

## U. S. R. FARES DECISION WITHHELD

### United Church Takes Steps To Raise \$4,000,000 Fund

## NO LAW EXISTS TO COMPEL LOW RATE, RAILWAY CLAIMS

Seven-and-Nine Legislation Was Never Restored, L. S. R. Counsel Argues.

**CITY DISPUTES POINT**  
Low Fares Automatically Recalled in 1924, Says Meredith.

Judgment was reserved by the Ontario railway and municipal board following hearing given the city's case against the London street railway at the county court house this morning.

Pleading "not guilty" to the city's charge that a five-cent rate of fare is illegal, E. B. Ryckman, K.C., chief counsel for the street railway company, contended that the defendants had both a lawful and a moral right to charge five-cent fares.

The company entered no defense of the charge that five-cent fares had been in vogue since March 3, 1925, when their franchise expired, but argued that there was at present no law compelling them to sell tickets at a rate of seven and nine for 25 cents.

"We are in the same position as if we had been charged under the wretched act of 1896," L. S. R. contended. "We contend that there has been no case proven. Therefore say that we are not guilty. We would ask that the case be dismissed with costs."

Interest in today's hearing lay in the defense of the method of procedure in proving charges had already been made. Presence of Sir Adam Beck, M.L.A., supporters of the five-cent rate, but Sir Adam Beck was reported to be still confined to his home through illness. No particular delay in hearing was claimed by either side. Bridges and paving and other minor questions were not brought up.

**Legal Points Many.**  
Legal interpretation of acts regarding the operation of the London street railway formed the basis for both complaint and defense. The act of 1896, contended Meredith, city solicitor, provided that the act of 1922, permitting five-cent fares until the expiration of the franchise this year, had been automatically recalled by the act of 1924, which provided that the necessity of the old rate of low fares.

The company's claim was that no law exists which compels use of the seven and nine for 25 cents fares. Defense was that the act of 1922 repealed sections of the act of 1896 regarding rates of fare. When the act of 1924 was passed, repealing the short term of the five-cent fare, that act did not automatically necessitate reversion to the old rate. According to precedents cited by the street railway, these sections were repealed and could not be brought into force again without a completely new act and specifically termed act. The act of 1924 had not done so. Error of the Beck act was that it merely repealed.

## The Weather

**FORECASTS.**  
Today—Moderate to fresh south-east to south-west winds, unsettled, showers and local thunderstorms, clearing early Thursday, then fair.

The depression which was over the maritime provinces yesterday morning has moved eastward to Newfoundland, and the high area over Lake Superior has drawn southeastward to the Atlantic. A trough of low pressure extends from Lake Superior to the Southwest States. Fairly good rains have been general in the maritime provinces and light showers have occurred in many parts of the west.

**Temperatures.**  
The highest and lowest temperatures recorded in London during the 24 hours previous to 8 o'clock last night were: Highest, 77; lowest, 58.

The official temperatures for the 12 hours previous to 8 a.m. were: Highest, 63; lowest, 45.

## Fare Inquiry In a Nutshell

**THE CHARGE**—Breach of the fares agreement in bylaw 918. **THE COURT**—Ontario railway and municipal board, Donald M. McIntyre, K.C., presiding, with Vice-Chairman Andrew B. Ingram.

**COUNSEL**—T. G. Meredith, K.C., for the city; E. B. Ryckman, K.C., J. C. Elliott, K.C., and R. G. Ivey for the street railway company.

**COMPLAINT**—Refusal of the company to comply with agreement to sell tickets at seven and nine for 25 cents rate.

**COMPANY'S DEFENSE**—Admitted sale of 5-cent tickets, but pleaded not guilty to legal or moral breach of bylaw. Contended that Beck act of 1924, in repealing act of 1922, did not automatically bring into force again the lower rate of fare.

**JUDGMENT**—Reserved.

## SESSION LEAVES TANGLE UNSOLVED

No Rift in Railway Clouds Seen by London Aldermen.

Solution of the street railway riddle is not yet evident to members of the city council, five of whom were interested spectators at this morning's court of the Ontario railway and municipal board, Mayor Wenige, Ald. Frank McKay, Ald. H. B. Neely, Ald. Harry Bottrill and Ald. James McCormick found the hearing "interesting, informative" and to some degree "satisfactory."

"Do you see a rift in the clouds?" Ald. Neely was asked. "Yes and no. I was keenly interested in the session from a legal standpoint, as well as from the interest of the city. We should all know the intention of the law, but if laws are harsh and unfair they should not exist. I don't say that the hearing of the railway board will pave the way to a new agreement. Much depends on that."

"If the railway board says the company must return to the seven and nine fares, the decision of a harsh law has been given. We are no farther ahead than we were before. The public is most interested in the settlement of the whole tangle."

Continued On Page 9, Column 4.

## UNITED CHURCH STANDS BACK OF SOCIAL SERVICE WORK

Appeal of Dean Tucker Before Church Council Considered Favorably.

**SUPPORTS ALLIANCE**  
Moderator Pidgeon Gives Assurance to Representatives of Allied Bodies.

**Canadian Press Despatch.**  
Toronto, June 17.—Before the general council of the United Church early in the morning the claims of the Dominion organization of the Social Service Council Lord's Day Alliance and British and Foreign Bible society, were presented by representative officials. Dr. W. R. Young was elected as chairman of the large committee of ministers and laymen, which will nominate the membership of the commission on permanent organization of the United Church. Hon. N. W. Rowell suggested that the commission should be divided in order more expeditiously to deal with separate problems, such as superannuation, colleges, missions, etc.

The claims of the Lord's Day Alliance on the sympathy of the United Church were advanced by President Dr. J. H. Farmer and Secretary Dr. W. M. Rochester. The former asserted that underlying the alliance was "sweet reasonableness and holy purpose," and not, as some people claimed, bigotry, narrowness and intolerance.

**Appeal of Alliance.**

Dr. Farmer informed the council that recent decision of the Privy Council with respect to the Manitoba modifications of the Lord's Day Act, throw the whole question into the air.

Continued On Page 9, Column 2.

## HOSPITAL ACCOUNTS PROBED

Inspector Says No Irregularities Revealed At London Institution.

**PART OF DUNLOP CASE**

No Evidence of Prosecution of Official Is Obtained Here.

The Ontario Hospital for the Insane was subjected to a special audit yesterday, when Inspector Boyd of the provincial police and others conducted a personal inquiry to secure evidence to present when W. W. Dunlop, former inspector of prisons and public charities, stands trial in Toronto on a charge of theft of sums totalling \$40,000.

Yesterday's probe, however, revealed no irregularities in the hospital accounts, it was learned. Inspector Boyd declared himself to be quite satisfied there was nothing wrong and others who took part in the inquiry were very pleased with the manner in which the local institution was conducted.

The probe of the Ontario hospital was reported to have taken place prior to Dunlop's preliminary hearing in Toronto police court on June 5. At that time, however, Dr. W. E. Robinson, superintendent, declared no special audit had been made.

Inspector Boyd's visit and inquiry at the London asylum yesterday followed similar investigations at the Queen street hospital, Toronto, and Mimico and Hamilton, where institutions had been under the inspection of Dunlop. The probe was conducted, it is believed, on the orders of the provincial secretary.

The fact that no irregularities were found in the accounts kept at offices of the hospital books are altogether correct, Dr. Robinson stated. Most of the hospital accounts, in fact all detailed reports, are kept in Toronto. Few books are kept by the bursar in offices at the local institution.

## UNEMPLOYMENT IN BRITAIN SHOWS LARGE INCREASE

**Associated Press Despatch.**  
London, June 17.—Unemployment in Great Britain, which was announced as totalling 1,247,300 on June 6, included a further 48,000 on June 13, according to the latest figures.

The laborites, who hold the government responsible for the situation, announce their intention of raising the debate in the house of commons at the earliest opportunity.

## BEATING CASE GETS LAYOVER OF WEEK

**Harold Woodhouse Is Charged Under Children's Protection Act.**

Request for adjournment of the crown's case against Harold Woodhouse, Manor Park, charged in juvenile court this morning with beating his eight-year-old son, was granted Crown Attorney Albert M. Judd by Judge G. Q. Warner. Woodhouse will appear in court next Tuesday to be tried under the children's protection act.

Woodhouse is alleged to have beaten his small son until the youngest's back was black and blue because he disregarded orders not to go in swimming on Sunday. The boy is now receiving medical attention at the children's shelter. He will be kept there until the case is heard next Tuesday.

Woodhouse was not placed under arrest yesterday because of his wife's ill health. He was bonded for a week in his own recognition this morning.

## PERMISSION TO OPEN POOL EXPECTED SOON

**Public Utilities Commission To Deal With The Matter Tomorrow.**

Opening of the Thames park swimming pool will be one of the major problems dealt with at a meeting of the public utilities commission at 4 o'clock tomorrow afternoon. It is expected that by the time the meeting assembles a letter will have been received from the Toronto health authorities outlining their whole position in the matter.

All the facts have been laid before them by officials of the commission, and while it is hoped that they will take a view of the situation which will permit the immediate opening of the pool, the commissioners are not making any predictions until the provincial board's position is fully known and they have an opportunity of discussing it at the meeting.

## Rescues Ten From Sharks

Companion Swims Five Miles To Get Assistance.

**Associated Press Despatch.**  
Lahaina, Island of Maui, Hawaii, June 16.—When a sampan overturned in the swift current of Molokai Island Sunday night, fifteen of the occupants of the craft clung to it while their extremities dangled in the shark-infested waters. Eugene Dauvauchellen, 40, made a daring swim of five miles to Molokai Island, ran overland for several miles organized a relief party, cruised to the rescue and saved ten of his companions. The shark-torn bodies of two members of the party, one a woman, were recovered. Five persons were drowned in the current. The survivors were in the water for ten hours.

## THREE GIRLS GO TO TRIAL

Four Charged As Accessories In Aiding Escape At Toronto.

**Canadian Press Despatch.**  
Toronto, June 17.—Jeanette McMin 16, Isabel Prouse, 21, and Bessie Carroll, 16, the three girls charged with the murder of Mrs. Margaret Mick, night matron of the Toronto municipal jail farm for women, were today committed for trial.

James and William Norton, Leonard Swales, Mrs. Edith Carrod and Mrs. Maude Poole were all charged with aiding and abetting the three girls to escape from the institution and all, with the exception of Mrs. Poole, were committed for trial. Mrs. Poole pleaded guilty and was remanded for sentence.

The case is the outgrowth of an attempted escape from the jail on the night of May 24. Mrs. Mick was strangled to death by the trio. A working model of the door through which the girls attacked Mrs. Mick and sketches of the jail cells were exhibited.

## BIG POWERS SIGN POISON GAS PACT

**Britain and United States Lead Way, Others Follow.**

**Associated Press Despatch.**  
Geneva, June 17.—The British and United States delegates today signed the protocol outlawing poison gas and bacteriological warfare at the closing session of the international conference for the limitation of traffic in arms and munitions.

The drafting committee worked all night to complete the text of the protocol, and the approval of it by the British and United States authorities was followed by that of other delegations.

Germany signed the protocol against the use of poison gas and bacteriological war, and also approved another document paving the way for future subsequent adherence to the general arms limitation convention.

## WILLIAM B. PRENTER CHOSEN B. OF L. E. HEAD

**Associated Press Despatch.**  
Cleveland, O., June 17.—The advisory board of the brotherhood of locomotive engineers today selected William B. Prenter, Cleveland, to succeed Warren S. Stone as president of all brotherhood activities effective immediately. Mr. Stone died here last Friday.

## MUST FILE BOND FOR MILLION

U. S. War Department Will Compel Chicago To Obey Order.

**CANADA'S CLAIM**

Diversion of Water From Great Lakes Reaches Serious Stage.

**Special to The Advertiser.**  
Washington, June 17.—With the refusal of the supreme court to give the Chicago sanitary district a new hearing of the case won by the war department regarding the diversion of water from the lakes, the war department has taken steps to serve notice on Chicago that it must comply with the stipulations under which a temporary permit was given or stand convicted of insincerity.

Chicago must first file a bond of one million dollars as an evidence of good faith, and within ninety days put all Chicago water users on a meter basis. Prompt acceptance of these requirements cannot be expected of Chicago, according to word reaching here yesterday. These advisers say that the sanitary commission will claim that it cannot compel the city to make changes in its water regulations, as its control only extends to sewage disposal.

**Chicago Breaking Faith.**  
The war department is not concerned with such technicalities, being interested only in having the sanitary district take proper steps that may be necessary to have other parts of the Chicago government co-operate with it. The feeling in official circles here is that Chicago has not started to show good faith and that if it does these difficulties can be ironed.

The fear is that the sanitary district will adopt a dilatory program for the next few years so that at the end of the five-year program called for in the permit little of it will be completed and Chicago again will be able to claim that if her water is shut off pestilence and death may result.

**Canada's Claim Filled.**  
Canada already has served notice that she expects to be compensated for damages suffered by her national operating vessels and entitled to power privileges because of the withdrawal of water by Chicago, which, as a result, does not follow the natural channels of the international boundary.

If the point is reached that this government will have to pay such claim, the effect will be that New York, Wisconsin and other states deprived of their rights by Chicago's grasping attitude, in addition to the natural channels of the international boundary, actually will be paying the larger share of the damages caused by Chicago's wilful attitude.

In some quarters here it is felt that the Chicago action is a species of anarchy, but precisely how to deal with it is not clear.

## EXPEDITION WILL PICK UP TWO OTHER VESSELS AT MAINE PORT

**Associated Press Despatch.**  
Boston, June 17.—The Arctic expedition of Lieut.-Commander Donald B. MacMillan sailed from the navy yard at Charleston shortly after noon today in the steamer Peary, bound for Wiscasset, Me. From Wiscasset the Peary and the schooner Boudouin will join them.

**RELIEF PARTY HOPS.**  
**Associated Press Despatch.**  
Advent Bay, Spitzbergen, June 17.—The two aviators of the Norwegian government's searching expedition for the Amundsen-Ellsworth North Pole explorers hopped off today in their seaplanes for King's Bay, 30 miles distant.

## CITY MAY COLLECT \$17 DEBT WITH 71 YEARS' INTEREST

**Demand has been made on the Bank of Montreal here for the recovery of a \$17.40 debt, plus interest, which has been owing the municipal corporation of London for 71 years.**

A Montreal lawyer, who recently dug up the old account, has paid several visits to the city and has secured support for his request that the corporation go fifty-fifty if he is able to recover the debt.

The account, including interest for 71 years, will amount to \$140, a neat little nest egg with which the industrial area or the city hall could be decorated during Old Boys' Week next year.

Ald. Frank McKay, chairman of the finance committee, and James Bell, city treasurer, are confident of retrieving the old account.

"The bank has been notified," the city treasurer says, "and the man who is acting for us declares the bill can be collected."

## Members of Tribunal



## ONTARIO RAILWAY BOARD CONSIDERS CITY'S CASE.

Donald M. McIntyre, K.C. (at left), chairman, and Andrew Ingram, vice-chairman (right) of the Ontario railway and municipal board, photographed while in London today to hear evidence in the city's case against the London Street Railway. J. A. Ellis, the third member of the board, was unable to appear because of serious illness. The board sat for an hour at the courthouse this morning to hear complaint and defense in the fares tangle. Mr. McIntyre and Mr. Ingram left on the 12:20 C. N. R. train for Toronto, after reserving judgment in the street railway case.

## Union Jack Is Good Enough For Canada, Orangemen Say In Protesting Flag Change

**District Officials Will Acquaint Dominion Government With L. O. L. Views.**

**THREE ALTERNATIVES**  
**Resolution From the Local G.W.V.A. To Be Sent to Convention—Stand Undecided.**

Both the local command of the G. W. V. A. and the London district L. O. L. are likely to take definite action regarding the proposal for a new Canadian national flag.

The Orange district will probably protest strongly against any change being made from the old Union Jack, while the line followed by the G. W. V. A. is not, for the moment, known to the public.

Harry Wray, president of the veterans, stated this morning that a resolution from the local branch against any change will be forwarded to the dominion government convention at Ottawa next week by the delegates, but since the resolution has not been prepared, he was disinclined to venture any opinion on the question.

W. J. Hodgins, past East Middlesex Orange county master, said that the question had been discussed by the district Orangemen and that very probably a resolution of protest against any change will be forwarded to the dominion government committee which has the matter in hand.

Mr. Hodgins did not hesitate to express his personal opinion that the Union Jack should be continued as the national flag, at the same time endorsing the stand taken by different Orange lodges in the city of Toronto in protesting the move, which originated, it is understood, with the Native Sons of Canada, an organization with its strength concentrated on the British Columbia coast.

Mr. Hodgins points to one encouraging feature of the committee's directions and powers in that three alternatives are to be considered: To leave the Union Jack as it is; to have a separate distinct flag; or to have a design in color with the Union Jack in the corner. These alternatives, Mr. Hodgins holds, makes it quite easy for the government to retain the Union Jack if that be the expression of opinion throughout the dominion.

## City May Collect \$17 Debt With 71 Years' Interest

Demand has been made on the Bank of Montreal here for the recovery of a \$17.40 debt, plus interest, which has been owing the municipal corporation of London for 71 years.

A Montreal lawyer, who recently dug up the old account, has paid several visits to the city and has secured support for his request that the corporation go fifty-fifty if he is able to recover the debt.

The account, including interest for 71 years, will amount to \$140, a neat little nest egg with which the industrial area or the city hall could be decorated during Old Boys' Week next year.

Ald. Frank McKay, chairman of the finance committee, and James Bell, city treasurer, are confident of retrieving the old account.

"The bank has been notified," the city treasurer says, "and the man who is acting for us declares the bill can be collected."

## CHURCH TO RAISE BIG FUND

United Council Plans Campaign With \$4,000,000 As Objective.

**BY END OF MARCH**

Extension and Maintenance Are Expected To Require Substantial Sum.

**Canadian Press Despatch.**  
Toronto, June 17.—Creation of a maintenance and extension fund with a \$4,000,000 objective to be reached by March 31 next year, with power given to the boards of the respective churches to establish banking credits adequate to their requirements for the current year; election of the commission which will deal with the permanent organization of the church and reference to the joint union committee of an application from the churches of Christ in Canada, for the opening of negotiations with a view to bringing the union were some of the important matters dealt with by the general council of the United Church this morning.

**Flavelle presents Report.**  
The committee on permanent organization consists of 75 members drawn from uniting churches all over the Dominion. It will be subdivided into four bodies, which will deal with colleges and higher education; benevolent funds; the publishing interests of the churches and other departments of church work. Expert advice will be secured by the committee from the various boards of the churches and it will report to the general council, which will be convened next spring.

The report of the finance committee presented by Sir Joseph Flavelle and adopted, recommends a comprehensive study of the financial needs of the churches, to be carried out during the summer and autumn for the maintenance and apportionment of funds of the congregational churches, the congregational funds of the Methodist church and the budget funds of the Presbyterian church.

The fund will meet the following needs: Missions and social services \$2,793,111; education and colleges \$274,720; religious education \$78,600; points and churches \$25,200; benevolent funds \$325,883; general council expense fund \$163,634; emergency and church union expense fund \$326,692; totals \$4,000,000.

**Direction Committee Chosen.**  
A direction committee appointed by the council to administer the campaign for raising the \$4,000,000, which is to be stipulated that "the share of the fund to be undertaken by the different areas and by the individual congregations within those areas, shall be referred to each of the uniting churches to determine and transmit through its own organization, special provision to be made for ascertaining the proper share of congregations not included within the regular classifications in use in the United churches."

The personnel of the commission on permanent organization includes the following Western Ontario ministers and laymen:

Ministers: J. L. Alexander, Hamilton; D. C. MacGregor, London; W. R. Young, St. Catharines; A. J. Irwin, Watford.

Laymen: William Heaman, London; F. H. Holby, St. Thomas; E. Reid, London; Norman Slater, Hamilton; John McQuaker, Owen Sound; W. J. Aitchison, Hamilton.

## SUGGESTS KING STREET FOR BUS TERMINAL

**L. S. Jennings' Plan Passed by Police Commission—Now Up To Council.**

Police commission members received yesterday a request from L. S. Jennings, operator of the Forest-London bus line, to establish a bus terminal at 172 King street, near Richmond. It was approved and passed on to the city council for final action.

The terminal would be a depot for some nine bus systems running to and from the city. Under present arrangements much parking space near Richmond and King streets is occupied by the large motor, which stand for several hours preparatory to commencing their journeys. The plan is favored by owners of all the systems. They point to the advantage that could be derived by visiting bus patrons in using the terminal as a place to leave their purchases during their stay in the city.

**DUCHESSE GETS DIVORCE.**  
**Associated Press Despatch.**  
London, June 17.—The Duchess of Westminster was today granted a decree nisi in her divorce suit against the Duke of Westminster.