

The London Evening Free Press

WESTERN ONTARIO'S FOREMOST NEWSPAPER.

THE WEATHER: Probabilities — Scattered Showers.

LONDON, ONTARIO, MONDAY JUNE 2, 1924. — 22 PAGES.

THREE CENTS.

LOCAL OPTION LIQUOR CONTROL ASKED

Abolish Mental Expert Testimony On Behalf of Prisoners

BOARD OF 3 DOCTORS TO DECIDE ON SANITY

Eliminate Aliens Being Retained By Both the Crown and Defense.

SUGGESTION CONSIDERED BY PUBLIC HEALTH DEAN

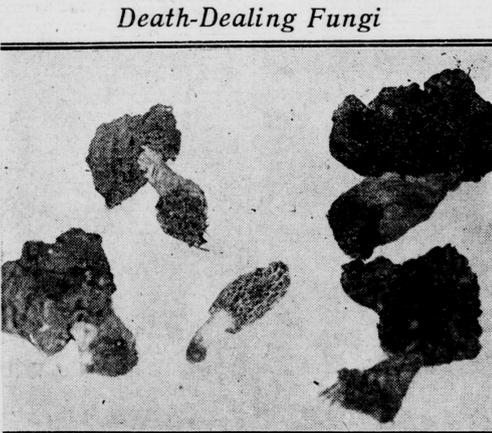
New Method of Procedure For Not Only Alleged Murderers, But All Mentally Delinquent.

The appointment of three doctors to determine the sanity of prisoners whose mental condition is questioned is the suggestion advanced by the Ottawa police magistrate in a letter received by Dr. H. W. Hill, dean of the faculty of public health of the University of Western Ontario. The doctors among whom would be the jail physicians, would act as impartial judges as to the prisoner's sanity, according to the suggestion. The letter has been forwarded by Dr. Hill to the committee of mental hygiene of the Ontario Medical Association. Nothing since has been heard of it.

The suggestion, which is based on the experience of the Ottawa magistrate, meets with the approval of Dr. Hill. Asked for his opinion in connection with this system at murder trials where a plea of insanity has been entered on behalf of the accused, Dr. Hill said:

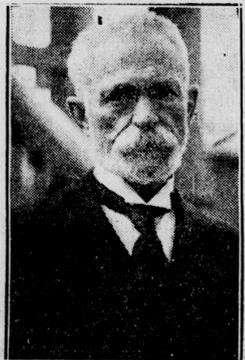
"I believe that the prisoner should be examined by physicians not hired by either crown or defense and who would act as advisers to the judge in all cases. Their appointment should be based on skill and ability alone and not on any other qualification."

"But this letter that I have received from the Ottawa magistrate is not intended for allegedly insane murderers alone," Dr. Hill continued. "The suggestion is meant for procedure in all cases of mental delinquency coming before the courts from trivial offenses to those charged with serious crimes."



Death-Dealing Fungi

Specimens collected by Dr. John Dearness and Professor E. H. McKinnon, of the London Normal School, near Tillsonburg, which are being forwarded to Ottawa for chemical analysis. The larger specimens are of the lorchel which, though not ordinarily fatal, caused the death of a boy near New England. The smallest specimen is of the ordinary edible morel which is entirely harmless. Dr. Dearness was asked by the Federal Government to report on poisonous fungi.



PARKED CAR IN CENTER OF ROAD

Roumanian Found Fast Asleep Near Melrose.

EMPLOYER PAYS FINE Couldn't Be Accused of Driving Car While Drunk.

George Boca, a Roumanian, was fined \$10 and costs before Magistrate Hawshaw to-day at the county courthouse for being disorderly and parking his car in the center of the road, contrary to the Motor Vehicles Act.

Boca was found asleep in his car near Melrose late on Saturday night by High Constable A. J. Wharton, who stated that the car was parked without lights almost in the center of the road. Previous to this Boca had been creating a disturbance in the village, due to drinking too freely of alcoholic stimulants.

Boca narrowly escaped spending the next seven days in jail, as it was pointed out by the magistrate that he was in charge of a car while drunk, but Constable Wharton did not wish to press this charge, as at the time of Boca's arrest he was asleep at the wheel of the car.

A. C. Norwood, of Petrolia, Boca's employer, was in court and stated that the accused had started out for London in his own car. He was willing to pay the fine.

When asked as to where he secured his liquor, Boca replied in broken English some man gave it to him, which prompted the magistrate to remark that it grew on trees.

PARIS BUGGY HIT BY COUPE, WOMAN MAY DIE

BRANTFORD, June 2.—Mrs. Wall, Paris, R. R. No. 4, lies unconscious in the Brantford General Hospital from injuries sustained when the buggy in which she was riding with her husband and two sons last night was crushed into a Ford coupe driven by John McKeenan, 30 Duke street, this city. He there has been any departure from a charge of criminal negligence, pending bail of \$10,000, which was arranged this morning.

CITY FIRM WINS PAVING CONTRACT

Boss & Brazier Awarded \$75,000 Job Near Stratford.

IN STIFF COMPETITION Operations On District Roads To Commence This Week.

It was announced at the office of the department of public highways to-day that Boss & Brazier, local contracting firm, have been awarded the contract for laying two miles of highway pavement from Stratford in a southerly direction, at an approximate cost of \$75,000.

That a London firm should secure this contract speaks highly for this firm, whose work for the department last year was very satisfactory, according to Divisional Engineer John Sears. Active paving operations in the London district will commence this week Mr. Sears stated.

Other contracts awarded in this work are the McArthur Engineering Construction Company, Guelph, who were awarded contract for the laying of 6.2 miles of pavement between Shakespeare and New Hamburg.

ARREST OFFICER HIDING IN MARSH

Ford City Policeman Charged With Violating O. T. A.

BEER FOUND IN HOTEL

Special to London Free Press.

CHATHAM, June 2.—Following a week-end investigation, Forrest Noble, a member of the Ford City police force, was arrested by county police and before Magistrate Arnold in county police court at Erieau this afternoon will face a charge of violating the liquor law.

A search of the British American Hotel at Erieau, a popular Kent summer resort, brought to light a quantity of whisky and beer, police say. Noble, according to the police, is the proprietor of the hotel. When he heard that prohibition enforcement officers had searched the hotel Noble fled to the Erieau marshes.

He was located by a posse following a lengthy search and was carrying two automatic revolvers when apprehended. He submitted to arrest quietly. Noble was wearing a part of his police uniform when arrested. A charge of selling liquor has been preferred against Else Noble, the policeman's wife, who has managed the hotel business. Several others are charged with violating the liquor laws as a result of the investigation and were to appear this afternoon.

SOLICITOR GETS ANNUITY FROM \$80,000 ESTATE

Special to The London Free Press.

TORONTO, June 2.—Mr. Justice Riddell this morning upheld the will of the late Mrs. J. L. Robertson, who disposed of an estate of \$80,000. Under the terms of the will, J. W. McCullough, her solicitor, gets \$1,000 cash and an annuity of \$650 so long as he remains unmarried. The hospital for sick children receives \$10,000 and the income of the balance of the estate, after the death of McCullough, goes to the Oudfellows' Home. Mr. Justice Riddell said there was no evidence of delusions or insanity.

LONDONER GETS LONG TERM FOR ROBBERY

Jack Yohn Goes To Marquette Prison For 20 To 40 Years.

FIGURED IN WYOMING ROBBERY FEW YEARS AGO

Convicted of Oil Station Robbery in Detroit and Waited Long Time For Sentence.

Special to The Free Press.

DETROIT, June 2.—Jack ("Casey") Yohn, alias Jack Downey, formerly of London, Ontario, was to-day sentenced to serve from 20 to 40 years in Marquette prison for participation in the robbery of George Campbell, 3943 Brush street, an oil station attendant, on August 27 last. Only \$500 was secured in the robbery. The sentence was pronounced by Judge Bartlett. Yohn was defended by William McCreadie.

Yohn's hearing had been postponed on several occasions, the final adjournment being made last week. George Saville, alias Harris, said to be of Hamilton, was also convicted of having participated with the prisoner in the robbery. He was previously sentenced to serve 15 years in Iowa reformatory.

Yohn was previously tried and acquitted for complicity in a bank robbery at Wyoming, Ontario.

20 To 40 Years



JOHN YOHN, London boy, sentenced at Detroit to-day for armed robbery. Yohn was acquitted on murder charge.

2,000 BOYS TAKE PART IN C. S. E. T. MAYORALTY FIGHT

Shows Interest of Methodist and Presbyterian Four-Square Groups.

KEEN RIVALRY FOR ALDERMANIC POSTS

Trail Rangers and Tuxis Group Preparing For End of Campaign.

Two thousand boys in London are in the throes of the C. S. E. T. civic election involving the selecting of a mayor and council for the coming year. The majority contest will resolve itself into a trial of strength between Methodist and Presbyterian Tuxis and Trail Ranger groups, it is believed, showing which of the two groups has the greater interest in the work.

WEALTHY YOUTHS DEMAND RELEASE

Take Haughty Attitude Though Charged With Murder.

SUGGEST "FIXING" JURY "We Have a Lot of Dough," Says Young Leopold.

CAPITAL OFFENSES

CHICAGO, June 2.—State's Attorney Crow announced to-day as attorneys began their battle in behalf of Nathan Leopold and Richard Loeb, confessed kidnapers and slayers of 14-year-old Robert Frank, that he would seek two grand jury indictments against them to-morrow, indictments charging kidnaping for ransom and for murder, both punishable with death, will be asked, Mr. Crow said.

The inquest into the death of the hardest fought battles in the history of Illinois jurisdiction took place to-day when attorneys for Nathan Leopold, Jr., and Richard Loeb, sons of millionaire Chicago families, and confessed kidnapers and slayers of 14-year-old Robert Frank, also a millionaire's son, demanded their release on writs of habeas corpus.

The defense attorneys pleaded that the youthful defendants have not been allowed to discuss their predicament with counsel chosen by the Leopold and Loeb families and that the state has had alienists examine the boys in an effort to forestall a possible plea of insanity.

The inquest into the death of the Franks had also been opened to-day. Through confessions made public by Robert E. Crowe, state's attorney, and before Magistrate Arnold in county police court at Erieau this afternoon will face a charge of violating the liquor law.

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He was located by a posse following a lengthy search and was carrying two automatic revolvers when apprehended. He submitted to arrest quietly. Noble was wearing a part of his police uniform when arrested. A charge of selling liquor has been preferred against Else Noble, the policeman's wife, who has managed the hotel business. Several others are charged with violating the liquor laws as a result of the investigation and were to appear this afternoon.

ASKS PROTECTION FROM INSPECTOR

Gordon Wright Claims He Is Threatened.

Claiming that he has been "threatened" by Plumbing Inspector Young with further court proceedings unless he signs the prescribed application form for a plumbing permit, Gordon Wright has sent a communication to Mayor Wenige and the City Council asking for protection from what he terms further prosecution or persecution.

"According to Mr. Wright action is to be taken against him unless he signs the application form and hands it in to the mayor's office on or before Monday, June 2. He positively refuses to sign that form, and he is asking the Council to intervene on his behalf. Following is a copy of the letter received in the city hall to-day. It will be presented to the City Council to-night.

"To His Worship the Mayor and Council,

"In confirmation of my conversation with your worship yesterday, I desire to reiterate the request that made, separate and distinct from the matter now before you awaiting action.

"I regret now having to involve your immediate intervention to protect myself from further prosecution or persecution by your servant, the plumbing inspector.

"I am in receipt of a registered letter under date of May 27, 1924, in which the plumbing inspector threatens me that unless I yet sign the regulation application form for permit and have same in the office of the mayor on or before Monday, June 2, 1924, further proceedings will be taken against you."

DECLARES BOOTLEG PROFITS TAXABLE

Judge Audette Dismisses Cecil Smith's Appeal Against Income Assessment.

"INVOKED TURPITUDE TO CLAIM IMMUNITY"

Finds Illicit Business Came Within Definition of the Word "Income."

OTTAWA, June 2.—(By Canadian Press).—Mr. Justice Audette, in the exchequer court to-day, dismissed with costs, the appeal of Cecil R. Smith, garage proprietor, of Windsor, who sought to have exempted from income tax profits he had made in bootlegging. Smith claimed that, as profits earned in bootlegging were illicit, they were not taxable.

"This," declared Judge Audette, in dismissing Smith's appeal, "is not a case with a meritorious quality commending itself to the court of justice. The appellant invokes his own turpitude to claim immunity from paying taxes and to be placed at a better position than if he were an honest and legal trader, and asks the court to discriminate in his favor as against other honest traders. Against an innocent taxpayer no man shall set up his own iniquity to operate such discrimination in his favor."

"His claim rests upon, and is tainted with illegality, and no court will lend its aid to a person who rests his claim on an illegal act."

"Whoever seeks justice," added Judge Audette, "must come to court with clean hands. The appellant knew of the impropriety of carrying on such a trade in Ontario; he knew it was wrong and no man can take advantage of his own wrong. The author of a wrong cannot be allowed to take advantage or avail himself of his wrong. The appellant is stopped from benefiting from his wrongful act, and on that ground alone the appeal must be dismissed."

The "illicit traffic" in question was not a criminal offense, and while it was illegal in Ontario, it might not be so elsewhere; but the exercise of the right by the provincial government to regulate the traffic of liquor could not curtail the Dominion laws with respect to revenue. Moreover, it was not a case of clean hands. The appellant's business came within the ambit of the definition of the word "income" found in the Taxing Act. That definition was broad enough to include earnings or gain of every kind.

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"I am in receipt of a registered letter under date of May 27, 1924, in which the plumbing inspector threatens me that unless I yet sign the regulation application form for permit and have same in the office of the mayor on or before Monday, June 2, 1924, further proceedings will be taken against you."

"Now, your worship and gentlemen of the Council, I still refuse to sign that form. Not alone on the point of its first clause, which I cited in my application for remission of the fine, not simply because it was the only one that came up in court proceedings, but because of numerous other unjust, arbitrary and dangerous exactions both in the application form and the plumbing act, under which the plumbing inspector operates.

"Thanking you in anticipation of your intervention in this matter,

"Yours truly,

"GORDON WRIGHT."

Opens Conference



REV. W. E. MILLSON, chairman of London Methodist conference, which opens its annual sessions at Windsor to-day.

DOUBLE BAIL FOR ACCUSED IN CASE OF BOOZE SEIZURE

Adjournment For Week Granted In Charge Against Frank Nelson, Pottersburg.

FURTHER EVIDENCE BEING GATHERED BY BOTH SIDES

Interesting Trial Likely To Develop Out of Seizure of Beer and Whisky.

Adjournment for a week, granted at the request of defense counsel, J. G. Gillanders, and the raising of bail from \$500 cash to \$1,000 cash and the accused's bond for a similar amount, featured the appearance in police court to-day of Frank Nelson, charged with having liquor for sale. Nelson, a resident of this street, Pottersburg, was taken into custody on Saturday afternoon when License Inspector Bolton, assisted by Provincial Constable Stratton, executed a search warrant at the accused's dwelling. The officers found 99 bottles of beer containing 198 dozen bottles and 58 bottles of whisky. The wet goods were deposited at police headquarters.

"There is some further information I am seeking in connection with the case," Nelson claims to be the owner of a 50-acre farm on which the beer and liquor were found, and values it at from \$5,000 to \$6,000.

The officers paid the visit to Nelson's abode late Saturday afternoon, and in searching the premises found the whisky in the pantry in four sacks. The cartons of beer were found in a shed. The wet goods were placed under seizure and hauled to the city on trucks. Nelson accompanied the officers to police headquarters from which he was subsequently released.

"There are some facts I have been unable to gather," replied counsel.

"Personally, I would just as soon have it adjourned. I wouldn't mind looking into these facts myself," said Crow Attorney Judd. Inquiries show this man to be of respectable character."

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KILLS WIFE WITH AXE, THEN HANGS HIMSELF

FARBALT, Minn., June 2.—August Meyer, 56, a retired farmer, killed his wife with an axe and then hanged himself in his home here on Saturday night, it was discovered yesterday. A. A. Smith, coroner, declared it a plain case of homicide and suicide, and said no inquest was necessary.

ORPHANED BABY GIRL AT HOSPITAL WANTS MOTHER-LOVE AND TENDERNESS

Baby Mary Watches the Doors For Mother Who Will Come No More, While Tears Gem Her Lonesome Blue Eyes.

Baby Mary, an orphaned infant in the Children's Hospital, who is being kept there, though perfectly well, because she has no place else to go, watches the door of her sunny ward all day long for "mamma."

Happy, in a way, little Mary does not know that she has lost a mother. In fact, she never knew one, but she has seen other babies gathered into mother arms during visiting hours and has de- sired a "mamma" is a very desirable, cuddly thing to have.

So she watches for her own particular mother, whom her infant mind believes, will be waked in soon accord by sunbeams.

And it is for Baby Mary that Miss Helen Tuffe, of the Children's Aid Society, issues an appeal to-day. If there is any childless woman in this city who would give a blonde, laughing baby girl a home, then here is the opportunity. Those interested should get in touch with the Children's Aid Society at the city hall, where mutual investigation and assurance will be made and given.

But, to return to the main point, who will be Baby Mary's mamma?

O.T.A. VOTE AT TIME OF CIVIC ELECTION

Suggestion Made By "Responsible Men" At Toronto Who Seek Municipal Aid.

MAKE PLEA THAT PLAN WOULD SAVE MONEY

Effort Also Being Made To Have Local Option Idea Included In Vote.

Special to London Free Press

TORONTO, June 2.—A deputation of responsible and representative men is being organized to wait on Mayor Hiltz and other mayors of Ontario cities, asking their co-operation in an application to be made to Premier Hon. C. Howard Ferguson to submit a referendum to the people of the province on the question of prohibition of the forthcoming municipal elections, if this can be done, in order to have the matter settled and obviate the necessity for the large expense that would have to be met in a special vote.

It is also understood that the premier will be requested to present the question to the people that the Government may conduct dispensaries in municipalities where the people desire them, and give the right to other municipalities to decline them where the vote is in favor of prohibition.

MAYOR NONCOMMITTAL

Mayor Wenige did not wish to commit himself definitely on this. The suggestion to take the vote on prohibition at the municipal elections may be a good one, he intimated, but he would not make any comment at all on the question of asking the Government to submit the question in such a manner to allow Government dispensaries in those sections voting "wet."

"Like those famous aldermen I have not given my suggestion any consideration," the mayor stated. "It might be a good move to hold the vote with the municipal elections."

"What about the second suggestion, referring to Government dispensaries?" he was asked.

"I am not a member of the Government," he replied. "How the vote is submitted must be left to the Government."

HIGHER STATUS FOR DE LA SALLE

Catholic Secondary School May Have Fourth Year.

HAS THIRD YEAR NOW

Announcement May Follow S. School Board Meeting.

That a fourth year for De La Salle Academy, Catholic Secondary School of London, will be authorized at tonight's meeting of the separate school board, is considered likely, according to informed but unofficial sources. At any event, definite action will be taken in the near future, and Rev. Father Brisbane, secretary-treasurer of the separate school board, intimated that an official announcement will be forthcoming after to-night's session.

A third year was added to the high school course at De La Salle Academy in the fall of 1923, and those who have completed the year are ready to take work leading to junior matriculation or Normal School entrance.

A fourth year would give the academy, which is under the Christian Brothers, complete status as a high school and prepare the way for its organization as a collegiate with the addition of fifth-year work.

THE WEATHER

SCATTERED SHOWERS

FORECASTS

Lower Lakes and Georgian Bay: Moderate with day partly cloudy to-day and Tuesday with scattered showers.

NOTES

Pressure is high on the Pacific coast and relatively low from the Northwest States to the Atlantic.

The weather has been fair with moderate temperature from Ontario eastward and rather warm in the West, with scattered showers in Saskatchewan.

TEMPERATURES

| Stations | 8 a.m. | Yesterday | Night |
|------------------|--------|-----------|-------|
| Prince Rupert | 46 | 56 | 44 |
| Victoria | 50 | 66 | 50 |
| Kamloops | 60 | 66 | 58 |
| Calgary | 40 | 74 | 40 |
| Edmonton | 32 | 72 | 32 |
| Prince Albert | 46 | 40 | 40 |
| Winnipeg | 52 | 78 | 44 |
| Sault Ste. Marie | 48 | 64 | 46 |
| London | 52 | 71 | 46 |
| Toronto | 57 | 69 | 46 |
| Kingston | 54 | 58 | 48 |
| Ottawa | 52 | 68 | 42 |
| Montreal | 52 | 64 | 46 |
| Quebec | 50 | 62 | 40 |
| St. John, N. B. | 60 | 68 | 46 |
| Halifax | 60 | 68 | 46 |
| St. Johns, Nfld. | 46 | .. | 40 |

Labor Not Anti-Monarchist, Since King Shows No Political Bias, Says Mrs. Philip Snowden

Waste of Time To Change From Monarchy Since It Is Not Abused, Says Writer.

BY H. N. MOORE.

Special Cable to London Free Press.

LONDON, June 2.—The attitude of labor towards royalty is clearly defined by Mrs. Snowden, wife of the hancellor of the exchequer, in an article appearing to-day in The London Spectator. She states that the Labor party is theoretically republican, but public opinion has never been a plank

Most Beautiful Dolls To Be Given Away By The Free Press

The most fascinating plaything in the life of every little girl is a wonderful doll. The London Free Press is making it possible this week for you to get the greatest doll in the world FREE of charge.

One beautifully dressed and fascinating "MISS FREE PRESS," is to be given away each evening this week at the Allen Theater. Tickets are to be distributed and the person holding the duplicate of the number announced will be given one of the dolls.

Remember, one of these valuable queens of Doll-dom is to be presented to some one every night this week.

Special to The London Free Press.

TORONTO, June 2.—Mr. Justice Riddell this morning upheld the will of the late Mrs. J. L. Robertson, who disposed of an estate of \$80,000. Under the terms of the will, J. W. McCullough, her solicitor, gets \$1,000 cash and an annuity of \$650 so long as he remains unmarried. The hospital for sick children receives \$10,000 and the income of the balance of the estate, after the death of McCullough, goes to the Oudfellows' Home. Mr. Justice Riddell said there was no evidence of delusions or insanity.