

## DENISON'S METHOD APPROVED BY JUDGE

Investigating Counsel Makes  
Himself Unpopular at  
School Inquiry.

### HELD TWO POSITIONS

Board of Education Employee  
Did Government Jobs  
as Side Line.

Huron street school annex was featured at the board of education inquiry yesterday. This addition was first planned to project over the street line as set by the city by-law, and considerable work had to be done over again on a different area. Shirley Denison, K. C., brought out evidence from the records of the building department to show that after the rearrangement as to site another mistake with respect to location was made of several feet, which had to be rectified at the expense of the board of education.

Shirley Denison, K. C., the examining counsel, smilingly admitted that A. D. Waste, assistant superintendent of the building department, had "spiked" his "guns" when the question of the contractors' accounts for the completion of the new Givens street public school was brought up. Mr. Denison remarked that "the amounts were considerable under the circumstances." Mr. Waste said "no, not under the circumstances, as they arose out of the delay caused by the occupation of the building by the military when it was incomplete, and the contracts had to be renewed after the war price rise had attained considerable headway. The witness then called the attention of Mr. Justice Lennox and Mr. Denison to the fact that Colonel McGiffin had asked for the accounts to be held over for the final adjustment with the munitions board respecting the amounts due both for the Givens and Ketchum schools. It was decided to leave the accounts over pending the adjustment.

Mr. Denison stirred up the wrath of Mr. McWhinney, acting solicitor to the board, by censuring the acting solicitor for not furnishing him with a list of the actions at law against the board until Monday, March 31.

Mr. McWhinney made a sharp protest, pointing out that the board's solicitor, Major P. C. Brown, and eight of their office staff had gone overseas and that no one who had direct dealings with the cases remained. He had put one of the clerical staff at work hunting for the board's strong boxes and had finally compiled a list of 33 actions of various kinds entered against the board of education as detailed in the list furnished to Mr. Denison on March 31.

Mr. Justice Lennox and R. S. Robertson, counsel for the Fred Armstrong Heating and Plumbing Company, continued the proceedings by differing over Shirley Denison's caustic style of questioning. The commissioners' counsel said to Alfred Rawlinson, foreman for the Fred Armstrong Heating and Plumbing Company: "You came here to re-establish the reputation of the Fred Armstrong Co."

R. S. Robertson: "I object to such a statement. It is quite improper." Mr. Justice Lennox: "It is quite proper."

Mr. Robertson: "These little side remarks get into the newspapers and do a lot of harm."

Mr. Justice Lennox: "Then talk to the newspapers."

Mr. Robertson: "There would be no such remarks as that at a trial."

Mr. Justice Lennox: "There would if I presided."

Alfred Rawlinson then testified that the charges for the repairs for the Carlton School boilers were strictly in accordance with the time taken and work performed.

**Big Contracts.**  
That a former building department employee of the board of education had been an Ontario government contractor to the extent of \$35,000, was shown by the evidence of John Stewart, a former painting inspector. Stewart worked for the board of education as an inspector on the temporary staff for twenty years. His wage was \$22 a week when he resigned in 1917. Stewart resigned in 1917 when C. H. Breen, another foreman painter, was discharged. It was through Breen that the fact of Stewart's side line for the Ontario government was made known. Stewart said that there was "nothing underhand about it."

The Ontario blue record was put in evidence, which showed that John Stewart's work for the Ontario government included the parliament

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## BOB LONG UNION MADE OVERALLS SHIRTS & GLOVES



buildings, Government House and Normal School.

The witness stated that on the suggestion of Mr. Waste, he resumed his work for the board of education gratis to see that the work on certain jobs was properly finished.

Mr. Denison: "Well, are you still doing work for nothing?"

"No, I never work for nothing."

"Ah, I thought you didn't, but you have just said you did."

"If I had a little spare time, it did not take very long just to inspect a school that really was working for nothing."

Mr. Denison thought that \$4239 was quite a lot of money for painting the High School of Commerce.

J. Stewart: "No, that's quite all right. There were additions put to the school during 1914 to 1916."

H. C. Jarvis of the Don Valley Brick Co., testified respecting the purchase of land from the late R. Davis, at \$12,000 an acre.

**Nearly Fainted.**  
Mr. Denison: "You nearly fainted when the board of education paid you \$12,000 an acre, didn't you?"

"Why no. Real estate prices in 1912-1914 were pretty good."

"Have you sold any land around there since?"

"No. We had a deal almost thru at \$7000 an acre, but the people would not take it because there was no water or drains."

Mr. Denison filed a statement showing that nine plumbing firms had charged the board for 12,794 hours doing plumbing repairs between September, 1917, and the end of February, 1918.

The inquiry will be resumed this morning.

**TORONTO HONORS  
COL. PEARKES, V.C.**

Heroic Commander of 116th  
is Banqueted by Civic  
Authorities.

Toronto's civic authorities took delight in honoring the heroic commander of the 116th Battalion, Lieut.-Col. G. M. C. Pearkes, V. C., D. S. O., C. D. G. M. C., and his officers and men at a civic luncheon at the Carls-Rite yesterday. Besides many members of the city council, a considerable number representing the board of trade and kindred business organizations, were present. The room had been decorated with bunting and a large streamer having been placed behind the head table bearing the inscription, "Welcome the 116th Battalion."

Major Church introducing Lieut.-Col. Pearkes made reference to his splendid record of the colonel, his many decorations and his five wound stripes, by the grand and affectionate regard held towards him by all his men.

**Thanked City.**  
After thanking the civic authorities of Toronto for the honor which had done him, Col. Pearkes paid a tribute to the support the battalion had always received from the people of Toronto. He spoke of the great number of officers and men of his unit who were citizens of Toronto.

No commanding officer in the British or Canadian army had received better support from his men than he had. As he shook hands with each man in the battalion when it was disbanded he felt that he was saying goodbye to men who would be his friends to the end of their lives. Any decorations that he had received were in recognition of the services rendered by the entire battalion. The war he fought, had knit Canada and England together forever. Although an Englishman he was proud of Canada and loved her.

Other speakers were Sir F. Strickland, on behalf of the St. George Society, Major Hanes, second in command of the 116th, and Col. Farewell.

**SPECIAL DISCOUNTS  
TO SOLDIER FARMERS**

The officers of the International Harvester Company of Canada, Ltd., have just announced the completion of arrangements with the Returned Soldiers' Settlement Board, whereby returned soldiers who take up land thru the settlement board will be granted maximum discounts on International Harvester Company implements purchased.

**"KHAKI FOLLIES."**  
The sale of farm machinery to soldiers under the new plan will be handled entirely thru the offices of the settlement board, these offices being located at Winnipeg, Regina, Edmonton, Saskatoon, Calgary, and Prince Albert, Sask., in the west, and Toronto, Montreal, St. Johns, Halifax and Charlottetown in eastern Canada, with the main office at Ottawa. Each branch office will be in charge of a provincial supervisor.

Sole, chorus, monolog and comedy combined to give an interesting entertainment at Foresters' Hall last night, when the "Khaki Follies" were presented by the Grand Army of Canada, a theatrical company under the management of Comrades Holmes and Sutcliffe. The different numbers were given by Messrs. G. Hill, J. Pedler, S. Woodcock, W. Parsons, B. Bach and the Misses N. Cochran and Lillian Melville. The performance will be repeated tonight.

## ACCOUNTS COMMITTEE EXAMINES FAVELLE

(Continued From Page 1).

medical certificates issued, prescriptions granted, the number of spots employed, etc., under the Ontario temperance act. Applications to have fines remitted are made to the board, but depend finally upon the attorney-general, and the number of doctors' prescriptions for liquor would run over half a million. The number of spotters employed by the department has been increased under the O.T.A.

Mr. Flavell does not like the word "spotters." He has met most of these men personally in the department.

Colonel Machin: Pleasant company? Mr. Flavell: Better company than a good many other men.

Do the spotters receive any part of the fines imposed? Absolutely no. Do you ever hear of bogus spotters like the man who drove up to a house the other night and drove away again with a man's goods? I am not certain, tho I think I have.

The spotters, operatives or special officers act under instructions both written and verbal. Unless a strong suspicion existed that a business of travelers should not be searched and on no account should the person be searched without a warrant. Mr. Flavell will resign his letters of instruction, the officers have exceeded these instructions in some cases and persecuted people. His last letter of instructions was dated March 18.

H. H. Dewar: Is that the only letter of instructions? No, they have been issued from time to time because the officers did not seem to take it in.

Colonel Machin: I have a distinct recollection of complaining myself on the 4th March.

Mr. Flavell said there are in Ontario only seven liquor vendors' shops under the O.T.A., two in Toronto and one each in Hamilton, Windsor, London, Kingston, Ottawa.

Col. Machin: None in what is known as northern Ontario? No.

**We Make Our Own.**  
Col. Machin: We don't need them up there. We make our own. It is satisfactory, we do not have to get permits for food or we should have no liquor.

Mr. Flavell explained that during the "flu" epidemic a special vendor was appointed in the north who had allowed a small quantity of liquor to be sold. The license commissioners were afraid on account of the temptation to let the doctors prescribe liquor because they might try to make it pay.

Major Hart: You cannot trust them.

Mr. Flavell (sententiously): We are all human. He went on to state that in violation of the O.T.A. during the "flu" doctors had been allowed in other parts of the province to obtain ten gallons of liquor direct from the distillers like druggists. In Toronto the two vendors had fallen down and one of them was 1,769 orders behind the demand. A special emergency officer had to be sent to their relief. He speeded them up in one week, but one of the vendors got offended and resigned. His resignation was accepted forthwith. A great number of bogus orders were issued during the "flu" period, as many as 100 a week.

Thought Col. Machin was wasting time. He made the mistake of calling him "captain" into the bargain.

Mr. Magliadry enquired: You please, Mr. Flavell, went on to tell of an improved system in the department of keeping track of the liquor.

Have you officers outside Ontario? Under Mr. Ayeast's jurisdiction? Yes.

**Inspector's Duties.**  
Mr. Flavell explained the duties of the checking for the department. Morrison was in charge of law enforcement in the north. Sarvis is in charge of the employment of special officers. Snider keeps track of the standard bottle. Brown is in charge of law enforcement in the eastern part of the province. Corey is in charge of law enforcement in the west. A number of names were mentioned as employed by the department: H. H. Cross, Allan Foster, Bill Middle, Sam Kniss, A. Burnett, A. Curran. The expenses of these officers were mentioned as being \$200 a month, and authorized by Provincial Secretary Morrison. The money was in the form of a "voucher" system. No vouchers from the special officers were asked for.

Mr. Flavell: We trusted Mr. Sarvis. He gave him full latitude. Mr. Dewar: You trusted Mr. Sarvis; Morrison trusted you, and Hon. Mr. Morrison trusted Mr. Dewar. Do you consider it desirable to have vouchers put in as are required for easy payment over \$1 passing thru the hands of the provincial auditor?

Mr. Flavell: I have confidence in Sarvis.

Mr. Dewar: And you trusted Mr. Morrison. Now I will question you about the W. H. Simpson accounts, which are of the Employers' Detective Agency, amounting to \$14,227.14. These accounts show for the services of two operatives, \$5 a day each, for traveling expenses \$125.50 each, and items of \$82.50 and \$74.50 for drinks. That account comes to \$880.05. Have you any recollection of benefit to the province from that account?

Mr. Flavell: I do not think I could give the results definitely. It was an expensive way of doing it, but was warranted by the general results. Morrison would be the man to say how long the men were employed. They were employed on his advice absolutely.

Mr. Dewar: I find the accounts marked "O. K. G. E. Morrison, provincial inspector."

Mr. Flavell: Mr. Morrison was authorized to refuse these accounts if he thought they were wrong.

Mr. Dewar: Mr. Morrison pointed out that the special officers employed by the department received only \$2 to \$3 a day, while Morrison's men got \$5.

Mr. Flavell: It was not my special desire that it should be done. At this stage there was a little disorder, three or four members talking in between Mr. Dewar and the witness. Mr. Carter protested. The protest was effective.

**Did Not Know.**  
Mr. Dewar: Did you know anything of W. N. Simpson, Sun Life Building—I did not until recently.

Did you know he was the Employers' Detective Agency?—No.

How did you come to know?—I did not discuss it with Morrison. He simply hired the men thru this agency so far as I knew.

So far as this agency is concerned we have fourteen accounts certified by Morrison; twelve are endorsed by you and two by Mr. Dingman. Can you recollect any discussion of these accounts?—Nothing except that they were for enforcement of the law.

Mr. Dewar: I have read out accounts from Dec. 1917, \$1273.60; Dec. 19, \$1339.85; Jan. 19, \$262.86; Jan. 19, \$2, \$158.05; March 21, \$1110.04; March 8, \$1377.90; March 21, \$2035.75; April 6, \$318.05; May 11, \$277.80; June 15, \$441.60; July 19, \$917; July 30, \$276.85; Sept. 3, \$1346.20; Sept. 27, \$368.84, totaling in nine months, \$14,227.14. There was included a sum of \$2185.79 for "drinks and incidentals" in securing evidence, all in two months.

Colin Cameron, North Grey: You have to drink to get the information. Sam Carter: How do you know? Mr. Dewar: You have now learned that Morrison, your detective inspector, is a shareholder in this detective agency?—Yes.

Is this the first time you learned it?—Yes.

Did you not observe the Simpson connection in the back of the telephone book?—No.

Mr. Dewar: You did not look in the telephone book?—No.

Mr. Dewar: You had trouble with Morrison's accounts—I thought he was an expensive man.

Mr. Flavell: I pointed out that the accounts showed in some cases a cutting of the per diem charge for the Simpson detectives from \$5 to \$4.

He asked whether the accounts so cut were not treated with suspicion? The witness did not recall the particulars.

Mr. Dewar turned up accounts of W. O. J. 1917, to the W. J. Burns Detective Agency, \$870.06. Burns detectives charged \$8 a day; and in one case \$25.65 was a day's expenses for a man in addition to the per diem.

Mr. Flavell explained that he had asked Mr. Dewar about employing Burns; but he accepted the entire responsibility himself.

Mr. Dewar: Did you not think it an outrageous charge?

Mr. Flavell: The item \$25.65 was for hire of an automobile in following the man they were watching.

Mr. Dewar: Did you not think it an outrageous charge?

Mr. Flavell: They should have been vouchered for by me. It is an oversight.

Mr. Dewar: Did you give any instructions to purchase liquor in Montreal to be sold in Toronto for enforcement of the law in Ontario?

Mr. Flavell: You will have to ask Mr. Ayeast.

In regard to the sale of liquor by the department it came out that some liquor was sold to vendors that was not of good quality.

Dr. Godfrey: Who did you sell that liquor to?—It is important.

Mr. Flavell: The vendor tested it and after that we only sold liquor to cases that was absolutely up to the standard. The first lot was adulterated with water. I am as innocent as a child in practical knowledge or whiskey.

Mr. Dewar: Did the department pay for any liquor in Montreal for the purpose of having it seized in Ontario?

Mr. Flavell: Mr. Ayeast will answer that question. An officer of the department named Stein did bring up a supply of liquor.

Who supplied the money?—The amount was \$1,400. It is a common practice.

What is common practice?—I wish to give an explanation. We do not go around on fishing expeditions. The department gets information that parties are engaged in illicit trading. We do not say who gives the information. We prosecute upon the information of our own men. Now, gentlemen, if you think I am a wooden man, you had better get rid of me in the department.

Mr. Dewar: I am simply asking whether the department purchased

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## GEARY'S REPORT IS AGAINST PURCHASE

Metropolitan Deal Should Be  
Submitted to Electors,  
Thinks Counsel.

Corporation Counsel Geary's report on the Metropolitan purchase was submitted to the board of control at its meeting yesterday. In part it is as follows:

"If the agreement is entered into and confirmed by the act enclosed with counsel's letter, the rights, franchises, privileges and assets purported to be transferred under the agreement will become fully vested in the city."

"The draft agreement proposes infringements of certain statutes, and while the act referred to, if passed, would cure the fault, I think, in view of the fact that the instructions to the legal department have been to oppose such infringements, they should be pointed out."

**Electors' Assent.**  
"The draft agreement grants to the Toronto and York Radial Railway Company certain rights and privileges to use the highways of the city of Toronto, and accordingly should, under the R.S.O. (1914) Cap. 197, be submitted to and receive the assent of the municipal electors as required by that statute. These rights and privileges are granted in perpetuity (as far as appears by the provisions of the Ontario statute which limits the period for which any franchise may be granted by a municipality).

"The legal effect of clause 2c of the agreement between the Hydro-Electric Power Commission of Ontario and certain municipalities (amongst them the city of Toronto) authorized by bylaw of the municipality, and validated by and set out in 6 George V. Cap. 37 (Ontario), is that the agreement under discussion, if entered into without the consent of the commission. That agreement (with the Hydro-Electric Power Commission of Ontario), I understand, has not been actually executed by the municipality, but its execution is definitely provided for by the statute."

Mayor Church stated that he would probably make a motion to have a street railway line lifted up Yonge street and Mount Pleasant road, as a method of solving North Toronto's transportation problem.

## All Soldiers' Dependents To Be Landed at Quebec

Quebec, April 2.—In a letter to the Quebec branch of the Canadian patriotic fund, Sir Herbert Ames, the chairman, announced that after the opening of navigation in the St. Lawrence all soldiers' dependents coming from overseas will land at Quebec.

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