

The Toronto World

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Is The World's New Telephone Number.

THURSDAY MORNING, SEPT. 15, 1910

UNWILLING OBEDIENCE.

Large bodies move slowly, but when once they get under way, they usually forge ahead with considerable momentum. Manager Fleming's announcement that he has "got a move on," after prolonged deliberation, and no doubt consultation with the highest legal authorities, ought to encourage the city government in a course of common sense consideration of the needs of the people.

What the people need, corporations and laws and all authorities must sooner or later recognize, and the sooner they do so the higher they will stand in the public favor.

Mr. Fleming's declaration that he accepts the order of the Ontario Railway Board as a matter of compulsion and not with any intention of recognizing the validity of the act under which the board made the order, may be taken for what it is worth. The street railway people have always made the mistake of doing things for Toronto in the most ungracious way. The new lines were inevitable. It would have made everybody feel good if the railway had acquiesced in the order at first with whatever legal protest appeared to the railway advisers to be necessary. The protest now made is not the least more effective on account of the delay. But the delay shows just how far a private corporation will put itself about to oblige the people by whom and out of whom it derives its existence.

When next the railway board issues an order, and the board has been by no means officious in the exercise of its jurisdiction, perhaps the street railway company will remember the virtue of early compliance and obedience. "He gives twice who gives quickly." It is a form of generosity which has the advantage, to a corporation, of economy.

THE REAL RADIAL COMPANY.
Students of civic affairs might make a note of the fact that the Toronto Railway Company owns the entire capital stock of the Toronto and York Radial Railway Company. It also controls the Toronto Power Company, which, in turn, controls the Electrical Development Company.

This is the real reason of the refusal of the Radial Railway Company to come to terms with the city about the admission of the radials to the city centre. What the railway company wants is an agreement which will admit the radials over the city lines by an agreement which will entangle the city in a perpetual franchise and block the city in its intention to recover the franchise.

Goaded by a quenchless thirst for dividends, self-preservation is the only motive that actuates the Protean creation. It does not give a hint for the rights of the people.

GO BY WATERFRONT.

Hon. Adam Beck and Mayor Geary have been agreed about the location of the right-of-way for the hydro-electric power transmission lines over since the matter has been under consideration. A majority decided against their advice to have the lines on the waterfront. The result has been a long delay after which the application to the Dominion Railway Board for leave to appropriate a strip along the Grand Trunk line has been refused.

AN INARTISTIC CRITIC.

Sir Edmund Walker has done himself proud in the matter of the new city Art Gallery. We will all account that to him for righteousness. But in the matter of public ownership of public utilities, Sir Edmund belongs to an archaic ante-pre-Raphaelite school, whose works are outside the canons of all good art.

If he be correctly reported, Sir Edmund said, "There will be increased discomfort under civic control, for it will not be managed as well as it is now." He was referring to the city railway. Even Guelph can tell him better than that.

But we are getting along. The earlier argument against public ownership was that while there might be better accommodation, the expense would be so great the people could not afford it. The postoffice is the standing refutation of all these objections.

"O CANADA!"

The Evening Telegram is hard at

work booming "The Maple Leaf Forever." That is the difference between it and "O Canada," which does its own booming. The Telegram refers to the "pale beauties" of "O Canada"; to its dirge-like effect, and other characteristic depreciations are invented to persuade people against the evidence of their ears, which The Telegram would undoubtedly describe as long.

The Telegram is delighted to find that Lieut. Williams of the Grenadier Guards Band did not think "O Canada" was original, but suggested Handel's "March, from Scipio." That, of course, is sufficient to damn "O Canada" with The Telegram. Had there been a few strains of "Suwannee River" or "Dixie's Land" in it the tune would not be so offensive. Lieut. Williams, as The Telegram admits, tho it regards the admission as a condemnation of the tune, says that it "has many qualities of a really fine national anthem."

The World has never said one word against "The Maple Leaf." The Telegram's pet tune. Alexander Muir is to be honored for having supplied Ontario with a song which will ever have many tender memories around it. It is by no means original in its phrases, but if it does echo "God bless the Prince of Wales" and other national airs, and has a suspicion of rag-time about it, that would be no better reason for objecting to it than for objecting to "O Canada" because it reminds a musician of one of Handel's marches.

The popularity of a tune is not to be decided by argument or prejudice or abuse. When the people like a tune they like it, and no power can take away their appreciation nor supplant it. Those who heard the grand stand whistling "O Canada" at the exhibition on Children's Day are not worrying about the future of "O Canada."

The Telegram, in its report of the Grenadiers' concert on Monday evening indicated what the people feel and Lieut. Williams' opinion of the tune, which his sense of musical climax led him to use as a prelude to the national anthem.

"Everybody stood up to hear 'God Save the King.' But, with his finger on the pulse of his audience, Dr. Williams did not order this. His men played, instead, 'The Maple Leaf Forever' and the blood coursed quicker thru Canadian veins. On it thronged, faster and faster, as the tune changed to 'O Canada.' The air was electrified with loyalty."

Just watch R. J. making tracks.

A Musical Critic From Up North.
Orangeville has a musical critic and who has shown his originality by judging the excellence of a band by the distance its tone carries. He may be rural, but he is no rookbar.

It seems he came to the Canadian National Exhibition chiefly to hear the Grenadier Guards' Band. With a Torontonian he stood listening to the intermezzo from Macagni's "Cavalleria Rusticana," in which certain passages are played pianissimo.

Turning to the urbane, he remarked, "Say, they ain't playin' that right." "Not right," his companion replied; "why, that's one of the greatest bands on earth."

"It may be great," retorted the rural music critic, "but you can hear the Orangeville band three times as far."

FOR A GOOD CAUSE.

The many who enjoyed their cup of tea at Thomas J. Lipton's booth during the exhibition, will no doubt be glad to learn that the sum of \$376.20 was realized by this means and turned over to the Sick Children's Hospital.

There is no doubt that had the space been greater the amount mentioned would have been more than doubled, as hundreds who were anxious to participate in this movement were turned away each day owing to the lack of space wherein to accommodate them.

Fine Uplight Plan for \$175.00.

The old firm of Heintzman & Co., 115-117 King-street west, Toronto, are offering some unusual values in slightly used pianos of well-known makers. To-day's news is of a handsome Mason & Flech upright, in walnut case, for \$175, less than one-half original price.

Monastery Closed, Jesuits Expelled.

LISBON, Sept. 14.—The monastery of the Spaniards, Jesuits at Aida-Ponte, has been closed by a government decree, and the Jesuits have been expelled from the country and warned that if they return to Portugal they will be arrested.

Canada Scores Here.

LONDON, Sept. 14.—A member of the special Danish commission who lately visited Canada to study the system of packing, collecting and transporting meat and dairy produce, says the methods employed in the United States cannot compare for cleanliness and despatch with those in every day practice in Canada.

Fined for Blocking Crossing.

In the afternoon police court J. P. Rafferty, a C. P. R. freight conductor, was fined \$20 and costs by Magistrate Kingsford for allowing a train to block the foot of Yonge-street for longer than the five minutes allowed by law. According to P. C. Holmes, who laid the information, the crossing was blocked from 5.56 to 7.03 p.m., Aug. 31, and a great crowd of people were inconvenienced.

Conductor Rafferty declared the train had forty-seven cars and was feeling its way into the yards.

Tobacco Habit

Dr. McTaggart's tobacco remedy relieves the desire for the weed in a few days. A vegetable medicine, and only requires touching the tongue with it once or twice a day.

Liquor Habit

Marvelous results from taking his remedy for the liquor habit. Safe and inexpensive home treatment; no hypodermic injections, no publicity, no loss of time from business, and a cure guaranteed.

Address or consult Dr. McTaggart, 33 Yonge-street, Toronto, Canada.

PHOTOGRAPHS

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TEN CASES OF INFANTILE PARALYSIS IN BRANTFORD

Situation is Regarded as Serious—Houses Not Placarded—Not Considered Contagious.

BRANTFORD, Sept. 14.—(Special).—Ten cases of infantile paralysis have been reported to Medical Officer Pearson in this city. The cases include grown-up people as well as children, and are regarded as serious. The local authorities will not placard houses, as the opinion is held that the disease is not contagious.

Dr. Pearson, for eighteen years one of the leading merchants of this city, has decided to go to Calgary to open up business. He was presented with a purse of gold by St. Andrew's Church last night. Vice-President Fitzhugh of the Grand Trunk Railway conferred here to-day with local municipal officials in reference to the diversion of the Tillsonburg line out of this city to a route touching Hamilton, and affording that district industrial switching facilities. The conference ended with the usual indefinite results.

LAYMEN'S MISSIONS

Campaigning in Ontario to Progress This Fall.

W. Senior and James Ryrie will be in Hamilton to-night addressing a meeting in Stanley Avenue Baptist Church, where a week of services in connection with the laymen's missionary movement will be inaugurated.

On Sept. 15 the Methodist branch of the laymen's missionary movement will inaugurate a three weeks' campaign in Peterborough. During the third week men's meetings and a banquet will be held on Oct. 9, a similar meeting will be held in Brantford, and another will follow in Toronto.

At the close of this session, Secretary J. H. Arup will go west with the other delegates to the annual conference of the laymen's missionary movement in the western cities until Christmas. The month of January will be devoted to meetings in Toronto.

Campaigns of the "Three-Sunday" variety are being arranged for Hamilton, St. Thomas, St. Catharines, Ottawa and Montreal.

CORONATION JUNE 21 NEXT

Hint to Stewards of Jockey Club Reveals Time Fixed for Ceremony.

LONDON, Sept. 14.—Circumstantial evidence points to the date of King George's coronation as Wednesday, June 21, 1911. This conclusion may be deduced from the fact that the stewards of the Jockey Club, in fixing the date of next year's meetings, are following days of June 20, and the three following days for the Ascot meetings. Marcus Beresford, who is to control the King George's racing stable when the coronation of the monarch is celebrated, has been instructed to permit him to remove his horses from the different date. It was suggested that a week earlier he would meet with the requirements of the coronation of King Edward were completed.

When the arrangements for the coronation of King Edward were completed, money should take place on the first Wednesday after Ascot.

Already the Earl of Norfolk is busily engaged in preparing a list of the "eligibles" for invitation to the coronation in Westminster Abbey, and attending to the thousand and one other details in connection with the ceremony.

FATHER VAUGHAN'S VISIT

Will Address the Empire Club Tonight on Citizenship.

Rev. Father Vaughan, whose addresses at the eucharistic congress in Montreal have attracted a great deal of attention, will be the guest of the Empire Club at a special dinner to be given at 6 o'clock this evening. The subject of the address will be "Empire Citizenship." Tickets will be provided for 500, which will be reserved for members of the club until 2 o'clock in the afternoon. After that time the balance will be sold to the public. Father Vaughan will spend to-day at Niagara Falls.

Convictions in Sessions Court.

Two convictions were found in the sessions court yesterday. John Jackson was found guilty of committing an indecent assault on a ten-year-old girl and Frank Montague was convicted by Judge Denton for stealing a suit of clothes from the case of Mrs. F. J. O'Connor, a roomer in his house at 85 Power-street.

True bills returned by the grand jury in the sessions yesterday were against James B. Crawford and Trico Skidiff, both wounding with intent to maim; William P. Riddell, three charges in respect to the Louisa Elvies, throwing convulsive fluids with intent to maim, and Carmone Montone, incest.

Called to Fisherton.

FLESHERTON, Sept. 14.—A unanimous call has been extended to Rev. J. H. Kelly of Elmbrook, by the Baptist congregations of this charge. The call has been accepted by Mr. Kelly, who will commence his pastorate on Oct. 8.

WILL UNVEIL MEMORIALS

Batoche and Battleford Engagements Are Recalled.

Under the auspices of the Toronto Garrison two large brass tablets in commemoration of the engagements at Batoche and Battleford during the Riel rebellion will be presented to Archdeacon Lloyd of the diocese of Saskatchewan in the armories at Batoche, and possibly from Stanley Barracks will be present in command of Gen. Cotton. Lieut. Governor Gibson will preside, and the unveiling will be done by Gen. Cotton, who will outline the purposes of the tablets and the campaign which the ladies carried on in securing the funds.

The idea dates from last February, when Archdeacon Lloyd suggested that some such form of memorial should be erected. The Northwest field force took it up; but later turned it over to the ladies for more successful endeavor. Mrs. Nordheimer, general president of the three chapters of the Daughters of the Empire, will make the presentation.

The tablets are alike. One is to be set up in the church at Battleford and the other at Vonda, where is the nearest Protestant church to Batoche. Archdeacon Lloyd is an enthusiastic patriot and his understanding of conditions, past and present, in the northwest assures a very animated and beneficial address from him.

BOOKER T. JOINS "OUTLOOK"

Dr. Washington Abroad Studying Social Problems for Magazine.

NEW YORK, Sept. 14.—Dr. Booker T. Washington, president of Tuskegee Institute, has joined the staff of The Outlook, and his contributions will appear in that publication. Dr. Washington is now abroad for this magazine, studying social and labor conditions of the sources of immigration to the United States. He will compare this class of Europeans with the colored laboring class of the United States.

The title of the Washington series will be "The Problem of the Man Farthest Down."

STOLE STAMPS

Ex-Bank President and ex-Chief of Police and Crook Indicted.

WICHITA, Kan., Sept. 14.—W. F. Natzger, until a week ago president of the Fourth National Bank of this city; Frank S. Burt, ex-chief of Wichita, and John Callahan, alleged leader of a gang of bank and postoffice robbers, were indicted by a federal grand jury here this afternoon on charges of conspiring against the government and receiving and disposing of stamps, which it is charged they knew were stolen from the government. The value of the stamps mentioned in the indictments is \$1500.

C.M.A. in Portage la Prairie.

PORTAGE LA PRAIRIE, Sept. 14.—(Special).—The members of the Canadian Manufacturers' Association were given a royal reception on their arrival in this town to-day. The visitors were met at the station by representatives of the city council and board of trade.

Prevent and Relieve Headache

"It gives me great pleasure to be able to refer to Dr. Miles' Anti-Pain Pills as the best remedy we have yet had in our house for the prevention and cure of headache. My wife who has been a constant sufferer for a number of years with above complaint joins me in the hope that they may fall into the hands of all sufferers."

JOHN BUSH.

Waterville, Me.

Used Them Four Years. "Dr. Miles' Anti-Pain Pills are the best I ever tried for the relief of headache. I have used them for nearly four years and they never fail to give me relief. I have tried many other remedies, but have never found any better."

JOSEPH FRANKOWICK,

854 Trembley Av., Detroit, Mich.

There is no remedy that will more quickly relieve any form of headache than

Dr. Miles' Anti-Pain Pills.

The best feature of this remarkable remedy is the fact that it does not derange the stomach or leave any disagreeable after effects.

Druggists everywhere sell them. If sent postage free to nearest druggist will return your money.

MILES MEDICAL CO., Elkhart, Ind.

AT OSGOOD HALL ANNOUNCEMENTS.

September 14, 1910.
Motions set down for single court for Thursday, 15th inst., at 11 a.m.:
1. Re Henderson and West Nisour.
2. Frood v. Connell.
3. McLean v. Saul St. Marie.
4. Freure and Bliton v. Dominion Natural Gas Co.

As Thursday terminates the vacation arrangements, judges' chambers will not be held on Thursday at conclusion of court, but on Friday, 16th inst., at 11 a.m. Cases in which notice of motion was given on Thursday will stand adjourned until Friday.

Master's Chambers.

Before Cartwright, K.C., Master.
Burns v. Loughrin, J. A. Macintosh, for defendant. J. R. Meredith, for plaintiff. Motion by defendant for examination of plaintiff on his further affidavit. Judgment: On the former motion I allowed the plaintiff to file a further affidavit, he to submit to cross examination thereon if so desired. This has been done, and defendant desires such further cross examination, on which plaintiff must attend, without further payment.

Dryes v. Kaufmann.—D. L. McCarthy, for defendant. I. S. Fairty, for plaintiff. Motion by defendant for further security for costs. Judgment: The action is one of considerable technicality, and no doubt the cost of proceedings up to and inclusive of the trial will exceed the ordinary amount. I think that a further sum of \$1000 will be adequate protection at present to the defendant. The additional security should be given in three weeks, all proceedings to be stayed meantime. Costs of motion in the cause.

Rex v. Boyle.—A. T. Davidson, for plaintiff. Motion by plaintiff on consent for a commission to take evidence at Dawson City. Order made.

Ontario Lime v. Grimwood.—R. H. Greer, for defendant Grimwood. H. H. Shaver, for plaintiff. Motion by defendant for an order vacating certificates of lien and its pendens as to four south houses. Reserved.

Standard Chemical v. Whitmore Brothers (In Liquidation).—W. S. Edwards, for defendants. Motion by defendants on consent in both actions for orders dismissing actions. Orders made.

Jackson City of Toronto.—H. Howitt, for defendants. E. C. Cartanach, for plaintiff. Motion by defendants for an order striking out jury notice under O.J.A. sec. 104. Judgment: As I understand the judgment of Riddell, J., in Brown's case, the test as to the application of sec. 104 is whether or not a plaintiff can allege a cause of action not based upon non-repair of the highways. Here in par. 2 the action is expressly based on the alleged failure of defendants "to construct, maintain, and keep in repair the sidewalks in question." It was suggested that the allegation in par. 4 was not of this nature. But the plaintiff cannot derive any assistance from this, as it is not alleged that any duty is cast upon the defendants, either statutory or at common law, to furnish light. But if any such duty existed it would seem to be a matter of non-repair. Motion granted with costs to defendant in any event.

Northern Crown Bank v. International Electric Co.—F. Arnold, K.C., for plaintiff. J. R. Meredith, for defendant. Motion by plaintiff, for an order striking out the statement of defence for default in making production, and for particulars of statement of defence. Judgment: Motion to strike out statement of defence disallowed, the defendant having been allowed since motion was launched. The plaintiff is entitled to have a substantial compliance with the demand for particulars. Particulars should be furnished in a week. Cost of this motion to the plaintiff in the cause.

Davis v. Winn.—J. MacGregor, for plaintiff. W. E. Raney, K.C., for defendant. Motion by plaintiff for an order for payment by defendant to plaintiff of costs of the action, the defendant having complied with the order of the plaintiff. Judgment: It is no doubt most regrettable that this action should have been necessary, but I cannot say that plaintiff in any event, the defendant having been allowed since motion was launched. The plaintiff is entitled to have a substantial compliance with the demand for particulars. Particulars should be furnished in a week. Cost of this motion to the plaintiff in the cause.

Davis v. Winn.—J. MacGregor, for plaintiff. W. E. Raney, K.C., for defendant. Motion by plaintiff for an order for payment by defendant to plaintiff of costs of the action, the defendant having complied with the order of the plaintiff. Judgment: It is no doubt most regrettable that this action should have been necessary, but I cannot say that plaintiff in any event, the defendant having been allowed since motion was launched. The plaintiff is entitled to have a substantial compliance with the demand for particulars. Particulars should be furnished in a week. Cost of this motion to the plaintiff in the cause.

Davis v. Winn.—J. MacGregor, for plaintiff. W. E. Raney, K.C., for defendant. Motion by plaintiff for an order for payment by defendant to plaintiff of costs of the action, the defendant having complied with the order of the plaintiff. Judgment: It is no doubt most regrettable that this action should have been necessary, but I cannot say that plaintiff in any event, the defendant having been allowed since motion was launched. The plaintiff is entitled to have a substantial compliance with the demand for particulars. Particulars should be furnished in a week. Cost of this motion to the plaintiff in the cause.

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Davis v. Winn.—J. MacGregor, for plaintiff. W. E. Raney, K.C., for defendant. Motion by plaintiff for an order for payment by defendant to plaintiff of costs of the action, the defendant having complied with the order of the plaintiff. Judgment: It is no doubt most regrettable that this action should have been necessary, but I cannot say that plaintiff in any event, the defendant having been allowed since motion was launched. The plaintiff is entitled to have a substantial compliance with the demand for particulars. Particulars should be furnished in a week. Cost of this motion to the plaintiff in the cause.

Davis v. Winn.—J. MacGregor, for plaintiff. W. E. Raney, K.C., for defendant. Motion by plaintiff for an order for payment by defendant to plaintiff of costs of the action, the defendant having complied with the order of the plaintiff. Judgment: It is no doubt most regrettable that this action should have been necessary, but I cannot say that plaintiff in any event, the defendant having been allowed since motion was launched. The plaintiff is entitled to have a substantial compliance with the demand for particulars. Particulars should be furnished in a week. Cost of this motion to the plaintiff in the cause.

Davis v. Winn.—J. MacGregor, for plaintiff. W. E. Raney, K.C., for defendant. Motion by plaintiff for an order for payment by defendant to plaintiff of costs of the action, the defendant having complied with the order of the plaintiff. Judgment: It is no doubt most regrettable that this action should have been necessary, but I cannot say that plaintiff in any event, the defendant having been allowed since motion was launched. The plaintiff is entitled to have a substantial compliance with the demand for particulars. Particulars should be furnished in a week. Cost of this motion to the plaintiff in the cause.

Davis v. Winn.—J. MacGregor, for plaintiff. W. E. Raney, K.C., for defendant. Motion by plaintiff for an order for payment by defendant to plaintiff of costs of the action, the defendant having complied with the order of the plaintiff. Judgment: It is no doubt most regrettable that this action should have been necessary, but I cannot say that plaintiff in any event, the defendant having been allowed since motion was launched. The plaintiff is entitled to have a substantial compliance with the demand for particulars. Particulars should be furnished in a week. Cost of this motion to the plaintiff in the cause.

Davis v. Winn.—J. MacGregor, for plaintiff. W. E. Raney, K.C., for defendant. Motion by plaintiff for an order for payment by defendant to plaintiff of costs of the action, the defendant having complied with the order of the plaintiff. Judgment: It is no doubt most regrettable that this action should have been necessary, but I cannot say that plaintiff in any event, the defendant having been allowed since motion was launched. The plaintiff is entitled to have a substantial compliance with the demand for particulars. Particulars should be furnished in a week. Cost of this motion to the plaintiff in the cause.

Davis v. Winn.—J. MacGregor, for plaintiff. W. E. Raney, K.C., for defendant. Motion by plaintiff for an order for payment by defendant to plaintiff of costs of the action, the defendant having complied with the order of the plaintiff. Judgment: It is no doubt most regrettable that this action should have been necessary, but I cannot say that plaintiff in any event, the defendant having been allowed since motion was launched. The plaintiff is entitled to have a substantial compliance with the demand for particulars. Particulars should be furnished in a week. Cost of this motion to the plaintiff in the cause.

Davis v. Winn.—J. MacGregor, for plaintiff. W. E. Raney, K.C., for defendant. Motion by plaintiff for an order for payment by defendant to plaintiff of costs of the action, the defendant having complied with the order of the plaintiff. Judgment: It is no doubt most regrettable that this action should have been necessary, but I cannot say that plaintiff in any event, the defendant having been allowed since motion was launched. The plaintiff is entitled to have a substantial compliance with the demand for particulars. Particulars should be furnished in a week. Cost of this motion to the plaintiff in the cause.

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Davis v. Winn.—J. MacGregor, for plaintiff. W. E. Raney, K.C., for defendant. Motion by plaintiff for an order for payment by defendant to plaintiff of costs of the action, the defendant having complied with the order of the plaintiff. Judgment: It is no doubt most regrettable that this action should have been necessary, but I cannot say that plaintiff in any event, the defendant having been allowed since motion was launched. The plaintiff is entitled to have a substantial compliance with the demand for particulars. Particulars should be furnished in a week. Cost of this motion to the plaintiff in the cause.

Davis v. Winn.—J. MacGregor, for plaintiff. W. E. Raney, K.C., for defendant. Motion by plaintiff for an order for payment by defendant to plaintiff of costs of the action, the defendant having complied with the order of the plaintiff. Judgment: It is no doubt most regrettable that this action should have been necessary, but I cannot say that plaintiff in any event, the defendant having been allowed since motion was launched. The plaintiff is entitled to have a substantial compliance with the demand for particulars. Particulars should be furnished in a week. Cost of this motion to the plaintiff in the cause.

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