ppearance and converpepsia Tablets are the cure. They are so over the world. The brought about and they have caused and e a household word in speaking world. at Stuart's Dysnensia rtain cure is that they ure. There is nothing curing. They contain redients of the diges

e stomach and simply work of the stomach weakened organ and rest and recuperate. be more simple are bound to cure. themselves. It is just new stomach into a go off on a vacation. needs. Nature will do of restoration, never

psia Tablets are for gists at 50c. a box. means all druggists druggist simply has he can make much if he could sell them will not take chanccustomers by not alhand a supply of ia Tablets.

Mackenize S OF THE Risch Piano.

h Piano Co., Limited est, Toronto, Canada I wish to express my n of your Mason & heir tone is in every sense of the term to add my testimony men. Rich in tone ouch, firm mechanism of a fine pianoferte all these. Allow me

faithfully yours. King," by Mrs. Lew

by Frederick Palmby Frank Danby.

Jesus Saw and

by Stanley J. ster," by Marthon

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TRAINS WILL LEAVE CITY DEPOT GOING EAST. | GOING WEST. Flyer....2.28 a.m.
" 16 Local....8.15 a.m.
" 6 Mail.... 1.10 p.m.
" 4 Express 1.10 p.m.
" 12 Local....7.03 p.m.

Nos. 1, 2, 8 and 4 run daily. No. daily, except Monday. Nos. 6, 7, 11, 12, 15 and 16 daily, except Sunday. J. P. BANLEY, Agent, City-Passenger Depot

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TRAINS LEAVE KINGSTON: 12:40 p.m.—Express, for Ottawa, Mon-treal, Quebec, St. John, N.B.; Halifax, Bostori, Toronto, Chicago, Denver, Ren-frew, Sault Ste. Marie, Duluth, St. Paul, Winnipeg, Vancouver, Seattle, Portland, and San Francisco.

5:30 p.m.—Local for Sharbot Lake, connecting with C.P.R. east and west. 8:10 a.m .- Mixed, for Renfrew and in-

Patengers leaving Kingston at 12:40 p.m., arrive in Ottawa at 5:00 p.m.; Peterboro, 5:10 p.m.; Toronto, 7:30 p.m.; Boston, 7:30 a.m.; St. John, N.B., 11:35 a.m. Full particulars at K. & P. and C.P.

R. Ticket Office, Ontario St. F. CONWAY, F. A. FOLGER, JR.,

THE BAY OF QUINTE RAILWAY NEW SHORT LINE FOR Tweed, Napance, Deseronto, and all lopot at 4 p.m. F. CONWAY, Agent, t. Q. Ry., Kingston.

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with cable communication and equable winter temperature of 65 degrees, beautiful scenery and 100 miles of good roads, headquarters of the British North American Squadron, is unrivalled in its attractiveness, reached by the first-class from steamers TRINIDAD or PRETORIA in forty-eight hours from New York. Sailing every THURSDAY. The tropical islands, including SANTA CRUZI, ST. KITTS, MARTINIQUE, ST. LUCIA, BARBADOES AND DEMERARA, also afford beautiful and interesting tours, all reached by steamship of the Quebec Steamship Company, sailing from New York about every 10 days. For descriptive pamphlets and dates of sailing apply to A. EMILIUS OUTER-BRIDGE & CO., Agents, 39 Broadway. New York; J. P. HANLEY or J. P. GILDERSLEEVE, Kingston, Ont.

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1st Cabin, \$50 and upwards, according 2nd Cabin, Liverpool and London-derry, \$37.50 and \$40; London, \$2.50 Brd Class, \$25 and \$26, Liverpool, The North American Derry, Belfast, Glasgow, London; The North American Through tickets to South Africa.

NEW YORK TO GLASGOW.

Life Accumonds

Siberian, Thursday, Jan. 21st, 12 noon.
1st Cabin, \$45 and upwards, 2nd Cabin, \$35; 3rd Class, \$26.

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You need it—it will insure you perfect comfort.

Order some to-day. We'll deliver it promptly.

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when the first sign of a cough or cold appears. It will cure you easily and quickly then—later it will be harder to cure. Prices, 25c., 50c., and \$1.00. 311

Heart Palpitated. FAINT AND DIZZY SPELLS.

FELT WEAK AND NERVOUS.

COULD SCARCELY EAT.

TWO BOXES OF

MILBURN'S HEART and NERVE **PILLS**

Gen. Supt. and could scarcely eat. My heart palpi and could scarcely eat. My heart palpitated, I had faint and dizzy spells and felt was passed by the then parliament husband got me a box of Milburn's Heart and Nerve Pills but I told him it was no conferring upon that com-

fact that it is different to others - and the points of difference are all good points.

Gold Seal

In bottles only.

Sold where gentiemen drink.

Life Assurance Co. OF CANADA. Announce to its thousands

of policy-holders in Eastern Onmost successful in the history of the Company.

amounts to considerably over THIRTY MILLIONS assets have increased to

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at which the franchise was valued by the board of arbitrators. I think that most of the readers of the Whig are more or less familiar with the facts of the case, and certainly only a few of the many points involved could be stated in an ordinary newspaper article. I will begin my review by remarking that there are two kinds of franchises in the law, a franchise by franchises in the law, a franchise by the good-will, and a statutory franchise. The franchise in this case is a law of the 4th inst.

The clause in the agreement that

made a new woman of me and I have beer legislature of this province passed an council would reverse the findings

ory serves me, on January 1st, 1897. The company asked to have the con-'Yes, we will renew the contract with this qualification, namely, that upon the expiration of a new contract for

appliances and property of the said Light, Heat and Power company." It was just here, I think in the month of entered into, to take effect on the 1st of January following that is the subject-matter of all the difficulty and tario, that the year 1903 was the the litigation. This agreement is a lengthy document, and is patterned in was before, and say that the company People who read "The Mule Driver many of its features after other agree will win, although as Sir John A. and the Garrelone Mute " in News many of its features after other agree- Macdonald was wont to say, there

You Cannot Rely

When Threatened With Bronchitis, Asthma, Pneumonia or Serious Lung Troubles Be Sure To Get The Genuine

DR CHASE'S and Turpentine.

ly make a wonderfully successful medi- watch I intended to give to one or is fragrant healing Catarrhozor

OF THE LIGHT HEAT AND and the company would appoint one, and these two would appoint a third, and in case they could not agree upon city, and in my opinion, every and in my opinion, every the third, a justice of the high court ing case which he has cited bears

M. S. Burnette Maintains That the Company Will Win It's Appeal —His Reasons For so Holding. Kingston, Feb. S.—(To the Editor): Unce more upon the soil of the Linestone city, I find the historic old town convulsed over the litigation now before the privy council. In your issue of the 4th inst., is to be found an interesting review of the subject matter, and so with your permission I will continue the review. I am interested in the dispate simply as a city. All law will a remove yound the legal framework. All law will a remove the lay mind, and I find this one after considerable examination to be specially important.

The question now before the highest court in the empire is whether or not the city is liable to pay the sum of eighty thousand dollars, the amount at which the Iranchise was valued by the board of arbitrators. I think that need of the renches of the sum of eighty thousand dollars, the amount at which the Iranchise was valued by the board of arbitrators. I think that most of the renches of the wind and the lay mind, and I find this one after considerable examination to be specially important.

The question now before the highest court in the empire is whether or not the city is liable to pay the sum of eighty thousand dollars, the amount at which the Iranchise was valued by the board of arbitrators. I think that most of the renches of the Whig. Then, as stated in the Whig. Then, as stated by the word "property" in appeal was talken he word. The parties (I wish I was taled in the Whig. Then, as stated in the Whig. Then, as stated by the word "property" in a pappeal was talken he was a pappeal was talken he was a pappeal was talken he was a pappeal was talken he would appoint the third. The city, and the has cited bears directly in favor the court and the has city, and the has a large court of Ottown. The bear of Ottown the same of the word in favor of the city is liable to find a pappeal was talken he would appoint the courts of the city is large court of Ottown. The city and the has a city and these stated in the Whig. Then, as stated

The clause in the agreement that

and Nerve Pills but I told him it was no use, that I had given up hope of ever being cured. He however persuaded me to take them and before I had used half the box I began to feel better. Two boxes the box I began to feel better. Two boxes to the total the box I began to feel better. Two boxes to the total the total the privy that the well and have been able to do my word ever since."

Milburn's Heart and Nerve Pills are a company entirely separate and dispersion of the council should be for a company entirely separate and dispersion of the council should be for a company entirely separate and dispersion of the council should be for a company entirely separate and dispersion of the council should be for a company entirely separate and dispersion of the council should be for a company entirely separate and dispersion of the council should be for a company entirely separate and dispersion of the council should be for a company entirely separate and dispersion of the council should be for a company entirely separate and dispersion of the council should be for a company entirely separate and dispersion of the council should be for a company entirely separate and dispersion of the council should be for a company entirely separate and dispersion of the council should be for a company entirely separate and dispersion of the council should be for a company entirely separate and dispersion of the council should be for a company entirely separate and dispersion of the council should be for a company entirely separate and dispersion of the council should be for a company entirely separate and dispersion of the council should be for a company entirely separate and dispersion of the council should be for a company entirely separate and dispersion of the council should be for a company entirely separate and dispersion of the council should be for a company entirely separate and dispersion of the council should be for a company entirely separate and dispersion of the council should be for a company entirely separate and dispersion of the council should be for a company entirely separate and dispersion of the council should be for a company entirely separate and dispersion of the council should be for a company entirely separate and dispersion of the council should be for a company entirely separate and dispersion of the council should be for a company enti THE T. MILBURN GO., Lim ited,

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The transport of the general transport of the general city legal and lay opinion to the contrary I am still of that opinion. I should add in justice to myself, that while thus emphatically expressing a legal opinion as to the outcome of the first train, as I have a good place out of town to go to, for I well know that make this town too hot to hold your humble servant. Why, the very act of the legislature that is now in dispute, and was valued advocate of municipal own
graph of the trumors, and the general city legal and lay opinion to the contrary I am still of that opinion. I should add in justice to myself, that while thus emphatically expressing a legal opinion as to the outcome of the first train, as I have a good place out of town to go to, for I well know that on the contrary, I am an avoid advocate of municipal own
graph of the trumors, and the general city legal and lay opinion to the contrary I am still of that opinion. I should add in justice to myself, that while thus emphatically expressing a legal opinion as to the outcome of the first train, as I have a good place out of town to go to, for I well know that the first train as I have of the city, I will quietly take the first train, as I have of the city, I will quietly take the first train as I have of t tinet from the gas company above expired franchise, and nothwithstand-

bill had been filed the privy council with this litigation for the bonus was would have had all the evidence pro only to be given in May, 1911. The would have had all the evidence property and con, before them as to what the company have so far craims, and con, before them as to what the items, namely, value of plant, \$170, several parties intended at the time items, namely, value of plant, \$170, 373, franchise, \$80,000, bonus, \$17.37 they understood that they were not to all three items, but they are entitled pay for the unexpired franchise, then to the value of plant, \$170,373. Franhaving between nine and ten years to chise \$80,000, subject to any variarun, while the company claim that tions to meet changed conditions .- M they never dreamed that the city ex-pected them to throw away an eighty just for the sake of letting the city

take a business off their hands which Was a highly remainerative one.
But I will come back to where there never could have been a law On Imitations, suit. But lawyers who draw contracts are not always allowed to have their own way, for it sometimes happens that clients and especially corpora-tion clients, insist upon certain words

of in the courts upon that doctrine in the law known as "ejusdem generis."
This is law Latin, which freely translated means, "of the same peculiar k nd." I would like to make this plain to the untrained mind, but it is ton. member of the Canadian parliasomewhat difficult so to do. Suppose that I had on my person a watch worth \$200, a ring worth \$50, and sleeve buttons worth \$75.

Now, I make a will directing that I had considered by the canada and the United States. Prof. Paul S. Reinsch depicts the "Real Conditions in the Congo For generations the value of turpen-tine as a remedial agent in all affection particular items of jewellery. After tions of the bronchial tubes and lungs my decease my relatives come for-It remained for Dr. Chase to so to give all my jewellery to the editor, uine cure following such so combine turpentine, linseed and half a but only intended to give him my treatments. There is just one to dozen other ingredients as to not oncine, but also one that is so pleasant more relatives. Now in my will I have to the taste as to be sought for by children.

The sale of Dr. Chase's Syrup of and lexicon sense of that term in the inflamed membranes and cures case no matter how obstinate or lease no matter how obstinate no how three times that of many similar remedies. The result of this success is a host of imitations,

when attacked by coughs and colds. The buttons the buttons the contact of the contact of the court of the contact of the

When attacked by coughs and colds which threaten to reach the lungs and prove serious; when awakened by children with croupy coughs, gasping for breath, you cannot afford to trust to always governs), to give only the but-John Pollard, Echo Bay, Ont., In precisely the same manner the writes; 'I was troubled 'last winter three Ontario courts have so far cut

with a very bad cold, which was beginning to settle on my lungs. I was
strongest word to express value) to
so hourse that I could scarcely speak, mean only the works, plant and apand had a masty hacking cough, which pliances of the said company, and been landed there from New York.

I could not get rid of One bottle of while these three Ontario courts have Dr. Chase's Syrup of Linseed and Turpentine cured me, and I can heartily recommend it."

Dr. Chase's Syrup of Linseed and Turpentine is sold by all dealers at the advertised price, 25c. a bottle, family size (three times as large) 60c. Edmanson, Bates & Co., Toronto.

While these three Untario courts have agreed to apply the doctrine of ejusdem generis to this case, no one of the courts has given a rule for its application which has been followed by the other courts, in other words each court has applied the doctrine in a different way. These different judgments and written opinions are now contact.

pay of any of the parties (I wish I were), and so can say and do what

than usual) not what the city agree Cores Bro. Edmend Brown, faweed, Cat.

Cores Bro. Edmend Brown in the agreement that

the courts so far have mostly dwelt

to pay for, but what the city agreed

to pay for, but what the company.

As might be supposed in a paper-writ

to transact some particular business

in a given locality for a stated time.

As the numerous papers which I in May, A.D., 1911. It is this franchise that is now in dispute, and was valued at eighty thousand dollars by the arbitrators, Judges Price, McDougal and McTavieh.

We have now come in the course of our review to the initial stage of this important litigation. For some time prior to the year 1896 the Kingston Light, Heat and Power conpany had been lighting the streets of the city. This contract to so light the streets of the city of the court of appeal for what we call in the law a reformation of contract on the grounds of mistake or inadvertence. If such a bill had been filed the privy council with this litigation for the bonus was to be given to the company in 1911. Of course this ten per cent, bonus has nothing to do with this litigation for the bonus was to be given to the company in 1911. Of course this ten per cent, bonus has nothing to do with this litigation for the bonus was

Some Good Reading. Fascinating in its pathos, clear-cut in its tenderness, is Clara Morris' essay in the field of fiction "Beneath the Wrinkle," in February McClure's most successful in the history of many of its features after other agreements of the same nature in other ments of the same nature in other cities in Canada and England. The mounts to considerably over

THIRTY MILLIONS

will win, although as Sir John A. Macdonald was wont to say, there is no counting on a law suit, an election or a horse race. Of course, if the word franchise, had been written in the clause, "works, plant, appliances and these are his first stories." end property of the said company," would be denouvene to immediate would be dangerous to jump into a many an older hand. But his fibre has been toughened by mining in the far north and contact with strenuous types throughout the west. In the North American Review for February in "International Arbitra-tion Made Attractive," Wayne Mac Veagh shows how the conditions for

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To protect you against imitations in the books and I have constipation." says Mrs. S. Geiger, of Dunkerton, Iowa, "but never had as gone over them with much care, in good results from any as from Chamber of Electron and Oration, and Oration, and Oration, and Oration, and Oration, and the New College of Oration and Oration, and the New College of Oration, and Orat

monia. It is pleasant to take, be children like it. Price 25c.; large size coc

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manship guaranteed or no sale. THIS IS FOR CASH ONLY