

The Toronto World

FOUNDED 1881.
A Morning Newspaper Published Every Day in the Year.
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Corner James and Richmond Streets.
TELEPHONE CALLS.
Main 538—Private Exchange Connecting all Departments.

Readers of the World will confer a favor upon the publishers if they will send information to this office of any news stand or railway train where a Toronto paper should be sold, and where The World is not offered.

CLEAN UP AT HOME FIRST.

One of the ever-present marvels of human nature is shown in two recent incidents of the United States, namely: that a public can be wrought up about outside evils while the same public is quite unconcerned with greater evils that are nearer home. For instance, the President of the United States and his foreign secretary have thrown themselves into paroxysms over the reported murder of two men said to have been American citizens, during the civil disturbances in Nicaragua; and the well-known newspaper writer James Creelman has been playing upon the sympathy of his fellow countrymen in the States by graphic descriptions of the many atrocities committed by the Turks on Christians in Armenia.

Now for the two Americans who are said to have been killed in Nicaragua, and who were more or less engaged in rebellion, there are probably 50 men murdered in the United States every day, and the governments of the United States, federal and state, are very little concerned as to the punishment of the murderers. Besides these murders hundreds of people die every day in the States nothing or little better than murdered, as the result of criminal negligence on the part of individuals or corporations; and still the government remains practically supine.

And as for the atrocities in Armenia, certainly we ourselves condemn them, but they are not to be compared with the atrocities known as the white slave traffic, so prevalent in the greater American cities, or with other abominations that exist right at home in the United States at large.

One would think that if the government of the United States can afford to uphold the sanctity of the American life abroad, it should also, at least, uphold the sanctity of life at home, where as a matter of fact thousands of persons are murdered annually, and not five per cent. of the murderers properly punished. One would also think that the United States would be more profitably employed in trying to overtake the horrible atrocities it has at home and preventing their recurrence, rather than in having the feelings of its citizens wrought up by descriptions of atrocities abroad.

But as we said, human nature is a very peculiar organization, and we have to take it as we find it.

WHAT DO THEY MEAN?

Mr. Asquith's declaration in favor of full self-government for Ireland is as general and as non-committal regarding the method of its accomplishment as Mr. Balfour's approval of tariff reform. No definition was given by either

SUN FIRE

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KINDLY BEAR WITH US.

Anybody who has moved into a new house before the plumbers and carpenters were finished will be able to sympathize with the Circulation Department of The Toronto World during the strenuous days which are occupied with the completion and arrangement of the new premises, the new machinery, and all the new conditions. A printing press is one of the most intricate and complicated pieces of machinery in existence. The World's new press is practically several presses in one. It takes some time to get it shaken down and running smoothly in all its parts. The slightest irregularity among hundreds of different mechanical devices means the stoppage of the whole press. What means fully must be seen to be appreciated. But it means delay chiefly—delay in printing, delay in delivery, delay in reaching our readers. We must beg for the clemency of our subscribers and the public generally during the short time before the great new press "finds itself," and runs without a hitch. No one grieves over the recent irregularities more than The World management.

LOCK THEM OUT.

Public service corporations, it is well known, are in the habit of assisting the flotation of their bond issues by issuing common stock as a bonus to investors. In defence of the practice it is asserted that only in this way can the necessary capital be secured. Assuming this to be true, it affords one of the strongest possible arguments against franchise grants to private companies. Prosperous and expanding communities have no difficulty in borrowing money at low rates of interest, their municipal enterprises are capitalized at the proper cost of construction and are not loaded up with millions of common stock that meant nothing for its treasury. But once the undertaking is established on a profit earning basis the bonus stock becomes realizable and yields large returns to its fortunate possessors. But it is not thereby extinguished. It passes into the hands of "innocent purchasers" and the public have to contribute in rates and charges that dividends may be paid on stock issues that so far as the company itself is concerned, are simply water.

"It is high time for all franchise holders to understand," says The New York American editorially in a recent issue, "that, in the intention of modern law, a franchise is not a favor granted to privileged persons. It is merely an exclusive opportunity to perform a public service." This is tersely and epigrammatically put, and it is a true distinction which needs no demonstration. Public service corporations, however, have all along acted as though they need special privileges to load the franchisees held by them as public trustees with all the capitalization, genuine or inflated, that the traffic would bear, and in this they have been supported by legislation and courts of law. But fortunately for the people the day for this misapprehension is passing rapidly away, the lesson and the moral will remain. Public ownership

and operation on a straight, capitalization basis and under independent and efficient management, provides at once a remedy and a security from corporation malpractices, which are certain to be revived unless the door is locked, barred and bolted against the possibility of their recurrence.

ST. CLAIR AVENUE WIDENING.

If St. Clair-avenue is to be widened west of Yonge-street, the improvement should certainly be carried the whole length of the thoroughfare. Meantime it is proposed to stop at Bathurst, the hope is expressed that property owners west of that street, recognizing the advantage to themselves, will act so that the widening westward may be effected later without additional cost to the city. As the officials advise and the council appears to be satisfied that the improvement is beneficial and should be eventually completed, the council ought at least to place itself on record to this effect and the property owners that if they desire to share in the benefit, they must co-operate with the authorities in that object.

CHICAGO AND TUBES.

Little Eva objects to the fact that Chicago is talking tubes being presented to Toronto readers, because Chicago with 2,000,000 people is only now beginning to have them. Chicago has had elevated railways for twenty years, besides surface cars, and one of the completest suburban railway services on the continent. Chicago is also built on a swamp. But in spite of all this Chicago wants tubes. Perhaps The Star would prefer an elevated railway in Toronto?

TO FEED THE INSANE

Many Contracts Awarded for Supplies to Government Institutions.

Contracts for food supplies for Ontario government institutions have been awarded as follows:

The Lambton Creamery Co., Petrolia, will supply butter to the insane asylums at Hamilton, London, Orillia, Penetang, and to the Mercer Reformatory. The St. Lawrence Produce Co., Brockville, will furnish the same commodity to the Brockville, Kingston and Cobourg asylums, as will Willard & Co., Toronto, to the Toronto and Mimico asylums and the Central Prison, and Millman & Co., Woodstock, to the epileptic hospital in that town.

The contracts for flour for Penetang go to Copeland & Sons, Penetang; for Cobourg, London, the Central Prison and the Mercer, to Hunt Bros., London; for Brockville and Kingston, to A. Rankin & Co., Collins Bay; for Woodstock to Millman & Co., Woodstock; for the Orillia idiot asylum, to Vick & Son, Orillia; and for Hamilton, Mimico and Toronto asylums, to the Hedley, Shaw Milling Co., Toronto.

Oatmeal contracts go to George A. Lyons, Toronto, for Toronto asylum, the Central Prison and the Mercer, and to A. E. Cameron, Brockville, for Brockville.

Potatoes will be furnished by McKinnon & See, Toronto, to Toronto asylum, the Central Prison and the Mercer, by the Duncan estate to Cobourg, and by George Martin, Spencerville, to Brockville.

A slight increase in prices is noted over the preceding year. All contracts are till October 31, 1910, except for butter, which are till June 30.

EATON'S DAILY STORE NEWS

2,500 Men's and Boys' Mufflers

Clearing at, Each, 27c

A Mill's Overmakes and "Seconds" for Quick Clearance



These are made from a fine mercerized Egyptian yarn, of medium weight and a bright silky finish, shaped to fit the neck and fasten with dome clasp. Crossing over chest, they afford an excellent protection to throat and chest, and yet are not bulky under overcoat. Colors navy, Copenhagen, sky, brown, white and grey. A Christmas box that is inexpensive, and one that pretty nearly anybody would appreciate. Buy plenty Tuesday, and early, if you've any particular color in mind. Clearing, at, each, .27

MAIN FLOOR—QUEEN STREET.

Fur-lined Coats for Men

A Splendid Garment for \$36

For a Coat of this character, that price is a low one indeed—on any comparison you may make. It is an inducement for Christmas gift buying that appeals to many.

Genuine Canadian muskrat lining of soft, pliable skins, high storm collar of good quality otter, English beaver cloth shell, cut and tailored in first-class style. Come and examine the garments Tuesday. The price .36.00

MAIN FLOOR—QUEEN ST.

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BAZAR,
3rd FLOOR,
FOR GIFT
SUGGESTIONS

THE T. EATON CO.
TORONTO

EXTRA GIFT
SECTIONS,
SECOND FLOOR
ALBERT ST.

AT OSGOOD HALL

ANNOUNCEMENTS.

Motion set down for single court for Monday, 18th inst., at 11 a.m.

1. Re Solicitor.
2. McPherson v. McGuire.
3. Peremptory list for divisional court for Monday, 18th inst., at 11 a.m.
1. Gunn v. Miller.
2. Crown Art v. Cooper.
3. Leitcher v. Toronto Railway Company.
4. Re Martin and Garlow.
5. Wood v. Cobourg.
6. Schuman v. Greenblatt.

Non-Jury Assize Court.
Peremptory list for non-jury assize court, Monday, Dec. 13, at city hall, at 11 a.m.

12 Scott v. McKenny Bank.
13 Scott v. National Bank.
14 Scott v. National Bank.
15 McLaughlin v. Jackson.
16 Imperial Trusts v. New York Life.
17 Colonial v. Mitchell.

Non-Jury County Court.
Peremptory list for non-jury county court before Judge Denton at city hall, at 10:30 a.m.

6 Toronto Furnace Crematory v. Ewing.
15 McCutcheon v. King.
28 Labatt v. McDevitt.
30 Morris v. Smith.
32 Lovell & Christmas v. Mack.

Jury County Court.
Peremptory list for jury county court, before Judge Morgan, Monday, Dec. 13, at city hall.

12 Newell v. Toronto Railway Company.
20 Haight v. Toronto Railway Company.
17 Smith v. Amant.
21 McAlister v. Steinhart.
22 Rex v. Merina.

Trusts & Guarantee Co. v. Cook-F. Stone and R. S. Brackin (Chatham), for plaintiff, O. L. Lewis, K.C., for defendant.

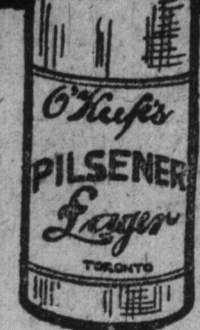
Judgment: Action by plaintiff, administrator, with will annexed, of John Mallory, to set aside a deed of 50 acres of land from the said John Mallory to Andrew Cook, as being fraudulent and void, upon several grounds, the principal of which are that the deed was prepared at the instance of the defendant and executed by Mallory without independent advice, and without the same being fully and properly explained to him; that it was not, in fact, his act and deed, and further alleging undue influence and fraud. Neither John Mallory, who was over 80 years of age, nor the defendant could read or write. I am clearly of opinion that, having regard to the position of the parties, the age, condition and helplessness of Mallory, the fact that, so far as there is evidence at all, it is to the effect that he desired a will not a deed, that the transaction is in substance a gift from Mallory to the defendant, that defendant procured the preparation of the deed, the onus was clearly upon him to establish the perfect fairness of the transaction, and that the donor clearly and perfectly understood what he was doing and realized that by signing the deed he was in effect giving away all his property. The transaction cannot stand. The plaintiffs are entitled to have the conveyance set aside and the registration thereof cancelled.

Having regard to all the circumstances of the case and that I find no actual fraud or active undue influence on the part of the defendant and that the evidence shows that he treated Mallory kindly and cared for him during his lifetime, I do not think there should be costs.

Divisional Court.
Before Mulock, C.J., Macneil, J., Clute, J., Miller v. Tew-M. H. Ludwig, for defendant, appealed from the judgment of the chancery, dated June 11, 1909.

1. In the first place, the defendant was a special case, stated for the opinion of the court, in which plaintiff claimed to rank as a preferred creditor on the estate of one S. E. Mitchell in the hands of defendant as assignee, for the sum of \$30, and as a creditor for the sum of \$25.33. Defendant admitted claim of plaintiff to rank as an ordinary creditor for the \$25.33, but denies that he is entitled to rank upon the moneys in the hands of defendant as the assignee as a preferred creditor. At the hearing, judgment was given declaring that plaintiff was entitled to rank as a preferred creditor for \$30. Appeal of

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NIAGARA FALLS THEATRE BURNED.
NIAGARA FALLS, N.Y., Dec. 12.—The International Theatre on Falls-street was burned Saturday night. Loss \$125,000.

SACRIFICE SALE OF PIANOS.
Fifty cents a Week Will Buy a Good Piano.
A selection of good second-hand square pianos can be had at the show-rooms of Helntzman & Co., 115-117 West King-street, at very low prices. These pianos are ones taken in exchange for new Helntzman & Co. pianos and include the best known makers. They are all in good condition, and only small payments per week are required. Prices range from \$50.00 upwards.

Wanted, young married man of good address, must be fully acquainted with city and a hustler; no others need apply. Call City Circulation Department, The World.

NINE WORKMEN SUFFOCATED.
NAFLES, Dec. 12.—Nine workmen were suffocated to death while working in a compressed air compartment in the harbor here today. Three others were rescued.

Addressing the Pennsylvania Society of New York, of which Commander Peary was made an honorary member, Andrew Carnegie hailed him as the first to reach the pole.

DR. A. W. CHASE'S CATARRH POWDER 25c.
is sent direct to the diseased parts by the Improved Blower. Heals the ulcers, clears the air passages, permanently cures Catarrh and Hay Fever. 25c. Blower free. Accept no substitutes. All dealers or Edmondson, Bates & Co., Toronto.

OLD CHURN CIGARETTES

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

TEN FOR TEN CENTS.