

The Late B. B. Osler, K. C.

Contributed by Chas. E. Toye. Death has closed the brilliant career of the eminent lawyer, advocate and jurist, B. B. Osler, K. C. The intellectual attainments of that distinguished counsel, which accorded him such a forensic pre-eminence, were almost too abundant to enumerate. As a laborious and painstaking adviser, skilful to perceive the substance of the intricate issues involved in a lawsuit, careful to advise, and unremitting in his application to the most arduous details of a cause, he had very few rivals and probably no superiors. It is, however, as a counsel pleading before a jury, that he recorded his most signal triumphs. In that situation he knew no peer. I have observed him pause in the course of a cross-examination, pass around behind a jury box and explain some difficulty to an apparently obscure, yet intelligent and discerning jurymen. I also remember him on one occasion asking a witness a question, and on the witness answering that he had forgotten Mr. Osler replied, "Well think it over, I'll give you time—no hurry," whereupon the eminent counsel resumed his seat and waited for the reluctant witness to recall the required fact—a process that resulted in success.

The oratory of Mr. Osler bears no resemblance to that of any of the many orators to whom history has accorded enduring fame; and in no way was this more emphatically illustrated than by the addresses of the counsel in the varied trial of the Hyams brothers. The argument of Hon. Mr. Justice Lout (then Mr. Lout, Q. C.) was marked by its stateliness, its dignity, its exactness and its precision—travelling sometimes in proximity to the language bordered margin of rhetorical floridity, and at other times approaching the literary brilliancy of the ancient Cicero, or of the modern Edward Everett. The case for the Crown was presented by Mr. Osler in a very different manner. His sentences, short, pointed, and each laden with a truth, were shot like well aimed arrows, with awful and deadly precision at their vulnerable mark. Every syllable and every sentence went home to the minds of the twelve who held the lives and the liberties of the accused in their hands.

The following sentences chosen from this and others of his convincing and enlightening arraigments, are in some degree indicative of that unique and fascinating style which has thrilled a generation of Mr. Osler's countrymen.

There are men whose word on oath we'll take, while their notes are going to protest every day. If an accident couldn't have taken place, look for the motive and look for the murderer.

The same person who got the pistol was particular to get all the articles that went with the pistol. Was that the man at whose place they kept the horse? He says it was. Do you accept the responsibility of rejecting

his statement? Why should he come and tell what is not true? Men hesitate rather than volunteer evidence in a murder case.

Did not the stitches in the small tear look like those that would be made by a woman, while the large stitches were those you would expect boys to make in using a needle and thread.

Why did he on a winter's day come back with only a pair of overalls, when he had the tweed?

They were fleeing that night when no man pursued, yet, feeling that behind them was the horseman reaching for them—the horseman that is always pursuing the guilty.

You must do your duty to the community as well as to the prisoner. A lax administration of the law is one of the greatest evils a country can have.

A man who contemplates a crime always does it skilfully, to make sure; so always look for an appearance of innocence when the crime is one of skill. The dangerous criminal is the scheming criminal, who never, if possible lets his hand be seen. Circumstantial evidence is the only thing that brings the crime home to him. It was hard to say which was the most dangerous to the community, the man who had the brains to scheme, but not the courage to kill, or the man who had not the brains to scheme, but will take an axe at another's bidding and do the murder.

It is nonsense to say that a man running from danger would have more care of himself than for his watch. If there was any danger to the watch there was also danger to the man.

Greed tempts many a man to his death.

You may say "circumstantial evidence is not reliable. Men have been innocently convicted on circumstantial evidence." But, remember, all calculated crimes—all crimes that are not of the impulse of the moment—are brought home by circumstantial evidence alone. The man who plots a crime plots it with no one to see him. Is the arm of the law so short that only the man who openly commits a crime can be convicted? If the stake is lost you must find the spot with pointers.

Where you find memory keen on events that do not concern a man, and memory gone on events that do immediately concern him, what can you say of him?

Justice has to be administered to all sorts and conditions of men.

Honest men need never have any fear of detectives.

Was it natural that the prisoner should avoid the nearer houses and go to the more distant ones and tell the tale?

They say that the prisoner was never in the woods—never in the swamp on that fatal day. What do the mud on the boots and the turned up trousers mean?

Paying five per cent. a month was ruinous. Where was the money to

come from? Over the dead body of Willie Wells.

What compelled the woman to go into the box and realize that her brother was the dead victim of these men, and that she was the living?

These hastily selected quotations—necessarily brief but pointed—tend to confirm the recollective opinion of Professor Goldwin Smith that some of Mr. Osler's language unnumbered orations deserve to be accorded a place among the famous speeches that history is not only willing but likewise anxious to preserve. A laudable and enduring tribute to the memory of the illustrious and departed counsel would be to publish the remarkable addresses which he delivered during the progress of the great trials in which he has figured; and thus snatch them from that shadowy obscurity into which they must otherwise be consigned. For it is to be regretted that in the reports of those speeches which appear from time to time in the provincial journals, the originals were disfigured by unpardonable blunders and by inexperienced and consequently imperfect attempts at condensation, until they have passed almost entirely beyond recognition.

A. R. HASSARD, Barrister, Toronto, Ontario.

It Cures all Creeds.—Here are a few names of clergymen of different creeds who are firm believers in Dr. Agnew's Catarrhal Powder to "live up to the preaching" in all its claims. Bishop Sweatman, Rev. Dr. Langtry (Episcopalian); Rev. Dr. Withrow and Rev. Dr. Chambers (Methodist); and Dr. Newman, all of Toronto, Canada. Copies of their personal letters for the asking. 50 cts.—105 Sold by MacFarlane & Co.

Some time after Monday morning's train drew out of Meaford, a man's head was found near the railway track a little distance from the station. No further trace of the body could be discovered, and the ghastly find created a great sensation. As the news spread with lightning rapidity over the slumbering town, crowds of people gathered and a search was made for the body. At long intervals further down the track limbs and pieces of flesh and blood clotted clothing were picked up and when a box had been secured the remains were placed side by side, there to await the arrival of the coroner. The unfortunate victim was recognized by the head as a man named "Billy" McIntyre, who is said to have been about 76 years of age and very deaf. He had worked about the neighborhood, chiefly among the farmers, for years and was well known in the town. How he came to meet with such a horrible death will probably never be known, but it is surmised that he must have been walking on the track.—Post.

Dr. Arnold's Toxin Pills, the only medicine made that cures diseases by killing the germs that cause it, are sold by all druggists at 75c. a box, sample box 25c., or sent post paid on receipt of price by The Arnold Chemical Co., Limited, Canada Life Building, 42 King St. West, Toronto. Booklet sent free.

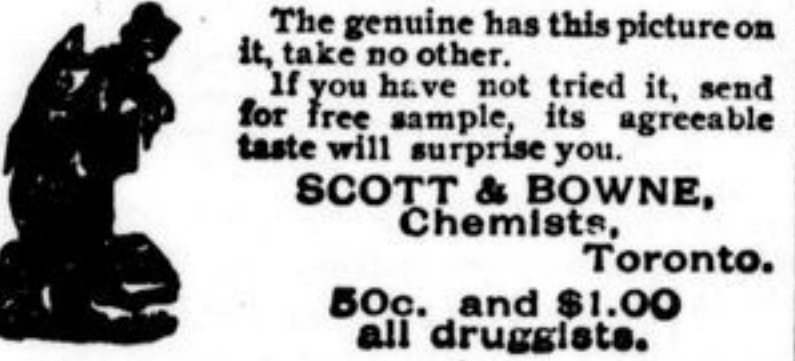
Pity and Beauty

The most beautiful thing in the world is the baby, all dimples and joy. The most pitiful thing is that same baby, thin and in pain. And the mother does not know that a little fat makes all the difference.

Dimples and joy have gone, and left hollows and fear; the fat, that was comfort and color and curve—all but pity and love—is gone.

The little one gets no fat from her food. There is something wrong; it is either her food or food-mill. She has had no fat for weeks; is living on what she had stored in that plump little body of hers; and that is gone. She is starving for fat; it is death, be quick!

Scott's Emulsion of Cod Liver Oil is the fat she can take; it will save her.



The genuine has this picture on it, take no other. If you have not tried it, send for free sample, its agreeable taste will surprise you. SCOTT & BOWNE, Chemists, Toronto. 50c. and \$1.00 all druggists.

Merchant Tailors Coming!

Lewis Bros., of Mt. Forest are preparing to open a merchant tailoring business in Durham on the first of March. Mr. A. E. Lewis, who will be manager, has had an excellent experience in high class tailoring in Toronto and other centres of fashion, and will be able to give the good dressers of the town and vicinity work that will please their most refined taste and requirements. The stock will be complete in style, quality and quantity. Please give this intimation your kind and favorable consideration.

LEWIS BROTHERS.

The Big Store J. A. HUNTER.



Do You Want Wall Paper?

House Cleaning is coming on, and with it comes Wall Papering. A few dollars spent in Wall paper. Keeps your home bright, healthy and clean. We have the largest stock in Durham, and invite an inspection. It's no trouble at all to show our goods. We consider it a pleasure if you will allow us to do so, no matter whether you buy or not. A nice neat paper at 5c roll, worth 7c. The newest shades in Ingram's with very pretty 18 inch borders.

J. A. Hunter.

CENTRAL Business College STRATFORD, ONTARIO. A school that stands to-day without a superior in Canada. Its appointments are modern and pre-eminently first class. Its instructors are the best that money can hire. Its training is broad, thorough and practical. No school in Canada has a better reputation for strictly high work and we are not living upon our reputation, but upon what we are doing in the school-room to-day. Why not patronize our college? Students admitted each week. Write for handsome catalogue. W. J. Elliott : : Principal

Hotel to Rent. THE COMMERCIAL HOTEL, Priced low, newly bricked all round, new brick kitchen, new windows and other improvements. On the premises are a good stable and two never failing wells. The place has always done a good business and will be rented right to a good man. The furniture will be sold to lessee. For further particulars apply to. A. BUTTERS, Pricville. Nov 5 tf.

For Sale. BRICK HOUSE AND LOT—THE Melligan Property on George Street, one acre of good land in good location, a desirable residence, will be sold on easy terms. Apply to ED. MILLIGAN, Palmerston, or to W. CALDER, Durham. Jan. 17, 1900.

FARM FOR SALE. LOT NO. 8, CON. 1, N. D. R., Glenelg, containing 50 acres, about 45 acres cleared, well fenced, well watered, good house, bearing orchard, good land and in good state of cultivation, easy terms. For further particulars apply to DONALD MCCOSKERY 378 King St. West, Toronto, or to ALLAN CAMPBELL, Bunnissan Oct. 15—6m nd.

Farm for Sale. BEING Lots No. 11 and 12, Con 1, N. D. R., Glenelg, and 11 and 12, on Con. 2, N. D. R., also 13 and 14, on Con. 3, N. D. R., each lot containing 50 acres, or 200 acres in all, nearly all cleared. Well watered, well fenced, good outbuildings and dwellings, good bearing orchards. In first class state of cultivation, within a few rods of school, 4 miles from Durham. Will be sold on lease or in separate lots, as purchaser desires. Easy terms. For further particulars apply to A. C. BEATON, Bunnissan P. O. Nov. 1—1f

Boars for Service. TWO THOROUGHBRED, CHESTER WHITE; one six months old, and one older, at lot 25, 26 and 27, con. 3, S. D. R., Glenelg. Both took first prize at Pricville. Registered pedigree may be seen on application. JOHN ECKHARDT, Bunnissan, Nov. 14, 4 m.

Boar for Service. A THOROUGHBRED BOAR FOR service at Lot 22, Con. 3 E. G. R., Glenelg. Terms 75c. at time of service. JOHN MACKENZIE, Rocky Saugoen Nov. 27, 1900. 3 pd.

J. D. McNab, Ontario Land Surveyor, Civil and Drainage Engineer. Offices: Wingham and Warton. ENGINEER for Howick, Wingham, &c

How to Grow. 50 Bushels —Wheat to —The Acre. Is what County of Grey Farmers would like to know. We cannot tell you, but we CAN TELL YOU that H. H. MILLER, the Hanover Conveener is lending money on good farm mortgages at lower rates of interest than you can borrow elsewhere and on very liberal terms and at small cost. That is the reason why people all over the country pass by other lenders and travel miles to borrow from him.

He Has Several Very Fine Farms For sale at very low figures and on very easy terms. Farm lands are bound to increase in price and now is the time to buy.

HE ALSO undertakes the collection of Notes and Accounts, and it is a pretty bad claim that he cannot make some money out of no charge for his trouble if not collected.

He Does Fire, Life and Accident Insurance

In first-class Companies and at lowest rates, draws all kinds of writings, arranges business quarrels, effects settlements with creditors, sells Ocean tickets, buys old notes and always has on hand farm and village properties which he is willing to trade or exchange for other property.

Twenty years' experience and residence in the neighborhood counts for something and enables H. H. MILLER to do your business with profit to you as well as to himself.

N. B.—A Special Bargain is offered on Lot 28, Con. 2, W. G. R., Berrinton, 100 acres—Durham six miles—owner gone West and bound to sell.

H. H. MILLER, HANOVER

W. Laidlaw. Great Clearing Sale. Bargains for the Next Sixty Days! Having re-bought the stock of Ireland & Co. at a rate on the dollar. I am determined to reduce it about on-half. Thousands of dollars' worth of goods will be sold for less than half the regular price. Footwear. Three thousand Pairs of Boots and Shoes must go. Rubbers at a sacrifice. Clothing. One of the largest stocks in town at a price that will sell every suit. Overcoats, Odd Pants, Vests, Overalls, etc., etc. Special Bargain Days on Wednesdays & Saturdays. Any quantity of Farm produce taken in exchange for goods. I especially request my many old customers to call and see me. W. Laidlaw.

THE HARDWARE STORE. Hardware! We are still offering some great bargains before getting more new stock. Do not miss the opportunity. Another shipment of "W. Black" silverware just to hand. Customers are getting to know the quality of these goods, as they are all guaranteed.

5 GALLONS COAL OIL FOR 95 CENTS. W. BLACK : : : DURHAM.

Frost & Wood Implement Warerooms. CUTTERS—A few left—Bargains offered. Washing Machines and Wringers a specialty. A trial will cost you nothing. THE QUEEN TOP DRAFT HEATER. Also sent out on trial. If you are not pleased return them. You can get them all sizes. Our Samples of Plows, Harrows, Spring Tooth, Seed Drills, Disc Harrows and Cream Separators are now complete. Call and see them. Give us a trial and we will use you right. FIRE INSURANCE PROMPTLY ATTENDED TO Jno. Livingston, West of the Middaugh House DURHAM

The Croup. Any of the children ever have it? Then you will never forget it, will you? Don't let it go until midnight again, but begin treatment during the evening, when that dry, hollow, barking cough first begins. Get out your Vapo-Cresolene (for you surely keep this in the house), put some Cresolene in the vaporizer, light the lamp beneath, and let the child breathe-in the quieting, soothing, healing vapor. There will be no croup that night. If it's midnight, and the croup is on, inhaling the vapor will break the spasm and bring prompt relief. For asthma, bronchitis, sore throat, coughs and colds, it is a prompt and pleasant cure, while for whooping-cough it is a perfect specific. Your doctor knows, ask him about it. Vapo-Cresolene CURES WHILE YOU SLEEP. "The apparatus is simple, inexpensive, and I believe, unequalled in the treatment of whooping-cough. The vapor is not injurious to healthy persons. It has a beneficial effect in allaying the irritation and the desire to cough in bronchitis. I earnestly recommend it." JOHN MERRITT, M.D., of Brooklyn, in the N. Y. Medical Record.

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