

THE HAMILTON TIMES

MONDAY, MAY 4, 1908.

SCOTT AND HENDRIE.

Taking it for granted that Hon. Mr. Hendrie would be the candidate of the Conservatives in West Hamilton, the selection of Mr. J. J. Scott, K. C., for the east riding will undoubtedly please the Liberals—please them better than it pleases the rank and file of the Conservative party, if the severe chill which his name produced at the convention on Saturday night means anything. There is not one good reason why Hamilton should be on the Conservative side of the House at Toronto. It cost this city a pretty penny to change from Liberal to Tory in the Legislature. It cost it the Ontario Normal College, the one institution of higher education which it could boast of—sacrificed without a struggle on the part of its Tory representatives. Judged purely on the record of what it has done for Hamilton, and upon its utter failure to fulfil any of its promises to the Province as a whole, the Tory Government deserves to go down in defeat in ignominy. That the Liberals stand in a commanding position to win both ridings in Hamilton is conceded by all. Work will do it. That work must be done quickly, thoroughly and honestly. A clean election is the key note.

In W. H. Wardrope, K. C., and W. M. McClelland the Liberals have candidates who, for ability and for clean private and public records, can match the very best the other party can produce, and they have a cause to the support of which every true Liberal and, at this stage of affairs in the Province's history, every independent man should rally.

Saturday's Conservative meeting made it clear beyond a doubt that the Whitney following in Hamilton has no hope of electing either Mr. Hendrie in the West or Mr. Scott in the East on the record of the Government. How do they hope to succeed? By deceiving the electors into believing that the only chance of getting a technical college for Hamilton is to elect two Tory representatives. Some of the speakers almost put the situation in so many words; all of them hinted at it broadly. In other words, the people of Hamilton are told that if they do not elect Messrs. Hendrie and Scott they will be punished by the loss of this mythical technical college. It is but a few weeks since a member of the Whitney Government told Hamilton aldermen that unless they signed a one-sided and unfair power contract at once the power line would be built so far from this city as to make it cost a great deal more should the city, later on, decide to take Hydro-Electric power. What do the citizens think of that sort of threatening? And that sort of a haubie is the technical college, anyway, to dangle before independent electors' eyes? The Government has not even decided to build such an institution. It is something in the dim future; something that may never be gone on with. When Hamilton educationalists pressed the necessity of such a scheme upon the Ministers at Toronto they were told that the Dominion Government should take the matter up. When again the subject was pressed upon them, they promised to look into the matter. And on still another occasion they were asked, "What is Hamilton willing to pay?" The very latest from the Premier is that, should this technical college be established at some distant date, there can be no assurance that it will be built in Hamilton. Added to all this, there is no assurance that, if built in Hamilton, it will not be taken away to Toronto, just as the Normal College was. If it should prove a great success, as the latter did, the only reasonable thing to suppose is that the Government's policy would still be to concentrate its educational forces at Toronto.

It comes with very bad grace from the leading Conservatives of Hamilton, after the shameful way in which this city's interests have been sacrificed, to tell the electors that the only way they can hope to receive fair treatment in the future is to elect two Tory members. An independent electorate with a love for British fair play would resent the insult by defeating the candidates by no uncertain vote.

W. H. Wardrope, K. C., and W. M. McClelland are the men for Hamilton.

IN A HOLE.

The question is being asked around town to-day, Will J. J. Scott retire from the contest when he hears of the reception his nomination met with at the Tory convention on Saturday night? Many think he will, and most people who express an opinion declare that such a nomination spells defeat, and that he is a beaten man from the start. Apparently J. J. had some pull on the party which it could not ignore, and hence his forced nomination in spite of the fact that better men were available. Mr. Scott was beaten at the by-election—so badly beaten that it was thought he would not hunger for another chance, and his reappearance once more is rather surprising. He has no public claim to the suffrages of the people. His name is not identified with any public movement. When he did happen to get his name in the papers it was because Mr. Scott wanted something from the city which he should not get for Mr. Scott. Once in a while it would be because he refused to clean the snow off the sidewalk, preferring to allow laboring men to plough through it in the dark to their work in the mornings. He is not in any sense a popular man. In fact, he admitted himself that he was unpopular, and

his friends at the meeting on Saturday night apologized for him in this respect. Mr. McClelland, we believe, would have met with a better reception at the Tory meeting than Mr. Scott got.

Col. Hendrie seems to be in better favor with his political friends than is Mr. Scott. But it is apparent that he is not so popular with his constituents. He is dubbed in some quarters the Hamilton member for Toronto, and from the way he has voted for Toronto as against Hamilton, he deserves the title. He voted in favor of giving the Toronto electors two votes, but denied the same privilege to Hamilton voters; he voted in favor of removing the Normal College from Hamilton to Toronto, and voted to put a Toronto man on the Beach Commission. For this city he has done practically nothing. He turned a deaf ear to the requests of the Labor men, and approved of a prison labor contract of the worst kind after he had solemnly pledged himself to prevent such contracts. It was promised that he would see justice done to Hamilton, but he has not yet "made good." The one act with which his name has been identified, the Railway Act, has been declared by the Minister of Justice unconstitutional and illegal and not worth the paper it is printed on. The fact is, the colonel is more ornamental than useful. He is the Minister whose duty it is to look wise and look pretty, and that is all Whitney expects of him, besides his vote. On the other hand, his opponent, Mr. Wardrope, is admittedly an able, clear-headed man, a man who would not stoop to do a mean action, and who would be a credit to the city as its representative. The Liberals have every reason to be proud of their nominees, and to look forward with confidence to their success at the polls. Their friends, however, must work and work hard, to place them there.

CIVIL SERVICE REFORM.

The Toronto News is skeptical about the Dominion Government accepting the recommendation of the Civil Service Commissioners, and introducing a radical measure of civil service reform. It seems to doubt that so reasonable a measure would appeal to the Liberals, and in referring to the effect of a measure modelled along British lines, says it would divorce political influence from the service. The News assumes too much. There are many good features about the British system, but it has not the effect ascribed to it by the News; perhaps no system could have. In spite of the News' sneer that the Government's promise to free the service from politics "as far as possible" may mean nothing, unprejudiced men will find it hard to ask for more. Under the British system, examinations bulk largely. But they are not all. No matter how intelligent and capable an aspirant may be, no matter how high he may stand in his examinations—something else is needed to enable him to enter the civil service. He must secure a "nomination," and that from an influential source. Walking from an examination room into a good job in the British civil service is not the easy matter which some represent it to be, nor does the key of fitness always open the doors. The Canadian service may be much improved upon, and Sir Wilfrid will doubtless find in the British civil service system many valuable hints to help improving it. But conditions are so different in the Old Country that it would be absurd to expect—even were the system perfectly suited to it—that we could take the whole scheme, ready made, and apply it to our case. To free the service "as far as possible" from politics is, notwithstanding the News' sneer, an excellent aim, and the public will approve of the Government's course in setting up that standard.

WHY THE BETRAYAL?

The local power monopoly organ flounders miserably through half a column in the endeavor to confuse its readers in regard to its feat of swallowing itself in the matter of the proposed Beck contract to bind the city's hands for 30 years, by precluding it from all opportunity of profiting by the progress of science and invention, and shutting out all competition in electrical power. But it will be observed that it is careful to refrain from reprinting its own declarations of a month ago regarding the oppressive features of the contract. Then the organ declared "that in its opinion the form of the contract is not what it ought to be." It had for months been pledging its faith that the Commission would sell power to Hamilton at a definitely known and fixed price, and finding that it would not do so, and that we should have to buy in the dark, not knowing what the price would be, but held to pay the last cent, and to take all the risks, it declared "The Herald does not approve of this feature of the contract." It was shocked at the monopoly clause, which "binds the municipal corporation to take power exclusively from the Commission during the continuance of the contract." As to how it viewed it, it left no mistake; it thought it quite unacceptable. Its words were: "WE DO NOT THINK IT WOULD BE PRUDENT FOR THIS CITY VOLUNTARILY TO CUT ITSELF OFF FROM ANOTHER SOURCE OF SUPPLY."

It was speaking then with some regard for the interests of Hamilton. What has since induced it to try to betray the city into this oppressive and confessedly imprudent bargain? Why this treason?

Isn't it rather cheeky to ask Hamilton to swallow Scott as the price of a "promise" to give us the technical college that is ours by right?

BIG REMOVAL SALE

AT THE ATELIER

In order to reduce our stock before moving into our new store, 20-22 KING STREET WEST, we will offer the best bargains in high class

Ladies' Suits, Coats and Skirts

ever offered in Hamilton

25 PER CENT. and 30 PER CENT.

Off All Tailored Garments

E. A. BARTMANN

40 James Street North

TO BREAK THE FALL.

While professing to fear that in the inquiry into the Marine Department, to be conducted by Mr. Justice Cassels as Royal Commissioner, the Tory civil servants will be put forward as a bulwark to shield the Ministers, the Ottawa Citizen (Tory) admits that "to the credit of some Liberal Ministers and some departments, these Conservative officials have been treated fairly and chivalrously." It admits also that while some of these Tory officials did not try to curry favor, others "have not been averse to serving the purpose of the powers that be in posing as political pawns." The Citizen warns the Opposition to "recognize these class limitations," and tenders the hint not to go off on half-cock in defence of some official who may suffer by the inquiry. It would, of course, be a waste of sympathy and indignation if the party spread itself in defence of some unscrupulous Grit, or a Tory who had not been active in antagonizing the Minister of his department, thwarting his policy, and diluting in loading up the Opposition. The Citizen's article produces on the reader the impression that the inquiry is to be viewed by the Tory press and politicians solely from the position of the scandal hunter, and that every precaution must be taken not to approve of the bringing home of wrongdoing to an official who has been doing faithful service to the Tory party. That impression is not dispelled, even by the Citizen's afterthought that if the "so-called" (1) Tory official is found guilty of wrongdoing he should not be excused. Perhaps it would be as well, however, for all concerned to await the evidence.

EDITORIAL NOTES.

Scott for the East, eh? That's easy.

Carr is to be congratulated. He escaped the machine.

That would-be plumbing inspector is pulling every wire in sight. He wants that salary.

The machine had it all greased and ready. It took no chance of the rank and file butting in.

Alas, Mayor Stewart! So near and yet so far! And yet you would have been so welcome to us.

But Mr. Hendrie failed us in our hour of need. He lay down and let Whitney rob us of the Normal College.

Hon. Mr. Hendrie doesn't feel quite so sure now. And how are we to trust to promises now after his convict labor promises of last election?

The machine has got it all fixed for the Tories. The ho-polloi have the inestimable privilege of sitting in, and agreeing to the bosses' work.

It was pretty dirty of the Opposition critic Fowler to say that the building of the Hamilton Drill Hall was merely a waste of public money. But it was very Tory-like.

The Spectator hopes that Hon. J. J. Foy will be elected by acclamation. Perhaps it would be more correct to say it "wishes" that he may be; it certainly does not "hope" so.

Why should a newspaper make an ass of itself by complaining about people who come to adopt Canada as their country, asking to be naturalized in conformity with the law?

The Spectator is whistling diligently to keep up Tory courage. But does it compliment the party by declaring that the Tories are sure of both seats, "no matter who Conservative candidates may be"? The machine chooses the men; it is not assuming a good deal to think

that the party must obediently vote for the machine's choice, no matter what it may be?

What? A strike on the Municipal Traction Company's lines already? Would it not be well to refrain from the worship of the arrangement till the plan has been subjected to the test of experience?

And Hon. Mr. Hendrie is not run on his "Big Stick Bill" platform, after all. Alas, that after such a waste of gray matter the product should turn out to be so "inoperative and harmless" as to evoke derision!

Now we shall be assured by the organs of the machine that Hamilton owes all, from the mountain to the bay, and from the Dundas Marsh to the filtering basins, to the wisdom and generosity of Scott. Great Scott!

The senior Tory organ is deeply chagrined because its fishery scandals went in for smoke. The concessions in which they saw so much "graft" weren't worth even the small price paid for them. One concessionaire lost heavily, and the other offers to give up his franchise to anyone who will take it, paying five years' rent for him in advance for relieving him of the "Ah, but," says the Spectator, "the fact that there was no money in it doesn't dispose of the scandal. Supposing these franchise lessees had made fortunes out of them, what then?" Brilliant reasoning! Great head! The organ has to part with the fond hope of a scandal.

It is much to be regretted that the public is obliged to incur heavy expenses in the suppression of smallpox outbreaks, but it is hardly likely that any Government will require people to submit to being isolated and closely confined under quarantine without provision being made by the Board of Health so restraining them to provide them with food and necessities. Justice as well as humanity dictates that. Of course, it is proper that due economy be regarded in dealing with the cases, but it is to be borne in mind that the quarantine is enforced, and the unfortunate isolated, not for their own protection, but for that of the public. And it is always to be remembered that the law places it in the power of the local authorities to compel vaccination.

OUR EXCHANGES

First Night Here.

(Toronto Telegram.)

The Whitney Government is going straight to the country, having arranged its first meeting in Hamilton.

How Do You Know?

(Toronto News.)

As a matter of fact, the civil servants in the Marine Branch are like civil servants elsewhere. They do their best to forget their former political fervor, and do no meddling with things that do not concern them.

Their Own Prophet.

(Kingston Standard.)

It will be poor policy, and unfair, for the Conservative papers, which praised him a year ago, to denounce him now. They will only weaken their own case. A man is entitled to his own opinion, whatever it is.

Just Like Archie.

(Woodstock Sentinel Review.)

It was just like an editor to accept a fishing privilege on James Bay as an evidence of Government favor. Mr. Archie McNece of the Windsor Record has such a privilege, for which he pays ten dollars a year and puts up with several millions worth of abuse. As for fish, he can buy all he wants in Detroit at \$12 a ton, whereas it would cost \$300 a ton to bring them from James Bay after they were caught. It looks as if

Tuesday, May 5, 1908

SHEA'S

MAY MANTON PATTERNS AND A DRESS GOODS SALE SAVE MONEY

GOING OUT OF

Dress Goods Business

"EVERY yard of piece Dress Goods and Silks to be cleared"—that is the order that has been given with no reservation or qualifications. This puts it up to the dress goods department selling staff to carry it out without regard to cost or value, so look out for bargains. Here's what they are doing for you for to-morrow.

\$1.00 Dress Goods for ... 50c 75c Dress Goods for ... 50c \$1.25 Dress Goods for ... 75c 75c Dress Goods for ... 39c 50c Dress Goods for ... 25c 75c Silks for ... 48c 50c Silks for ... 25c 50c Waistings for ... 19c 60c Waistings for ... 39c

BLOUSES FROM NEW YORK

Just received from the customs on Saturday another shipment of those handsome Zephyr Waists in new plaid designs in the severely tailored styles, high embroidered turnover collars, breast pocket and cuff; a most handsome group of colorings and most reasonably priced at each ... \$1.50

NEW LAWN WAISTS AT 75c

Made of splendid quality of mulls and lawns, handsomely embroidered and made in all of the new ideas of sleeves, etc., worth \$1.00 and \$1.25; special price ... 75c

NEW LAWN WAISTS AT 95c

Worth \$1.25 and \$1.50. This lot will surprise you by the beautiful qualities of material and perfect fit. Just examine the waists offered for \$1.25 in other stores and then come and see these, you will find them better in material, fit and style. Each ... 95c

NEW WAISTS AT \$1.25

Made in "Merry Widow" and a dozen other popular styles, worth \$1.50 and \$1.75; Shea's price each \$1.25. We will continue our Linen Sale all this week. Tablings, Towelings, Sheetings, Pillow Cottons, etc., etc., all at money-saving reductions.

Mr. McNece had been imposed on. He is paying \$10 a year for a privilege which brings him nothing but abuse.

Oh, There Were "Reasons."

(Toronto World, Tor.)

When the La Rose payment of \$130,000 is considered it will be seen that it is a matter that must have been under consideration for some time. Why the Government should have appeared to desire to conceal it until the last hours of the session only the lunar deities can explain. And as much may be said of the C. N. R. guarantee.

The Spec's C. N. R. Silliness.

(Toronto Globe.)

Not one of these incentives was presented to Mr. Whitney. The line was built. Whatever public advantage arises from its construction and operation has already been secured. The reason he puts forward, namely, that he desired to improve the Province's security for its money, is so puerile that we must give The Spectator the credit of putting its tongue in its cheek when it pretends to accept it.

Condemned at Home.

(Toronto World, Tor.)

If a Liberal Government had done these things parallel to the "readjustment" of some of the changes adopted in the redistribution measure, Hon. Mr. Whitney, as Opposition leader, would have stormed the skies in protest. Take a last instance: If any Liberal had lifted a township out of one riding into another, as has been done in the Lanarkshire, what would Premier Whitney have said?

Slanderer Bennett Dressed Down.

(Huron Tribune, M. P.)

"In the custom of chivalry when you cast down the gauntlet and asked someone to take it up, the challenge was always answered. And to-night I would cast down the gauntlet to the member for East Simcoe, and I offer him this challenge. If you can show that the Minister of Marine and Fisheries has been guilty of the slightest jot or tittle of dishonesty in connection with the administration of his department, I will take back all I have said in commendation of that honorable gentleman. And I say to the members for East Simcoe: If you do not accept that challenge, then in the language of chivalry, if you lived in the old days you would be spoken of as a coward, a poltroon and a backslider."

SAYS THEY MUST RETRACT.

Statements Made at North Bay Were Made Out of Whole Cloth.

(Toronto Telegram.)

"The statements made by Lawyer McGaughey and John Loughrin in reference to me, as published in the Globe of today, are made out of whole cloth, and with no shadow of foundation. Unless the statements are retracted the parties who made them will be afforded an opportunity of being heard in the courts."

This was the brief but emphatic statement made this morning by Hon. Frank Cochrane.

The statement made by Lawyer McGaughey was that an agreement had been made by which John Loughrin was to continue as registrar and several other things if Mr. Cochrane was returned unopposed in the by-election of 1905.

The statement made by John Loughrin, in accepting nomination as Liberal candidate, was an insinuation that he had been offered \$8,000 not to oppose Mr. Cochrane at the said by-election.

As to the dismissal of John Loughrin, it was stated at the time that "offensive partisanship" was the cause. In November, 1904, just prior to the last election, Mr. Loughrin made a speech, in which he described the Ross Government as the "whitest and most honorable statement this country ever produced."

He strongly urged their return to power.

Hamilton, May 4, 1908.

THE STREET RAILWAY.

To the Editor of the Times:

Sir,—I notice the controversy in the papers with the Gibson-Hawkins Co., or, in other words, the Hamilton Street Railway.

The first thing to consider in the matter is, will the company allow an expert to go over their books, and if they have really not made any money, after allowing the Cataract Co. a fair price for power and a fair price only, it will then be time for the mayor and aldermen to talk about making some concession, and not till then. And if they will not allow their books to be examined, give them so many days to put their railway system into first-class condition or cancel their franchise. It will place the aldermen in a bad light if they allow or make any concession to the company. The first thing we know we will be having some of our manufacturers asking for \$75,000, so they can put their plant in a better shape, as they are not making any money. I claim they have just as good a claim on the city and do as much for the city in their own way. We would be very much inclined to tell them to get a business manager who could make money, and so I say to the Street Railway Co.

Will the Gibson-Hawkins Co. refund the \$75,000 to the city when their franchise expires? I think not. They will want to sell out at the watered stock price. I see they are now offering the city electrical power at 10 per cent. cheaper than the Beck scheme. The wonder what new concession they will want from the city for the 10 per cent. cheaper power they offer. How is it they would not do so before when they were alone in the field?

I trust the aldermen do not think very seriously of such an offer unless it is offered without any condition. Thanking you for your valued space, I remain, yours truly,

W. W. Golder.

Hamilton, May 4, 1908.

MOUNT HAMILTON.

The three-year-old daughter of Mr. Hollister, who lives in one of Mr. Bryan's cottages, on the stone road, on the mountain, between the Jolley Cut and the East End Incline, was severely bitten on the face by a collie dog belonging to Mr. William Passmore, the hotelier, on Saturday afternoon. Mr. Hollister was busy preparing to move his furniture down into the city when Mr. Passmore drove up with his wagon to deliver meat. In some way the little girl stumbled near the dog, which immediately snapped at her, biting her on different parts of the face, the worst lacerations being on the cheek under the right eye, and on the side of the nose. The child was driven to St. Joseph's Hospital, and Dr. Curphey called in. He dressed the wounds. He thought she would soon be all right, if erysipelas did not set in. She is still in the hospital.

A cement sidewalk is being laid down on the west side of Wentworth street south, on the mountain top, from the stone road to Mr. Bale's house.

The mountain boulevard and driveway is frequented by large numbers of people every fine Sunday now. The view from there is one of the finest imaginable. Mr. Wild should see about putting a fence

up along the mountain brow. One is needed.

The people are wondering when a start is to be made to fix up the Jolley Cut.

Up to the present only one service has been held on Sunday in "Chalmers" Presbyterian Church. Last night, after the regular service, a meeting of the congregation was held to consider the proposition to hold a morning service also. It decided to hold two services each Sunday, beginning with the first Sunday in June.

St. Stephen's Anglican Church will hold a bazaar some time this month.

The men who have been conducting evangelistic meetings in the Mountain Row Union Mission are thinking of holding open air meetings on the mountain brow on Sunday afternoons in the near future.

It has not been announced just when the meetings will be started.

STRIKE AVERTED.

Cleveland Street Railway Employees to Get Raise Later On.

Cleveland, May 3.—After voting 1,452 to 128 in favor of a strike, the motor-men and conductors of the Municipal Traction Co. last night practically reached an agreement with the mayor and traction officials that will eliminate the prospect of a cessation of work.

The men failed to secure outright the two cent an hour increase in pay demanded, but are given an assurance that they may anticipate an advance after the Municipal Traction Co. shows a sufficient surplus.

CUTTING DOWN EXPENSES.

Canadian Pacific Shops at Montreal Closed.

Montreal, May 3.—The Angus shops of the Canadian Pacific Railway have been closed for two days, and as a result about 4,000 mechanics are having holidays. On Thursday afternoon notices were posted informing the workers that the shops would be closed until Monday for stocktaking. The men are in a restless state, fearing that the company's action may have something to do with the trouble in the west.

Both the Canadian Pacific and the Grand Trunk managements have given orders to the heads of departments that they must show a decrease in their monthly pay sheets until further orders. As a result large numbers of men in clerical positions have been let out.

KILLED IN OLD LONDON.

Boy From Paris, Ont., Found Dead on Thames Barge.

London, May 3.—William Evans, aged seventeen, was found dead yesterday on a barge on the Thames. He had reached home the night previous, but his father did not recognize his features, having last seen his son ten years ago, when the boy went to Canada. However, he thought the marks on the boy's body coincided with those he had known his son to bear, and allowed him to sleep in the house until his story was corroborated.

The deceased had in his possession a ticket of admission to the Opera House at Paris, Ont. The coroner's jury decided that the boy had come to his death through misadventure.

BLOWING OUT FURNACES.

Steel Plant at the Soo to Shut Down Entirely.

Sault Ste. Marie, Ont., May 3.—The Algoma Steel company yesterday followed the recent shut-down of the rail mill by blowing out blast furnace No. 1. No. 2 will blow out this week. This will leave every branch of the steel industry here idle, thus shutting 1,500 men out of employment. The company in a statement says that owing to financial troubles the Canadian railroads refuse to place orders for rails. No promises are made as to when the plant will resume, although it is said the company hopes to resume in June.

This is the first shut-down since the resumption after the collapse of Clegg's old Consolidated Lake Superior Company. The plant is the second largest in Canada.

New Publications.

Herman Pfeiffer's beautiful prize cover gives much distinction to the May Woman's Home Companion. Another notable art feature of this magazine is a full-page reproduction of William Blair Ker's painting, "Memories." Dr. Edward Everett Hale gives some advice to young married folk. In "Are We Ready for Our Children?" Christine Terhune Herriek approaches the problem of the child in the family from an actually new point of view. "Europe on Five Dollars a Day" is the first of a travel abroad. The Summer Fashions, Dressmaking Lesson, the Making of lingerie Waists, are found in Grace Margaret Gould's Fashion Department. The other departments contain: "What to Do With the Garden in May!" The May issue is rich in fiction, among them "Dog in the Manger," "A Hard Specialist," "Pancake Neighbors," "The Gentle Highwayman."

WORSHIP OF TARIFF.

High Taxation Is All That the American Continent Desires.

(N. Y. Journal of Commerce.)

There must be a melancholy joy in the true worshipper to contemplate what this continent has been saved from by the revelation that came to the Republican party in the midst of the stress of civil war and the dire necessity of putting a heavy tax upon the industries and commerce of the country for revenue to meet its exigencies. It learned then that taxation upon industry and commerce is the source of wealth and power, the day-spring of material prosperity, and that less a heedless party has never lost. That is what lifts and maintains American capital and American labor above the degraded standards of other lands, notwithstanding that the poorest of these have in their ineffective way tried