

## The Toronto World

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A Morning Newspaper Published Every Day in the Year.  
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### MAIN 5308

In The World's New Telephone Number.  
SATURDAY MORNING, JUNE 11, 1910.

### THE STREET RAILWAY SITUATION

Study of the street railway situation only tends to confirm the view that the proposals of the company as put forward by Mr. Fleming were only intended to divert the people. When the city adopted the new policy of accepting the street railway plans an excuse for further delay was immediately sought.

It is supposed that the appeal which the street railway contemplates to the privy council will delay operations for two years, but it is just possible that more expedition may be attained on this occasion.

Some people wonder why the Railway Company is so persistently obstructive. The object may be twofold. The company is at present deriving a lucrative revenue from its investment. It is true that the people are inconvenienced by the overcrowding, but this only affects dividends beneficially, and for such a cause the people must learn to suffer willingly, if not gladly. We are all concerned with the stability of vested interests, and the more solidly we are packed in the street cars, the more stable are the foundations of finance.

There is another reason also why delay may seem desirable to the company. The longer the delay and the greater the overcrowding, the more indignant and disgusted will the people become. It is possible that the company would prefer to sell its franchise at this late date if the citizens could be infuriated into giving a good fat price for the property.

Harshness will never succeed in obtaining as much from the people as a liberal policy would effect. If the present situation is preliminary to a treaty of sale of the street railway, the vendors would be well-advised to omit the preliminaries and come down to business.

### PRESIDENT TAFT AND THE RAILROADS.

President Taft scored a distinct success when the western trunk railroads of the United States agreed to withdraw their notice of increased tariffs and not to file any new tariffs involving rate advances until the bill now before congress becomes law.

British political leaders are likely to hold a conference on the respective rights and powers of lords and commons. But the chasm is too great to be bridged except at a cost which neither side will care to pay. Liberals will not face disruption, nor Conservatives the loss of their most effective ally.

### THE M. H. O. QUESTION.

Editor World: The problem of whom to elect as a new M. H. O. for Toronto appears to bother the city fathers. No weight on an old subject appears to me to lead to a solution of the problem. The solution is, really, the present M. H. O. The new light is found in the pronouncement of Dr. Sheard to the board of health, viz.: "Disinfect the sewage effluents from the city." Here, we have a retirement of M. H. O. who is enjoining a policy broad enough to ensure the "disinfecting of the natural purity of Lake Ontario water." Lake Ontario water is impure because the sewage effluents containing disease germs enter it. Dr. Sheard says "disinfect these effluents." When this is done Lake Ontario adjoining Toronto will no longer be impure. Dr. Sheard's enunciation is up-to-date, it is in accordance with the most modern experience and findings of Europe and the United States. His policy, if adopted, will save this city thousands of dollars and will prove a blessing in many ways to those using Lake Ontario even apart from drinking purposes. Dr. Sheard should continue to serve the city until his policy of the redemption of the purity of Lake Ontario water is completed. It is his duty and the duty of the council to see that he does this.

Reasons have been given for electing a successor to Dr. Sheard. May I give reasons for retaining Dr. Sheard. The re-election of Dr. Sheard would be a vote of confidence, showing that this city has appreciated his work. How has Dr. Sheard proved his work? By capable administration. By independence and decision. By relying on expert advice when he has felt that any subject was beyond his ken, viz., the calling in of Mansergh and Hazen in relation to acknowledged experts both of them. As a keen appreciation of facts as opposed to only experimental ideas, witness his strong position taken up with reference to a particular form of ozone treatment, which has since proved useless. His foresight here has, apart from Toronto, saved Ontario municipalities thousands of dollars. Dr. Sheard's policy of redeeming the purity of Lake Ontario water by preventing contamination is worth any \$7000 a year to this city. Edmonton is paying \$10,000 a year to the purveyor of works. Regina \$9000. If Toronto cannot afford \$7000 for an efficient M. H. O., then, question of the election to the vacancy deserves to remain a probability.

Ald. Murray.

### NIAGARA CAMP.

Niagara will see the largest camp this year in its history, some 8000 troops being under canvas. Niagara navigation, 1000 steamers are making six round trips every day across the lake. The Governor-General's Body Guard Regt will go to camp Saturday 2 p.m. via steamer Cayuga, and will play on the trip over the lake.

## MOVE CENTRAL LIBRARY UP TO COLLEGE STREET

Board Decided Yesterday to Add a New Wing to the New Building for That Purpose.

Another wing is to be added to the new Carnegie Library on College-street, and the central circulating branch will be moved there from Church and Adelaide-streets. This was decided on by the library board yesterday upon recommendation of Chief Librarian Locke, whose statistical report for the month of May showed that the College-street branch had already outstripped the central branch in circulation, and this with the handicap of 5000 books as compared with 15,000. The circulating department of the library is at present on the lower floor, and Mr. Locke advised that "the result of the increase in circulation has made it necessary for the library to be put up to make the College-street branch the main circulating library." The circulation from College-street is about equal to Yorkville, the western and the eastern branches combined. Church-street (central) showed a decrease of 2700 from last year. College-street has increased 2200. Yorkville is about the same as last year. Riverdale decreased slightly. Lisgar-street and the western branches both show gratifying increases. The circulation from the children's room, College-street, is larger than western and Riverdale combined.

The new reference library is advancing 22,384 books being used in May, including 1410 in the children's room. The total for five months aggregated 120,000. The public library as a whole increased in May over the same month last year by 50 per cent.

The board decided unanimously to move Mr. Locke to the International conference of archivists and librarians in Brussels Aug. 28 to 31, as its representative. On the list of donations just received of the name of Gowan Smith appears, one of the late professor's last acts. The following resolution was passed on motion of F. W. Banton and W. T. J. Lee: "That the library should be indebted to the late Gowan Smith, who has left a valuable co-operation in measures to increase its efficiency."

Governor Chambers of the jail and Property Commissioner Harris will be approached with the idea of putting a fence between the jail yard and the Riverdale library branch.

Chas. Madhock, the appointed caretaker to succeed Mr. Sawyer at \$60 per month beginning July 1.

The Otis Fensom people were given the contract of changing the foot lift into a passenger elevator at \$2350.

The old reference rooms on Church-street will be placed in a real estate agent's hands for renting.

### A NEW NEWS SERVICE

Western Papers to Take Ten Thousand Words From East Daily.

OTTAWA, June 10.—The conference which has been in progress for the past few days between the representatives of the newspapers and the telegraph companies in an endeavor to reach a basis of compromise upon the disputed question of press rates, came to a close this afternoon.

An agreement has been reached for a full interchange of news from one end of the Dominion to the other, the western papers to take ten thousand words a day and to send an average of a thousand to the east.

A New Publication.  
Latest recruit in the ranks of city journalism is The Perth-Hawell Weekly News, covering every important department of municipal life and work. It is an entirely original publication and its nine intelligent editors have been selected with more regard to their natural tastes than their usual avocations. The World wishes its youthful contemporary all prosperity and length of weeks.

## AT OSGOOD HALL

### ANNOUNCEMENTS.

Peremptory list for divisional court for Monday, 13th inst., at 11 a.m.:  
1. Michaelson v. Muller.  
2. Jackson v. Hughes.  
3. Shuler v. McIntosh.  
4. Ward v. Eastbury.  
5. Davidson v. St. Anthony.  
6. McCabe v. National.

Non-Jury Assizes.  
Peremptory list for non-jury assize court Monday, June 13, at city hall at 11 a.m.:  
283. Clarkson v. Hutchinson.  
287. Campbell v. Campbell.  
251. Pierce v. Waldman.  
275. Standard Chemical v. Whitmore.

Master's Chambers.  
Before Cartwright, K.C., Master.  
Re I.O.F. Motion by the society for leave to pay money into court. Order made allowing payment in of the \$500, less costs, fixed at \$15. Copy of order to be served on solicitors for claimants.

Beatty v. Capital Investment Co.—G. K. C. for plaintiff, contra. Motion by defendants for particulars of paragraphs one and two of statement of claim made for two weeks. Order made for particulars of paragraphs one and two in two days. Costs in cause. Defendants to have a week thereafter to plead.

Poy v. Sudbury Brewing and Malting Co.—H. Harmer for defendant. W. R. Smyth, K.C., for plaintiff. Motion by defendant to change venue. Enlarged for two weeks.

Goldstein v. Harris—A. N. Morine for plaintiff. Motion by plaintiff for leave to amend endorsement on writ before service. Order made.

Rabkin v. Hubbard—G. H. Galbraith for defendant. J. A. McEvoy for plaintiff. Motion by defendant for an order of Nisi pendens to county court of York. Motion dismissed. Costs in cause.

Campbell v. Campbell—L. F. Heyd, K.C., for plaintiff. D. Henderson for defendant. Motion by plaintiff to postpone trial and for a commission if desired. Order made for postponement until first week in September. Order for commission to go as asked. Enlarged for two weeks.

Greeshaw v. Wesley—G. H. Krenier, K.C., for defendants. W. A. Carson for plaintiff, contra. Motion by defendants to strike out sixth paragraph of statement of claim and for security for costs. Reserved.

Helpert v. G. T. Ry. Co.—Finberg (Heyd & H.) for plaintiff. Motion by plaintiff for leave to amend writ of summons by adding certain defendants. Order made. Copy of order to be served with statement of claim on G. T. Ry. Co.

Northern Crown Bank v. Jenkins—F. Arnold, K.C., for plaintiffs. Motion by plaintiffs for an order for replevin of goods and chattels valued at \$251. Order made.

Wooster v. Canada Brass Foundry Co.—Gallagher for plaintiff. Motion by plaintiff for an order dismissing action, without costs. Order made.

Judge's Chambers.  
Before Middleton, J.  
Re Harris Maxwell Larder Lake—F. E. Hodgson, K.C., for petitioner. W. J. McWhinney, K.C., for respondent. Motion by petitioner for winding up order. Enlarged for one week.

Re Hooley—F. W. Harcourt, K.C., for infants. Motion on behalf of infants to be allowed to pay \$1000 moneys into court. Order made.

Re Irving—F. W. Harcourt, K.C., for infant. Motion to authorize sale at \$1168, and to capitalize life estate. Order made.

Re Pasmore—F. W. Harcourt, K.C., for infants. Motion on behalf of survivors to distribute share of a deceased infant. Order made.

Re Smith—Kerr v. Smith—F. W. Harcourt, K.C., for surrogate guardian. A motion by surrogate guardian for allowance for maintenance. Order made allowing \$150 per annum.

Giesovitch v. Fouquier—C. J. Holman, K.C., for plaintiff. F. W. Harcourt, K.C., for infants. Motion to dispense with setting out age of infants in judgment as required by rules of court.

Re Blair—F. W. Harcourt, K.C., for infants. Motion on behalf of three infants for an order for maintenance. Order made for \$200 a year for five years.

Re McMillan—F. W. Harcourt, K.C., for applicant. Motion for an allowance for maintenance. Stands to declare lunacy.

Campbell v. Elms—S. Denison, for plaintiff. R. U. McPherson, for defendant. Motion by plaintiff to commit defendant to jail for contempt. Reserved.

Re McBeath—H. Guthrie, K.C., for mother. F. W. Harcourt, K.C., for infants. Motion for an order allowing maintenance for infants. Order allowing \$4 per week for the two oldest and \$2.50 for youngest.

Before Middleton, J.  
Sir Aemilius Irving, K.C., treasurer of the Law Society for Upper Canada, presented to the court the following gentlemen who have been called to the bar by convocation, and who were sworn in and enrolled as barristers-at-law: Charles Forsyth Ritchie (silver medal and honors), Richmond Wylie Hart (silver medal and honors), Lewis Percy Sherwood, Sem Wistler Field, Oscar Sherman King, Norman Roy Robertson, Thomas W. Lawson. The first four gentlemen were also sworn in and enrolled as solicitors of the supreme court of judicature.

Trial.  
Before Riddell, J.  
Johnson v. Birkett—W. C. McKay, for plaintiff. J. C. Sherry, for defendant. Action brought by Mrs. Jennie Johnson of Toronto in September, 1908, against Dr. F. W. Birkett of Ottawa, claiming the return of \$500, alleged to have been paid by her to the defendant in 1906. Mrs. Johnson died in December, 1909, and Reaman her executor continued the action. Part of the evidence offered was that taken on examination of plaintiff for discovery before her decease. One question is whether under the circumstances the plaintiff can be allowed to make use of the examination for discovery of the original plaintiff's testator. For reasons stated I decide he cannot do so. On the other evidence adduced there will be judgment for the plaintiff for \$500 and interest at 5 per cent. from the day of the receipt of the cheque of Mrs. Johnson by the defendant, which appears to be the 24th August, 1906.

Read the following extract from Edmonton "Town Topics," May 27th, 1910:

# EDSON

That Edson must develop into a town of considerable importance, is the decision that anyone must come to who has studied the matter of locality and natural resources of the country contiguous thereto.

Here it is to be located the first divisional point of the Grand Trunk Pacific Railway System west of the City of Edmonton. This in itself means much to any town, as with roundhouses, shops, yards and every other contingency appertaining to a divisional point of a great transcontinental railway system, considerable population necessarily follows.

As already mapped out, branch lines of railway will reach out from Edson to the Brazeau coalfields, and other mineral districts. The enormous deposits of some of the finest coal ever discovered are being opened up in this field, the owners of which are putting several millions of dollars into the development thereby. Edson, is moreover, the natural junction for a much-needed line of railway into the Peace River and Grande Prairie country, wherein there lie hundreds of thousands of acres of the finest agricultural land obtainable in the Dominion of Canada, the possibilities of which it would be difficult to estimate.

That the mountains of the Yellowhead district contain immense mineral wealth is past conjecture, large deposits of graphite, mica and other valuable minerals having already been discovered which, as soon as the transportation facilities of the Grand Trunk Pacific Railway are consummated, will be immediately developed.

Edson is also contiguous to vast timber resources of Western Alberta, and presents the finest location upon any transcontinental railway line in Canada for the

opening up of the wood pulp manufacturing enterprise, wherein lies one of the greatest wealth-producing enterprises which Canada possesses, one which is capable of giving employment to thousands of men.

Anyone who will take a map of Western Canada showing the route to be traversed by the great transcontinental railway lines now in course of construction cannot come to any other conclusion than that the location of the divisional point of Edson opens up possibilities that are unique, and that the townsite of Edson offers to investors to-day one of the grandest opportunities for investment that any town or city in Canada has ever possessed. Where there are timber, coal and other mineral resources in abundance, as exist in the country contiguous to the district referred to, with unsurpassed railway facilities, a factory site must of natural consequence arise, and this is always a source of the foundation of wealth.

Take any of the divisional points of the Canadian Pacific transcontinental system and you have an illustration of what may be expected in growth of the divisional points of such an important transcontinental system as the Grand Trunk Pacific, and in Edson in particular you have such a combination of natural resources awaiting development as we venture to say no other divisional point on the whole system possesses.

To-day the trains of the G. T. P. running west as far as Wolf Creek are crowded with people going into Edson, and the country around it, who evidently realize that no other location between Edmonton and the coast offers greater opportunities for commercial or other investment than does Edson to-day.

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Order made dispensing with proofs as age as asked.

Re Meyers—G. F. Macdonell, for Insurance Co. T. A. Buchner (London) for adults. F. W. Harcourt, K.C., for infants. Motion on behalf of Insurance Company to be allowed to pay insurance monies into court. Order made for payment to guardian.

Re Colville-Bit and Tool Co.—W. H. Irving, for petitioner. C. J. Holman, K.C., for the company. Motion by a creditor for a winding up order. Enlarged until 14th inst.

Re Dick—H. J. Maclean, for beneficiary. Motion by beneficiary for payment of moneys out of court. Enlarged sine die.

Re Laurie Silver Mines—C. H. Porter, for plaintiff. G. Grant, for a creditor. Motion for winding up order. Enlarged for two weeks peremptorily.

Re Brown—W. H. Irving, for surviving executor. Motion by surviving executor for leave to pay money to which there are two claimants, into court. Order that official guardian and adults be notified and that an order be obtained for representation of class.

Dracoll v. Ottawa Electric Railway Company—F. W. Harcourt, K.C., for plaintiff. Motion on behalf of infant for an order for payment of moneys out of court. Order made.

Re Dietrich and Chosen Friends—L. Lee (Hamilton) for the society. F. W. Harcourt, K.C., for infant. Motion by the society for ratification by court of the settlement between the parties. Reserved.

Re Blair—F. W. Harcourt, K.C., for infants. Motion on behalf of three infants for an order for maintenance. Order made for \$200 a year for five years.

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amounting in all to \$594.96. The plaintiff is also entitled to costs, and as the action was begun before the act of 1910, the costs should not be affected by the passing of that act.

Divisional Court.  
Before Clute, J., Sutherland, J., Middleton, J.  
Goodall v. Clarke—R. S. Cassels, for plaintiff. F. E. Hodgins, K.C., for defendant. An appeal by plaintiff from the order of Middleton, J.C., of 11th May, 1910. An action by plaintiff, a grain merchant of Toronto, against defendant, a solicitor of the court at Toronto, to have it declared that under agreement of the 14th December, 1908, between the parties the plaintiff is entitled to receive from defendant 20,000 non-assessable shares of stock of the Lawson Mine, Limited, or a 250th interest in the Lawson Mine as the absolute purchaser and owner thereof, and that the plaintiff is entitled to receive \$5000 out of court and accrued interest. At the trial judgment was given for plaintiff declaring that the contract was valid and subsisting contract and referring to G. Kappel, K.C., official referee, to enquire and report the damages to which plaintiff is entitled. The defendant appealed from the referee's report and the order complained of, and held that the O.R. had assessed damages too liberally and reduced the amount found by referee to \$25 per share. Plaintiff's appeal from that order argued and judgment reserved.

Dolsen v. C.P.Ry. Co.—J. F. Holman, K.C., for plaintiff. An appeal by defendant from the judgment of the chancellor of 19th April, 1910. The action was to recover \$25 damages for the killing of three horses of plaintiff.

Pan-Presbyterian Council.  
DUBLIN, June 10.—Presbyterians from all over the world have arrived in Dublin to attend the Pan-Presbyterian Council, the sessions of which were formally opened to-day and will continue through the greater part of the coming week. The council is not a legislative body.

SUDDEN DEATH FOR TWO FARMERS.  
PICTON, June 10.—Wm. H. Loese, aged 57, of Green Point, farmer, left his house to go to his barn. Not returning, his brother went to the barn to find him dead on the floor. While pulling down an old building on his farm near Wellington, John Lowder, aged 57, was killed.

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