

The Toronto World

A Morning Newspaper Published Every Day in the Year.

YONGE STREET ASSESSMENT.

Squeals are heard from the Dukes of Yonge-street. Assessment Commissioner Forman has driven them into a corner. Their Graces of Britain have set an example of revolt against the principle involved in exacting tribute from the public from property whose value is created or enhanced by the public. This savor too much of the doctrine of a democratic commonwealth to suit the Dukes who believe in special wealth, special to themselves. There is nothing radical in the taxation of Yonge-street property. The assessment department made a careful study of the situation, and is no doubt prepared to produce the evidence if required in cases of appeal. It is notorious that leases recently fallen in have been renewed at heavy advances. One case is mentioned where \$6500 was changed to \$17,000. Is the city to derive no advantage from such an enhancement, or are the people who do not own Yonge-street property to pay the greater part of the taxes of those who do?

From Front-street to Walker-avenue on Yonge-street, says Commissioner Forman, "I don't believe there is one property owner who would accept 50 per cent. over the present assessed value of the land." He instanced a standing offer held by an agent for 26 feet of land at \$5000 a foot. A property owner refused \$125,000 for 20 feet, and said he would consider \$150,000. On the offer being raised, he declined to sell at all. Yet the assessment department has not approached these values. On the point that much of the high-priced land was carried on margin by mortgage, Mr. Forman expresses his belief that the valuations of the leading companies whose business it is to advance money on real estate would not for purposes of a loan value any land on Yonge-street for less amount than it is now assessed at.

The choice district on Yonge-street has crept up from Adelaide to Richmond-street; then to Queen; Shuter-street has been the boundary for some time, and now it seems to be extending to Wilton-avenue. There are other choice corners at Carlton and College, and Bloor-streets. The Dukes of Yonge-street are a fortunate race, and have no need to complain of their good luck. To hear their squeals it might be regarded as a grave calamity to have property double and treble in value. Nobody but a Duke in fact or in spirit, would expect that view to be swallowed. There are people willing to pay the values set on the land and the taxes too. If the Dukes do not like the assessment, they should sell out and retire into the privacy of Victoria or Richmond, or Bay-street.

T. & N. O. RAILWAY KNOCKERS.

No opportunity is lost by the Cobalt Citizen or The Thinking Herald to misrepresent conditions existing in connection with the government railway. A great outcry has been made by The Citizen about delays in delivering freight. Unusual pressure has been put on the railway during the past month. As the compressed air company

Extra Mild, Remember

Many people would drink ale, in preference to all other malt beverages, if ale did not make them bilious.

This O'K brew is brewed especially for those people. It is extra mild and extra light, and lets you enjoy the creamy deliciousness of real old English ale without the heaviness and excessive bitterness. In easily-opened seal stoppered bottles. No broken cork or taint in the glass.

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Special Extra Mild ALE

"The Bear that is always O.K."

was expected to deliver power before this, the mines stocked no coal, and awakened suddenly to the need of fuel sufficient to develop power till Jan. 1. In consequence 200 cars of coal came along. The new freight shed at Cobalt was being built. The double tracking required a steam shovel at work, and this was employed during the day, but interfering with traffic was put on at night. A Sunday shift under the pressure of circumstances resulted in an information being laid by one of The Citizen's friends, who was not so anxious to facilitate business as The Citizen wishes to appear. No reasonable suggestion for the improvement of the service seems to have been suggested by Chairman Englehart of the T. and N. O. Railway Commission. Carping criticism, which fails to recognize the merits of the service and the causes for temporary delays, will not carry weight with those who are on the spot, tho it may serve to mislead those at a distance.

A SCOTTISH GRIEVANCE.

Some esteemed correspondents are taking The World to task for using "England" and "English" instead of "Britain" and "British" in cases where the United Kingdom as a unit is concerned. The complaint appears to be occasioned by a recent editorial referring to an address made by Lord Chas. Beresford at New York in which the censurable expressions occurred. Quoting his remarks the error was no doubt repeated, and it is one not infrequently on the part of speakers of his rank and class. But The World opines that in its own practice it is careful to observe the proper distinction between England and Britain and the adjectives thence derived.

Scotsmen, we are well aware, are rightfully indignant at the implied slight on their name and nation involved in the use of "England" and "English" for the more inclusive terms. It is indeed a standing grievance, which has formed the subject of parliamentary protest not once but many times. Mr. Balfour, Scot tho he is, has himself made this lapsus linguae, nor has he been the only one in high position to suffer at the mouths of his compatriots. But a reference to The World's columns will, we think, fairly well exonerate us from the charge of

excluding the claims of the land of the mountain and the flood from editorial recognition.

IN APPRECIATION.

J. H. Jarvis, 7 Ann-street, Kingston, Ont., writes: "To my friends in Kingston District No. 12, allow me thru your columns to express my thanks to my friends for the many words of encouragement I received, backed up by subscriptions, which enabled me to win one of the fine prizes, a gold watch. I also wish to thank The World for its fine prize, and for its fair treatment. Again to my friends I repeat once and all I thank you."

Toronto Symphony Orchestra. Concert, Thanksgiving night, Mme. Gaski, soloist.

ITALIAN GUILTY OF MURDER.

Convicted of Stabbing Young Chinaman at Halleybury.

NORTH BAY, Oct. 12.—(Special.)—In the assizes, before Justice Riddell, Spanelli, an Italian, was found guilty of the murder of a Chinaman at Halleybury, last July. T. W. McGarry defended him at the request of the judge. The crown alleged that Spanelli and two others had had supper at the Chinese restaurant, had refused to pay, and that when Ming Shew, aged 16, tried to detain Spanelli, he had stabbed him. The defence was that Spanelli had dined and had been threatened by several Chinamen for refusing to pay. The prisoner seemed quite unconcerned.

A true bill was returned against Saul Goult, charged with killing a woman near Cobalt. The case of manslaughter against W. R. Montgomery, hotelkeeper, of New Liskeard, who fatally injured one Kline while ejecting him, was traversed till the next court, \$15,000 bail being renewed.

Edward Broughton was found guilty of having stolen silver illegally in his possession. He bought it from Cobalt miners for \$75, expecting to sell for \$150. The jury recommended mercy. Edward Wiggins was found guilty of theft of a rifle from the T. and N. O. station at Tipton. He will be tried later for perjury.

Mrs. Dunn of Cobalt was found guilty of receiving stolen goods.

No New Cases.

No new cases of scarlet fever have developed at Hillcrest school, Wychwood. "We have only six cases," said Inspector Hughes yesterday afternoon. "That's nothing unusual for Hillcrest. Dr. Sheard always closes a school when there are three cases in the same room. We haven't that yet."

A train robber got off with \$10,000 from a Great Northern express car.

AT OSGOODE HALL.

ANNOUNCEMENTS.

Motions set down before single court (only urgent motions will be taken between 10 and 11 a.m.)

- 1—Re Pickard Estate.
- 2—Re Tebt v. Baugh.
- 3—May v. Butler Bros.
- 4—Nichol v. Nichol.
- 5—Felter v. McGulgan.

Peremptory list for divisional court for Wednesday 13th inst., at 11 a.m.

- 1—Davis v. Miller.
- 2—Hibbs v. Martin.
- 3—Burland v. Terry.
- 4—Knight v. Turner.
- 5—Crate v. McLaren.
- 6—Mills v. Evans.

Peremptory list for court of appeal for Wednesday, 13th inst., at 11 a.m.

- 1—Rex v. Farrell.
- 2—Provincial Treasurer v. Marshall.
- 3—Weston v. Perry.
- 4—Pringle v. City of Stratford and Whyte Packing Co.
- 5—Pringle v. City of Stratford and M. Lagan Co.

Paquette v. Rideau Skating and Curling Co., E. Shepley, K.C., and W. Green (Ottawa) for defendants, appellants, W. Nesbitt, K.C., and M. Gordon, for plaintiff, contra. Plaintiff, widow and administratrix of Alphonse Paquette, an electrician in the employ of the Ottawa Electric Co. who was thrown from a high ladder while repairing an electric light in the centre of defendants' rink by reason of a boy skating against said ladder, sued the defendants for \$10,000 damages, alleging that the ladder supplied by defendants was not properly constructed for the purposes for which it was to be used, but was unsuitable for the said purpose and defective in design and manufacture. At the trial before Anglin, J., and a jury, judgment was given dismissing the action with costs. On appeal by the plaintiff to a divisional court, this judgment was vacated and set aside, and a new trial ordered. From the latter judgment defendants now appeal to this court. Reserved.

Master's Chambers.

Before Cartwright, K.C. Master. Carter v. C. N. Ry.—W. J. Elliott, for plaintiff, moved for an order for a commission to take evidence at Findlay, Ohio, of plaintiff and his witnesses. G. F. Macdonnell, for defendants. Order to go when terms settled between the parties.

Hamilton Manufacturing Co. v. Hamilton Steel and Iron Co.—F. Aylesworth for defendants, moved for particulars of statement of claim before pleading. F. R. Maclellan, for plaintiffs, contra. Motion adjourned until after discovery.

Defendants to have leave to amend thereafter if so advised. Costs in the cause if motion not renewed.

Wagstaff v. Wallace—C. Elliott, for owner of lands, moved on consent for order dismissing action without costs and vacating certificates of lien and lis pendens. Order made.

Towor v. Martin—J. M. Ferguson, for plaintiff, moved on consent for an order transferring \$450 to the credit of this action of the moneys paid in to the credit of Grimston v. Martin. Order made.

Royal Bank v. Day—C. A. Moss, for defendant, on motion to strike out the reply as embarrassing. Casey Wood, for plaintiff, contra. Judgment. In view of the decision in Stratford Gas Co. v. Gordon, 14 P.R. 407, I do not think the reply should be struck out. It will be sufficient to amend it as I will indicate to counsel on their attending before me for that purpose. After amendment, defendant may plead if so desired. Costs of this motion to defendant in any event.

Solman v. Ottawa Fire Insurance Co.—Re Sina Judd—F. McCarthy, for plaintiff, moved for an order for payment on consent for order dismissing action without costs. Order made.

Judge's Chambers. Before Latchford, J.

Re McPhee—McDonald v. McPhee.—F. W. Harcourt, K.C., for infants, moved for an order for payment out to mother of \$100 for each of two infants.

EATON'S DAILY STORE NEWS

Young Men Will Take to These College Ulsters With a Vim

There can be no doubt that more than ever in evidence will be the college ulster this winter. It's the sensible rough weather protection.

There can be no doubt that the carefully assembled stocks of all that's newest in fabric and cut, which we now announce **READY**, will appeal to young men whole heartedly.

From the plain rich black cloth to the most striking, yet dressy, color effects,—these stocks are ready. And nobody will have any fault to find with the high class of tailoring that is conspicuous throughout the whole big showing. A few brief descriptions follow:

At 12.50: College ulsters made from a 30-ounce all wool fancy chevrot, in dark brown stripe, and greenish fawn, with colored stripes, single or double-breasted, 50 inches long, buttoning close to throat. Well lined. Price **12.50**

At 13.50: Double-breasted ulster in a mid-grey heavy chevrot cloth, with green and red faint stripe. Large buttons and patch pockets with flaps. Price..... **13.50**

At 15.00: Single-breasted, button-throughout effect, with Prussian collar. Material a dark olive, tinted brown, stripe effect, cuff on sleeves, flap pocket, durable linings. Price **15.00**

MAIN FLOOR—QUEEN ST.

Here's the Plain Statement Regarding an EATON Watch

For \$45.00—An EATON watch with a Swiss movement in a solid gold case. The movement has twenty-one genuine ruby jewels, set in gold settings, every improvement—gold centre wheel, exposed winding wheels, breast of hair spring, patent regulator, steel escape wheel, genuine double-sunk dial, with either Roman or Arabic figures, full-headed case screws to prevent the movement from getting loose in the case, etc., adjustment made to five positions and extremes of temperature.

The thin model, in solid 14k gold case, either elegantly plain and polished, or engine turned, **\$45.00.**

For \$37.00—The same case, containing a 17-jewel movement.

This Announcement Is Made To Give You a Thought For the Approaching Season of Gifts

Either of these watches, or some other **EATON** watch, would make your son, husband or brother happy for the New Year, perhaps help form, or strengthen, his habits of punctuality. Think it over. We are always glad to show you every feature of the **EATON** watch if you desire to look into its merits. Perhaps you would like to have him choose. If so, bring him in and we will not give the secret away. He'll not suspect it now, afterward he will date everything from "the year you gave me my **EATON** watch."

MAIN FLOOR—YONGE STREET.

LORD NELSON SOUVENIRS 25c and 50c

THE T. EATON CO LIMITED CANADA TORONTO

"Eaton's" Boots Are Goodyear Welted. Price \$3.00

OLD CHUBB CIGARETTES

Equal in quality to the well-known pipe-tobacco and specially blended for cigarette smoking.

TEN FOR TEN CENTS.

to pay fares to Pacific coast. Order made.

The King v. Huig.—S. G. McKay (Woodstock), for Charles Lee Huig, moved for an order for bail. E. Bayly, K.C., for Attorney-General for Ontario, contra. Motion refused.

Re Sina Judd.—F. McCarthy, for Florence Hewat, moved for an order for payment out of court of certain moneys for educational purposes. F. W. Harcourt, K.C., for the infant.

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EXPLANATION.

Court of Appeal. Robinson v. Morris—Referring to the report of this case before the court of appeal, which appeared in our columns of Sept. 28, 1909, our legal reporter says that the statement of the admission in the report referred to should have been that the defendant admitted in his evidence that he was found guilty, not that he admitted he was guilty. The plaintiff, Mr. Robinson, complains of the part of the report which stated that "the defendant admits in his evidence that he was guilty of the offence charged." We retract the statement. It was made thru inadvertence and under a misapprehension of facts, and with no wish to do Mr. Robinson the slightest injustice. We gladly join with our legal reporter in expressing regret that it should have occurred. We still also cheerfully give space to Mr. Robinson for any statement on his part which he may desire to make in these columns as to this matter.

GOLD OUTPUT LARGER.

OTTAWA, Oct. 12.—(Special.)—R. W. Brock, director of the geological survey, who has returned to Ottawa after a three months' tour thru the gold of Northern British Columbia and Yukon, thinks the gold output from these districts will be slightly larger this year.

WILL BE MURDER

Crown Will Not Reduce Charge in Blythe's Case.

G. T. Blackstock, K.C., crown prosecutor at the coming assizes, said yesterday that Blythe will once more stand his trial for the murder of his wife. This does away with the rumor that the offer of the prisoner's counsel that his client would plead guilty to a charge of manslaughter would be accepted in lieu of a second trial.

Mr. Hanna Denies Rumor.

Hon. W. J. Hanna denied a rumor from Kingston yesterday that he had stated in Queen's University were separated from the Presbyterian Church who could expect no more aid than she was receiving from the provincial government.

U.C.C. Old Boys

The annual meeting of the Upper Canada Old Boys' Association will be held at noon to-day in the college, followed by a luncheon at 1.30. The annual distribution of prizes to the school will take place in the college hall at 3 p.m.

Two Galician children were burned to death in Saskatchewan.

THERE IS a high-class district in about McElroy's Scotch Suits that you are not likely to get elsewhere. Prices start \$20.00. Only address 194 King St. west. A post card will bring you samples and Style Book. Just address.

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and are interested in the kind of coffee they get

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7 King St. W., Toronto

Induction at Woodstock.

WOODSTOCK, Ont., Oct. 12.—(Special.)—Rev. H. M. Paulin of Toronto, was induced into the pastorate of St. Andrew's church on Delatre-street, and a wing to the Beale-street school. The ratemakers defeated a similar bylaw last January.

Varsity Meds Rejoice. Varsity medical students are rejoicing over the announcement that the rule that no student may register in the first year till he has passed all subjects of his matriculation will not be enforced till next year.