

him again and pulled up the horses, and spoke to him about them. Defendant said they were rather slow, and he said "if you send them into me I will sell them for you, and I said no." I will keep them now as I bought them. It was absolutely untrue to say that he ever asked Mr. Winter to buy them for him.

Mr. Winter was re-called, and in reply to the court said it was Lord Fermoy's name was on the auctioneer's book.

His Honor—How did it come to be there? The plaintiff said he bought them for Lord Fermoy, and told the auctioneer's clerk as he was coming down from the room that such was the case.

His Honor said this action was of the greatest importance, not because of the amount of money involved, but it involved in the highest degree the character of a professional man; and a gentleman of high social standing. Unfortunate words were used, and his honor should see that both parties were protected and for that purpose he would require the attendance of the auctioneer.

The case was adjourned to next sessions for the auctioneer to attend.

At the sitting of the Court this morning, His Honor said—I have made up my mind about this case. I will not trouble the parties to bring up the auctioneer, we know what the evidence would be if his clerk, the person who really knew what had happened, was produced. There is a great deal of heat between the parties in this case, and where there is heat there is always exaggeration. Some time since Mr. Winter and Lord Fermoy happened to be at a horse sale in Cork. Lord Fermoy wanted two carriage horses, and I am convinced that he asked Mr. Winter to bid for a pair that were put up. This is the main point in the case, and I certainly believe the plaintiff's statement about it. Nothing was more natural than that Lord Fermoy should turn to his veterinary surgeon, and ask him to bid for him, his Lordship thus preventing the rude work of shouting out the bids from coming "between the wind and his nobility." Lord Fermoy stood by Mr. Winter's side; on the horses being knocked down to Mr. Winter he named his principal; the horses were entered to Lord Fermoy; he took them away, and three or four days afterwards he paid for them. I think Mr. Winter's memory is at fault as to other details. I do not believe any contract was made between Lord Fermoy and Mr. Winter as to the latter taking over the horses if they did not suit. I am convinced that no fee of £10 was mentioned or agreed upon. I think that Mr. Winter did a real but trifling service, and that he is entitled to a small fee. Decree for two guineas and costs of suit.

### MAIL SERVICE TO AUSTRALIA.

Contracts for six steamers, each of 8,000 tons, for the British Australian mail service, have been placed. Two steamers will be built on the Clyde, two at Newcastle, and two at Sunderland.

### THE LATE MR. P. DESPARD.

The funeral of the late Mr. Philip R. Despard took place on Saturday morning from his late residence, Victoria Cottage, King's Island, for interment at the family burial place at St. Munchin's. A large number of friends assembled to pay a last mark of respect to the memory of one who for a long span of years had been connected with the Thomondgate district and to express sympathy with his family in their sorrow. The chief mourners were Messrs. Despard (three) sons of the deceased; and Mr. Fleetwood, son-in-law.

Amongst the general public were:—Rev. T. B. Robertson, Rector of St. Munchin's; W. H. Owens, A. J. Eakins, Wm. B. Fitt, E. G. Fitt, W. Hanna, J. McClatchy, J. Gilligan, D.C.; H. L. Stewart, Joe Stewart, — Watson, T. Grubb A. J. Connellan, P. Kavanagh, J. Scallan, J. Reid, R. Reid, J. Ormston, J. Copeland, W. Carew, — Carroll, J. Griffin, M. O'Shea, P. Flynn, W. Beckert, P. Morrissey, A. H. Baldwin Sergeants Beatty and Keating, Constables O'Grady, Jones, Stephens, Clancy, Russell and Walsh.

The coffin was carried from the house to the grave on the shoulders of the members of the R.I.C. present. Rev. T. B. Robertson officiated.

### WORSE THAN THE BRUTE

#### Salutary Sentence

Thomas Kennerk, of William street, Nenagh, kicked his wife four times in the face, and four or five times in the legs. Result: A face a mass of bruising and blackening was shown before the magistrates on Saturday, strong condemnation of such inhuman treatment, and a sentence of two months' h. l. It is likely to be more; for though the prisoner said he had been treated unfairly, it transpired that he is a returned convict, with a year and nine months' unexpired sentence hanging over his head, and

remarks.

### IN PARLIAMENT.

#### The Irish Tobacco Bill.

In the House of Commons yesterday, the Irish Tobacco Bill piloted by Mr. William Redmond, was given a third reading.

### MUNICIPAL TECHNICAL COMMITTEE

#### A Notice to Quit

#### Alleged Corporation Unfairness

A meeting of the Municipal Technical Committee was held last evening, Mr. M. Leahy, T.C. presided. Other members present were—Brother Nolan, Messrs W. B. Joyce, B.A., P. Hayes and Miss Doyle.

#### INCREASES OF SALARY.

Mr. Joyce complained that increases of salary had been granted to Mr. Comerton and Mr. McNamara without notification being given, except through the minutes.

The Chairman—This came before the Committee on a former occasion, but the Department refused sanction.

Mr. Joyce proposed that all matters affecting the financial position of the Committee be taken up and examined by the Finance Committee before coming before the general Committee.

Father Murphy seconded the motion, which was adopted.

#### THE AUDIT.

Mr. Comerton read the auditor's report on the audit of the accounts for the period ending 30th March, 1906, which was satisfactory, and on which the committee took no action, Mr. Joyce stating it was satisfactory to think there was no surcharge, and that the accounts were well kept.

#### NOTICE TO QUIT.

Mr. James S. Gaffney, landlord of the premises 69 and 70 George street, wrote notifying the Committee to be in a position to surrender him possession on the 9th January next.

The Chairman—This notice places us in an awkward position.

Fr. Murphy wanted to know if there was any agreement protecting them.

#### ALLEGED CORPORATION UNFAIRNESS.

Mr. Comerton—We are only yearly tenants, with six months surrender at either side, and this gives us more than six months. I mention it not officially that I had a conversation with Mr. Gaffney, and he explained to me the reason he had taken this course. He says the Corporation have taken an unfair advantage of him. That he let the houses at £70 a year, free of rates and taxes, and although they were as an educational establishment exempt, they had billed him for £20 on each, which would leave his net income from both at £100 and he would not dream of letting them at that figure.

Father Murphy: Are the committee entitled to bill him for for rates where the property is exempt.

The Chairman. I don't know. No action was taken.

### RATES RESISTERS

#### Ordered to Pay.

(FROM OUR CORRESPONDENT.)

At the Kilrush Petty Sessions Court yesterday, before Messrs. A. M. Harper, K.M. (in the chair), B. Culligan, F. J. O'Doherty, M. S. Brews, John C. Mahony, and Wm. C. O'Doherty, the cases at the suit of Michael Keating, rate collector, against five or six shopkeepers in the town, and Thos. Roughan, of Cappa, adjourned since the previous court day, were heard.

Mr. Michael Killeen appeared for the Urban Council, and Mr. Kelly for the defendants.

The Court dismissed the case against Teresa Egan, with 10s. expenses. The collector said he had called on her thirteen or fourteen times for the rates.

In the other cases various objections were raised by the solicitor, but the Court by a big majority over-ruled them all, and gave the following decrees, with 10s. special costs in each case:—Thomas Roughan, Cappa, £2 12s 6d; John O'Dwyer, Market square, £2 2s 2d; Stephen Clancy, Market square, £4 8s; James Kelly, Henry street, £2 10s; James Clancy, Vandeleur street, £3 13s 9d; John Clancy, Moore street, £4 6s; P. J. Dillon, Moore street, £3 16s.

### A DARING YOUTH.

Colin Hoase, the son of the village schoolmaster, has succeeded in climbing the spire of Nassington Church, Northants. He ascended the 120 feet to the vane, on which he tied his handkerchief, and then descended in safety.

### RECRUITS BILL.

Germany. The appointment of Mr. J. J. Kett, D.C., Farrihy, to the Commission of the Peace for the County of Clare, has been received with universal gratification by the people of West Clare.

The directors of the White Star Line have decided that every officer in the service of the company shall receive an increase of pay beginning at £12 per annum.

The Most Rev. Dr. O'Dwyer on Sunday administered the Sacrament of Confirmation to a large number of the children of the united parishes of Ballingarry and Granagh.

### OBITUARY.

#### MR. H. R. NEWSOM.

#### AN Esteemed Old Citizen Passes Away.

It is with unfeigned and deep regret that to-day we have to record the death of an old and esteemed citizen, one who, though he passed through life in a quiet, unobtrusive manner, will be deeply lamented wherever his name was known. This afternoon, at a quarter to 3 o'clock, at Mount Vincent Terrace, Mr. Henry Ridgway Newsom passed calmly to his eternal rest, after an illness extending over some months, and primarily due to natural decay. He had attained the grand old age of eighty years, and for a very long series of years had been a familiar figure among us. As the senior partner in the firm of J. P. Newsome & Co., William street, which firm he joined on the death of Mr. J. P. Newsome some years ago, in his younger life he was a prominent man in the commercial community, and even to the last took an active interest in it as far as his health would permit. The late Mr. Newsome was born in the city and lived the greater part of his life here. An honored member of the Society of Friends, keenly interested in all that made for the welfare of the city and its citizens, he never took any active part in what may be termed the public life of the city, beyond that of being a member of the Chamber of Commerce and Barrington's Hospital, but in all charitable and philanthropic movements, he had ever the open hand for melting charity, and gave liberally of his substance to those whose lives were darker than his own, while he warmly assisted every organisation of a philanthropic or charitable character. He was a son of the late Mr. William Newsome, iron and coal merchant of the city, and his death breaks a link which connects the family with the far distant past. The funeral has been arranged to take place from Mount Vincent Terrace at 12 o'clock on Thursday morning for the Friends' Burial Ground at Ballinacurra, where the interment will take place.

### REV. DR. GRIFFITH, ENNIS

The death is announced of Rev. Julius H. Griffith, D.D., Rector of Drumcliffe, Ennis, which occurred at his residence, Bindon street, Ennis, on Saturday after a protracted illness. The funeral will take place on Thursday.

### DEATH OF DR. JOSEPH SMITH.

We regret to observe the announcement of the death of an eminent musician and composer, Dr. Joseph Smith, late conductor of the Dublin Musical Society, at the dissolution of which he went to the New World to seek a wider field. A little more than a year ago he was appointed to a position in the Conservatory of Music, Toronto, with other musical positions. Early in the present year he took an appointment at Jackson, Illinois. On the journey thither he contracted a severe cold which developed into pneumonia, of which he died on the 16th inst.

The name of Dr. Smith will be remembered by the older generation of musical people in Limerick. Previous to his coming to the city as organist of St. John's Cathedral some twenty five years or more, he resided at Rathkeale. He did a great deal for the development of the love of the "divine art" in this city, and under his conductorship the old Limerick Musical Society, now long since extinct, obtained the greatest success. Works like the "Creation," "Engedi," "Elijah," and compositions by Beethoven, etc., were produced, some of them for the first time in Limerick. Dr. Smith left Limerick to pursue his profession in Dublin, while in County Limerick he obtained his degree of Bachelor of Music, and some time later took his Mus. Doc. degree. Two of Dr. Smith's daughters are, we learn, having very successful careers in English opera.

### METHODIST CHURCH.

The annual District Synod of the Methodist Church was opened to-day in the Central Hall,

nothing was do Mr. Morony that what was and he had a necessary work DAM.

Letters were Steamship Co. "Clan Buchan Harbour Board in all, for day docking. The the "Clan Buc sum of £2 to Mr. Hollday each firm be ac establish their precedent to off Scot-free. effect.

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Mr. Moroney was given fou thought that en

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### VARIETY

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### NEW MA

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### NEW SAL FOR

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