

ALL CHEERED FOR McLAREN.

Enthusiastic Meeting of Mayor's Working Forces At a Banquet Tendered Them Last Evening. Complimented by All on His Splendid Administration.

Cheered to the echo by three hundred of his loyal supporters and showered with congratulations on his splendid business administration of civic affairs during the past year, Mayor McLaren at the complimentary dinner tendered his workers in the Armory Palm Gardens last night received an ovation such as few men who have occupied the office of Chief Magistrate of Hamilton have been accorded.

Young fellows, whose fighting blood would have welcomed a battle on Monday, and seasoned veterans, their hair frosted by the winter of time, gathered around the four big tables that ran the length of the hall and listened with satisfaction to the tribute to His Worship, in which men of every political stripe united. In many respects it was a notable gathering and unique in Hamilton's municipal history.

Seated at the head table on either side of the toastmaster, R. T. Steele, were most of the members of this year's Council and a number of the Mayor's chief lieutenants. At the outset the chairman sounded the note of peace and good will and requested that the speakers incorporate it in their addresses. In the course of his remarks he thanked the newspapers for their assistance in many movements in the public interest.

"Frequently, though," he said, "when it comes to a question of some public concern they forget their good manners and rap each other on the knuckles. Some times it is overdue and occasionally to the detriment of the city. We should forget our differences and make our motto, 'Hamilton first, last and all the time.'"

After honoring the toast to "The King" a number of the aldermen and aspirants for the Board of Control spoke. One of these was Ald. Lees. "I am delighted," he said, "to know that Mayor McLaren is to have a second term. I congratulate the people in having such a man in the Mayor's chair. He is a model Mayor, of whom the city may well be proud."

Chairman Peregrine, of the Finance Committee, added his congratulations. "If there had been a fight," he said, "I am sure the Mayor had his ammunition stored away and that the guns were pointing in a certain direction when the battle was called off. I do not think we have ever had in Hamilton's history a man who has been as careful in his administration of civic affairs as Mayor McLaren has been in 1909. I don't think there ever was a year so satisfactory to the twenty-one aldermen who sat around the board and the seventy thousand people in Hamilton."

"Mayor McLaren is always on the job," remarked Ald. Allan, who in the course of his address urged that care be taken in selecting the Controllers next year. "If you get good men," he said, "it will be the best thing that ever happened for the city. If you don't, you are far better off under the present system."

A feature of the evening was the brilliant effusion of Bay Hill, who tickled the crowd with one of his humorous orations. Bay was the only one who had the privilege of doing and saying anything he liked, the rest of the speakers being timed with a stop watch. Bay modestly admitted that he was a great man, else he would not have been selected as the chief speaker of the evening.

"But there never was a great man that there was not a (nutmeg) grater," he added. He discussed everything from that awful power bogey to love, marriage and divorce.

"Probably your brains will not grasp this; it is not to be expected that they will," he said, as he began to propound his power theory. "Magnetism," he solemnly asserted, "is the great power that is going to take the place of electricity. It is all very well for men to run for office on the line of Hydro power and other machinery, and to pull wires for this and that, but magnetism is the coming power."

"When Mayor McLaren nailed the slogan, 'The Administration of civic affairs is business, not politics,' to his mast," said ex-Ald. Findlay, "many thought it was a joke, a catch line to get the vote. The Mayor has proven by his administration that he meant it."

After congratulating the Council on its record, Mr. Findlay said, "There has been a clearing out of political hulkers around the City Hall such as Hamilton has never seen before."

A toast to the Mayor, proposed by W. H. Seymour, who declared that His Worship's popularity was as great as ever, was the signal for an enthusiastic outburst of applause that reached a climax when the crowd made the rafters ring with three cheers and a tiger.

Congratulating the Mayor on his able and fearless administration, Mr. Seymour declared that His Worship could get anything he wanted from the citizens of Hamilton.

The Mayor placed the credit with his workers. "Without your assistance," he said, "I never would have been in the office. I don't think there ever was a crowd that injected as much enthusiasm into its work. It was an organization that could not be improved upon. You were successful in winning every division. You deserve credit, too, for electing men who made it possible for me to carry on the good work. I don't think there ever have been many Mayors so fortunate in having such a good crowd behind them on the whole as I had in this year's Council. The surplus has been growing every day. It has reached nearly \$50,000 now. Our only trouble has been that we were not able to spend the money."

His Worship asked that men of good business ability and common horse sense be elected to the Council next year. "I hope," he said, "that this will not be the last time we will meet."

Among those who spoke were Ald. Gardner, Ryan, Robson, Sweeney, Forth, Clark, Johnston, and Messrs. Daniel Evans, Edward Morwick and J. H. Plunkett.

Among those who contributed to the programme were Messrs. Blackburn and Goyette, Morden, Frank Burton, George Matheson, and Dr. Sutherland.

PARDON ME, MISTER PASTOR, BUT I WANT TO CALL YOUR ATTENTION TO THE FACT THAT WHILE YOU WERE OFFERING THE OPENING PRAYER JUST NOW, THE MEMBERS OF THE CHORUS HAD THEIR HEADS TOGETHER GIGGLING AND CUTTING UP! IT'DO'NT LOOK RIGHT TO ME, AND I THINK THE BUNCH OUGHT TO BE BAWLED OUT!!



OUTBURSTS OF EVERETT TRUE.

MRS. FELKER LOSES HER CASE

Ontario Government Can Do as It Likes With Her Property.

McGuigan Not a Trespasser—Action Dismissed.

Hydro-Electric Man Dismissed For Voting For German.

Toronto, Dec. 31.—"I confess I did not feel any difficulty in dealing with the case. I think that these defendants have acted by direction from the commission down. They are not trespassers, and the action must be dismissed and the injunction dissolved with costs." This was the finding of Chief Justice Falconbridge, rendered yesterday in the non-jury sittings, in the action brought by Mrs. Louise J. Felker, of the township of Gainsboro, near St. Ann, against the F. H. McGuigan Construction Company, C. L. DeMuralt & Co., and the Niagara & Ontario Construction Co., working under the direction of the Provincial Hydro-Electric Power Commission, for an injunction restraining the defendants from erecting the Hydro-Electric power transmission line across her farm.

In rendering judgment, his lordship said in part: "The question is a very narrow one. The facts are undisputed, and I have no hesitation in giving judgment now. There is no cause, so far as I can see, why I should reserve. It is all a question of construction of section 10 of the act of 1909. We have heard much about the jurisdiction of the Province of Ontario, and of complaints as to its exercise of power and authority. Within its own jurisdiction the province is supreme. Had the Legislature chosen to confiscate this property without offer of compensation, it would have been perfectly right in law, if not in morals."

Chief Justice Falconbridge conceded it to be a delicate point of law, and one had, in a sense, to read between the lines. "We hear much of the dangerous element which cover the towers," continued his lordship. "The commission must safeguard the public in this matter, and if they do not, that is a different matter, of course. Here is a peculiar position. There is the necessity of carrying forward the work. The invoking of the public works act seems to me to have been purely in aid of the plaintiff. In this connection the only remedy the plaintiff has is arbitration."

Upon being granted a stay of twenty days, Mr. John Moss, K. C., counsel for the plaintiff, reminded the court that he desired that the matter be taken before the best authority in the province.

Mr. C. H. Ritchie, K. C., speaking on behalf of the F. H. McGuigan Co., pointed out that as this was a matter of great public importance, there should be as little delay as possible. Consequently his lordship made the stay twenty days instead of the usual thirty days.

The case involved the question whether by the act of 1909 passed by the Ontario Legislature the Ontario Hydro-Electric Commission were authorized in spite of the public works act to expropriate the right of way for the erection of its transmission lines without granting compensation. The contention of the plaintiff was that under the latter act the Legislature could not override it by the act of 1909, passed in the interest of the commission, which she claimed was a corporate body, and that the commission could not confer the right on anyone else.

The plaintiff also claimed that the Ontario Legislature had no jurisdiction over the Niagara River, which is a boundary between the United States and Canada, and, therefore, could not confer that right to use the water on the Ontario Power Co. for electric purposes or any other object. The contract, they claimed, between the Hydro-Electric Power Commission and the Ontario Power Company was illegal and ultra vires of both parties, and in law no contract.

Mrs. Felker, in the witness box, stated that her case had narrowed down to the one point, that she was not getting as much as desired for the land. When she accepted the easement for \$500 on her 30 acres, she said she did not understand it, and eventually returned the money and procured an injunction.

George Ellis, one-time chief buyer for the Hydro-Electric Commission, told of negotiations with the Felkers. He claimed to have acted under the written authority of the commission.

"Do you know that many of the agreements were signed on the understanding that if higher prices were paid for other property, they would be set aside?" asked counsel for Felker.

"That is not evidence here," ruled the court. "You are not buyer for the commission now, are you?" continued counsel for the plaintiff.

"No, I was dismissed."

"Was that because the work was finished?" put in counsel for the defendants.

"I was dismissed for voting for German," replied Ellis, amid a general laugh.

Mr. A. F. Lobb, solicitor for the Hydro-Electric, stated that after the Hydro-Electric had refused to sell the right of easement, he secured power from the commissioners, under the statute, to seize such right.

"Is that the course adopted in all cases?" asked counsel.

"There were no cases before the Kelker case," replied the witness.

"What is the usual course?" persisted counsel.

"We offer what we think is right."

"Suppose the owner does not think it enough?"

"We enter into possession."

"Have you had no trouble before?"

"Yes, but the question has never been brought to an issue. This is the test."

Mr. A. P. Lobb, K. C., appeared on behalf of the Hydro-Electric Commission, and Mr. S. Johnston for C. L. De Muralt & Co.

The Year's End.

Full happy is the man who comes at last Into the safe completion of his year; Weathered the perils of his spring, that blast

How many blossoms promising and dear! And of his summer, with dread passions fraught,

That oft, like fire through the ripening corn,

Blight all with mocking death and leave distraught

Loved ones to mourn the ruined waste forlorn.

But now, though autumn gave but harvest slight,

Oh, grateful is he to the powers above For winter's sunshine, and the lengthened night

By hearth-side genial with the warmth of love.

Through silvered days of vistas gold and green

Contentedly he glides away, serene.—Timothy Cole in the January Century.

L'Envoi of the Hooked Gown. (Boston Traveller.)

When the last hooked gown's in the rag-bag, and the hooks are rusty and bent,

When the buttoned gowns all are buttoned, and the dressmaker cease to invent,

Dark schemes to annoy poor husbands, weary and worn and old—

When our thumbs have ceased from their aching, and our heated remarks have grown cold,

We shall rest—and faith, we shall need it, at peace in a golden chair

Shall lope on a sort of throne like the man who'd the nerve to swear,

And the man who set out with the wrong hook and ended the game in a fix

Shall hear the cold ice tinkling where the drinks of the gods they mix.

There shall be no pads to confuse us, no store shapes to get in their place,

No foolish, silly contraptions, embroidered or Irish lace;

But all the hooking we do there, on that mythical, friendly star

Shall be with a Sensible Harness up the Back of Things as They Are.

Tenderfoot (aghast)—You're not lynching that man? Arizona Ike—Well—er—we don't refer to it in that unrefined way. We call it showin' 'im the ropes.—Judge.

Ethics of Gambling. (Principal Gandier, Knox College.)

1. Gambling is a kind of action by which pleasure is obtained at the cost of pain to others. It is therefore selfish, anti-social and produces deterioration of character.

2. Gambling is wrong because it is an irrational use of property.

3. Gambling is wrong because it surrenders to chance acts which ought to be controlled by reason and executed by the will in accordance with the moral law of justice and benevolence.

4. Gambling is wrong because it encourages the false belief and immoral desire that something may be had for nothing.

WHERE WAS FOREMAN?

Coroner Rennie Suggests Fine of \$40 For Absence.

Wm. Kearney's Death Enquired Into Last Night.

No Blame Placed Upon Any One For It.

The enquiry as to how William Kearney, who was injured at the Bridge Works, on Christmas Day, and died a few hours later, came to his death, was resumed last night in No. 3 Police Station. Dr. Rennie, was coroner. The jury returned the following verdict: "We come to the conclusion that William Kearney came to his death at the Hamilton Bridge Works, in the City of Hamilton, by being struck by a piece of steel, thereby causing the accident, and that it might not have happened if one of the four men in charge of the strut had not found it necessary to leave to push the buggy out of the way."

E. Cunningham, foreman of the painters at the Bridge Works, said he was working with deceased at the time of the accident, and saw the strut fall and strike Kearney. Witness called "look out." The strut struck deceased in the back.

Dr. Mullin said he found several of Kearney's ribs broken; also injuries to the spinal column. Death was due to hemorrhage and shock.

Dr. Unsworth corroborated Dr. Mullin.

Edward Hodgson, a painter at the works, was called to give his opinion on the way the steel work was moved at the works. Hodgson had worked there for seven years, and said the same method was being used when the accident in question happened as was customary.

George Friday, another painter, saw the accident occur. He was working with deceased when it happened. The steel truss was being wheeled out on a buggy when the strut fell on deceased.

A. Garby, yard foreman, considered the method used to take the truss out a safe one.

James Ripley, who was summoned to act as juror and had been elected, failed to show up. The matter will be reported to Crown Attorney Washington, and an inquiry will probably be made to ascertain why Ripley was absent. If he cannot give a good reason he will likely be fined \$40. Coroner Rennie, intimated that juror was too prone to treat their summons lightly.

Ripley will be asked to produce a doctor's certificate, and that alone can warrant him absenting himself.

THE REPUTATION ASSASSIN.

Journalistic misrepresentation about water wagons is too contemptible to notice.—Ald. Peregrine.

DELIGHTED BIG CROWD.

St. Andrew's Sunday School Gave "The District School."

A farcical comedy sketch under the direction of the senior scholars of St. Andrew's Sunday school, entitled "The District School at Blueberry's Corners," made a decided hit with the large audience that assembled in the school room last evening. The sketch was a laugh-provoking one, interwoven with bright and breezy dialogue, giving everyone an opportunity to display ability at producing fun, and, while handicapped on a miniature stage, they far surpassed the expectations of the audience. While the sketch is mostly comedy, there are instructive lines, giving the young people many helpful lessons, besides having a tendency to make the older ones remember the bygone days so happily spent in the old school house. It deals with the times when the scholars were forced to endure hardships unknown to the present day. The sketch is divided into three scenes. The first one shows the trustees receiving applications for the position of teacher, and finally deciding on an old man. The next scene shows the pupils studying under the direction of this new teacher, who has considerable difficulty keeping things in order. The last shows the scholars in the "closing exercises of the term," which the visitors and trustees attend, complimenting the teacher on the high efficiency of his class.

About twenty young people took part, and all acquitted themselves creditably, but perhaps the most conspicuous one was Clifford Thomson, who acted the part of "Stuttering Bobby." This was the difficult part of the sketch, and the clever way in which he got off his line brought forth much applause. Another who did clever work was Cassie Almas, who took the part of the "teacher's pet." She had all the necessary qualifications and used them to the best advantage.

The affair was staged under the personal direction of Mr. Vernon Stevens, who deserves credit for the able way in which he handled it. Special scenery, appropriately staged, and appropriate costumes, helped to make the affair a decided success. Rev. J. A. Wilson acted as chairman.

Most pleasing numbers were selected by Thomson and Daniel Lawrie. They are small tots, but they made a fine impression. Attired in kilts, they sang popular Scotch songs, using the accent well, with their sweet voices. "I Have a Lassie," their closing number, was sung in a regular Harry Lauder style, bringing forth much applause. They are indeed promising youngsters.

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Markets

WHEAT MARKET

Wheat—In continuing small, and prices nominal. Wheat of fall selling at \$17 and 100 bushels of oats at \$17.

Unchanged, there being bids at \$17 to \$20 a ton for mixed and \$17 for mixed and \$17 for mixed.

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THE SOVEREIGN FIRE "A Policy That Insures and Pays" ELFLORD G. PAYNE, Agent Bank of Hamilton Bldg. Assets \$761,529.90

SUN FIRE The oldest Insurance Office in the world FOUNDED A.D. 1710 HOME OFFICE: LONDON, ENGLAND Canadian Branch, Sun Building, Toronto, J. M. Blackburn, Manager. Thos. Cochran, E. M. Faulkner, Jno. Harvey, R. A. Milne, T. H. P. Carpenter (Halton Agents).

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We Cre Men We cordially invite men who are discouraged, and who think their cases incurable, to consult with us in person or by mail, free of charge. BUFFALO MEDICAL CLINIC THE WORLD-ACKNOWLEDGED SPECIALISTS in Nervous and Chronic Diseases. No. 203 St. Buffalo, N. Y.

THE FARM First Caterpillar—Say, this is the first of January, isn't it? Second Caterpillar—So it is! Let's turn over a new leaf. A Japanese Compliment. The Japanese have ever the instinct of politeness. It may happen, however, as in the case recorded below, that their idea of a compliment is not precisely that of the one to whom they wish to show courtesy. The story is told by Inspector General Hornaday. "I remember a little Japanese who attended one of our banquets," he said, "and a queer compliment that he paid to a colonel's wife." "I sat between the two, and the lady said across me: "'Mr. Takashiro, oyu compress the ladies' feet in your country, don't you?'" "Oh, no, madam; that is a Chinese custom," said Takashiro. "We Japanese allow our ladies' feet to grow to their full size. Not that—"

DODD'S KIDNEY PILLS ALL KIDNEY DISEASES CURES RHEUMATISM BRIGHT'S DISEASE DIABETES GRAVEL