

KENT BROS.,

Watch Manufacturers,

JEWELLERS & OPTICIANS,

INDIAN CLOCK,

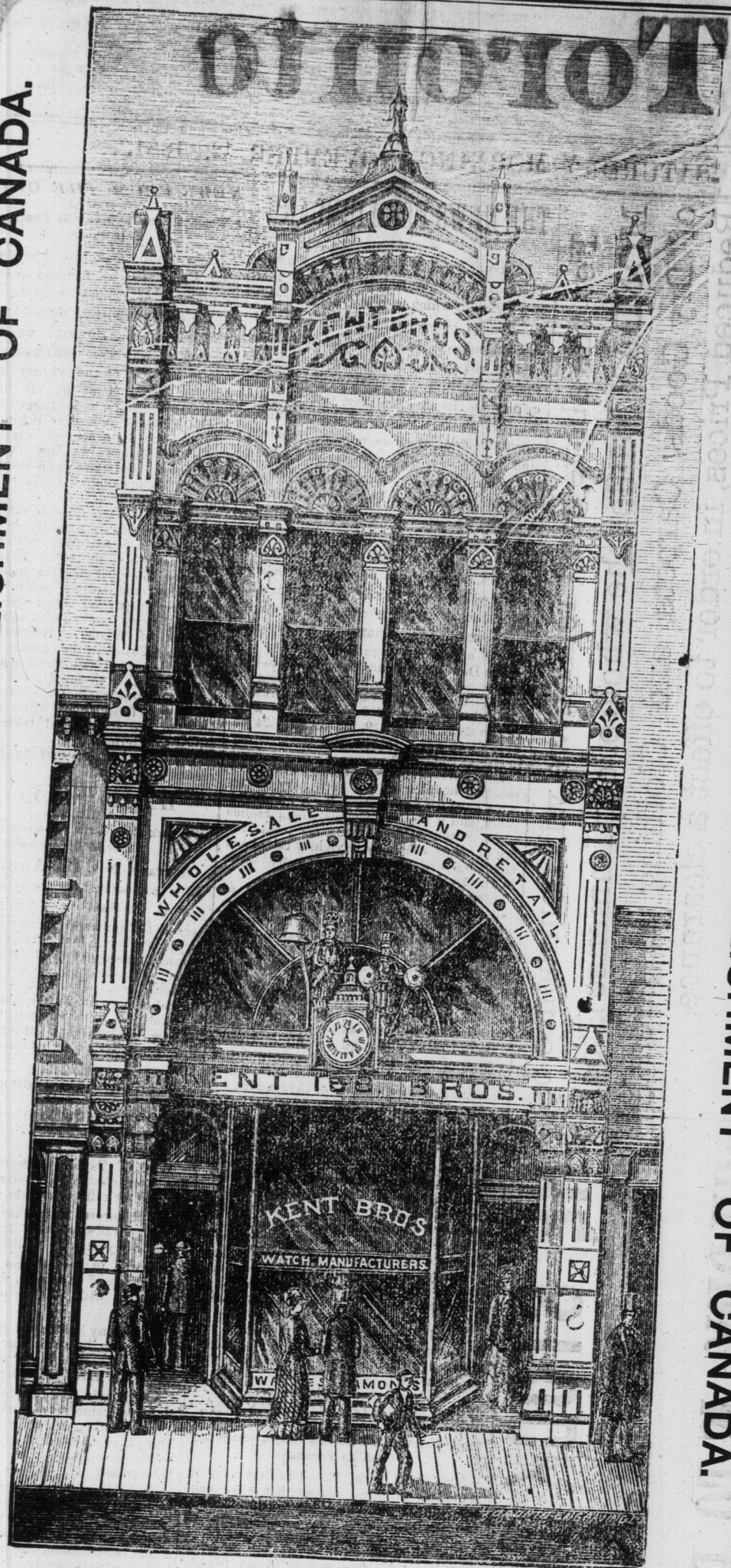
168 Yonge Street,

TORONTO.

Awarded the Only Silver Medals as Manufacturers, at the last Toronto Industrial Exhibition, 1881.

IMPORTERS OF
WATCHES,
DIAMONDS
FINE GOLD & PLATED
JEWELLERY,
FINE SILVER JEWELLERY,
GOLD PENS & PENCILS,
SILVERWARE,
MUSICAL BOXES,
FRENCH & AMERICAN CLOCKS,
CUTLERY,
SPECTACLES,
OPERA GLASSES,
WATCHMAKERS' TOOLS,
MATERIALS, &C., &C.,
WHOLESALE AND RETAIL.

THE PALACE JEWELLERY ESTABLISHMENT OF CANADA.



THE PALACE JEWELLERY ESTABLISHMENT OF CANADA.

WATCHES A SPECIALTY!

The Largest Assortment in the Dominion at Prices that will Defy Competition.

LADIES' SOLID GOLD WATCHES.
\$10, \$15, \$20, \$25, \$30, \$35, \$40, \$45, \$50 to \$100.

GENTS' SOLID GOLD WATCHES.
\$25, \$30, \$40, \$50, \$60, \$75, \$90, \$100 to \$350.

LADIES' SOLID SILVER WATCHES—Heavy Cases.
\$8, \$10, \$12, \$15.

GENTS' SOLID SILVER WATCHES.
\$8, \$10, \$12, \$15, \$18, \$20, \$25, \$30, \$35 to \$50.

Novelties in Gold Watches suitable for Presentation or Birthday Gifts, such as Demi-Hunting Stem-winders, Richly-engraved and Enamelled Stem-winders, Centre Seconds, Fly Backs, Fifth Seconds, Independent Split Seconds, Quarter and Minute Repeaters, Etc., Etc.

A BONA FIDE GUARANTEE
Accompanies Each Watch Sold.

KENT BROS.,

Watch Manufacturers,

JEWELLERS AND OPTICIANS,
Designers and Makers of the well-known Indian Clock.

168 YONGE STREET TORONTO.

THE RESURRECTION OF THE BODY.

J. L. F. on Dr. Wild—Is the Doctor Posted on Swedenborg?—The Physical and the Spiritual Body.

To the World: Dr. Wild's answers to correspondents are always oracular. They are especially so on Sunday evening, Oct. 30th. He tells us that "Swedenborg ought to have signed himself 'Swedenborgian.'" How does he know? Will Dr. Wild inform us where he gathered the news that Swedenborg teaches "men are born with their spiritual bodies outside their other material bodies"? If "Freethinker" told him this and Dr. Wild believed it, then neither he nor Dr. Wild have ever read Swedenborg's works. Swedenborg teaches that the outward body is the reason d'être of the physical body. The spiritual body is within—not outside the physical structure is built up by precisely as the glove one wears is moved and moulded by the hand it covers, so the glory of matter which covers the spiritual hand or foot, or head, is moved and moulded by these. There is this difference in the analogy, however, that each hand does not make its own kid glove, while each spiritual hand does draw around it and form into shape the glove of matter which it wears. The first conscious existence of stage of existence is consciously "spiritual." What Dr. Wild calls "death" is, therefore, to the Swedenborgian "resurrection," i.e., birth into the spiritual world with its surroundings—a world of which we are not now conscious merely because the covering of matter which we wear is fitted only for conscious intercourse with this world, and is utterly incapable of those phenomena so much dilated upon by "spiritualists."

Suppose a man were born with thick gloves on which were only removed when he attained his majority, what a new world of sensation would be open to him in handling freely even the material objects that he touches. How much more intense must that be when the veil of matter is withdrawn from all our faculties? This is not "death," but "life"—that "more life and fuller" for which Tennyson says men sigh.

But Dr. Wild asserts his belief in the resurrection of the material body. Now, if the question arises, which of these are they to get? a scientific fact—which minerals, fluids and gases, of which our physical bodies are composed, are so rapidly absorbed and so rapidly pass off into other forms, that not one particle of the body I now wear will be in the body I will have in three years and a half from to-day, should I have any physical body at all at that time. If a man lives seventy years he will have used up twenty complete bodies. Which of these is he to have at the resurrection? Or is he to have them all, and become a veritable giant, clogged with matter? If we take the average age of each generation at thirty-one years, then each individual of each generation must have had nine bodies. If even one of these is to be raised is there matter enough in all this matter-world to supply material bodies,

such as men now have, for one-tenth or even one-hundredth part of the myriads of spiritual beings who have once worn a covering of clay upon its surface? Is it not wiser and more rational to conclude that, forever? I devoutly acknowledge that God is infinite wisdom as well as infinite love; and his plans the more they are understood, will be found never to necessitate any belief in what is irrational or absurd. "His tender mercies are over all his works." His providence never neglects to provide for all his creatures suitable forms and surroundings in and by which to manifest the life he bestows. Had we to wait as formless, bodiless essences before we could resume form and active order of our creation. Further, it is impossible for the human mind to conceive of a substance without form. Substance which has no form is simply "nothing." To reduce to that at death is to annihilate us, mortality to assert that all belief in immortality is destructive of all belief in immortality. Dr. Wild has only to try to die what "himself, or to an audience a 'something' which has, or is, substance without Swedenborg's works might prove useful to him. If he objects to that he will find the same truths on this subject, distinctly taught in the 15th chap. of 1st Corinthians, body there is also a spiritual." He labors every order and degree of creation a body inherent life—"to each seed a body of its own."

—DEAR GEORGE,—Excuse delay in answer to yours of the 3rd inst. I would advise you to order your shirts at Grant's, 283 Queen Street West. You are sure to get a perfect fit. His shirts, reinforced from the front at \$9 per half-dozen, are the best in the market. Faithfully yours, FRANK.

—A man of punctuality, energy and science, Mr. Charles Clarke, surgical mechanician, of Toronto, left Montreal on the expiration of his professional visit on the evening of the 27th, attended to this day on the 28th in Port Hope, arrived here at 9 a.m. (the last Saturday in each month being the day he is here at the American hotel). He leaves at 5 p.m. to-day for Washington, D.C., where he may be found at the U. S. Patent Office on Monday morning to secure a most valuable invention in the shape of a trans for the cure of rupture. Mr. Clarke will be home from Nov. 30 to the 12th, on which day he will start on his western trip.—Hamilton Times, Oct. 29.

—The latest style of overcoating for the fall season is the "fancy napped tweed." A large variety of the above can be seen at J. M. Maloney & Son's, merchant tailors, 89 Bay Street. They have also on hand a complete new stock of colored worsteds, west of England trousseings, &c.

—Deserving of praise.—Too much cannot be said in favor of that unsurpassed remedy for coughs, colds, asthma, croup, sore throat, and all lung complaints, if you suffer from neglected colds, try Hagar's Pectoral Balsam. The cost is trifling, only 25 cents.

BOOTS AND SHOES
WM. CHARLES,
CUSTOM BOOT AND SHOE MAKER,
 113 CHURCH STREET,
 LATE
 19 Adelaide Street East.

CLARKE'S,
 201 Queen Street West 201
BOOTS AND SHOES!
 Suitable for the Fall Trade, at very reasonable prices
 All goods marked in plain figures.
 Fine Boots made to order. A Superior Fit Guaranteed.
 Clarke's, 201 Queen St. West, 201

R. DOUGLASS,
 405 YONGE STREET.
 Spring and Summer Boots and Shoes. Full Lines Ladies' and Misses' Kid and Prunella Boots and Slippers.

GENTS' FRENCH CALF HAND-MADE.
 Ladies' and Gents' Boots and Shoes made to measure and a good fit guaranteed.

THE PRESS.
 TO ADVERTISERS,
 CITY MERCHANTS,
 AND OTHERS OF ADVERTISING IN WESTERN ONTARIO WOULD DO WELL TO PATRONIZE THE
KINGARDINE STANDARD,
 THE LEADING LOCAL JOURNAL OF BRUCE,
 Circulates extensively in counties of Huron and Bruce. Address
 A. S. MORTIMER,
 Standard, Kingardine.

PHOTOGRAPHING & FINE ART
DIXON,
 Photographer to the Royal Family, but he takes great pleasure in showing the citizens of Toronto work made with the wonderful new process that will compete with the most successful in the present time. He went to New York and learnt the latest developments and all little points in but one second, and for quality of work see for yourself. Gallery, KING and YONGE, entrance King Street West. 246

COOK & BUNKER,
PRACTICAL
CARVERS, GILDERS,
 —AND—
Picture Framers
 36 King Street West. 135

F. W. MACKLETHWAITE,
PHOTOGRAPHER,
 Corner King & Jarvis Streets,
 Is now making photographs with the NEW RAPID DRY PLATE PROCESS.
 Time of Sitting only One Second.
 PRICES UNCHANGED.

J. B. COOK,
THE PHOTOGRAPHER,
 Albert Hall,
 191 and 193 YONGE STREET
 Has all the latest kind of scenes. Rustic, Conservatory, Boating, and Swimming Pictures all the rage.
 Cabinets, \$3 per Dozen.
 Cards, \$5 " " "
 \$1 per Dozen up
 AMBROTYPES, Six for Fifty Cents. 246

FANCY GOODS.
SPECTACLES
AND GLASSES
C. POTTER, Optician,
 31 KING STREET EAST, TORONTO.
 Makes a specialty of giving an easy fit, so that they will not tire the eye. 30 years' experience.

BOOK AND JOB PRINTING.
WOOD ENGRAVING!
 To meet the wants of our patrons we have added a Wood Engraving Department to our
JOB ROOMS.
 In this department, as in every other connected with
THE MAIL,
 the work will be of the best class,
 Railway Show Cards,
 Mechanical Illustrations,
 Buildings, Etc., Etc.,
 EXECUTED PROMPTLY.
 Estimates and Drawings furnished.
 Telephone connections.

J. G. Woodland & Co.,
PRINTERS,
 11 and 13 KING ST. WEST.

LOVELL BROTHERS,
BOOK AND JOB
Steam Printers & Publishers.
 Fine work of Every Description a Specialty.
 Attention given to Book Work. Estimates given on application.
 39 AND 41 MELINDA STREET TORONTO.

MERCHANTS!
YOU CAN HAVE
 Bill Heads, Circulars, Cards,
 Etc., Printed Cheap and neat at
G. C. PATTERSON & CO.'S,
 No 4 Adelaide Street West.

EL PADRE.
 —No article ever attained such unbounded popularity in so short a time as Burdock Blood Bitters, and that too during the existence of countless numbers of widely advertised bitters and blood purifiers. It is at once, and leaves no desirable effect unattained.



ELECTRO BELTS, ETC.
ESTABLISHED 1874.
Norman's Celebrated Electro-Curative Appliances
RELIEVE AND CURE
 Spinal Complaints, General and Nervous Debility, Rheumatism, Gout, Nervousness, Liver, Kidney, Lung, Throat, and Chest Complaints, Neuralgia, Bronchitis, Incipient Paralysis, Asthma, Sciatica, Sprains, Consumption, Sleeplessness, Colds, Indigestion.
 Ask for Norman's Electric Belts, and you will be safe against imposition, for they will do their work well, and are cheap at any price.
TESTIMONIALS:
 L. NORMAN, Esq., WATERLOO, N.B.
 Dear Sir—Please send me a waist belt. Enclosed find price. Head band got for my wife last August cured her of neuralgia.
 C. L. TILLEY, DARTMOUTH, N.S.
 Dear Sir—I am pleased with the belt I got from you, and wish you would send circulars to the following addresses.
 Yours truly,
 L. E. BROWN, N.S.
 Dear Sir—The belt I got from you last September did me lots of good. I was not able to work then, but I am now. Please send me another and a pair of knee-caps, and two pairs of suspenders. Enclosed amount \$10.00. Yours truly,
 JAS. PEARSON.
 Numbers of such testimonials can be seen at J. G. PATTERSON'S, 4 QUEEN STREET EAST, TORONTO. Verify the attention of all sufferers.—Circulars free—no charge for consultation.
BATHS.
 I have entirely rid myself of catarrhs with uric acid and other baths, which are now the best in the city. Electric, sulphur, and vapor baths, and hot and cold baths always ready. Ladies and gentlemen suffering.—Come and try them.
A. NORMAN, 4 Queen Street East, Toronto.
 N.B.—Trusses for Europe, best in America, and Electric Batteries always on hand at reasonable prices.

FINE ARTS—
H. J. MATTHEWS & BRO.,
 93 Yonge Street,
 Gilders, Importers Steel Engravings and other Fine Art Goods.

PICTURES, ETC., FRAMED TO ORDER.
PLUMBING AND GASFITTING
J. N. O'NEIL,
 PLUMBER, STEAM AND GAS FITTER,
 109 CHURCH STREET.
 All Orders Personally and Promptly Attended to.

SHIRTS.
THE PARAGON SHIRT
 First Prize.
HAVE NO OTHER
 ADER LANE, Toronto.

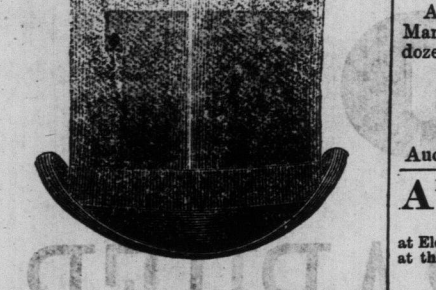
THE FEMALE EXODUS.

Mr. Patten proposed the scheme for the removal of the surplus women of Ontario to Manitoba. A circular has been issued by Mr. Patten of the Woodstock Sentinel-Review in connection with the project for the emigration of the surplus female population of Ontario to Manitoba.

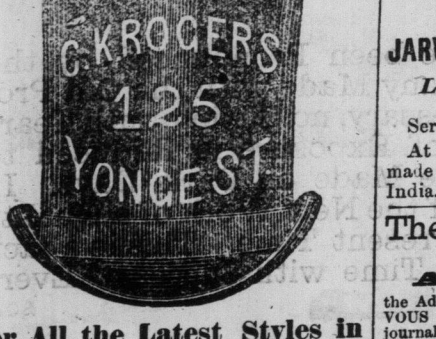
POLICE PARAGRAPHS.

A young girl named Mammie Griffith yesterday pleaded guilty to stealing clothing from her mother, and was sent to the reformatory for six months. Frank Henry, charged with being concerned in the burglary of Mr. Shaw's store, was again remanded on yesterday in order that he might produce evidence of character.

HATS AND CAPS.



LOOK! AT TONKIN BROS. FURS BEFORE BUYING. 110 YONGE STREET, and 51 KING ST. WEST, TORONTO.



For All the Latest Styles in ENGLISH AND AMERICAN Stiff and Soft Felt Hats. C. K. ROGERS, 125 Yonge street.

AMUSEMENTS.

ROYAL OPERA HOUSE. JAR. FRANKLIN, Proprietor. J. C. CONNER, Manager. Last two performances of OLIVER DOUD BYRON. Matinee at 2. ACROSS THE CONTINENT. Evening at 8. 10,000 MILES AWAY.

GRAND OPERA HOUSE. O. B. SHEPPARD, MANAGER. GRAND MATINEE TO-DAY AT 2 P.M. The Inimitable Comedian, WILLIAM HORACE LINGARD, IN STOLEN KISSES. Admission 25c and 50c. Positively last appearance to-night.

THE LION AND THE MOUSE. FIRST TIME IN TORONTO. Monday, Tuesday and Wednesday, Read. Remainder of week Mr. Clarke in "Comte Foch." ONTARIO SCHOOL OF ART, 14 KING ST. WEST. Students can now enter for remainder of term (six weeks)—three two-hour lessons per week at HALF FEE.

AUCTION SALES. Chas. M. Henderson & Co. 185 YONGE-ST., NORTH OF QUEEN.

REMEMBER THE Important and Unreserved Auction Sale Of the Entire Stock of Confectionery 150 Show Glasses, Household Furniture, Valuable Pianos, Drawing-room Suits, Elegant Sideboard, Singing Cabinet, Stoves, Carpets, Valuable Horse, Top Buggy, Harness, Spring Wagon, with a host of other effects, on Tuesday, 15th Nov., 1881, At the Store, NO. 447 YONGE STREET, Opposite the Avenue.

Under instructions from MR. CHARLES CHARD, who is leaving for California, 50 Horses, Buggies, etc., will be sold at 2 o'clock. Sale precisely at 11 o'clock. CHAS. M. HENDERSON, AUCTIONEER.

BY THOS. WALLS & SONS, JAMES SCOTT, Auctioneer. COMMISSION WAREHOUSES.

NEXT TRADE SALE OF FALL AND WINTER DRY GOODS, FLANNELS, WINCIES, TWEEDS, Ready-made Clothing and BOOTS AND SHOES.

At this Sale we will sell a Canadian Manufacturer's Stock of over One Thousand dozens Woolen Hosiery. THOS. WALLS & SONS, Auctioneers & General Commission Merchants. A DOWNED SALE OF ALGOMA LANDS will take place at the Court House on Tuesday, the 15th November, at Eleven o'clock. Lots and particulars may be had at the Sheriff's office. FRED. W. JARVIS, Sheriff, County of York.

MEETINGS.

SPIRITUAL MANIFESTATIONS! Parlor Seances held at 104 RICHMOND STREET WEST every Monday, Wednesday and Friday evenings at 8 p.m. Admission, 50 Cents. Arrangements can be made for Private Seances. 361

CHURCH SERVICES.

REV. JOHN McLAUREN, Missionary to the Telugus, India, Will (D.V.) preach in the JARVIS STREET BAPTIST CHURCH Lord's Day, the 13th inst. Service at 11 a.m. and 7 p.m. At each service special reference will be made to the different phases of his work in India.

The Secular Society!

To-morrow (Sunday) evening, at ALBERT HALL, the Address of the Evening will be entitled "REVOLUTION FORCE AND MODERN LIFE," by a city journalist. Readings and music. The public are invited. Bond St. Congregational Church.

REV. DR. WELD, Preacher, Sunday, November 13th. The Evening subject: "TWO PILLARS." EL PADRE.

Warranted for FIVE YEARS. Please say what paper you saw this advertisement in.

1881 1881

Oysters, Fish, GAME, Canned Goods!

Direct Importer of Mediterranean & West Indian

Fruits!

FANCY GROCERIES, All Table Luxuries!

All Game in Season! Canvas Backs, Black Ducks, Red Head, Quail, Plover, Partridge, Prairie Chicks.

ALL SEA FISH, Cod, Haddock, Halibut, Lobsters, Crabs.

Our OYSTERS are packed in Baltimore under personal supervision of our MR. WM. TAYLOR.

Quality and fill are guaranteed at least equal to, if not better, than anything offered in the market.

In Smoked Fish of all kinds, Finnan Haddies, Bloaters, Mackerel, Smoked Salmon, etc., etc.

I handle only the production of the best smokers, and guarantee satisfaction. LOW PRICES.

My experience in this business of over TWENTY YEARS is a Guarantee that all Goods sold are A No. 1.

WM. TAYLOR, 94 YONGE STREET.

FRANK RUTLEDGE, Manager

OUR MANTLE-CLOTH DEPARTMENT!

Is replete with Choice Lines in the Fashionable Shades, and comprises several Job Lots at CLEARING PRICES. THROUGHOUT NOVEMBER WE CAN OFFER FULL LINES IN BERLIN WOOLS—all shades, and SCOTCH FINGERING YARNS. WOOL SQUARES and HALF SQUARES, WOOL CUFFS and MITTS, &c. SPANISH LACES in Black and Cream. SPANISH LAPPET LACES in Black and Cream. BLACK SPANISH LACE SCARFS. CREAM SPANISH LACE SCARFS. BLACK CHANTILLY LACES. BLACK SILK GUIPURE LACES. BLACK SPANISH NET—28 inch.

THE LACE WAREHOUSE, WHITE & COMPANY, 18 & 20 Colborne Street, TORONTO.

MEDICAL. GLENN MINERAL WATER!

Waukesha, Wis.

NATURE'S REMEDY! All Diseases that Afflict the Kidney and Generative Organs.

It has only to be tested in the above diseases to insure it a higher place as a remedial agent than that now occupied by any of the justly celebrated mineral waters of the world.

A fresh supply just received from the spring at John C. Lander's, CHEMIST AND DRUGGIST, General Agt. for Canada, 78 YONGE ST., TORONTO.

SEWING MACHINE. IT STANDS AT THE HEAD!

The Light Running "DOMESTIC." JAS. H. SAMO, 189 YONGE STREET.

STEAM DYEING. J. EYRES & SONS, From Fuller & Sons, Perth, Scotland DYERS TO THE QUEEN. STEAM DYE WORKS, 203 YONGE STREET, TORONTO, ONT. Branch: Linger Lane, off King Street East. Silk and Woollen Dyers, Scurers, &c. Gentle clothing, kid gloves and feathers a specialty. Silks, velvets, damasks, repes, shawls, table covers and waterproofs, hosiery, &c. made to order. Toronto exhibition, 1879, awarded first extra prize for dyeing silks, etc. 1880, diploma—highest award possible.

ESTABLISHED 1869. Ontario Steam Dye Works, 203 YONGE STREET, TORONTO, ONT. THOMAS SQUIRE, Prop. The only Toronto establishment equipped with PRACTICAL MEN to dress Gentlemen's Clothes.



Agent for the Light Running DOMESTIC and Repairer of all kinds of Sewing Machines. Paris for sale. A. W. BRAIN, Agent, 7 Adelaide St. East, Toronto.

Warranted for FIVE YEARS. Please say what paper you saw this advertisement in.

RETAIL CLOTHING. OAK HALL,

115, 117, 119 AND 121 KING STREET EAST, TORONTO.

OAK HALL'S prices are pronounced by all to be the LOWEST FOR CLOTHING. We show great value in OVERCOATS FOR MEN AND BOYS, All Styles.

See our Superior Stock of SUITS, the most fashionable styles. WE GUARANTEE A FIT. We are receiving orders from all parts of Canada for our goods. Our Show of Clothing is the Largest WE DEEM IT A PLEASURE TO SHOW OUR GOODS.

OAK HALL.

CORSETS. THE CROMPTON CORSET! EASY, GRACEFUL, DURABLE.

Beware of Imitations. See that Our Name is on Each Corset. CROMPTON CORSET CO., TORONTO.

FURNITURE. PARLOR UITS! DINING AND BEDROOM SUITS.

GIVE US A CALL BEFORE PURCHASING. JAS. H. SAMO, 189 YONGE STREET.

STEAM DYEING. J. EYRES & SONS, From Fuller & Sons, Perth, Scotland DYERS TO THE QUEEN.

STEAM DYE WORKS, 203 YONGE STREET, TORONTO, ONT. Branch: Linger Lane, off King Street East. Silk and Woollen Dyers, Scurers, &c. Gentle clothing, kid gloves and feathers a specialty. Silks, velvets, damasks, repes, shawls, table covers and waterproofs, hosiery, &c. made to order. Toronto exhibition, 1879, awarded first extra prize for dyeing silks, etc. 1880, diploma—highest award possible.

ARTIFICIAL LIMBS. ARTIFICIAL LEG AND ARM CO.

151 BAY ST., TORONTO. SPALL Legs made by me have the Improved Take-Up joints, and the Water can always tighten the Joints with a small Screw Driver thereby preventing the noise that has always been a great trouble to the Wearer of an Artificial Leg. Send for circular. 246

CARVING AND TURNING. CARL M. LARSEN, Carver & Turner

13 Adelaide St. East, MANUFACTURER OF Organ Stop Knobs and Beads, Springs, Woodens Balls, Button Molds and Handles of all descriptions, Enamelled and Plain. Novelties in wood, etc. of every description made to order.

TEAS AND COFFEES. CONSUMERS' Wholesale Tea Co., REMOVED TO 52 COLBORNE STREET.

Teas and Coffees wholesale to families. Fine India Teas a specialty. Coffee roasted on the premises and ground when sold.

CONSUMERS' WHOLESALE TEA CO., ANOTHER Scientific Discovery!

Crown Brand Compressed Tea. This Tea is subjected to great hydraulic pressure; the cells of the leaves are broken open, and thus it yields more readily its full virtue and fragrance on the addition of boiling water. One lb. is equal to 2 of ordinary tea. Just the thing for boating and camping parties.

EDW. LAWSON, Wholesale & Retail Agent for Toronto

No. 93 King Street East, Sign of the Queen. 135

EL PADRE, MERCHANT TAILORS

JAMES NOBLE, MERCHANT TAILOR, No. 100 Yonge Street.

NOTICE. If you want a First-class Fall Suit, at a reasonable price, go to G. & J. Fawcett's, 287 Yonge St., where you can get a first-class fit without the trouble of trying on.

Messrs. Kennedy & Co., TAILORS

91 KING STREET WEST, Have on hand a full assortment of FALL TWEED, Worsted, Serges, &c., and are turning out the finest work at the Lowest Prices in the City.

Remember the Address: KENNEDY & CO., 246 91 King St. West.

EL PADRE.

Vertical text on the left margin: JAMIESON TORONTO DRY. GRADE. Dilate the E, RS for fs, LIVES, essed, NTO. E, ARD! ore on Man edy's Light- ure, if the bottle are sick Head- othache in 5 minutes; tes; Rheu- days, Sold icine. Of- West, To-

POINTS ABOUT PLEADING.

PRINCIPLES OF THE SYSTEM UNDER THE JUDICATURE ACT.

Second Part of the Lecture on the New Pleading by Mr. Thomas Hodgins, Q.C.

The English decisions affecting the new system of pleading show that marginal rule 128 sets forth the leading principle of the act. It provides that "every pleading shall contain as concisely as may be, a statement of the material facts on which the party pleading relies."

THE COMMON INDEBITATUS COUNT for goods sold and delivered, was conceded to be the vaguest and most general form, and gave the defendant no specific information as to the nature or material facts of the claim made against him, thus "Money payable by the defendant to the plaintiff for goods sold and delivered by the plaintiff to the defendant."

As to the second point, the rule we are considering (128) expressly prohibits the pleading party setting forth in his statement the evidence by which he proposes to prove the facts on which he relies to be proved.

AVOIDING FURTHER PROCEEDINGS. On looking to the forms of pleadings I find that in the stamp of special endorsements in actions on promissory notes, &c., full particulars are given of the date and amount of the instrument and the parties thereto, and a portion where, as here, the claim is in respect of a share or notes.

REMEMBER TO A SPECIAL ENDORSEMENT was allowed; the learned judge holding that a specially endorsed writ, coupled with a statement of claim for all purposes, and "pleading" within the meaning of the act. (Ont. 1891).

As already noticed the rule prescribes that every pleading shall contain a concise statement in numbered paragraphs of the material facts relied upon by pleading party. The extent to which this rule has modified pleading may be illustrated by cases where a plaintiff claims damages in respect of personal injuries caused by the negligence of the defendant.

"In addition to the breach of duty and negligence aforesaid, or in the alternative, the plaintiff alleges that the defendants, in breach of their duty in that behalf, negligently, carelessly and improperly provided an unsafe and improper platform and station at Richmond station, that is to say, that the platform at the Richmond station was at so great a distance below the floor of the carriage in which the plaintiff was a passenger as to render it unsafe and dangerous for the plaintiff to get out of the carriage; and then the special injury was set out."

MATERIAL AND ESSENTIAL FACTS, and those as concisely as possible. Marginal rule 128 prescribes that "such statements shall be as brief as the value of the case will admit, and the court in adjusting the costs of the action shall require the assistance of any party into any unnecessary prolixity, and order the costs occasioned by such prolixity to be borne by the party chargeable with the same."

1. As to the first, the sentiments of Lord Justice Lindley in Watson v. Rodwell, 3 Ch. D. 380, may be quoted: "The facts must be to a certain extent stated, but there should be no rhetoric."

Prolixity and irrelevancy may consist in (1) unnecessary facts being stated at undue length, and (2) statements of unnecessary facts. An instructive case on this head is Davy v. Garrett, 7 Ch. D. 473. In giving judgment, Lord Justice James said, with reference to the statement of claim, that "a number of facts, many of which appeared to have no connection with the defendants, were stated at great length, and it was impossible for the defendants, without knowing the inferences to be drawn from such facts, to know what they were to do with them."

In Marsh v. Mayor of Pontefract, w. notes, 1876, p. 7, Mr. Baron Huddleston condemned the prolixity of the pleading in that case and said: "I would undertake to put this statement of claim which now occupies 24 folios into half the space, and would do so in four folios. The first principle of pleading under the Judicature act is to avoid prolixity."

As to the second point, the rule we are considering (128) expressly prohibits the pleading party setting forth in his statement the evidence by which he proposes to prove the facts on which he relies to be proved. This is illustrated by the case of Blake v. Allison, 13 Q. B. 289, 299, where an application to strike out certain paragraphs of the statement of claim, which set forth the bankruptcy of certain parties in business and other irrelevant matters, was made on various grounds, one of which was that they were merely evidence."

FACTS NOT EVIDENCE SHOULD BE STATED, and that if the defendant wished to have the evidence of his liability, he could do so by interposing a plea. This is the substance of the admissions of a party which are in effect evidence. Askew v. Nibb, Eastern railway company, W. Notes 1875, p. 218, and statements as to certain documents which are relied upon as also in effect evidence. Davy v. Garrett, 7 Ch. D. 473.

It is impossible at this early stage of our new system of pleading to lay down with exactness the principles which should guide the pleader under the Ontario Judicature act. But we have with the act the six years experience and practice of England to aid us in engrafting this great work of reform on the jurisprudence of Ontario. Practitioners and litigants in England have borne the labor and expense of the early stages of the new system of pleading and practice, and have furnished us with leading cases which render their introduction here simple and inexpensive.

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