

PETER SMITH TESTIFIES FOR FORMER DEPUTY

Nickle Refuses To Link Juvenile Court With Police

JUDGE WITH NO SALARY IS SOUGHT

Nickle States He Dislikes Idea of Force in Juvenile Court Issue.

KEEP POLICE OUT

Attorney-General Will Not Link Up Court With Police.

In telephone conversation with The Advertiser this morning, Attorney-General W. F. Nickle expressed disapproval of any change being made in the present status of the juvenile court in London.

Attorney-General Nickle voiced his personal opinion that the court should not be linked up in any way with the police court, as suggested by the city council. He also referred to having received "a great many communications from various organizations of the city, all of which spoke in highest terms of the work done by Rev. Quintin Warner as judge of the court, and opposed any move to change the present system."

Mr. Nickle said that he had instructed the representatives of the city council, who waited upon him last Friday, Ald. Greer and Douglass, to have the council look around for a suitable man in the city to carry on the work as judge without salary.

Such action, however, is only to be taken providing Judge Warner definitely and finally indicates his inability to continue the work without a salary being granted him.

Looking for Man.

"Besides instructing the council to look for a man," remarked Mr. Nickle, "I will myself look for a man who can afford to undertake the work without remuneration."

While admitting that it was within his jurisdiction to compel the council to pay the salary requested by Judge Warner, Mr. Nickle intimated that he did not wish to exert those powers.

"I don't want to compel anyone," he said, "but if at all possible, I feel that the juvenile court should be conducted on its own system, and entirely apart from the police court."

Asked whether in his opinion Judge Warner had ever resigned as judge of the juvenile court, Mr. Nickle replied by pointing out that Judge Warner was acting until some satisfactory settlement of the whole question could be reached.

It would seem from the interview given The Advertiser by Mr. Nickle that if things should actually come to a showdown between himself and the council, he would be inclined to fall back upon the provisions given him under the statutes and require the council to pay the salary of \$1,200 asked by Judge Warner to compensate his congregation on account of his services being diverted so largely on behalf of the juvenile court.

Not Looking.

Asked this morning by The Advertiser whether the council was looking for a man to act as judge of the juvenile court without salary, in place of Judge Warner, Ald. Greer replied in the negative.

"It is not up to the council to find and appoint a man," said Ald. Greer. "It is up to Attorney-General Nickle."

Ald. Greer was generally reticent as to what, if any, comment had been made by Mr. Nickle when interviewed last Friday on behalf of the council concerning the resolutions forwarded him by the juvenile court in support of the present juvenile court system.

Stating that he was not in a position to discuss the matter, Ald. Greer said that "There was nothing definite to say, supposing I could talk."

The Weather

FORECASTS.

Moderate winds, fine today and Wednesday; not much change in temperature.

The pressure is still high from the great lakes southward, and low on the Atlantic coast and over the western half of the continent. The weather has been fine from Alberta to the maritime provinces.

Temperatures.

The highest and lowest temperatures during the 24 hours previous to 8 a.m. today were:

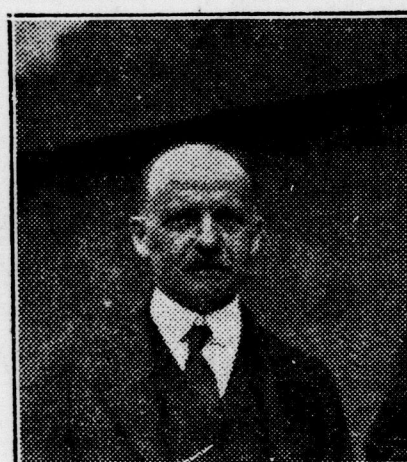
Stations.	High.	Low.	Weather.
Port Arthur.....	62	38	Fair
Parry Sound.....	60	38	Cloudy
Toronto.....	67	40	Fair
Kingston.....	58	44	Fair
Ottawa.....	70	34	Fair
Montreal.....	66	48	Clear
Quebec.....	58	42	Fair
Father Point.....	44	32	Fair
St. John.....	58	40	Fog
Halifax.....	62	42	Clear

LOCAL TEMPERATURES.

The highest and lowest temperatures recorded in London during the 24 hours previous to 8 o'clock last night were: Highest, 62; lowest, 30. The official temperatures for the 12 hours previous to 8 a.m. today were: Highest, 46; lowest, 37.

Barometric Readings.

Monday—8 p.m.—29.34.
Today—8 a.m.—29.27.



HEADS OF BAPTIST SUNDAY SCHOOL WORK MEET.

An unusual incident at the Baptist convention now in progress in London is the meeting of the heads of Sunday school work of south convention, north convention and the Ontario-Quebec convention. An Advertiser

Half of Pastor's Salary Urged On Superannuation

Question Up For Consideration at Baptist Convention Today.

REASON OUTLINED

A superannuation scheme for ministers of the Baptist church, whereby every minister at the age of 65 will draw an annuity equal to half his salary, was introduced in the annual report of the superannuation board at this morning's session of the Baptist convention of Ontario and Quebec, and adopted unanimously.

The plan was described by O. C. Elliott, vice-chairman of the board, as "the most important question which has confronted this convention in twenty years," and the extension of time granted for its discussion, fully used by delegates proved his contention.

Evan Gray, formerly superintendent of insurance for Ontario, in outlining the scheme said, "In arranging this annuity plan, we have decided to use the Dominion of Canada annuity system as its basis. The board shall apply the money paid in to the retiring annuity fund to the purchase of annuity contracts of the government of Canada in favor of the individual members of the plan upon any plan of annuity contract selected by the member from those offered by the government of Canada under the provisions of the annuity act. Such contracts will be issued in the name of and delivered to the individual member of the plan upon the payment of the first premium."

REV. G. A. LEICHLITER, former London pastor, and now of Buffalo, who was accepted as an accredited fraternal delegate to the convention of the Ontario-Quebec Baptist association this morning.

BIRTHDAY OF FASCISTI MARKED WITH GAIETY

250,000 Blackshirts Swear Allegiance to Italian King on Govt. Anniversary.

Associated Press Despatch.

Rome, Oct. 23.—Italy today celebrated the completion of two years under the fascist government. Public buildings throughout the kingdom, by order of Premier Mussolini, and thousands of private ones voluntarily, were gayly decorated in honor of the occasion.

The chief features of the celebration were the ceremonies consequent upon taking the oath of allegiance to the king by some 250,000 black-shirts, most of whom participated in the fascist march on Rome two years ago, and who were later formed into a national militia, becoming an integral part of the nation's armed forces.

The oath-taking ceremonies were scheduled for various centers throughout the country, but the principal gala functions were in Milan, where Premier Mussolini was to attend, and in Rome.

OLD PASSENGER VESSEL IS DAMAGED BY FIRE

Associated Press Despatch.

Maltese, Mich., Oct. 23.—The steamer Kansas, a passenger vessel, and one of the oldest owned by the Michigan transit company, was badly damaged by fire in the harbor here late yesterday. Officials have as yet been unable to estimate the loss. The blaze is believed to have started in the engine-room.

The steamer was at the dock at the time the fire was discovered.

CREATOR OF NICK CARTER NEAR DEATH AT AGE OF 75

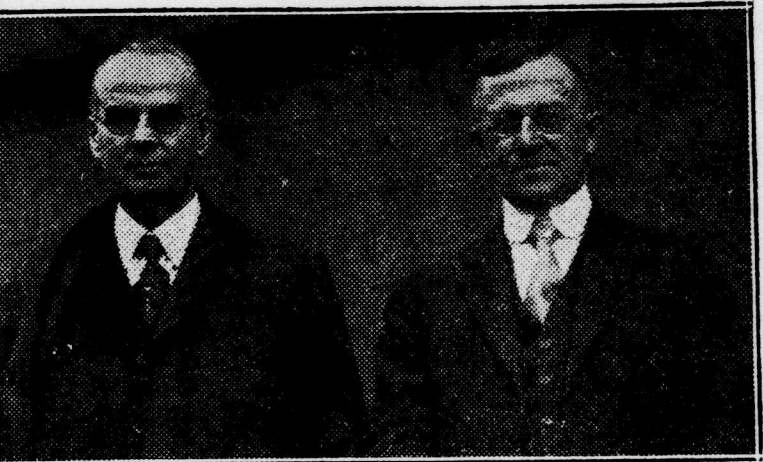
Associated Press Despatch.

Piquette, Ohio, Oct. 23.—Thomas Harbaugh, 75, known as the writer of Nick Carter stories, is near death here according to announcement at the Miami county infirmary, where he has been living for the past year. Harbaugh, once wealthy, in recent years has been living in poor circumstances. In addition to writing many nickle novels, he wrote two books of verse.

SHOT FIRERS KILLED.

Associated Press Despatch.

Terre Haute, Ind., Oct. 23.—Three shot firers were instantly killed while working in the Black Hawk mine near here last night. A dust explosion followed the "windy shot" and set fire to the mine. The mine is still burning.



HEADS OF BAPTIST SUNDAY SCHOOL WORK MEET.

photographer shows, from left to right: Rev. I. J. Van Ness, D.D., corresponding secretary of the Sunday school board of the southern Baptist conference, Nashville, Tenn.; Rev. William H. Main, D.D., acting general secretary of the American Baptist Publication Society, Philadelphia; Rev. George T. Webb, D.D., general secretary of the board of religious education of the Baptist convention of Ontario and Quebec.

MACDONALD CONFIDENT OF VICTORY

British Premier Issues Final Appeal on the Eve of Election.

VOTING TOMORROW

Bitterest and Shortest Campaign in History Drawing to Close.

Associated Press Despatch.

London, Oct. 23.—Premier Macdonald in his final appeal to the nation before voting tomorrow, says: "At the end of the hardest fight I have ever known, the signs of Labor victories are unmistakable."

Several meetings last night were marked by violent disturbances and the police in some instances were called on to prevent dangerous developments. The worst violence occurred outside a meeting hall in Battersea, where a furious blow aimed at the Conservative candidate, Viscount Curzon, missed him but felled a companion, unconscious.

The tires were ripped from Lord Curzon's automobile and the lamps were smashed. The Russian affair, growing out of publication by the foreign office of the alleged Zinovieff letter to the British communist party, has served to heighten the feeling, but there is nothing to show whether it will have the damaging effect on Labor's chances which the government's opponents predict.

The London newspapers, with the exception of the Labor Daily Herald, comment scorchingly on Premier Macdonald's platform reference to the Russian incident, the chief of several charges being that the premier himself blundered colossal in handling the matter and now seeks to throw the blame on his subordinates in the foreign office, knowing that their position depends on making any reply or explanation. Complaint is also made that the premier leaves the affair very obscure and that their position depends on making any reply or explanation.

Col. Kelly Lands On Disturber

Conservative Candidate in the Claycross Division Staging Exciting Campaign.

Associated Press Despatch.

London, Oct. 23.—Ramsay MacDonald was a traitor to the lads at the front in 1917," declared Lieut.-Col. Sherwood Kelly, K.C., Conservative candidate in the Claycross division of Devonshire, at a meeting last night. "Oh, I wish I could have had him in a platoon," the colonel exclaimed.

Lieut.-Col. Kelly at one of his meetings was called a liar by a communist in the audience. The colonel asked the man to withdraw the offensive epithet and when he refused to do so coolly descended from the platform and gave the disturber two rude jolts in the jaw. Then the communist was assisted to the door by some of his companions.

FIRE VICTIMS' BODIES HAVE BEEN RECOVERED

Howard Burden of Windsor Among Those to Die in Detroit Holocaust.

Associated Press Despatch.

Detroit, Oct. 23.—Bodies of Howard Burden, of Windsor, Ont., and two unidentified men were taken from the ruins of the five-story building occupied by the Scotten and Kravitz Showcase Company, which was destroyed by fire late yesterday with a loss estimated at between \$125,000 and \$150,000.

Five workers, one a young woman, who were trapped by the flames, clung to the ledges of the flaming structure and, aided by fire-fighters, were rescued. The fire is believed to have been caused by spontaneous combustion in a dust trap. Fifty employees escaped by a back fire-stairway.

ENGLISH TENDERS INVITED FOR AUSTRALIAN SUBS

Associated Press Despatch.

Sydney, Australia, Oct. 23.—The minister of defence for the commonwealth, E. K. Bowden, has announced that English tenders have been invited for the construction of two submarines for Australia, the submarines to have a cruising radius of 3,000 miles.

The Australian commonwealth recently decided upon the construction of two 10,000-ton battle cruisers. In this connection the defence equipment bill authorizing a grant of \$10,000,000 was passed by the Australian house of representatives and the senate.

TAR AND FEATHER INCIDENT BRINGS 12 CONVICTIONS

Associated Press Despatch.

Frederick, Md., Oct. 23.—Twelve residents of Myersville upon whom sentence was passed by Chief Judge Hammond Orner in circuit court here yesterday following pleas of guilty or convictions on charges resulting from the tarring and feathering of Miss Dorothy Grandon last July, are held today in the Frederick county jail pending their removal to the house of correction.

Mrs. Mary Shank, who admitted applying the tar and feathers to Miss Grandon's body, was sentenced to nine months' imprisonment. Mrs. Shank charged that the "white-capping" was the result of two intimate relations between her husband and Miss Grandon.

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GREAT CANADIAN WRITER PETER M'ARTHUR IS DEAD

Bard of Ekfrid Passes Away in Victoria Hospital Early Today.

KNOWN TO WORLD

Novelist and Poet Has Had Great Career Both Sides of Atlantic.

Peter MacArthur of Ekfrid, a maker of Canadian literature, poet and novelist, beloved in many countries, died early this morning at Victoria Hospital. He was 58 years of age.

On Tuesday of last week Mr. MacArthur underwent a serious operation, which was followed by complications. For two days following the operation his condition was reported to be slightly improved, but on Wednesday he suffered a relapse, and his condition bordered on the critical stage, and little hope was held for his recovery. He died at 6:15 o'clock this morning.

Until the last, Mr. MacArthur maintained the cheery and kindly disposition which has been characteristic of him throughout his life. He had been endowed with an abundance of health and good spirits, and even during his illness worked on his last bit of literature. Only two days ago he furnished paragraphs for a work which was to have been his latest.

Peter MacArthur lived on the farm at Ekfrid on which he was born. He resided there with his family, and it was in this quaint log homestead that many of his greatest poetical works have been created. His little domain at Ekfrid, three miles east from Glenora, has become widely known during the past fifteen years, through the author's accomplishments. To this home, rich and poor alike came and were welcomed and helped. Some perhaps came through curiosity, but the Mr. MacArthur always bore quite patiently, in spite of the fact that he was a shy man essentially, and strongly averse to any form of personal publicity.

Scotch Descent.

Peter MacArthur's parents were both natives of Scotland. His father, Peter MacArthur, emigrated to Canada in 1870, and settled on a farm near Ekfrid. Please See Page 2, Column 5.

AGED MAN KILLED BY C. N. R. TRAIN

David Smith, 80, Bothwell, Had Left His Home About 6:30 for Pope's Farm.

Special to The Advertiser.

Bothwell, Oct. 23.—David Smith, 80, of this town, was instantly killed early this morning when he was struck by a C. N. R. train.

He left his home about 6:30 on his way to the farm of William Pope, a husk corn, and as was his custom, took a short cut by way of the tracks. It is thought that Mr. Smith was struck by the fast passenger train that passes through the town each morning about 6 o'clock. Residents say that the train was about half an hour late this morning.

The body was found about 7:30 by Del Adkin. Dr. A. D. Graham was called, but pronounced life extinct. An inquest into the fatality will be held by Coroner Stewart of Glenora.

Besides his wife, Mr. Smith leaves two daughters, Mrs. Allan Siler and Mrs. William Sawyer, both of Bothwell. Funeral arrangements have not been completed.

W. McSweeney, 27, of Standard Oil Research Laboratory, Dies in Agony.

Associated Press Despatch.

New York, Oct. 23.—A third victim of "looney gas" poisoning in the research laboratory of the Bayway, N. J., plant of the Standard Oil Company of New Jersey, died here today in the reconstruction hospital. He was William McSweeney, 27 years of age, of Elizabeth, N. J.

Despite the ceaseless efforts of physicians, McSweeney became worse. Before his death he was so violent that he had to be placed in a straight jacket. Some of the other victims were affected in the same way. One of the men who died earlier jumped from a second story window while in pain from the gas. McSweeney's death was reported to the medical examiner's office as having been caused by "gas poisoning."

BRONX FIRE HALTS SERVICE ON TWO BAL RAILROADS

Associated Press Despatch.

New York, Oct. 23.—All trains on the New York Central and the New York, New Haven and Hartford railroads were halted for more than an hour tonight by a fire which destroyed two large warehouses in the Bronx. Police were investigating the report that a watchman had been trapped and burned to death in one of the buildings.

SLEEMAN BREWING FIRM FINE FOR O. T. A. BREACH

Canadian Press Despatch.

Guelph, Oct. 23.—The first case in the police court here for violation of the O. T. A. since the plebiscite vote brought a \$1,000 fine for the offender, the Sleeman Brewing company. Two "spotters" visited the brewery recently, pretending they were something else, and made a plea for a little liquid refreshment. They were refused twice, but finally secured the beverage. Today in the police court the company was fined the 1,000 plea of guilty having been entered on the facts stated.

STOWAWAYS FOUND DEAD.

Canadian Press Despatch.

Montreal, Oct. 23.—Two stowaways, one Polish and the other Czechoslovakian, aged about 35, were found dead in the coal bunkers of the liner Melita at the local port yesterday. Apparently they succumbed to coal fumes.

REMAINS OF EXECUTED MEN GIVEN RELATIVES

Associated Press Despatch.

Dublin, Oct. 23.—The remains of 77 men, executed by the military authorities of the Irish free state in 1922 and 1923, were handed over to relatives today for burial in consecrated ground. The public funerals will take place tomorrow and Thursday. The first five handed over by the government included the late lieutenant commander Erskine Childers, whose remains were given to his mother, Mrs. Childers, in whose home Childers was executed.

The coffins were carried in a procession through the streets to a hall where they will lie in state until tomorrow, when they will be removed to the Carmelite church for services prior to burial at the Glasnevin cemetery.

SMITH COMES TO DEFENCE OF MATTHEWS

Justice Mowat Tells Defending Counsel To Drop Word "Honorable."

TRIAL CONTINUES

Alex. Ross, Former Manager of Home Bank Bond Department, Again on Stand.

Canadian Press Despatch.

Toronto, Oct. 23.—The crown concluded its cases in the charges of conspiring to defraud and fraud against Charles A. Matthews, former assistant provincial treasurer, in the assize court this morning before Mr. Justice Mowat. H. H. Gordon, counsel defending Matthews, asked that the case be taken from the jury and the charge dismissed, contending that the crown had failed to show Matthews as being connected with the deal.

The request was refused, and the defence was started with the calling of Peter Smith, former provincial treasurer, who was called in the same court last week of conspiracy to defraud.

In calling for his witness Mr. Gordon said: "Hon. Peter Smith."

"Drop the honorable," said his lordship. "The title ceases when he is no longer a member of the government."

Mr. Smith swore that Matthews had no right to buy bonds of any kind without an order-in-council from the government or special instructions from the minister. He said that Matthews had never been asked to purchase bonds of the same kind as those involved in the charges for much higher prices than they paid Hart for his, the Matthews had never asked for them.

Mr. Gordon, arguing for a non-suit, said that the only evidence that Matthews ever got was the evidence of the evidence of Ross. He also argued that an indictment of this kind could not be laid after two years had elapsed from the time of the alleged crime.

SEEK NEW TRIAL.

Canadian Press Despatch.

Toronto, Oct. 23.—Notice of appeal and request for a new trial for Peter Smith, former provincial treasurer, who was sentenced to three years in the penitentiary and a fine of \$500,000 last week, was filed in the appellate court today by T. H. Lennox, K.C., counsel for Peter Smith. Copies of this notice were also served on W. N. Tilley, K.C., special prosecuting officer, and the attorney-general. Because of other engagements of counsel, the application for bail was Smith, which was to have been made this morning, was deferred until tomorrow. The notice of appeal pleads improper admission of the jury by the trial judge, and states that there was no evidence on which the finding arrived at could have been made. Attention is also drawn to the refusal of the trial judge to re-direct the jury.

The appeal is being made on a question of law and not on a question of fact. The appeal is not necessary. Notice of appeal must be given before bail can be granted.

A particular exception will be taken to that part of the trial judge's address in which he said: "If it isn't true that Smith received the bonds, Andrew Peppall could prove it. If Andy Peppall could prove it, Smith must go free, but Peter Smith has not given you the benefit of Andrew Peppall's evidence. He has not given any evidence indicating that he did not obtain them."

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OTTAWA EXHIBITION SHOWS SURPLUS OF \$2,500

Ottawa, Oct. 23.—The interim financial statement for the Central Canada Exhibition Association, as presented to the directors last night, shows a surplus for the year of about \$2,500. This is considered a satisfactory view of the fact that it rained on each of the six days of the exhibition. In the hope of getting more favorable weather, the directors favor moving the exhibition dates to come in before the National Exhibition at Toronto, instead of immediately after.



ARTHUR SHORTER, chief at Government house, Toronto, who has cooked for four generations of the royal family in England, entering the service of Queen Alexandra when he was 17 years of age, and remaining there until King Edward's death. He cooked for the prince on his recent visit.

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