

CAN U. S. EXTRADITE ESCAPED MURDERER?

Police Say "No." While Eminent Lawyers Say "Yes."

WAS IT A RUSE?

Postcard Bearing McCullough's Signature Sent From Sudbury.

Is a man convicted of murder legally dead, immediately after receiving his sentence? Can the Canadian police authorities demand the extradition of a convicted murderer, and if he cannot be extradited on a murder charge, as he is presumed to be dead, on what charge can he be brought back? These questions form the latest developments in the McCullough escape case over the week-end.

According to several police officials, McCullough was legally dead immediately after receiving sentence. Further, that as an American citizen, if he were rearrested in the United States he could not be deported as an undesirable from his native country. Therefore, the only charge on which the escaped man could be brought back would be on the minor charge of jail breaking, which in itself is not an extraditable offense. "This expression of opinion among a number of police officers last night has led by some interesting details of the ramifications of the extradition act and prompted by these opinions, a reporter for The World last night interviewed Peter White, K.C., who prosecuted McCullough and T. C. Robinette, K.C., who defended the prisoner, to ascertain their respective opinions on these knotty points.

Mr. Robinette stated that a man was not legally dead until a certificate of death was received by the authorities from the sheriff of the county, stating that the sentence of the law had been duly carried out, thus nullifying the opinion of the police that the condemned man was legally dead immediately after receiving sentence. Further, McCullough can be extradited on the murder charge from anywhere except China or Germany. Asked if the United States could deport him from his native land, Mr. Robinette stated that they could deport him even if he were a citizen.

Mr. White's opinion. Mr. White confined his opinion only to the eventuality of the escaped prisoner being recaptured after May 2, the date set by Justice Rose last January as the date of the extradition. Comes then the question whether or not McCullough would be legally dead after that date or not. Mr. White stated that date or not. "McCullough would be legally dead," he said. "They would have to produce a certificate to show that the man had been executed. If they had White. Asked in a general sense if the murderer could be brought back at all, Mr. White ventured the opinion that the act provided for the apprehension of a man only suspected of a criminal act, surely there would be some clause provided where a man who had been found guilty of a criminal one could be extradited.

At a late hour last night, Inspector of Detectives George Guthrie, who was seen by The World reported no new developments in the case.

Was it a Ruse. The receipt of an Easter postcard bearing McCullough's signature, from Sudbury, did not create any great excitement. The provincial police were already at work investigating in northern Ontario before the card arrived. Mr. Robinette stated that he had an attempt on behalf of McCullough's friends to mislead the police.

Many rumors came to central headquarters that McCullough had been seen, but on being investigated they were found to be without foundation. Information received from the girl, Lavelle, the girl wanted in connection with the jail-breaking arrangement, was seen in Toronto since Tuesday. The person who had been seen by her claimed to know her, and said that she was well dressed, but from her appearance looked as she had been sleeping in a garret where she had been hiding and arrested. Other Spartacan leaders either are in concealment or in flight.

Wire communication between Brunswick and Berlin has been re-established. A new cabinet has been established in Brunswick, made up of four majority socialists, two independents and one democrat.

Liberated Russian Prisoners. Copenhagen, April 20.—The present authorities at Munich, according to advices received here, have liberated and repatriated Russian prisoners of war who have been confined in the camp at Puchheim, on the outskirts of the city. A Russian guard is now patrolling the Munich railway station.

Win Their Strike. London, April 20.—A despatch to the Exchange Telegraph says the Berlin department store employees have won their strike and that the trouble is now ended. The despatch adds that the Soviets are now controlling employment.

Fuel Controller Cousins Predicts Higher Coal Cost. Special to The Toronto World. Windsor, Ont., April 20.—Unless the public comes to a realization of conditions and proceeds to lay in the winter supply of coal, it will cost anywhere from \$2 to \$2.50 more than it did last winter, in the opinion of Provincial Fuel Controller E. L. Cousins.

Writing to Local Fuel Administrator Parker, the provincial controller cites the fact that a ten-cent increase per ton per month will be added to the cost of coal at the mine head until a minimum of 50 cents is reached, but in addition to this, the recent increase in the miners' wage scale must be considered.

PADEREWSKI IN SWITZERLAND. Geneva, April 20.—Premier Paderewski of Poland, accompanied by his wife and suite, has arrived at his Swiss home at Morges, near Lausanne. M. Paderewski works with his secretaries fourteen hours daily and seems greatly fatigued. He will return to Paris tomorrow.

Score's Clothes NOTICE Made on honor. R. SCORE & SON, Limited 77 KING STREET WEST, TORONTO.

HUNGARIANS RAN UP RED FLAG VIENNA GOT EXPLOSIVES FROM GERMAN FIRM

Communist Government Needs Austrian Aid, if Plans Are to Succeed. Explains How Rebels Obtained Them.

Vienna, Friday, April 20.—Two demonstrations were started during the week, the outgrowth of several Communist meetings, which were held in the city. One of these meetings took place Tuesday at the war office, when the Austrian republic flag of red and white was pulled down by a small crowd and a red flag run up in its place. It is significant that the outbreak happened at the time of the visit of Joseph Pogany, reputed to be the ruling chief of the Hungarian Communist government, and other Hungarian officials, who are said to realize that it will be impossible for their plan to succeed unless with Austrian aid. Pogany this afternoon gave out a locally printed interview, in which he declared that the Americans favored the Bolsheviks. He pointed out the fact that the Americans already had furnished food to Budapest, but did not state that the food was sold by the Americans to the Karolyi government. Mr. Pogany having received the money, they delivered the goods, notwithstanding the existence of the Communist government.

MUNICH PREPARES FOR FIERCE FIGHT

Government Troops Outside City Are Reinforced by 3000 Wurtembergers.

Berlin, April 20.—The government troops outside Munich have been augmented by the arrival of 3000 Wurtembergers. Preparations for a decisive fight are proceeding in the city. Conditions as regards food are growing worse. The food stocks are becoming depleted. The Hoffmann government has sent in a limited amount of food for the women and children, but the Spartacans declare this report is untrue. They say there is plenty of food in Munich and also assert that the government troops decline to fire on them.

SOLDIERS AND WIVES ARRIVE ON GRAMPAN

Steamer Docks at St. John With Canadian Troops and Their Families.

St. John, N. B., April 20.—Cubby babies, happy mothers, and brave fathers made up the passenger list of the C. P. O. S. Grampian, which docked here late this afternoon, following an uneventful trip from Liverpool. All the soldiers who returned today were married men, bringing their wives and children. There were in all 814 men, eight officers, 1179 civilian adults and 288 children. There was also a party of 100 Americans on their way home, in addition to a party of five Newfoundland shipwrecked seamen. There were two births on the voyage across, both girls, one to Mrs. Germaine Dyer, and one to Mrs. Susan Riddie, going to Quebec. The mothers are coming to this country for the first time.

CANADIAN VICKERS LAUNCH BIG SHIP

Hon. C. Ballantyne Says Canada Must Have Mercantile Marine.

Montreal, April 20.—The Canadian Vickers plant, Malton, has launched the largest ship ever built by the Canadian government, a 3100-ton mercantile marine, of 3100 tons, was sent into her native element. The minister announced that the ship was built in service and assisting in connection with the government's shipping program, and three of these ships are to be built by the Vickers plant.

MAIL AIRSHIP FELL; TWO OF CREW BURNED

Paris, April 20.—An airship carrying mail from Strasbourg to Paris fell today near St. Didier. Two of the crew were burned to death and a third was seriously injured. The mail matter carried by the airship was destroyed.

Twenty-Four Celestials Taken in Gambling Joint

Running true to their usual Sunday performance, Plainclothesmen Ward and Scott of No. 2 Division yesterday raided another Chinese gambling joint at 28 Elizabeth street, and in less than half an hour 24 surprised Celestials had been shipped to the station; Hoy Yim, of the same address, was held by the police as the keeper.

HAMILTON NEWS

Hamilton, April 20.—Residents of Ward Three who have to depend upon the Dundas street line to come into the city will be served with a street car service that will practically follow a belt line route through the west end of that ward if the plans of Ald. John Tope materialize. When the Y.M.C.A. commences its campaign on May 5 (for \$1,000,000, Hamilton will be asked to contribute \$52,000. Hamilton to be taxations of the \$2,000,000 Zimmerman Reliance Company, Limited, according to an announcement by industrial Commissioner Kirkpatrick. The above firm is an amalgamation of the Zimmerman Manufacturing Company of Hamilton and the Reliance Knitting Company of Toronto. With the Hon. S. C. Newburn and T. J. Stewart, meeting the government architect here on Monday to go over the plans for the addition of the postoffice, he begins to look as if the original schedule, which called for work to be commenced May 1, is being pushed back. City housewives and farmers' helpmates staged a lively meeting at the Royal Connaught Saturday afternoon during a discussion on the price of butter and the high cost of living in general. A resolution was adopted asking the Ottawa to investigate food prices, ascertain exactly the amount of butter and eggs in cold-storage, and to reply by May 3.

ACTOR STOPS PANIC AT GRAND THEATRE

O'Shea Quiets Audience Alarmed by Fire in Check Room.

REELS CAME QUIETLY

Orchestra Played, Artists Continued and Flames Were Quenched.

Like fiction reads an episode which occurred at the Grand Opera House on Adelaide street last Saturday night, when a fire panic, caused by the presence of mind of Oscar O'Shea, who played the part of Paul Kell, in "The Rosemary" the night of the fire started in the check room, where some gentleman had absent-mindedly turned in his coat to be checked after, and it seemed for a minute as if the alarm would become general, when Mr. O'Shea rose to the occasion with a neat little speech, saying that the actors were just as particular about their lives as anyone in the house, and that the fire started in the check room, where some gentleman had absent-mindedly turned in his coat to be checked after, and it seemed for a minute as if the alarm would become general, when Mr. O'Shea rose to the occasion with a neat little speech, saying that the actors were just as particular about their lives as anyone in the house, and that the fire started in the check room, where some gentleman had 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