failed to keep sufficient or proper accounts of the various transactions of their trusteeship; also, that J. B. Young did not appear to have received or invested any of the moneys of the estate.

GO EASY!

First be satisfied that the dentist is right before you are convinced that Crown and Bridge Work cannot be successfully applied in your case. Right or wrong—the fact remains that where it can be applied it is the best of methods of supplying artificial teeth. But it is most difficult work—the very fine art of dentistry—and it isn't every dentist who properly understands it or wants to be called upon to perform it. Our work has been a series of satisfying successes—that give us confidence in advising or performing.

Gold Crown and Bridge Work, per tooth.....$5.00

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Phone 1972 Dr. C. F. Knight, Prop.

GRIFFITH AND THE ENGINEER

Charged Each Other With Going Beyond Their Powers—Other Matters Disposed of.

Hamilton, March 8.—(Special.)—The Sewers Committee meeting this evening was a hot one, and charges of exceeding duty were made against both Chairman Griffith and City Engineer Barrow, in connection with the dismissal of George Dennison, night fireman at the Ferguson-avenue disposal works. Ald. Nelligan claimed that the chairman had no right to discharge Dennison, and made several threats. Chairman Griffith read a clause of a bylaw, which, according to his idea, gave the Engineer full power to engage and dismiss men in his department. Ald. McAndrew held the Engineer had this authority only on works of construction, not in permanent works, and Mayor Teetzel agreed with him. Engineer Barrow said he had given notice to Dennison to quit, as Mr. Leckie, Chief Engineer, had reported that there was one man too many at the works. Ald. Reid moved, and Ald. Pettigrew seconded, a motion to have the notice of dismissal of Dennison cancelled.

A new question cropped up at this stage, that of reducing the hours of labor at the works from 12 to 9. By so doing a place could be found for Dennison. It was finally agreed to let the notice to Dennison would not be cancelled until next meeting, when a scheme for the redistribution of the work will be represented.

A few other matters were attended to. The chairman and Engineer were instructed to report on a request for a rebate in sewer rental from S. S. Rolls, and a subcommittee was appointed to consider a claim for damages by a flood from John Dougherty, Fairmont-avenue.

Builders' Liens.

The Builders' Exchange held a meeting this evening and appointed a committee to draw up a petition to the Legislature, asking that the time for placing liens on buildings be extended beyond the 30 days now allowed by law. Another committee was appointed to make a recommendation for changes in the Workingmen's Compensation Act.

Canadian Club $40 Short.

A meeting of the Canadian Club was held to-night to consider the advisability of re-organizing the club on a new basis. The report of the treasurer showed that the receipts last year were $610, and expenses $650, making a deficit of $40. After a long discussion a motion requesting the Executive Committee to make a recommendation was carried.

Police Points.

Joe Bamford, a hard man, was arrested tonight for fighting in the Victoria Hotel.

Fred Taylor, Greig-street, and John Laird, York-street, were arrested tonight, on a charge of stealing lead pipe from H. Howard.

Eliza Webster of Burlington was arrested here this afternoon on a charge of insanity.

Charles Schwenger, hotelkeeper, was fined $2 to-day for allowing a minor to loiter in his barroom.

Mike Connors and Pat O'Brien, two hard men, were committed for trial for stealing tools.

Minor Matters.

The remains of the late Mrs. John Billings, who died in Los Angeles, arrived here to-day.

Joseph Kelley, a prominent member of Knox Church, requested Mayor Teetzel today to prohibit "The Turtle" to show here to-morrow night. After consulting with the City Solicitor, His Worship declined to take any action.

Mr. and Mrs. James Burton, Tisdale-street, celebrated their silver wedding this evening. A large number of friends were present and the gifts were costly and numerous.

Memorial windows, costing $3000, are to be placed in St. Mary's Cathedral.

LOCAL JOTTINGS.

Lucky Strike Chewing, fine chewing; 10c plug. Alive Bollard.

The Toronto Humane Society will hold its regular meeting on Friday at 4 p.m.

Prof. Mackenzie lectures on Saturday afternoon in the Rosedale Kindergarten on Kipling.

The County Court suit of the Hunter estate against R. A. Dickson, solicitor for the estate, for $500, has been settled out of court.

A. B. Dean, final year student at Toronto Medical School, was thrown from his wheel on Sherbourne-street and narrowly escaped being run over by a trolley.

Coroner Duncan has issued a warrant for an inquest to be held this afternoon at the jail on the body of Mary Dill, who died in that institution yesterday.

K Company, Q.O.R., held their annual smoker at Webb's parlors on Tuesday night, the event passing off in the successful and enjoyable manner, usual with this company.

Mr. Kilgour occupied the chair at the usual monthly meeting of the Women's Auxiliary of the Y.M.C.A. yesterday afternoon, when it was decided to hold the annual meeting early in May.

Rev. Dr. Welch, in his sermon on "Worldliness" at St. James' Cathedral yesterday morning deplored the devotion to amusement and pleasure to the detriment of Christian work that existed in Toronto.

SIR WILFRID AND IRELAND.

The Irish Question Came Up in Discussing the Matter of Anglo-American Alliance.

THERE CAN BE NO REAL FRIENDSHIP

Until Something Has Been Done to Cure the Hurt Which Causes Ill-Will.

The Catholic Register of this week prints Washington correspondence of The New York Freeman's Journal, which is interesting to Canadians in that it gives a conversation had with Sir Wilfrid Laurier. The correspondent attributes the following to the Canadian Premier:

I have been much interested, he said to me some days ago, in discussing the Canadian question, "in the apparent friendly feeling which now exists between Great Britain and the United States. I almost said I had been exceedingly surprised, because when I was here last winter the very opposite feeling was manifest. But I have found that this expression does not extend to the majority of the American people; it is, in fact, confined to a very small element. Now, I have thought for many years that there could be no real friendship between this country and mine until a certain remedy had been applied to cure the hurt which causes all this ill-will now existing toward all things English.

This remedy? Well, it will surprise many to hear me say what I am going to say, but it is my firm conviction, often written and still oftener spoken, when discussing the future of our beloved Canada in its relation to its great neighbor to the south. The English Parliament must do something for Ireland if it hopes ever to gain the friendship or alliance of its great offspring in America. This is imperative. The hostility which nine-tenths of the people of the United States feel is founded on the story of England's treatment of Ireland. All those who have dealings with the United States through English sources must bear this burden. This is the reason that we can make no headway, and we never will while the unhappy home of so many American citizens is in its present condition.

It was suggested to the Premier that the German element was as bitterly opposed to the English alliance as the Irish. "Yes," he replied quickly, "and German hostility is no small factor, but I believe that all the bitterness which Germany feels could be nullified if the Irish people at home were better treated. Germany's grievance is founded on historic enmity and commercial jealousy. It has not the tragic aspect which confronts every Englishman when he considers the case of Ireland."

ON AND OFF THE STAGE

"Alabama," Cummings Co.'s Best.

"Alabama" continues to draw good houses at the Princess Theatre, and Manager Cummings has been inundated with complimentary remarks on the excellent way in which it is staged. Many admirable performances have been given by the Cummings Stock Company during the past seven months, but none in acting, scenery or stage setting were superior to the presentation of "Alabama," which is itself a perfect dream of a play. Mr. Freeman has quickly installed himself into favoritism with the Princess public, while the remainder of the cast is positively unexcelled in any stock company of America. Miss Marshall, with her pretty dresses and natural methods, never appeared to more advantage, nor did Mr. Cummings ever do more praiseworthy work than he is doing as the quaint Col. Moberley, he being of the South, and therefore to the manor born. Mr. McCullum, too, as Squire Tucker, has made a pronounced hit. Mr. Robert Cummings has presented many talented people to the public since he assumed the management of the Princess Theatre, but it is doubtful if he ever secured a prettier, pleasanter, cleverer or more successful actress than Miss Maud Edna Hall, who will make her Toronto debut next Monday afternoon as Marina in A. C. Gunther's famous play, "Mr. Barnes of New York."

"1492" and Fanny Rice.

Those who enjoy a great big entertainment, with plenty of music, dancing, specialties, singing, pretty stage pictures, et cetera, should not fail to see "1492" at the Toronto Opera House this week. The presenting company numbers about fifty artists and Stuart, "The Male Patti," is the bright particular star. Following "1492" the attraction next week will be Fanny Rice, who will be seen in her successful production, "At the French Ball."

Field's Minstrels To-night.

Al G. Field's Greater Minstrels, who open a three nights' engagement at the Grand tonight, are said to embrace all legitimate lines of minstrelsy. The singing and vaudeville features are said to be of the highest order. A popular price matinee will be given on Saturday.

"The Heart of Maryland."

Next Monday evening the Grand Opera House will have the first production of David Belasco's play, "The Heart of Maryland," which was, in New York, Chicago and San Francisco, during the past three seasons the chief attraction. The cast is presented by a company of players especially selected by Mr. Belasco, and includes many of the most popular and talented representatives of the New York theatres. The sale of seats will begin to-morrow.

The Banda Rossa.

Massey Hall was attended yesterday afternoon and evening by much larger audiences than on the first day, though the attendance Tuesday evening was good. The playing was marked by the same exactness and beauty of coloring as on the first day. The immense volume of harmony is indeed amazing when Sig. Sorrentino calls for the full power of his band. Mrs. Marshall Pease, the vocalist, displayed her remarkable voice in songs well selected and rendered with true artistic taste. The easy-flowing rich contralto is thoroughly in control, and every note is full and true.

Rosenthal's Marvelous Playing.

The reappearance of Moriz Rosenthal had been awaited with more than usual interest in New York. When he seated himself quietly at the piano, after acknowledging the welcoming applause of the audience, there followed the most astonishing exhibition of piano playing ever heard in this city. It showed only one side of the pianist, it is true, or at best two, for, as a glance at the program will show, the numbers seemed mostly to have been selected to display his mastery of technical difficulties. But such technique was beyond all experience. He has enormous physical power, he makes the most involved passages perfectly clear, his touch is crisp and he has entire command of every degree of force. Rosenthal will appear here for the only time on Thursday next. The sale of seats begins at the Massey Hall box office on Monday morning.

Melba Popular in 'Frisco.

San Francisco, March 8.—The sale of tickets for the Melba season of opera has realized $65,000, being unprecedented in this city. A continuous line waited at the box office from Sunday night until Monday afternoon. The season opens next Monday.

THE ORANGEMEN AT BARRIE

Grand Lodge of Ontario West Convened in the County Town of Simcoe.

GRAND MASTER JERMYN'S ADDRESS.

The Order Reported to Be in Flourishing Condition, Numerically and Financially.

Barrie, March 8.—The Orange Grand Lodge of Ontario West opened its annual meeting this afternoon, Mr. D. M. Jermyn, of Wiarton, the Grand Master, in the chair, all the grand officers and a large delegation being in attendance.

Grand Master's Address.

Mr. D. M. Jermyn, Grand Master, delivered a comprehensive address, in which he reported that the order is still progressing. Substantial gain has been made during the year and the delegates were proudly assured that the Grand Lodge of Ontario West is still the banner provincial Grand Lodge of the world, both numerically and otherwise. The Grand Master noted with appreciation the warmth of his reception in Toronto on July 12 last, and expressed his gratification because of the warm welcome extended at Walkerton to the Supreme Grand Master, Bro. N. Clarke Wallace.

The Late War.

Referring to the late war, he says: "That one of Britain's children should make war on one of the most Romanized nations in the world on account of her barbarous treatment of her own subjects is noteworthy, inasmuch as it leads us to the conclusion that Anglo-Saxons are destined to defend, to educate and to enlighten the world."

Ritualism in England.

Referring to the growth of ritualistic practices in England, the Grand Master deplored what he considers a real danger to the church and to Protestantism. "The Church of Rome," he says, "was never more earnestly at work to overthrow Protestantism in Britain and to undo the work of the Reformation than she is at the present day. It is useless, therefore, for some to tell us that the need of Orangeism is past and that we should disband. My opinion is that so long as Rome lasts our society will be required. The Orange Association must ever remain as a sentinel on the watchtower, defending the liberties which are so dear to every free man.

A Note of Warning.

"We learn also of a society formed both in England and Canada, the object of which is to influence the Imperial Parliament to so amend the British Constitution that a Roman Catholic can occupy the throne. Our gracious sovereign the Queen is the head of the church. The Crown is entailed to the heir of her body being Protestant. Therefore, the amendment to my mind would be a fatal blow, and one against which every Orangeman must war. Not because a Roman Catholic could not be a good sovereign, but because Rome claims the right to dictate the beliefs and action of her children and thereby history would repeat itself. Let us therefore beware of such movements, and while we are willing to accord to every subject of Her Majesty equal rights with ourselves, we cannot consent to the handing back to Rome what has taken so many lives and centuries to secure."

Other Matters.

The Grand Master makes touching reference to the dead, mentioning specially the late Mr. D'Alton McCarthy and Rev. Dr. Chiniquy, also Rev. Dr. Kane of Belfast, whose usefulness he eulogized highly.

In conclusion, Mr. Jermyn notes with pleasure the rapid growth of the Mutual Benefit Fund, and goes on to congratulate the country on the prosperity now enjoyed in all commercial circles, for which he enjoins the brethren to give thanks to the Great Builder and Provider of the Universe.

The Sentinel, the organ of the order, gets a good word, and its claims to support are pressed.

Grand Secretary's Report.

Mr. William Lee, grand secretary, reports the organization of two new county lodges, viz., South Kent and North Muskoka, also an application for the formation of a new county lodge taking in the Rainy River district, to be named the County Lodge of Rainy River.

Warrants for the opening of the new Primary Lodges have been issued as follows:

No. 1689, at Rat Portage, Rainy River District.
No. 1693, at Toronto, County of Toronto.
No. 1694, at Dryden, Rainy River District.
No. 1695, at Desbarats, County of East Algoma.

While Nos. 1092, in the County of North Grey, and 1225, in the County of Essex, which were reported dormant, have been resuscitated.

No. 976, in the County of Elgin, has returned its warrant.

"Your Grand Secretary is also pleased to inform you that Warrant No. 1706 has been issued to the Klondike, and is to be attached to the District of Northwest Toronto. I would suggest that Nos. 768, Murrillo; 826, Schreiber; 927, Port Arthur, and 1063, Fort William, all on the line of the C.P.R. in the Thunder Bay District, be formed into a county lodge."

The reports received from county lodges show the following: Initiations, 1293; joined by certificate, 360; reinstated, 243; while the loss by death has been 166, and by expulsion 41, the net increase being about 1700.

Mr. Lee hopes the Ontario West Grand Lodge will be fully represented at the next meeting of the most worshipful Grand Lodge of British America, to be held in Toronto, May 30.

Treasurer and Auditors.

Mr. E. F. Clarke, M.P., grand treasurer, reports cash on hand and in bank, $1,524.56; arrears outstanding, $922.10; also a full statement of receipts and expenditures. Donations of $50 each to the Children's Aid Society and True Blue Orphanage are recorded, also $10 to the widow of the late brother Madden.

The auditors, Messrs. T. C. McAvoy and John Hewitt, report the grand treasurer's books have been well and accurately kept. Messrs. T. C. McAvoy and John Hewitt are the grand auditors.

Only Routine Work.

The work at this afternoon's session was largely routine in character. After the Grand Master's address and Grand Secretary's and Treasurer's reports had been received, the following Striking Committee presented their report of the standing committees: William Nicholson, E. Floody, Colonel Scott, William Cook and Marshall Thompson.

The standing committees are as follows:

Correspondence—Dr. Nesbitt, James Sheldon, Rev. William Walsh, Thomas Gilroy, W. J. Parkhill.

Finance—William Cook, E. A. Little, M. L.A., William Fitzgerald, R. Thompson, J. A. Hutton.

Suspensions and Expulsions—J. Hewitt, John Wilford, J. S. Duff, M.L.A., J. Featherstone.

Petitions and Appeals—H. A. E. Kent, P. Dobson, R. Watson, William White.

Credentials—Major Elliott, J. F. Loudon, R. Graham, James Wilson, Col. Hogg.

At the close of this afternoon's session William Lockhart, P.G.M., was presented with a gold watch and chain, the watch containing the following inscription: "Presented to R. W. Bro. Wm. Lockhart, P.G.M., by the Grand Orange Lodge of Ontario West, March, 1899." The presentation was made by G. M. Jermyn, assisted by Grand Treasurer Clarke and W. J. Parkhill, P.G.M.

Bro. Lockhart replied in an appropriate speech. The lodge adjourned until 9 a.m. in the meantime the various committees will prepare their reports.

Music for the Yukon.

It is not intended that life shall be all a dreary waste to the residents of the Yukon, and that the "homesick Yukoner," as Faith Fenton describes them, shall have no provision made for some happy hours in the midst of his gold gathering.

There was shipped from the warerooms of the old firm of Heintzman & Co. this week an upright piano, sold to a resident of the Skaguay. We can, in imagination, go with this instrument in its long journey, reaching Vancouver safely, no doubt, by the Canadian Pacific, and then starting on its adventurous expedition to the country of the "mid-night sun." Dogs, we are told, are so scarce in the Yukon that they are worth $1000 apiece, but they will be none too valuable to help this Heintzman & Co. piano in reaching safely its destination.

A Heintzman & Co. piano becomes the choice of this Yukon purchaser, because in this piano only is found the famous Agraffe Bridge, which gives a degree of endurance possessed by no other instrument, making them proof against climatic changes, even those of the Klondike, and, what is most important to the people of the Yukon, where tuners cannot be had in response to a phone message, the Agraffe Bridge keeps the piano in tune fully five times longer than pianos made without them.

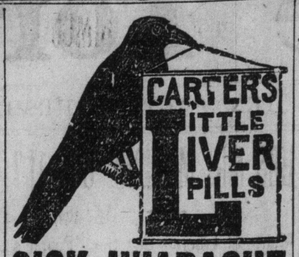
Lugsdin's Special Attractions.

There's quite a lot of enthusiasm in fur selling at J. & J. Lugsdin's, 122 Yonge-street, as late as it is. The big price advantages are the attraction just now. March winds are not keeping the men away from the selection of new hats for spring and no house in town has a wider range of styles, bigger variety, better quality or at more moderate prices than this firm has.

Deafness Cured.

One bottle does it. One dollar buys it. C. E. Green, Room E, Confederation Life Building, Toronto. West entrance.

Frank Lewis, who was sentenced last week by Judge Chapple at Port Arthur to three years in Kingston Penitentiary, on a conviction for assaulting Tony Ross, registered last night with Sergt. Hales at Police Headquarters. He will be taken east this morning.



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Second month, Sunlight line in use 10 days ..... 4300 ft.
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WANTED — TRAVELER TO SELL grocers' sundries—must have first-class connection in Quebec and Maritime provinces; state age, references, salary. Morehead Mfg. Co., London, Ontario.

WANTED—MEN TO LEARN BARBER trade—eight weeks completes; two years saved; best season to begin; 300 positions to fill in May; students from distance assisted with transportation; write to-day. Moler Barber College, Chicago, Ills.

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Any weak man who wishes may have one month's treatment of the wonderful remedy—Hazelton's Vitalizer—for $2. A positive cure for sexual weakness; night drains, varicocele—and all troubles caused by early indiscretions and later excesses. Copy of "The Treatise" free. J. E. Hazelton, Ph.G., 308 Yonge-street, Toronto.

FRESH PIES

WHOLESALE.

PHONE 5311

OFFENDED AT GEN. HUTTON.

High Quarters at Ottawa Have Taken Umbrage at the General's Toronto Speech.

Ottawa, March 8.—(Telegram's Report.)—Major-Gen. Hutton's speech at the sergeants' garrison mess dinner at Toronto has given very grave offence in the highest quarters. One portion, which is condemned as especially impolitic, is on the national army, when he said: "First, national means Canada as a nation, the whole of Canada, English-speaking Canada, Western Canada, Northwestern Canada, the whole of Canada. It means Canadian above party politics and above religious denominations."

What, it is asked, has the General to do with either party politics or religious differences? His business is to make the best he can of the material supplied him. Another portion of the speech which has given still graver offence is this, "An army is a complete military machine, both offensive and defensive; not only of the fighting men, but also of the brain power, the administrative power which supplies to the army food, arms, equipment and medical attendance. None of these exist in Canada. Your fighting units are in a state of temporary paralysis."

"If that be true," said a very high official to-day, "it is unwise in the General to publish it abroad. The militia is not paralyzed. The General, too, forgets the Lee-Enfield rifles, the batteries of 12-pounder guns, the Oliver equipment and other matters, all ordered or provided for before he set foot in Canada." It is probable that official notice will be taken of these utterances.

PERSONAL.

INFORMATION WANTED AS TO THE whereabouts of Jesse Holbrook. Kindly communicate with W. A. C., 31 Mission-avenue.

N. M. DEVEAN, MNG. OF "MY OPTician," has removed to 9½ Queen E., while his old premises are being altered.

DETECTIVE AND CONFIDENTIAL Agency; investigate all matters referring to burglary, embezzlement; collections a specialty; strictest secrecy observed. Room 12, Janes' Building, 75 Yonge-street, Toronto. Highest references.

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