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PROBS— Fine and cold.

### AUDITOR WON'T PASS ACCOUNTS

#### Commander Spain Had Charged Traveling Expenses on Dates When He Was Holding Court.

OTTAWA, Dec. 21.—(Special.)—The Cassels commission put in a strenuous day sitting from 10 a.m. to 6 p.m. with one hour's intermission.  
At the morning session Auditor-General Fraser stated that Commander Spain had charged for traveling expenses on dates when he was holding court as wreck commissioner in Montreal.  
The commander protested that it must be a confusion of dates.  
Auditor-General Fraser declared that he had been compelled to write to the acting deputy minister of marine calling attention to Commander Spain's traveling expenses for 1907-8, which appeared to have been approved by Col. Gourdeau, but which he (the auditor-general) could not accept as satisfactory in view of the fact that in 1908 his accounts had been challenged and about one-sixth had been refunded.  
Mr. Spain had charged traveling expenses on dates when other records showed that he had been sitting as wreck commissioner in Montreal. "As I have discovered errors in these five cases where I can check the charges, I cannot accept the accounts where I have no means of check."

#### What Records Showed

The records showed that Commander Spain had sat in court at Montreal on June 11, 12 and 13, 1907, but had on the same dates charged traveling expenses to Quebec, that on June 23 he had sat in court at Montreal and had charged expenses to Quebec and Father Point; that on Aug. 30 and 31 he had held court at Montreal and had charged expenses to Quebec and Father Point; and that on Nov. 6 he had held court at Montreal and had charged for expenses to Quebec and Father Point.  
Next Mr. Watson questioned the auditor-general with reference to the payment of \$438 to Mr. C. A. Pentland, K.C., of Quebec.

In December, 1905, the auditor-general received a statement of expenses from Commander Spain which included an item of \$438 paid to Mr. Pentland. For some reason, he (Mr. Fraser) became suspicious, and on Dec. 23 he telegraphed Mr. Pentland asking whether he had received the cheque for the Bay State account, and received a reply that no cheque had been received.  
The following day he received a telegram stating that the cheque had been received by Mr. Pentland.  
Mr. Fraser explained that his suspicions were aroused by something he had heard, and it was after conversation with Col. Gourdeau that he sent the telegram. He was convinced that it was only after his conversation with Col. Gourdeau that the cheque was sent to Mr. Pentland.  
The auditor-general wrote to the deputy minister of marine in reference to Mr. Spain's traveling expenses amounting to \$350, for which he had received no vouchers and appealed for intervention of the officials. The February following he received a letter from the finance department stating the matter had been referred to the treasury board, which wanted more information.  
In March, 1906, he reported to Mr. Courtney that Commander Spain had accounted for all advances, but that some of his payments included items which it was proper to be charged to expenses. The amount paid to Mr. Pentland was for securing the attendance of witnesses and was not entitled to traveling expenses. Later he wrote a letter to Col. Gourdeau advising severely upon Spain's charging for traveling expenses when, according to the attendance book he had been in Ottawa, and as a result \$639.49 had been refunded.

In this letter there was a reference to the missing attendance books, and Mr. Fraser explained that in order to check over the attendances of Commander Spain he had asked for the attendance books and had been told that the books from June, 1904, to June, 1905, were missing.  
Later Col. Gourdeau wrote to the auditor that he had had a conversation with Mr. Courtney re Spain's accounts and that Col. Gourdeau had agreed an arrangement by which Spain would pay his own expenses and render an account on his return from each trip.  
Commander Spain asked leave to read a written statement, but was refused. Replying to Mr. Watson, he said he did not admit that in 1905 he refunded a considerable amount of money, after challenge. It was a balance of unexpended money.  
The auditor-general said he could not trace the original accounts.  
"Where they destroyed by order of Col. Gourdeau?" asked Judge Cassels.  
Commander Spain asked to explain that while the copy of the account showed the payment to Pentland on Oct. 11, and the receipt only bore date December 29, he made the entry the day the charge was incurred, and paid it the date he sent in his accounts in December.  
"What about the expenses when you held court in Montreal?" asked Mr. Watson.

"The dates are wrong. I only once went to Fort William with my Ontario assessor, and must have misplaced the dates," replied Commissioner Spain.  
"Misses to Stars."

Apart from the evidence given by  
Continued on Page 7.

# The Toronto World.

SEVEN TEEN PAGES—TUESDAY MORNING DECEMBER 22, 1908—FOURTEEN PAGES

### DO NOT TRY TO RIDE LIBERTY DOWN

Toronto—if it is to be a great city—and it is going that way now—must have all kinds of people. You can't make a city out of one kind. There must be room for the man of rather free habits, for the moderate or temperate man, as well as for the straightlaced. Not in this generation can there be a great city where all the people are straightlaced. The straightlaced die out sooner than the temperate or even the riotous.

The straightlaced must allow some freedom for the others—he usurps altogether too much when he says to the rest of his fellow citizens and his equals, that there must be no more drinking in bars or only such drinking "as I choose to allow." He is not here to dictate or to rule, or to make the rule of life for you and for me. But he can make it for himself. And he must, in the matter of personal conduct and personal appetite, not interfere too sweepingly with his fellow.

And yet the cause of temperance, of moderation, of total abstinence, is growing. Let it grow. The cause is good. But Toronto has, when the rights of all are considered, whether of bond or free, Christian or unbeliever, European or American, Jew or Gentile, when all are considered, Toronto has done a great deal, what, we contend, all she can fairly be expected to do, when she has not increased her licensed places for the sale of liquor during a period in which she has almost doubled in population. That is the thing that shows the growth of the wide-spread and well-judged feeling on the evils of drink.

But to press the matter home in two ways—by growing in population without increasing the number of bars, and by reducing the number of bars at the same time—is neither fair nor liberal towards all the people.

A straightlaced community or a straightlaced sect always dies out; cities are made, business is made, wages are found, above all enterprise is generated in the minds and within the energies of the even-minded, generous man. That is the teaching of history.

Let Toronto grow; do not increase the licenses; wipe out the man who breaks the law; but above all deal fair with all the sections of the community and respect personal liberty rather than destroy it. For liberty is in the end priceless and is the essential of human progress and human happiness.

Public sentiment more than public regulation is the force that makes for the growing sobriety of our people of to-day.

### HELPING AT THE GRINDSTONE



Uncle William: My, what a willing and industrious help that boy Spence has got to be.

### VENEZUELAN PRESIDENT FORMS NEW GOVERNMENT

Quits Leader Who Was Responsible for Diplomatic Break With Holland.

PORT OF SPAIN, Dec. 21.—(Special.)—President J. Vicente Gomez, to whom Gen. Cipriano Castro handed over the presidency on his departure for Europe, has established a new government in Venezuela.  
He has replaced the old ministry. The leader of which was Dr. Jose de Jesus Paul, the minister of foreign affairs, who has been the one figure, outside of Castro himself, in the negotiations that culminated in the ousting of Minister De Reus and the severance of diplomatic relations with Holland, with a new body of men who represent various factions in the state and who have figured prominently in various ways in the political history of the country.  
The new cabinet is composed as follows:  
Minister of interior—Linares Alcantara.  
Minister of foreign affairs—Gonzales Guinaud.  
Minister of finance—Runez Tebar.  
Minister of war—Gen. Regulo Ojeda.  
Minister of fomento (patronage)—Rafael Carabona Obros.  
Minister of public instruction—Dr. Maldonado.  
In Caracas, where the strictest censorship is being observed, indicate that the whole of Venezuela has been in a ferment ever since President Castro sailed and that the crisis was reached a few days ago, when it became necessary for Acting President Gomez to take decisive steps, which he did by eliminating from his cabinet those who were closely affiliated with the Castro rule and under the Castro domination.  
The revolutionary factions, which gained strength with every hour of Castro's absence, played a prominent part in the demonstrations against the absent president, which took the form of rioting and incendiarism. These were temporarily checked by a show of force, and later the revolutionary influence that threatened to sweep the country was overcome in a measure by promises that could not be held long in abeyance.

### OR TO VENEZUELA

NORFOLK, Va., Dec. 21.—The United States cruiser North Carolina, accompanied the battleship Maine, which sailed to-day from Hampton Roads, both under sealed orders. The destination of neither vessel is known and it is believed here that both are bound for Venezuela waters.  
The North Carolina, with the Montana, has been assigned to convoy President-elect Taft to Panama on Jan. 23.

### ENGINEER BLAMED

Responsibility for Pembroke Wreck Fixed by Jury.  
PEMBROKE, Dec. 21.—(Special.)—The inquest into the death of Engineer Roe, who was killed in a collision on the C.P.R. on Dec. 3, was completed to-night, when the jury returned a verdict blaming Engineer Nagle, in the following terms:  
"That the death of Engineer Roe, Ottawa, was due to the collision of light engine 212 and train No. 78, and that the said collision was due to the negligence of Engineer Nagle on Engine No. 212."  
It was shown that he left Cobden at 7.20 a.m. and passed Graham's at 7.30. He had only 6 minutes to run 9 miles.

### "BIG BILL" FOX RETIRES WAS 36 YEARS A FIREMAN

Well Known and Popular Fire Fighter Has Clean Record of Devotion to Duty.

After thirty-six years of faithful service as a Toronto fire-fighter, Big Bill Fox of the Yonge-street hall has decided to spend the remainder of his life in retirement.  
His career has been one of staunch and unwavering devotion to duty. Fire Chief Thompson says that throughout the long record he has never once been reprimanded for the slightest irregularity, and as the chief has been with the department thirty-three years himself some time ago, but owing to a temporary disability he was unable to move. The jury recommended that all cars stop before the hospital gate.  
The verdict exonerated the motor-man, who swore that he had rung his gong and applied his brake. Dr. Hines, who was with Dr. Rice when the accident happened, swore that he beckoned the old man away when he saw his danger, but he seemed unable to move. The jury recommended that all cars stop before the hospital gate.  
MATTHEW CLEMES DEAD.  
Head of Prominent Wholesale Produce House Passes Away.  
Matthew Pope Clemes, senior member of the firm of Clemes Bros., the well-known wholesale fruit and produce house, 41 Church-street, passed away at his residence, 129 Jameson-avenue, yesterday afternoon.  
Mr. Clemes was not only well-known in Toronto, but through a large portion of Ontario, owing to the extensive dealings with shippers, particularly in the Niagara peninsula district.  
Interment will take place at Port Hope Thursday.

### GROSSES OCEAN TO WED DIES AFTER OPERATION

Sweetheart Who Waited at Pier Learns of Tragedy When Ship Docks.

NEW YORK, Dec. 21.—When the big liner Baltic arrived to-day, after one of the most tempestuous voyages of her career, Charles C. Clark of Dureka, Utah, learned that the woman he had waited years to wed had died while crossing the ocean to join him in the home he had made for both.  
The girl, Miss Etta H. Hewison of White Haven, England, was stricken with peritonitis soon after the ship sailed. So rough was the sea that the ship's surgeon found it impossible to perform an operation, and after two days' illness death ended her sufferings.  
Neither the young woman nor her brother, who accompanied her, had money to defray the cost of burial in Great Britain. Learning of the romance which had come to so tragic an end, made up a liberal purse and arranged to have the body brought to New York for burial.  
Clark and Miss Hewison had been childhood sweethearts, and when he came to America, several years ago, he promised to wait until he had made a home and then to come to him. They had planned to be married before Christmas, so Clark came all the way across the continent to meet the young woman and take her back to Utah as his wife. Instead, he and the dead girl's brother will be the chief mourners when her body is laid in Kenosha Cemetery on what was to have been her wedding day.

### URGE REMOVAL OF EMBARGO

Movement to Defeat Plans of U. S. Beef Trust.  
(Canadian Associated Press Cable.)  
LONDON, Dec. 21.—(Special.)—The Canadian Press learns that with a view to defeating the plans of the American beef trust the London market letter committee at a recent meeting resolved to take such steps as might be thought desirable to influence the board of agriculture to remove the restrictions upon Canadian store cattle.

### CHINAMEN WILL RETALIATE

Indignation Meeting Advises Carrying Weapons of Defence.  
WINNIPEG, Dec. 21.—(Special.)—An indignation meeting of Chinamen was held to-night. After discussing the barbarous murder of two fellow countrymen the meeting advised the closing of the laundries tight at 10 p.m. and to provide themselves with adequate weapons of defence. They scout the idea of secret societies.  
Settle Jamaica Claims.  
KINGSTON, Jamaica, Dec. 21.—News received here from London to-day announced that the English insurance companies have agreed to settle all claims resulting from the earthquake and fire of Jan. 14, 1907, on a basis of 50 per cent. without adjustment and including costs. Insurers payments on claims aggregating over \$3,000,000 will be commenced here Dec. 23.

### MOTORMAN NOT BLAMED

Coroner's Jury Finds That J. J. Rice Met Death by Accident.  
Accidental death was the verdict of the coroner's jury enquiring into the death of Rev. Dr. J. J. Rice, who died in the General Hospital Dec. 14. The old man was struck by a car at the hospital gate.  
The verdict exonerated the motor-man, who swore that he had rung his gong and applied his brake. Dr. Hines, who was with Dr. Rice when the accident happened, swore that he beckoned the old man away when he saw his danger, but he seemed unable to move. The jury recommended that all cars stop before the hospital gate.

### PITTSBURG ALDERMEN FACE GRAFT CHARGES

Seven of Them Arrested at Instance of Civic Reform Organization.  
PITTSBURG, Pa., Dec. 21.—Seven members of the finance committee of common and select councils of this city were arrested to-night on charges of receiving bribes and bribery, and the alleged corruption of other members of council in the passage of various kinds of legislation during the past two years. The men were released on bonds ranging from \$1,500 to \$30,000.  
The arrests were made at the instance of the Voters' League, a civic reform organization.  
The charges are in connection with the establishment of depositories for the funds of the city, and it is said a number of persons occupying official positions in local banks will shortly be arrested.  
Following a series of veiled charges and insinuating references to councilman acts, the Voters' League, several months ago, employed detectives and the arrests are based on the reports they made. The complaints are against J. C. Mosson, chairman of the finance committee of common council, and John E. Klein of that committee, William Brand, president of common council, charges each of these men with giving and offering to give money and other rewards and bribes to influence the votes of other members of councils. T. O. Atkinson, Jacob Soffer, T. H. Melroy and Helen Ferguson.  
"With the exception of the San Francisco graft cases," said a member of the league to-night, "there has never been in this country such a sweeping and such an important proceeding against municipal officers as is involved in this case."  
Attorney A. Leo Well, president of the Voters' League, said to-night: "Information were also made this time. I do not feel at liberty to for their arrest."

### DYNAMITE HIS NEMESIS

McKinley Will, Many Times Injured, Finally Killed by Blast.  
PRINCE RUPERT, B. C., Dec. 21.—(Special.)—Dynamite was the nemesis of McKinley Will, who was killed at Knoxville, six miles south of here to-day, by a rock from a blast striking through the roof of his little shack.  
His life has been one long series of misfortune, and dynamite has had a part in most of them.  
He came here from Port Essington last spring and started a bakery. He set up his little shop near a grade working. This was destroyed by a misdirected blast. He moved the shack, but again it was destroyed and his life was spared only because he having learned to dread his foe, always crushed him beneath its weight.  
He moved to Knoxville. The grade work led to this place and another blast, unheeded, broke his leg.  
Scarcely had he recovered from it when the huge rock was sent by his old enemy. It crashed the roof and crushed him beneath its weight.  
He leaves a widow and several children at Index, Wash.

### Hurt While Coasting

George Starkey, 12 years, living at the Working Boys' Home, sustained a compound fracture of the right leg below the knee while coasting on the Riverdale hill last night. He was removed to the Sick Children's Hospital in the police ambulance, but that place being full, he could not be taken in, and was removed to St. Michael's Hospital.

### Parkview Man signs

Corner Fernmanagh and Roncesvalles-avenue; up-to-date apartments of three to seven rooms and bath, \$40 to \$65 per month; gas range, beautiful decorations, rooms large, bright and airy.  
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Realty Brokers, 26 Victoria St.

28TH YEAR

### FOLLY TO LEASE OR SELL I.C.R. RAILWAY

Maritime Interests Strongly Oppose Idea of Government Giving Up People's Road—Mr. Emmerson's View.

ST. JOHN, N.B., Dec. 21.—(Special.)—Nearly every member of the St. John board of trade is strongly opposed to any arrangement whereby the Intercolonial Railway will pass from the control of the government. Several of the more prominent business men of the city told The World to-day that they as a body would oppose any action of this kind.  
"To transfer the Intercolonial to a private company would be a direct slap in the face for the maritime provinces," said one member of the board of trade to-night. "What we want is a less party politics in the administration of the road, not transference to private concern."  
E. H. McAlpine, K.C., a prominent Liberal and strong advocate of government control of the Intercolonial, said: "It would be ruinous to the maritime provinces if the I.C.R. is taken over by a private company. We will never submit to it. I believe the merchants and public men here would resist."

The St. John board of trade has called a meeting for to-morrow afternoon to consider the matter. President Foster to-night said that he would not express any opinion until after the meeting.

### Should Expand Road Not Abandon Railway

Hon. H. R. Emmerson, M.P., ex-minister of railways and canals, spent yesterday in Toronto. Interviewed by The World respecting the rumors about the sale or lease of the Intercolonial Railway, Mr. Emmerson said:  
"It is all news to me. I have been south for some days, and the first I heard of the rumors was upon reaching the Toronto morning papers when I came into Canada this morning."  
"I may say, however, that I am unreservedly and unconditionally opposed to the sale or lease of the Intercolonial to any road, or roads, or to permitting any company, or companies, to acquire such running rights as will permit it, or them, to handle local traffic."  
"Of course," he continued, "if the government should determine to turn the road over to any private corporation, then—as a choice of evils—I would prefer to see it leased to a company, whose interests would be centered in the maritime provinces."

"Not that I know of. And how long could it resist the trunk lines? If the government is to attempt to do so, how could such a company succeed in doing so?"  
Mr. Emmerson said that so far as he knew the intention of a government they leaned towards expanding rather than abandoning the I.C.R. He considered that it would be a mistake brought about on a partnership basis. The Dominion Government is no more justified in turning over the government property to private corporations than it would be justified in turning over our canals to private corporations. Whether public ownership and operation of all railways would be a part of a question which I am not called upon to discuss. It is not a financial possibility for us to acquire them. But what we have we should hold."  
Mr. Emmerson left last night for Ottawa on his way to Dorchester, N.B., where he will spend the Christmas holidays.

### DULL TIMES AT END

Operations Resumed at Glace Bay, N.S., Collieries.  
GLACE BAY, N. S., Dec. 21.—(Special.)—A high official of the Dominion Coal Co., in an interview to-night, said that the present dull time around the collieries would soon end. The banking of coal has commenced and the work will be gradually increased until it gets back to the former basis.  
Asked if there was any truth in the report that the company was importing thousands of foreigners, he said the report was unfounded. The coal company will look after all its employees and see that none are in want of the necessities of life until work becomes brisk.

### Bishop McQuaid Dying

ROCHESTER, N. Y., Dec. 21.—Right Rev. Bernard J. McQuaid, Bishop of the Catholic Diocese of Rochester, is critically ill and his death is expected at any moment.

### IT HAS GOT TO BE DONE

The Purchase Must Be Made—See Diene's About It to-day.  
Putting it off for a little while is reasonable, but when it gets close to Christmas as it is now the time has certainly come to make Christmas purchases. It can help you better than any other establishment if you intend to buy anything as suitable and satisfactory as furs. Sensible garments for men, women and children, and many new fur novelties feature Diene's grand fur display at Yonge and Temperance streets. Where you can rely absolutely upon your purchase. Diene's will be open till 10 o'clock every night until Christmas.