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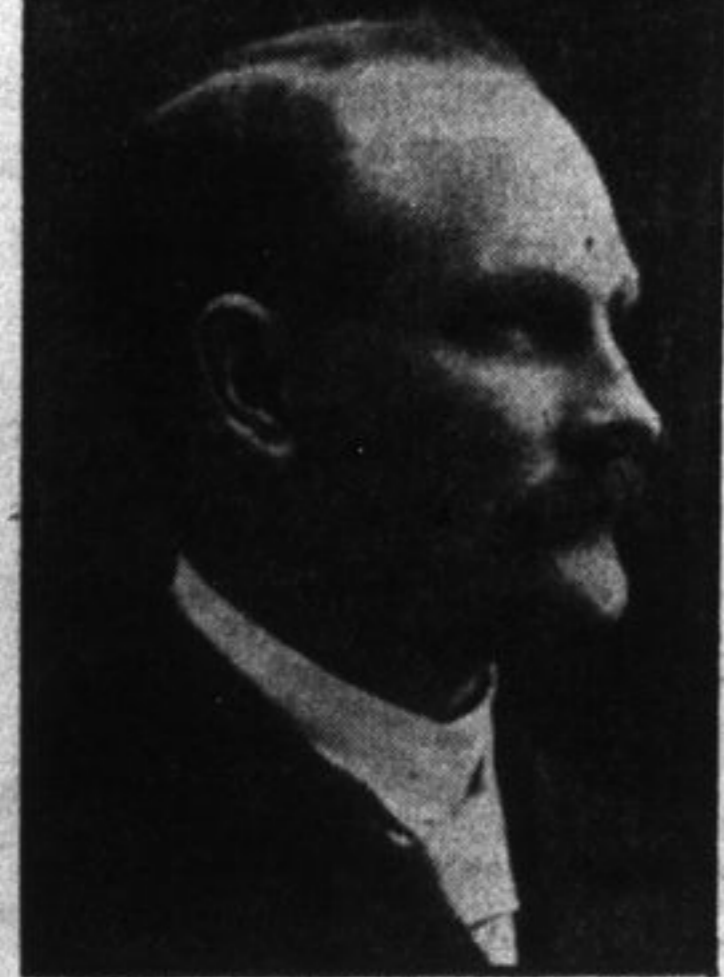
McCann,
33 Brock Street.
Phone 326 or 621.

PROF. AND MRS. W. NICOL

WELL-KNOWN KINGSTONIANS LEAVING FOR THE SOUTH.

Was Instructor in Mineralogy at Queen's For Twenty-five Years—A Native of Froppentac. Professor and Mrs. William Nicol are leaving this week for Los Angeles, Cal. The health of the professor has not been of the best and the couple will probably spend the winter in the south.

Prof. Nicol was born in this county, and after extensive study both at Queen's University and in



PROF. W. NICOL

Germany he returned twenty-five years ago and took over the work as instructor in mineralogy. He has become recognized as one of the best in the Dominion in this work, and has won a name for himself all over this continent. A few years ago he donated the Nicol Building to Queen's University.

Prof. and Mrs. Nicol will take with them the best wishes from numerous friends, who hope for his speedy recovery.

LOOKING AFTER ABSENTEES.

Constable Samuel Arniel Rounding Up Lads Out of Classes. Constable Samuel Arniel is acting as a truant officer. In the past few weeks he has been rounding up a number of youngsters reported missing from school. On Tuesday morning he paid a visit to Hickson street and investigated the case of some children who have not been attending school. If the lads do not go back to their studies a police court case will follow.

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In one pound sections, 25c each.
Fresh California Prunes, nice and juicy, 10c, 12-1c, 15c lb.
Evaporated Peaches, 2 lbs. for 25c.
Evaporated Apricots, 15c lb.
Sweet Cider, 40c per gal.

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HALLIGAN LOST HIS CASE CHARGED WITH ATTEMPTING

ACTION AGAINST R.C. CORPORATION DISMISSED WITH COSTS. TO TAKE A GERMAN FROM KINGSTON TO CAPE.

Defendants Were Allowed \$105.85, With Costs, on Their Counter-Claim For \$196.

Judge Madden has given judgment in the case of E. P. Halligan, plumber, against the Roman Catholic Episcopal Corporation of Kingston, claiming the action with costs and allowing the defendants to recover from the plaintiff \$105.85 on their counter-claim, with costs. A stay of fifteen days was granted.

The case was heard in county court last week. The plaintiff brought action to recover \$180, of which \$80 was claimed as balance due on an \$880 contract for installing a heating apparatus in the defendants' church and the residence attached thereto at Cushehall, the remaining \$100 being for materials and material in connection therewith.

The judge found on the evidence that the plaintiff had offered, as claimed by the defence, to install the heating apparatus complete, according to the Simmons' plans and specifications, for \$900, and that this sum was to cover everything, and there were to be no extras. He found that the plaintiff was entitled to \$28.15 for work and material ordered by the defendants' committee, and which were not included in the contract, and that the defendants were entitled to have \$38 deducted from the contract price of \$900, this \$38 being the amount paid for seven radiators in every respect, which the plaintiff had not supplied, and for the painting of eleven radiators.

His Honor said he was satisfied on the evidence that the defendants' committee had not accepted the work done and material supplied as satisfactory or complete. The evidence of R. F. Elliott and William Newlands established that the heating apparatus installed in the church by the plaintiff was not according to contract, was incomplete, and was "unsatisfactory in every respect, and that such installation was a bungled piece of work throughout. The alleged excuse of the floor sagging was declared to be a myth. The defendants, according to the judgment, were fully justified in refusing to pay and in ordering such portion of the material to be taken out as was necessary to have it done right, and that the plaintiff must pay for his default and negligence in not properly fulfilling the contract.

Counter-Claim Allowed.

The judge found that the defendants were compelled to pay out the sum of \$196 (\$186 to Elliott Bros. and \$10 to William Newlands) in order to remedy the defects and to complete the job, and allowed the counter-claim of that sum. The account thus stood: Amount of contract price, \$900; amount of items admitted outside of contract, \$28.15; total, \$928.15; amount to be deducted for work undone as above found, \$38; net amount to which plaintiff would have been entitled, \$890.15; amount paid to plaintiff, \$800; amount of counter-claim allowed above, \$196; total, \$996; leaving balance against plaintiff and due defendants from him, \$105.85.

J. L. Whiting, K.C., appeared for the defendants, and A. B. Cunningham for the plaintiff.

BOYS KILLED TWO PIGS

SHOCKING STORY OF CRUELTY ON PART OF SIX LADS.

Told Before Justices of the Peace George Hunter and Allison—Two Were Dismissed and Other Four Remanded.

Six youngsters, varying in age from nine to twelve years, charged with cruelty to pigs, were the unusual and sad sight witnessed in Justice of the Peace George Hunter's court at noon on Tuesday. The boys pleaded guilty to the charge. The two youngest, one aged nine and the other ten, were dismissed, while the other four were remanded. Justice of the Peace Allison sat with Justice of the Peace Hunter on the case. Warrants were issued for the arrest of the six boys, who live in Williamsville, on Tuesday morning, in connection with a shocking transaction, which they caused in a pen of pigs belonging to Frederick Ditrch, who resides on upper Princess street. The lads last Saturday afternoon forced the door of the shed in which the pigs are confined on Green's farm, and laying in a supply of stones and iron bars cruelly beat the pigs. Two of the unhappy porkers were beaten to death with iron bars, while the remaining nineteen were all more or less injured, some having broken legs or broken heads, and there may be more deaths. Mr. Ditrch feels his loss most keenly. The two pigs killed he valued at \$10 apiece and some of the more seriously injured and which may possibly die, are valued at \$15 apiece. Provided they recover, the animals, as a result of the beating and attending frightening will not fatten nearly as well.

This was the second attack made on Mr. Ditrch's pigs. A week ago last Saturday some boys, presumably the same lot, visited the pen and stoned the inmates, but, fortunately, did not kill any, although they frightened them so badly that they did not eat hardly anything all week. The lads pleaded "guilty" to the charge. One of the "porkers" was killed, and another received such serious treatment that it was found dead a few hours later. One of the lads told of having used the iron bar on one of the pigs until it dropped dead.

To Wait on Government. Mayor Richardson and City Clerk Sands left on Tuesday afternoon for Toronto, where they will form two of a delegation which will wait on the Government Wednesday to protest against a regulation which requires that all police court fees shall be sent to the Provincial Treasury.

William Phillips, a Pilot, Caught Trying to Effect Escape of an Inter-ferred German Prisoner.

William Phillips, aged about twenty-seven years, who has been employed at a river pilot, and well known around the city, and a German named Henry Muller, who was for six months a prisoner at Fort Henry, are under arrest, and serious charges are likely to be made against them as a result of an investigation the police are now carrying on. The men were arrested on Wolfe Island early Tuesday afternoon by Constables Earl Jenkins and Edward Graham. The military authorities have been notified, and are, in conjunction with the local police, working on the case. It is alleged that Phillips secured a row boat from a local livery on Monday afternoon and took Muller over to Wolfe Island, and that the game was to get the German across to Cape Vincent. However, the two were nabbed by Constables Jenkins and Graham before they had time to carry out any scheme. Phillips and Muller were patients at the General Hospital, and it is charged that the two of them took French leave on Monday afternoon. The police got wind of the affair, as a result of a complaint made to them on Tuesday morning. It came from William Little's boat house, and it was to the effect that a boat had been rented to Phillips on Monday afternoon, and that he had failed to return with it. The police immediately got busy on the case, and Constables Graham and Jenkins went to Wolfe Island and there they came across Muller and Phillips. Later on the boat Phillips secured from Little's livery was found discarded at Simcoe Island. The boat was pounding itself against the rocks.

OBITUARY

Late Mrs. Connolly, Yarker. The death occurred at Yarker early Sunday morning of Mrs. Lucinda Connolly, widow of the late Joseph Connolly of that village, in the ninety-fourth year of her age. The funeral took place on Monday afternoon. Rev. Mr. Bunker, Methodist minister, officiated. Deceased is survived by three sons and two daughters: A. A. J. C. and J. B. Connolly, and Mrs. John Charles and Mrs. H. A. McCarthy, all of Yarker; and Mrs. John Lowry of Napanee. Mrs. C. H. Boyes, Kingston, is a granddaughter of deceased. Both Mr. and Mrs. Boyes attended the burial.

In Marine Circles

The steamer Jex cleared for Gwego on Tuesday with the schooner Abbie L. Andrews in tow. M. T. Co's. Bulletin.—The tug Emerson arrived with the barges Brighton and Hilda with coal from Oswego, and cleared with the barge Burns to load grain at Port Colborne; the tug Mary arrived light from Cornwall, and cleared for Montreal with two ton barges.

HEAVY HORSES SCARCE.

War Demand Has Decreased the Number Available. Local horse buyers are finding difficulty in securing a sufficient number of heavy draft horses for work in lumbering, etc., in the north, due to the number taken by the Government for war purposes. In discussing the matter, one dealer said that through motor traffic the prices of horses would normally decrease. The war consumption has kept them at about the level of last year. There are numbers of light driving horses on the market now.

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is selling Art Brass Goods, also plated Bath Room Fixtures at last year's prices. See our window display.

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Although alarm clocks are getting harder to get and raising quickly in price, we have a complete assortment of reliable alarms, at very moderate cost, ranging in price from \$1.25 to \$4.50.

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