

45TH. YEAR. NO. 19504

THE ADVERTISER, LONDON, ONTARIO, SATURDAY NOVEMBER 7, 1908—EIGHTEEN PAGES.

WILL NOT ASK FOR LEGISLATION TO VALIDATE POWER CONTRACT

Special Committee Also
Decided to Oppose
Issuing Fiat.

THE ALDERMEN WERE FIRM

On Both Points—Ald. Beattie
Stated His Position Regarding
Matter.

There was a very lively debate at the meeting of the special power committee last night, when the question of opposing the issuing of a fiat by the Attorney-General at the instance of the plaintiff, Smith, making the hydro-electric commission a party to the action now pending against the city, to prevent the council carrying out the contract with the commission, signed last June, and of granting the request of the Western Ontario Municipalities Power Union, that the Legislature validate all bylaws passed by the councils in January last, were discussed.

What Was Done.
In the first instance it was decided to instruct City Solicitor Meredith to oppose the granting of the fiat. The reason advanced was that by this method any unnecessary delay caused by litigation would be avoided.
In the second instance, it was decided not to pass the resolution. This means that if the bylaws, admittedly legal, are to be validated, the Legislature must take the onus of such drastic legislation, and not the municipalities. It was the opinion that the Legislature would not accept the responsibility, but would send the bylaws back to the people again, with all the information possible on the question.

Ald. Beattie Speaks.
The debate was keen, and at times was rather warm. Ald. Beattie made a very spirited speech. He read the statement from the Financial Post, of Toronto, in which it was stated that the contract for the transmission line had been awarded at a price \$250,000 in excess of the lowest tender, almost one-fifth of the whole cost of the line. This had not been contradicted by the hydro-electric commission, and until it was contradicted, he said, it must be accepted as a fact. As London was interested in the line to the extent of over \$600,000, the increase of the cost by one-fifth was of considerable importance to the citizens, and warranted delay.

City Solicitor Meredith.
City Solicitor Meredith was present, and explained why the council should oppose the granting of a fiat to Mr. R. H. Smith in his suit against the city. It was stated, said Mr. Meredith, that the contract was illegal, because certain statements to the council had been misleading and incorrect. The contract was entered into by the council. That body had shown no desire to repudiate the contract. There had been no claim on the part of the council that they had been misled. It was not for Mr. Smith or anybody else to say that the council had signed the contract under a misapprehension. It was not for him to say that the council did not know what they were doing when they signed the contract. Some time ago a motion came up in Toronto asking that the commission be made co-defendants in the suit. In order to do so a fiat must be issued by the Attorney-General. The latter had set a day for the hearing, and Mr. Meredith wanted to know what his instructions would be, whether he was to oppose the fiat or favor it. If the council had no desire to repudiate the contract they would naturally ask that no fiat be issued.

The Vote Last Year.
"All we took a vote in last year was the distribution plant," said Ald. Ferguson.
"Yes, that was all," said Mr. Meredith. "The vote on the contract was taken two years ago, I think."
"I thought the contract then passed upon read that power was to be furnished at the outskirts of the city for \$25.50 per horsepower," continued Ald. Ferguson. "Now the new contract reads that power will be furnished at the Falls at \$9.40 per horsepower, and the city must bear the cost of transmitting it here."

The Contention.
"That is not the question here," said Mr. Meredith. "The whole contention in this action is whether the council had the right to sign the contract in June last without first going to the people. The intention of the hydro-electric act is that the council had the right to sign such a contract."
"I thought then and still think that the whole question should have been submitted to the people again," continued Ald. Ferguson. "A vote should be taken in January next, when the people will have all the information necessary on the matter. The necessary information has not yet been given. It is not fair to the citizens. I move that we favor the granting of the fiat."
(Continued on Page Nine.)

THREE MONTHS FOR HAMILTON PERSONATOR

Hamilton, Ont., Nov. 7.—Giovanni Ciorretti, the Italian, who was found guilty of personating Cyrus Rose, at a ward 4 polling booth on election day, was sentenced by the police magistrate this morning to three months in jail and a fine of \$50, the minimum penalty.

COUNTY POLICE RECOVERED HORSE

Recently Stolen From W. T. Colwill, of Centralia.

The county police have recovered the horse which was stolen from Mr. W. T. Colwill, of Centralia, recently, and it is expected that the thief will be captured today.
The horse was sold to a farmer residing 20 miles away from the scene of the robbery for a very few dollars. The horse was recovered through some clever detective work of Acting High Constable Northgreaves.

ROCK ISLAND PRESIDENT IS QUITE OPTIMISTIC

Railway Business Is Improving and the Prospects Are Very Bright.

Mr. Thomas Jackson, of Chicago, vice-president of the Chicago Rock Island and Pacific Railway, passed through the city at noon today in a private car en route for his home. Mr. Jackson has been in New York, Boston and other eastern cities on a business trip, and to The Advertiser stated that the railroad business is in very fair shape, and is rapidly improving.
Now that the elections are over, there will be a general impetus given to trade, and Mr. Jackson looks for a return of good times shortly.
Mr. Jackson has been in New York, the electrification of the Saratoga tunnel, and will probably return to be present at the official opening, which takes place on Nov. 12.

7th Regiment Officers Will Fight Action Entered by Mr. O. M. Finch

Committee Named to Secure a
Lawyer to Defend the
Cases.

At a meeting of the officers of the Seventh Regiment last night, it was decided to fight the action entered by Mr. O. M. Finch to recover payment for food supplied the officers and men of the regiment during the Quebec centenary.
A committee was appointed to engage an attorney, who will act for the eighteen officers involved.
Almost every officer in the regiment, from Col. Frank Reid down, is named as defendant in the action.
In the course of the meeting it was intimated that Col. Reid might be inclined to remain two more years at the head of the regiment if invited to do so.

THREE UNIONS MAY WITHDRAW FROM THE T. AND L. COUNCIL

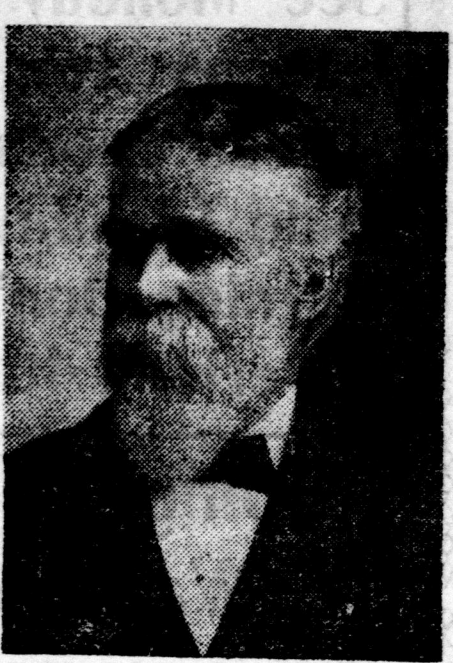
As a Result of the Threatened Demand of the Union Men for a
Reduction of Licenses in London—Bartenders, Cigar-makers and Coopers Affected.

There is likely to be considerable trouble over the determination of the Trades and Labor Council to ask the city council to submit a bylaw cutting off a number of hotel licenses in the city.

It was stated on the best of authority this morning that the Bartenders' Union, the Cigarmakers' Union and the Coopers' Union will consider at their next meeting the question of withdrawing from the Trades and Labor Council.
All three trades are affected by the local option movement, and it is considered to be in the interests of these trades that all and every effort to reduce the number of licenses be opposed.
"There is going to be trouble," said one of the members of the Trades' Council this afternoon. "I have heard that the bartenders, cigarmakers and coopers are thinking of withdrawing from the Trades and Labor Council. The cigarmakers have the largest union in the city, and have a considerable influence. The other union are quite strong also, and will no doubt make their influence felt. Among the other trades unions there is not much interest taken, and it is not likely that any other unions than the three mentioned will consider the question of withdrawing. Even these unions are divided, as the rank and file are not in favor of the step taken. If the question of local option were put straight on principle it would be different."

No Communication as Yet.
No communication has reached the city clerk or the mayor as yet from the Trades and Labor Council. The consensus of opinion is that the Trades and Labor people will back down before it reaches the council, and the matter will drop.
Attitude of Aldermen.
"There is not one alderman that I know of who will support the request of the Trades and Labor Council as it stands at present," said an alderman this morning. "My own opinion is that the union men will not carry out the threat. I am convinced that some of the men who took a prominent part in the proceedings are sorry, and will try and allow the matter to die out of itself. I do not think it will amount to much now, although I fully believe that a number of the Trades and Labor Council thought they were doing the right thing."

—Special union thanksgiving services will be held Monday morning in the First Methodist Church.



THE LATE THOMAS TINE.

The funeral of Mr. Thomas Tine was held this morning to the Grand Trunk station. The services were conducted at his late residence, 636 Wellington street, last night by Rev. W. L. Rutledge, assisted by Rev. A. J. Vining. The large number of very beautiful floral offerings from all over Ontario showed the high esteem in which the deceased was held. The pallbearers were Messrs. T. J. Murphy, Sovereign, Matthews and Purcell, of Simcoe, and Messrs. Fred Soper and C. Tine, of this city. Interment was made at Simcoe this afternoon.

EMPLOYEES ALLEGE UNFAIR TREATMENT

Say the C. P. R. Are Not Looking After Men Engaged During the Strike.

It is not unlikely that an appeal may be made to the Government by some of the men who were employed as strike-breakers during the recent C. P. R. strike, asking that they be given what they term fair treatment. It was stated to The Advertiser by one of the men this afternoon that practically all the men who were brought to this and other cities by the C. P. R. to work while the strike was on had been "let out" and their places filled by the men who struck.
"We will likely take our case to the Government," the machinist told The Advertiser, "as we think we have been unfairly used."

Prisoner Well Dressed and Appears To Be Refined.

In the police court this morning, Claude St. George Cuff, charged with stealing a gold watch from a local boarding-house, pleaded guilty and was sentenced to six months in the Central Prison.
Magistrate Love has documentary evidence to show that Cuff belongs to the nobility of England.
The prisoner is a well-dressed young man, who speaks with an air

of refinement. He has been in Canada for some time.
Pleaded Guilty.
Charles Peterson, arrested yesterday on a charge of stealing cakes from the McCormick Biscuit Works, where he is employed, pleaded guilty and was recommended for a week for sentence.

"This sort of petty thieving in a factory as big as McCormick's has got to be stopped," the court told Peterson. "Just think what would happen to the firm if all of their hundreds of employees every day took as many cakes as you did."

Florence Bone, found guilty of vagrancy, was sentenced to six months in the Central.

MARKET WAS OVERCROWDED BIGGEST CROWD OF THE YEAR

Potatoes and Poultry Were in Great Demand This Morning—
Thanksgiving Made a Notable Difference in Some Lines.

Seldom in the history of this city has the market been so overcrowded as it was today. Farmers, rigs, horses and purchasers were jumbled together so closely that it was only with difficulty that progress could be made through the mixup.

Talbot and King streets were almost completely filled with farmers' rigs in front of the market, and the sidewalks were thronged with people.
"It is the biggest market of the year, and possibly in several years," said Weigh Scales Clerk Dean.

Potatoes and poultry were in great abundance, and prices were rather easy. It was estimated that at least 50 loads of potatoes were offered for sale. Prices ranged from 70 to 75 cents a bag, wholesale, and a few cents more retail.

Two Years for Michael Ponzi Buckberrough Found Not Guilty

The Two Sensational Woodstock Cases Decided Today.

[Special to The Advertiser.]
Woodstock, Nov. 7.—Two years and six months' imprisonment in the Kingston Penitentiary was the sentence imposed by Mr. Justice Magee at noon today on Michael Ponzi, found guilty of manslaughter on Thursday.

Ponzi, at Ingersoll, last Sunday, threw a stone which struck a fellow Italian, Pardi Constantine. The dispatch with which Ponzi's case was disposed of constituted almost a record in Canadian criminal records. One week after the crime he will be occupying a cell in the penitentiary. When asked through an interpreter if he had anything to say, Ponzi said he wanted a new trial.
The jury retired in the Buckberrough arson case at 11:25, and came in exactly an hour later. They gave a verdict of not guilty, and Buckberrough left the room a free man.

Six Months for English Nobleman Claude St. George Cuff Sentenced

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Sarnia Brakeman Lost a Foot In London Yards This Morning

Was Running Alongside Moving
Cars When He Fell With
Foot Across Rail.

Peter Smuck, a young Grand Trunk brakeman, living in Sarnia, had his right foot so badly mangled in the East London yards this morning about 6 o'clock, that he had to have it amputated.
Smuck was engaged in making up

his train and was running by some cars, when his coat caught and threw him to the ground.
His right foot fell across the rails, and before he could withdraw it the cars passed over it and crushed it very badly.

Smuck was taken to Victoria Hospital at once in the police ambulance, and Dr. Seaborn found the foot had been so badly mangled that it was impossible to save it.
An operation was performed, and Smuck is at present progressing favorably.

Y.M.C.A. Raised Sum of \$5,167 Amount Is Good for Three Years

Members Give Great Praise to the
Efficient Work of Mr. John
Macpherson.

The biggest "short campaign" ever conducted in this city was completed yesterday afternoon by the members of the Y. M. C. A. They set out to raise \$5,000 in 3 days.
Within a few hours over the set time the object was attained, and the total amount raised to date is \$5,167.
With very few exceptions these pledges or subscriptions are for 3 years, making a total of over \$15,000.
One week ago, with the exception of the members of the board of directors and a few other friends of the association, practically no one knew that a campaign was about to be launched. On Saturday last thirteen young men from over the province assembled and spoke in 23 of our churches on Sabbath.

The Good Work.
A large mass meeting of men was held in the auditorium Sunday afternoon. This was followed up by a citizens' banquet on Monday evening.

The success in raising the amount is due a great deal to Mr. E. M. Thomason, associate secretary of the provincial committee. Mr. Thomason is a specialist in this line of work, devoting the greater part of his time in leading financial campaigns among the associations of Ontario and Quebec. The members of the board of directors are associated with quite a number of directors and men closely interested in the work of the association were the enthusiastic workers.

President's Good Work.
Four committees of young men solicited the younger men of the association with splendid results, but the man who probably more than anyone else stimulated and carried the campaign through was Mr. John Macpherson, barrister, the president of the association and leader of the businessmen's committee.

Newfoundland Government Returned
Halifax, Nov. 6.—Latest returns indicate the return of the Bond Government by a small majority. The Opposition has 13 seats and the Government seventeen, with six to hear from. These will give a majority for the Government.

KAISER INSISTS ON APOLOGY FROM FRENCH GOVERNMENT

German Emperor Takes Matter Into His Own Hands and Rejects
Proposal of France for Amicable Settlement of
the Casablanca Incident.

Paris, Nov. 7.—The Matin's Berlin correspondent says:

"It is declared in official circles late tonight that Germany has rejected the French proposal submitted by Ambassador Cambon, and that the Government insists on France expressing regret at the actions of the French soldiers at Casablanca toward an official of the German consulate. The Emperor alone is responsible for this attitude, and requires that every modification of the German demands be submitted to him by Prince Von Buelow, the imperial chancellor, and Herr Von Schoen, secretary for foreign affairs."

EIGHT LIVES WIPED OUT IN MANITOBA FIRE TRAGEDY

Mrs. Carey, Five Daughters, One Son and a Miss Gillespie,
Residents of a Farm House Near Swan Lake,
Meet Death in Flames.

Swan Lake, Man., Nov. 6.—One of the most terrible tragedies in the history of Manitoba, and one which nearly wiped out an entire family, occurred this morning on the farm of Edward Carey, near here, when Mrs. Carey, her five daughters, one son, and Miss Gillespie, a teacher in the Lake View school, who boarded with the Carey family, were burned to death in a fire which destroyed their home.

While nothing definite as to the cause of the fire can be learned, it is presumed that Carey had attempted to use coal oil in lighting the fire, and that an explosion followed, which not only enveloped him in flames, but set the house on fire, the flames spreading with such rapidity that the escape of the sleeping members of the family was cut off almost instantly.

Six other people have been burned to death as a result of coal oil explosions in Manitoba within two weeks, and it is believed that an inferior grade of oil, below the regulation flash point, is being sold here, with murderous results. Some of it has actually been tested and will explode like gasoline.

Mrs. Carey and her eldest son, Herbert, arose at an early hour, and the latter at once proceeded to the barn to attend to the stock while his father lighted the fires. A few minutes later he was shocked to notice the house in flames, and rushed back just in time to rescue the charred body of his father from the flames before the roof

London & Western Pipe Line Gas Co. Determined to Enter This City

No Matter What Arrangements
Are Made by the Other
Concerns.

The position of the London and Western Counties Pipe Line Company, the local concern looking for a franchise for the distribution of gas throughout the city, is unchanged by the request of the Romney promoters to be allowed to distribute their gas through the City Gas Company.

The former want a franchise, whether a similar franchise is given to the other company or not. They will insist on that at the next meeting of No. 2 committee, when the question is again discussed.
"We are asking for a franchise," said ex-Ald. Scarlett this afternoon. "We say that the City Gas Company's franchise is a perpetual one, but not an exclusive one. We have the gas, and we intend to sell it. We consider London a good point for the sale of

natural gas, but we have any number of customers who would buy the gas if we did not come to London.
"If the request of the Romney promoters is granted, and they alone are allowed to sell to the City Gas Company, it is still a monopoly and unfair.

Situation in Hamilton.
"Allowing us to distribute gas throughout the city will not hurt the city any, there is no doubt of that. Hamilton has three pipe lines and there is no complaint. London is almost as large and only one. We still maintain that we want to bring one of the greatest boons to London the city ever had, and we should be given an opportunity to do so.

"We will oppose an exclusive franchise. We want to be given an opportunity to bring natural gas here. We could get it here within 90 days at least after the franchise were given us. When we got to the city limits we then might make a deal with the City Gas Company. We do not want to be held up."

A Recount in West Middlesex

The recount of ballots cast in the recent election in West Middlesex commenced this morning at 9 o'clock in Glencoe. Mr. John McLaughlin, the Conservative candidate, was represented by Mr. J. C. Judd, Percy Moore and H. S. Blackburn.

Mr. W. S. Calvert, the member-elect, was represented by Duncan C. Ross, M. P. P., and J. C. Elliott, M. P. P. Judge Macbeth is presiding.

Mr. Calvert's official majority was fifteen.

Beware of the Wily Demonstrator

Mr. James E. Stein, manager of the Thiel Detective Service, has been in the city for several days in connection with work for the City Gas Company.

It was through Mr. Stein's efforts, it is said, that the case which was heard in the police court yesterday was brought to light.

The parties had been suspected of using the company's gas for some time, and the thing was to prove it. One day a lady called at the house and announced that she was demonstrating a new breakfast food. She asked to be allowed to cook the food on the gas stove, and this request was granted.

The demonstrator left after giving a short demonstration, and said she would return later.

She did, but she had with her the company's inspectors, and the police, with the result that a clear case was obtained.

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fell in, burying all who were near and dear to him in the raging fire. It is believed from the position in which the charred remains were found amidst the ruins this afternoon that all had perished in their beds, and some of the smaller ones probably never awakened to realize their terrible fate.

While nothing definite as to the cause of the fire can be learned, it is presumed that Carey had attempted to use coal oil in lighting the fire, and that an explosion followed, which not only enveloped him in flames, but set the house on fire, the flames spreading with such rapidity that the escape of the sleeping members of the family was cut off almost instantly.

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She did, but she had with her the company's inspectors, and the police, with the result that a clear case was obtained.

INDIAN BOY IS CHARGED WITH THEFT
Alleged the Little Redman Purloined a Shotgun.

A 13-year-old Indian boy appeared before Judge Macbeth today charged with stealing a shotgun and several other articles from a neighbor on the Ononda reserve. The lad refused to speak to anyone, and after instructing Crown Attorney McKillop to write the youngster's father, his honor remanded the boy until the 14th.

LADY WAS INJURED ALIGHTING FROM CAR
Accident to Mrs. J. Crocker on Wellington Street Last Night.

Mrs. J. Crocker, an employee of Lady Carling, last night fell while alighting from a north bound Wellington street car, and sustained a severe shaking up and a number of bruises.

Mrs. Crocker attempted to alight before the car stopped at the corner of Central avenue and Richmond street.