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Senate Reading Room—
28th March 1908—2143

TEN PAGES—MONDAY MORNING—MARCH 16 1908—TEN PAGES

ROSS DEALS BODY BLOW BUT PREMIER SCORES WITH CLEAN KNOCKOUT

Senator's Manipulated Law Ren-
dered Assent of Whitney
Government to Power Deal
Matter of Form, Says Premier.

WHY DID ROSS CABINET HOLD BACK FOUR YEARS?

Premier Whitney was too busy on
Saturday morning to reply to Senator
Ross' attempt to make his old-time op-
ponent responsible for the clause in the
Niagara power companies' agreements
prohibiting the Ontario Government
from entering into competition with
them in the development of electric
power. This was the crucial point in
the situation, when it was proposed
that the government should buy the
Electrical Development Co.'s plant.

On this point depends the whole ar-
gument that the government could not
reasonably buy a plant they had con-
tracted themselves not to operate. Dur-
ing the day Hon. Mr. Whitney found
time to analyze Hon. Mr. Ross' state-
ment.

"Now then, for Senator Ross' 'funny
story.' It will be interesting as we go
along to notice whether he retains his
old-time skill," said Mr. Whitney, in
taking up the question.

"Previous to April 1, 1899, the assent
and ratification of the legislature was
required to any agreement between
the government and individuals or
companies relating to the water-power
at Niagara Falls. And the agreements
made with the Ontario Power Company
and the Toronto & Niagara Power Co.
received such assent or ratification.

"In the closing hours of the session
of 1899, at 2 o'clock in the morning,
at a time of inattention and disorder,
the then government, of which the sen-
ator was a member, hurried through the
house against my protest, section 38 of
the Statute Law Amendment Act, which
section provides that the next com-
missioners and the cabinet might enter
into such agreements without the assent
or ratification of the legislature.

"I am sure, SENATOR, THAT YOU WILL
TELL US WHAT THE CABINET HAD TO
DO TO GET THE LEGISLATURE TO CON-
TEMPLATION WHICH IT WOULD BE DANGEROUS TO HAVE
COME UNDER THE LEGISLATURE? What-
ever may be the answer to the above
queries, I suspect we will not get them from the senator."

"The Historic Agreement.
"At my rate, on Jan. 23, 1903, the
Ross government entered into their
agreement with Messrs. Mackenzie, Pel-
latt and Nicholls, granting them the
power now held by the Electrical De-
velopment Company, and on the follow-
ing day, Jan. 20, an order-in-council
was passed by the cabinet approving
of the agreement. Let us notice the
terms of the order-in-council, which I
here reproduce:

"Upon the recommendation of
the hon. the premier, his honor the
lieutenant-governor, and with the
advice of the executive council of
Ontario, has been pleased to approve
of a certain agreement bearing date
Jan. 23, 1903, with identified plan there-
to attached, made between the com-
missioners of the Queen Victoria
Niagara Falls Park of the first part,
and William Mackenzie, Pel-
latt, Nicholls and Frederic Nicholls
of the second part, respecting the con-
struction of works and exercise of
powers within the Queen Victoria
Niagara Falls Park, in pursuance
of the Statute Law Amendment Act,
chapter II, section 38.

"Observe the section 38 I have allu-
ded to. It will be seen that under the
change in the law to which I have re-
ferred the effect of this order-in-
council was the same as if it had the
approval of the legislature under the
law before it was amended, and the
rights and franchises of Messrs. Mac-
kenzie, Pellatt and Nicholls became,
and were, and are vested rights—AND
ALL WITHOUT ANY ASSENT OF THE
LEGISLATURE BEING NECESSARY.

"A Direct Denial.
"Now, in the face of this, the sen-
ator, speaking of the above agree-
ment with Messrs. Mackenzie and
Company says: 'But the administra-
tion went out of office before the
agreement was made.'"

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ROSS TO WHITNEY AND VICE VERSA

Senator Ross: "When Mr. Whitney mentioned the date of the agreement to which my government was a party he studiously avoided, so far as I could gather from any press reports of the speech, mentioning the date on which it was ratified by parliament during his premiership."

Premier Whitney: "More than two years after the deal between the government and Messrs. Mackenzie et al., the latter represented to the new government that their operations had been going on for some time, and that they had assigned and transferred all their interests in the agreement—the agreement which became valid on the passing of the order-in-council above noted—and asked that the legislature ratify the assignment. This was done, and incidentally the agreement was ratified also."

Senator Ross: "It is idle for him to repudiate responsibility."

Premier Whitney: "The words of that ancient mariner, 'Cap't Sullivan, recur to me, 'My! Ain't the old man a corker!'"

"WIRELESS" SOME DAY WILL GO AROUND THE WORLD

Marconi Telling of Difficulties of
Transmission Across Atlantic—
Predicts Greater Triumphs.

LONDON, March 15.—In a lecture at the Royal Institute Marconi told of the difficulties encountered in wireless transmission across the Atlantic. "There exists," said he, "certain periods, fortunately of short duration, when transmission is somewhat difficult. At times it is almost wholly impossible, and at other times it is greater than that used at normal times is employed. These periods occur in the morning and evening, when, owing to the differences of longitude, daylight or darkness extends only part way across the Atlantic. Sometimes the receiving signals are weak, and cease altogether.

"It appears to me as if illuminated space possessed for electric waves different refraction index, as compared with dark space. These waves in passing from one medium to another may be refracted and reflected in the same manner. An isolated storm area in the path of aerial signals will bring about considerable weakening. If stormy weather prevails right across the Atlantic no perceptible interference with our signals is noticed.

"It is only a question of time when wireless telegraphy over great distances, possibly around the world, will be possible. If this is brought about it will become an indispensable aid to commerce and civilization."

WANT ANOTHER.

Ottawa Irishmen Urge Another Representative in Cabinet.

OTTAWA, March 15.—Despite a heavy downpour of rain, Ottawa Irishmen turned out in large numbers for the annual church parade to-day. Services were held at St. Joseph's Church, Rev. Father Sherry of Ottawa University delivering the oration.

The usual resolutions in support of the Irish parliamentary party were passed at St. Patrick's Hall afterwards. The meeting also called upon the Dominion Government to give the Irish Catholics another representative in the cabinet.

THE DEATH OF JESSIE GOULD.



JESSIE GOULD—The Victim.

HARRY SAUNDERS.



HARRY SAUNDERS—Her Sweetheart.

FORBES MIXED MARRIAGES AT EASTER

Papal Decree Read in Toronto Churches on Sunday—Provisions Are Explicit.

Throughout the whole world, with the exception of the German empire, marriages between Catholics and Protestants are to be a thing of the past. Such is the knowledge communicated to the Catholics of Toronto diocese yesterday as explained to them by their priests. During the week His Grace Archbishop O'Connor received a copy of the official decree promised some months ago by His Holiness Pope Pius X, and in accordance with his wishes His Grace requested the clergy of the different churches in his diocese to make known to the faithful the effect of the decree.

The New Laws.

- 1. No marriage will be valid unless it is performed by a priest duly authorized, and before at least two witnesses.
- 2. A marriage performed between two Catholics, or between a Catholic and a baptized non-Catholic by a civil magistrate, alderman, notary public, or Protestant minister, will be null and void.
- 3. No marriage will be licit unless it is performed by the pastor of the bride, or by a priest delegated by him or the bishop of the diocese.
- 4. Those of the faithful who are of marriageable age, or who may be contemplating marriage in the near future, should secure positive and correct information as to the date and the place of their baptism.
- 5. Canonical engagements will not be held valid in the eyes of the church unless duly signed by the parties in the presence of two witnesses and the priest or bishop.

Revolutionary Edict.

As seen from the above the decree is revolutionary in its nature, and upsets the laws of the church regarding mixed marriages, which have been in effect for over three hundred years since the days of the council of Trent. Then the church promulgated just such a law as Pope Pius has recently set forth. In a similar way, however, complaints came from all quarters of the globe condemning the law prohibiting the marriage of Protestants with Catholics. Bishops visited Rome personally, stating that in their dioceses it was impossible to carry out the law and thought Protestants and Catholics would marry in spite of all the church could do.

The result was that Benedict XIV. issued what has been known as the "Benedictine dispensation," whereby mixed marriages were allowed in many parts of the world, the Province of Ontario, and in fact it can be said the whole of America with the exception of a few dioceses where the statutes were granted the Benedictine dispensation.

Now, however, this has been abolished and the decree of the council of Trent goes into effect in its full force.

Why Germany is Excepted.

This is one exception, however, made in favor of the German empire. This is in accordance with special arrangements made by the German empire with the Holy See, and in fact it can be said the whole of America with the exception of a few dioceses where the statutes were granted the Benedictine dispensation.

RIFLES SENT AS MILK.

Hindu Revolutionists Said to Be Active in New York.

NEW YORK, March 15.—Within the past few weeks New York has become one of the most active centres of the Hindu revolutionary party outside of India. At least one large shipment of rifles has been made secretly from this port, labelled "condensed milk," and the weapons are now in the hands of natives.

KING MAY CONFER ORDER OF MERIT UPON ANDREW LANG

LONDON, March 15.—It is believed that the King contemplates the en-
agement of the Order of Merit from twenty to twenty-five members. The order is absolutely in the personal gift of the King.

WILL HE GET IN OUT OF THE WET?



CABMAN TIME: CAB, SIR?

ARREST YOUNG MAN AND PHYSICIAN BODY OF JESSIE GOULD WILL BE EXHUMED FOR CAUSING THE DEATH OF A GIRL

Dr. Ashton Fletcher and Electrician Harry Saunders Are Locked Up on a Charge of Murder.

DEATH SOON FOLLOWED AN ALLEGED OPERATION

Dr. A. G. Ashton Fletcher, 1215 College-street, near Brock-avenue, and Harry Saunders, 21 years of age, an electrician, living at 75 Shuter-street, were arrested on Saturday night charged with the murder of Jessie Ellen Gould, a pretty twenty-year-old waitress, recently employed at the Cadillac Hotel, on Teraulay-street. The girl was a daughter of Henry Gould, 246 London-street, Peterboro, Ont., a foreman with the Canadian General Electric Co. at that place.

It is alleged that the doctor was employed by the young man to perform a criminal operation on the girl, who was his sweetheart, and that the operation was performed by the doctor at his house a week ago yesterday, followed by another at the Shuter-street house on Monday.

The girl was sent to the Western Hospital about noon on Tuesday, and died shortly after 11 o'clock that night. The following day Dr. Fletcher issued a death certificate, and her father being notified, the body was shipped to Peterboro by A. W. Miles, undertaker, 396 College-street. It will be exhumed.

The Arrests.

Saunders was arrested by Detectives Mackie and Sockett at 8:45 Saturday night. He was taken to police headquarters, where he made a statement, in which he involved the doctor. Detectives Sockett, Kennedy, Twigg and Archibald were then despatched to the doctor's house. He was not at home, but after a wait of nearly three hours he was taken into custody as he was leaving a street car to enter his home shortly before midnight. He, too, was taken to police headquarters and questioned by Inspector Duncan, to whom he admitted that certain facts in the possession of the police were correct.

In his statement to the Inspector Saunders told of making a bargain with Dr. Fletcher to perform the operation. He had consulted the doctor because he was the family physician to his uncle Superintendent Smith of the Boys' Home.

Saunders says that about two weeks ago while the girl was living at a Mutual-street house, he went for a drive with Dr. Fletcher. He asked the doctor as to what should be done, and the doctor said made an operation would avert the trouble. He said that the regular price for this was \$50, but that as the young man was out of work he would do it for \$25.

Visited the Doctor.

They talked the matter over on several occasions with the result that the doctor met Saunders and the girl at the Mutual-street house a week ago Saturday. He told them to be at his office the day following at 4 o'clock. Saunders took the girl there at that time on the Sunday afternoon. He remained in the drawing room while

THERE ARE OTHERS.

The arrests of Saturday night make five within a week for "serious offences," three being doctors, and are the outcome of the determination of Crown Attorney Corley and the detective department to stamp out the practice of "race suicide," which Mr. Corley says has reached an appalling prevalence in Toronto.

"Offenders in this regard have become so bold that their practice is an open secret," said he to The World Saturday night. "It would be easy to name a list of these doctors whose practice consists chiefly of this class of work. They have become so bold that they do all but advertise as specialists in their line."

"This is, at once, one of the most vicious crimes against society and one of the most difficult upon which to secure evidence upon which a conviction can be had.

"We are, however, determined to stamp it out, and have even now other cases out of which still other arrests will likely follow in the near future."

It is said one doctor goes so far as to solicit by letter for business of this kind.

PARENTS WERE UNAWARE OF WHAT CAUSED DEATH

Jessie Gould and Sweetheart Saunders Had Been Home for Christmas Holidays.

PETERBORO, March 15.—(Special.)—An enquiry by The World was the first word that Henry Gould had of the real cause of his daughter's death and of the charge laid against her sweetheart and attending physician. Up till 10 o'clock to-night he had believed that her death was due to pneumonia.

Harry L. Alexander of 200 Beverley-street, a friend of the girl's elder sister, Maud, said that when Maud went home at Christmas time, Jessie, Saunders and himself had gone with her to spend Christmas with the old folks at the homestead in Peterboro. The holiday had been spent with more than usual cheer and jollity, and they had all been as one big family together. He was led to believe that any improper relation existed between the young man and Jessie Gould.

The first intimation her parents had of the girl's illness was a letter she had written to her mother about a week before her death, in which she said that she had been sick for several days but hoped soon to be better. The parents knew that the girl's employment had not been steady since her return to the city after the Christmas holidays, but had noticed no unusual note of discontent in her letters, and believed her to be well and happy.

"Come quickly if you wish to see your daughter alive" was the trend of the message sent by Undertaker Miles to the father early last Wednesday morning to break the sad news. He then asked if she were dead, and was told

ALL AUSTRALIA TO WELCOME FLEET

Word of Visit of Yankee Jack Tars is Received With Cheers.

The following despatch comes thru United States channels, and may be weighed accordingly:

SYDNEY, March 15.—There was a dramatic scene to-day at a great gathering of citizens, when at the conclusion of an address on the subject of national defence, the premier, Alfred Deakin, read a cablegram announcing that the American fleet of battleships would visit Sydney and Melbourne. He called for three cheers for the United States, and the audience rose en masse and responded with deafening hurrahs.

The prime minister said that he was sure that such a welcome as an American fleet had never known outside of its own country, would be accorded it by Australia, and the cheering that followed this statement seemed evidence of the fact that Australians, one and all, have a feeling stronger than mere friendship for the American people and their navy.

Premier Deakin, in the speech, alluded to greater expenditures for national defence. He said that the burden imposed upon the people of Great Britain for the maintenance of their naval and military forces was beginning to tell, and that wealthy Australians could not expect to enjoy that privilege of protection against invasion without bearing their share of the cost. The expenditure recommended is \$9,000,000 for an army of 20,000 and 15 coast defence vessels.

Australia's Future Bound With U. S.?

MELBOURNE, March 15.—The Australian Commonwealth officially and generally hailed with pleasure the announcement from Washington that the American battleship fleet will visit the antipodes next July or August. The federal ministers are delighted with the idea of such a visit, the minister of defence, Thomas B. Wing, declaring that the presence of America's fleet would be most gratifying to all Australians. "We feel that our future with that of the United States."

Premier Alfred Deakin was not flattered by the American people when he invited them thru Consul-General Bray, to come to Australia. In his invitation he said:

"The closer federation in the world possesses so many features of likeness to that of the United States as does the Commonwealth of Australia, I doubt whether any two peoples could

Continued on Page 10.

ELOPEMENT IN THE COUNTY.

Herbert McLaughlin and Margaret Monkman Have Gone Together.

Having pictured a nice little home in an American city pretty little Margaret E. Monkman, the 16-year-old daughter of H. Monkman of Kettleby, eloped Friday afternoon with Herbert McLaughlin, 22 years of age.

The course of true love did not run any smooth, for the pair started away from home in an old weather-beaten buggy with a broken dashboard. The horse was a sorry animal in very poor condition—and so were the roads, for the irate father, who wired the police the above information, could not follow his girl, giving the reason that "the roads are too bad," but he will arrive in Toronto to-day.

The body of the girl lay at the home in London-street, Peterboro, from Wednesday night until Friday at 2:30 in the afternoon, when a funeral service was conducted by Rev. J. R. Welsh and the body laid in the vault at Little Lake Cemetery, the frost not having left the ground.

The girl leaves a brother, who has been away from home for some time, in addition to the mother, father and sister.

Immediate action will be taken by the attorney-general's department for the exhuming of the body. It is likely that an order will be issued Monday and that the body sent immediately to the city, where an inquest will be opened.

SENATOR ROSS IS ILL.

Secretary Mackie of the Canadian Club received a wire yesterday that owing to illness Senator Geo. W. Ross would not be able to address the club luncheon to-day. "Ralph Connor" of Winnipeg and John Ewan of the Globe will be the guests, and deliver addresses.

—Chicago Daily News.