The Toronto World

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TUESDAY MORNING, SEPT. 14

A Protest Against the Preposterous

The Grain Growers' Guide vigorous- where two natious are hopelessly seply protests against the many appeals arated by the barrier of language. that lie from the judgments of the The good terms on which we dwell Canadian courts to the judicial com- with our neighbors is due in no small mittee of the imperial privy council. measure to the fact that the people Two recent cases furnish the text for of Britain and the people of the United its article. Thomas Kelly, citizen of States are able to communicate easily appear before the royal commission the views and sentiments of each other. are met there will be a big surplus of of Manitoba, in council. He refused ill-will constantly growing bethe courts for an injunction. His application was refused and the judg- international public opinion. If the ment refusing the injunction was affirmed by the highest provincial court exchanged books and papers one with in the Province of Manitoba. Yet Mr. the other, a mutual respect and con-Kelly has been permitted to appeal to fidence might allay suspicion and make have reversed and held for nought all impossible the conflict which so many the orders and judgments of the Mani-

toba courts. They have been having Sunday baseball at St. Boniface, and the Lord's Day Alliance is prosecuting the bankers from all over the United players. The latter say they will take States, in convention assembled, passthe case to the privy council, as no ed a resolution urging the national doubt they will. If a street car runs and state governments to put the over a man in Montreal, Toronto or country in a state of preparedness for Winnipeg, and cuts off his leg, the military defence. The resolution is man cannot collect a \$4100 judgment, significant as showing a radical change jurors and as many Canadian judges Thirty years ago that country had not the law lords in London.

past. Our Canadian judges are con- the size of the police force in New sidered intelligent enough to finally York City. decide matters of life and death, but they are apparently not intelligent of congress large appropriations for should obey a subpoena, whether Sun- and the regular army may be inday baseball should be allowed or whe- creased from \$70,000 to 200,000 men. ther damages can be collected for a What is more important, men will be broken leg. Our supreme court of permitted to join the regular army, Canada is merely a fifth wheel so long train for a year and then turn to civil as every case they decide is appeal- life, subject at any time to be called able to the privy council, and The Guide says:

It certainly does not tend towards the development of a na-tional spirit to have our appeal cases carried to the courts of another country. legislatures are capable of enactng our laws, then certainly our Canadian judges are capable of nterpreting them. . . It is not a case of disloyalty, but merely of common server

The Language Test

The Outlook wants the State of New York to adopt a constitutional amendment limiting suffrage to those who can read and write the English language. In the recent New York constitutional convention such an article was proposed but voted down on the ground that its inclusion might endanger the adoption of the new constitution by massing all the foreign voters against it. But there is no particular reason why the proposal cannot be separately submitted to a plebiscite in the near future. The

Outlook thinks it might be adopted-A great many intelligent people in New York State have but an indifferent knowledge of English. They might be quite well versed in Italian German, Russian, or Yiddish. Why therefore, it is asked, should they be discriminated against in favor of people no more intelligent but who happen to know English?

The reason, according to The Outlook, is that in a democratic country voters should be able to argue and discuss politics with one another. In France, it is said, every voter should know the French language, in Portugal every voter should know the Portuguese language, and in America every voter should known "the American language," which happens to be English.

But without passing judgment or this contention we think it will be generally admitted that there can be no greater barrier between peoples than the barrier of language. In-

ability to understand one another accounts for intense nationa prejudices and the endless succession of wars that have occupied the world for thousands of years. No serious misunderstanding is likely to grow up



That Home of Yours

Is there a mortgage against it? In that case, what will happen if you should die suddenly? Will your widow be able to pay off the indebtedness? Or will she and the kiddies be thrown out on the street?

A few dollars saved each year and invested in an Imperial Endowment policy will provide for a mortgage repayment whether you live or die. We'll tell you all about it if you write to

THE IMPERIAL LIFE Assurance Company of Canada HEAD OFFICE - TORONTO

Branches and Agents in all important centres

between nations speaking the sam tongue.

fear develop in the dark caves of ignorance. Enlightened public opinion will usually compel peace between bellicose governments by finding some honorable compromise, but there can be no international public opinion

Growing Sentiment

At Seattle the other day 15,000 concurred in by twelve Canadian of sentiment in the United States. counting the members of the various a single seagoing vessel and even nov appellate courts) unless and until it has a navy topheavy with dread- coasting privilege, so that wheat may be is also concurred in by a majority of noughts and battle cruisers, but de- | carried in American bottoms from one The Grain Growers' Guide points out liers and auxiliary vessels. The mo- Otherwise a great deal of the wheat the absurdity of this system, as The bile standing army in continental might have to go for delivery to Ameri-World has done repeatedly in the United States is only about three times can ports. The Canadian lake tonnage.

> Beyond doubt at the coming session upon as reservists. The need of a nation for a mer-

chant marine will be used by the administration to force thru congress the ship purchase bill. Yet the ship purchase bill is so bitterly opposed by the enemies of government ownership that the struggle over its passage may seriously interfere with the administration's program for national defence. defence.

WILLS PROBATED

By a will filed in the surrogate court

Harry Ellis, who died Aug. 26, names

\$12,124 estate, which comprises a

\$2000 equity in 33 Gwynne avenue; 40

Lynd avenue, \$2800; mortgages, \$4274;

cash, \$2849, and household goods, \$200. Eight children equally share the

Ann Maddox, widow, who died intes-

Life insurance and promissory notes

make up the \$1221 estate of Richard

Edward Mackinnon, who died intes-

parents, Malcolm and Maude Mackin-

Headaches, sleep-lessness and tired,

draggy feelings

soon disappear

when you restore vigor to the ex-

hausted nerves by using Dr. Chase's

50 cents a box, all dealers or Edmanson, Bates & Co., Limited,

Nerve Food.

tate at Woodbridge on Aug. 26.

\$5098 estate of the late Mrs. Emili

tate on Aug. 21.

non, are the heirs.

MORE ABOUT THE MOVEMENT OF WHEAT

The Montreal Star the other day on the Of course there would still be the emgrain situation. He joined others in ad- bargo against the export of Canadian vising the Canadian farmer to be in no hurry to sell his wheat and to hold over all he could of the crop.

Generally speaking this is good advice, because wheat is always lower in the fall than it is in the winter and spring. Yet we have this situation to consider: Canada and the United States between them have 600,000,000 bushels of wheat to sell and Europe only wants about half Manitoba, was ordered by subpoena to and know in a general way at least that much. When the needs of Europe appointed by the lieutenant-governor On the other hand the suspicion and wheat in store on this continent. The Canadian farmer will store his wheat to obey the subpoena and applied to tween the United States and Japan with more confidence if he gets some assurance that the other fellow won't get all the orders in the meantime. Will Britain buy from him later on? According to The Star, Mr. Black hopes for some such preference, and we read:

"It must, of course, be taken into consideration," said Mr. Black, "that Canada is not the only country which has raised a large crop.
"The United States has a record one and Bustle hearth of the country when the country were and much bustle hearth of the country." "The United States has a record one and Russia has this year's and much of last to dispose of as soon as the Dardanelles are opened. Roumania also has a good crop, and other countries have grain to market. But," said he, "I believe that the grading of our own crop will be sufficiently high to make it marketable, and, I hope, to give it a preference over other grains. If it is not, then some other arrangement will have to be gone into between Great Britain and Canada. Any way, we need not worry, as I believe Britain will take care of her own."

The Fort William Times Journal says commerce to act as a middleman between that the Dominion Government has adthat the Dominion Government has adthe Canadian farmer and the French the Canadian farmer and the Canadian farme ficient in submarines, destroyers, col- Canadian port to another Canadian port it is said, will hardly get more than 90, 000,000 bushels out of the twin ports be fore the close of navigation, and the lower lake ports can handle double that amount. Yet if ocean tonnage is not proenough to decide whether a man both the army and navy will be made vided at Montreal our wheat will go to New York and be glad to get there or anywhere else on tide water. The Fort William Times-Journal states that a United States vessel, the J. M. Jenks, recently sailed from Fort William to Buffalo with 250,000 bushels of Cana-

> The Regina Leader, after pointing out nipeg and Minneapolis, demands the removal of our duty against United States wheat. Removal of that duty, it says correctly enough, would automatically strike off the United States duty against | part of the imperial government.

dian wheat.

Mr. W. A. Black, vice-president of the | our wheat and permit the farmers of Ogilvie Milling Company, talked freely to western Canada to sell in the States. wheat to the United States, but that embargo has been so stepped down and modified that there is not much left of it. The Dominion Government probably realises that Germany's ability to get wheat from the United States has little or nothing to do with the United States' ability to get wheat from us. Grain is

not like nickel, an article of which Canada has the monopoly. Yet we maintain the embargo against the export of our wheat and flour to neutral countries as a war measure in accord with the policy of the imperial government. Should not the imperial government therefore recognize the sacrifices we are making by giving our farmers some preference in the British

France has decided to prohibit the import of wheat, except for the account of the government. Monopoly of and speculation in the home-grown grain will be curbed by state regulation of prices. The French colonies, which grow a good deal of the grain, will be assisted by a decree requiring all wheat flour to contain not

Of course, if we said to France,

would have to deliver the wheat f.o.b. at gold. No doubt the French Government claimed for \$5000 on the ground that is prepared to send us short-time trea-is prepared to send us short-time trea-in 1905 he was induced by the plain-sury bills or other self-liquidating col-tuff's false representations to purchase Ohio, before he graduated from the safely issue enough national currency to in Yukon, known as Canadian Forty-give the farmer spot cash for his wheat. Mile Gold Dredging Company, and his France in the past has been both an importer and an exporter of wheat, producing at normal times something like 250,000,000 bushels. Last year her imports of wheat increased considerably, and she purchased both from Canada and the spread between wheat prices in Win- the United States. This year we should be able to engross the French market, but it will require prompt action by the Dominion Government, together with some initiative and co-operation on the

DRANK LIQUOR

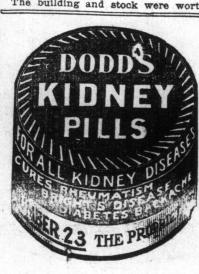
John Newton, Proprietor of Burned Hotel, Defends Members of Brigade. his widow, Mary Ellis, sole legatee of

BUILDING TOTAL LOSS

Investigation is Likely to Follow Fire at Humber Bay.

A complete denial to the charge that two firemen drank liquor when assisting in fighting fire Monday at Newton's Hotel at the Humber, made yesterday by John Newton, the proprietor of the hotel.

The fire, which started from an un nown cause, had gained such headbefore the firemen could reach ne spot, that the hotel was destroyed, nd all they could do was to prevent from spreading The building and stock were worth



about \$30,000, and were insured for about two-thirds. Only a few hundred dollars' worth of furniture and stock was saved.

from the neighborhood responded to city. the call for help and aided in saving a little furniture, and as a reward for their labors were treated to some of the liquor that had been saved. The charge was made that two firemen shared in the liquor. According to one of the Toronto

evening papers, the fire department was the subject of much comment and when Mr. Newton was asked what he thought about the department, he is said to have replied, "You eyes, you can see for yourself.' It is likely that the matter will be investigated by the proper authori-ties, and if the charge is proven against the offenders they will be dis

LICENSE AT HUMBER MAY NOT BE RENEWED

Fire Automatically Suspends Priva ileges of Newton's Hotel.

Vice-Chairman Dingman of the Ontaric License Commission could not discuss the reported drinking at Newton's Hotel on the morning of the fire yesterday afternoon because he had no official facts before him. "If it turns out to be just a case of the firemen helping themselves," he said, "It will be a matter solely for the fire de-

Mr. Dingman said that the destruction of the hotel building automati-cally suspends the license. Whether Whether renewal will be granted on the erecion of new premises, the commission er was not prepared to say. "I can say, however, that the board will think long time about granting another liquor license at the Humber," he con-

SESSIONS OPEN TODAY.

September sittings of the essions open at the city hall today efore Judge Contsworth, and 90 cases ere down for trial Of the total list are theft charges, three for offence; gainst women and two for not keep ing books. For claiming to reveal the future to credulous reople two women and two men will answer the charge of violating the criminal code.

POWER COMPANY GETS JUDGMENT

Erindale Recovers From Interurban Electric for Unpaid Balance.

SECOND ACTION FAILED

F. E. Davison, Mine Owner, Successful in Action for Real Estate Accounting.

In judgments handed down at Osgoode Hall yesterday Mr. Justice Middleton disposed of two actions brought by the Erindale Power Co. against the Interurban Electric Co. In the first case the plaintiffs claimed \$93,000 for power supplied to the defendants. Relying on the representations of the defendants' officials, the Erindale Company stated that it expended \$175,000 in developing a power plant in Etobicoke. The power supplied de-pended on the force of a stream by which the plant was operated. An agreement was reached between the parties by which the plaintiffs were supply the Interurban Company with one thousand horse power, but owing to variations in water pressure the full strength was not supplied for move than a comparatively short time. The plaintiff company stated that the defendants were given all the power the plant was capable of producing. This did not meet with the demand of the Interurban Company and a breach resulted.
'His lordship dismissed the claim but awarded the plaintiffs \$18,735, bal-

Based on Theory.
In the second case the plaintiffs ought to have a document, which they alleged menaced their business, de clared null and void by the court. I was claimed by the plaintiffs that certain document was prepared by the defendants with the fraudulent intent of vesting in the Interurban Company the franchise held by the Erindale Company to distribute electricity in Etobicoke Township and Mimico. Further, that the document had not been shown to the directors of the Erindale Company and that the seal of the plaintiffs was wrongfully affixed. His lordship remarked in his finding ed largely on theory and dismissed the action

ance of an account between the com

ranies.

Payment Is Ordered. Mr. Justice Kelly has found for E. Davison, mine owner, Toronto, in his action against G. D. Forbes, Hesrequiring all wheat flour to contain not less than 3 per cent. of some other flour. This strikes us as a step in the right direction, and one that might commend itself to the imperial government. It should also prove an opening door for at least a portion of our Canadian crop. If the French Government is to buy whatever wheat is imported, it should not be difficult for our minister of trade and difficult for our minister of trade and ties Company, and for payment of his

lateral, against which Mr. White could an interest in certain mining property lordship awards him \$3750, the am- fore taking up aviation. be set off against what found to be due by him to plaintiff. Argument was concluded by counse vesterday before Justice Hodgins in the charges brought against Judge Fitch of Rainy River District.

RUSSIAN AVIATORS HERE.

Lieut. V. Utgoff, accompanied one of his countrymen named Piotrowsky, arrived in Toronto yesterday for the purpose of testing out some of the Curtiss flying machines for the Russian Government. Lieut. Utgoff was awarded the Cross of St. George by the Czar of Russia for flying from a point on the Black Sea to Constantinople and destroy-During the fire a number of men ing the electric light station in

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From the Soil

together with \$1.50, presented at The World, 40 West Richmond street, Toronto, or 15 East Main street, Hamilton, entitles bearer to a copy of the new book, "MAKING MONEY FROM THE SOIL." By mail add parcel postage-7 cents first zone. 18 cents Ontario, 20 cents in Canada.

COAL

COAL

No advance in our prices until October 1st. Present prices Egg, Stove, and Nut, \$7.00; Pea, \$6.00. Take in all you can this month. Our coal comes from the same district where all the hard coal comes from. Remember, we are the only retail company who operate their own mines, hence our low prices.

THE CONNELL ANTHRACITE MINING CO. HEAD OFFICE, QUEEN AND SPADINA

TORONTO AVIATOR DIED SERVING HIS EMPIRE

Sub.-Lieut. Morrow Alexander Reported Killed in Aeroplane Mishap.

28, 1908, until the sale in 1911, the defendant Forbes held an undivided one-third share in the farm lands in trust of his son, Sub-Lieut. Morrow Alexa French port, and to do this we will require the assistance of the British Admiralty. We will also have to finance fendants to Davison of his control of the Aviation Flying Corps.

No particulars of the Aviation Flying Corps.

No particulars of the young aviator's death have been received, but it is miralty. We will also have to finance fendants to Davison of his one-third supposed that the accident occurred the operation, so as to overcome the heavy exchange rate against our ally and interest and for payment by the desave her the cost and risk of shipping us fendants of the amount remaining due. further military course after arriving in England

Curtiss school in Toronto. He born in Toronto and was employed by the Canadian General Electric Co. be-

New Pullman Sleeping Car Service Between Toronto Algonquin Park, Madawaska.

For the accommodation of passen-gers visiting Algonquin Provincial Park, the Grand Trunk Railway operate a through Pullman Sleeping car to Algonquin Park and Madawasks leaving Toronto 8.30 p.m. each Wednesday and Friday. Returning, Pullman Sleeping car leaves Madawaska 4.25 p.m., Algonquin Park 5.55 p.m., ried away. A barn at Stop 33 on the each Monday and Thursday, arriving oronto 7.30 next morning.

Berth reservations, etc. at City Tickt Office, northwest corner Yonge Sts. Phone Main 4209.

RUN OFF ON C. P. R. One of the C. P. R. trains from Iweed left the rails approaching the

MICHIE'S

At the Cigar Dept. 7 KING ST. W. MICHIE & CO., LIMITED

SEPTEMBER IS TO BE A VERY WET MONTH

Five Million Tons of Rain Fell on Sunday Night.

At least 5,000,000 tons of water fell on Sunday as a result of the severe rainstorm. The observatory gave the figures out as 5,142,816 tons, or two and a quarter inches of rain. The officials at the observatory say that the worst is not over yet, and that Toronto will have some more heavy rains during September.
The Humber River rose several inches as a result of the deluge, and many platforms on the river were car-

KINGSTON'S LAST TRIP.

was struck by lightning, causing dam-

Lake Shore, owned by John

age to the extent of \$3000

After a very successful season the steamer Kingston of the Canada Steamship Lines will make her last trip to the Thousand Islands next

President James Scott, president of the Local Street Railwaymen's Union, and Ald. J. Gibbons, left Toronto yesterday to attend the Dominion Trales and Labor Congress at Vancouver. Don Station yesterday morning. The train was traveling at a high rate of speed and many of the passengers were shaken up, but no serious injuries were sustained. The train was the C. P. R. express from Tweed. The to the Thousand Islands next Saturday. The four boat service will continue to Niagara, and the Sunday service will be in effect till the close of navigation. Many friends and tives of the soldiers at Niagara avail themselves of the Sunday service. O'Keefe's Pilsener Lager, "The Light Beer in the Light Bottle", is Canada's standard for purity and flavor-a light delicious Lager. O'Keefe's Special Extra Mild Ale, "The Beer that is always O. K," Extra Mild, Pure and Healthful. O'Keefe's Old Stock Ale, "The Beer with a reputation." Full bodied, rich and creamy. O'Keefe's Special Extra Mild Stout. "The Stout that Builds, never makes you Bilious." beers are best in Canada, LD STOCK brewed in Toronto for over 50 years.

Our Displa COSTU

> and is most attr of STYLES surpassing to offered; ULAR PRI

illinery Millinery of thi ty and Excl effort has be

> ummer We have still of assortment of Sevariety of dainty omprising Marquic.; also a nice Pique Skirts, all rantageous price. ALL ORDERS C

OHN CAT 55 to 61 KII

FACTIONA IN DUAL

Dumba Affa Split and F. Ger

TOOL OF

Baron Burian Resented E Dom

GENEVA, Swi The Vienna mor replete with lead news concerning trian ambassador considering the a From these art that the request divided Austro-H into two camps. of Baron Burian ter, apparently Ambassador Duri

luence of Cour overnment. Th e contrary, beli and ammunition of the quadruple It is gleaned articles that En was displeased v action that h United States in It is declared exchanged on Foreign Ministe

The question liscussed by the

ethman-Hollweg

Crown Will B With

WINNIPEG,

mond Roblin and Coldwell and Ho this afternoon b MacDonald, in remand for pre charges of cons province. E. F. B. Johns
Grant of Toron
counsel for th
Bonnar had cha
with J. B. Ceyr
Mr. Coyne an
nesses would be
but the crown of Mr. Johnston stand over unt and also beca should be seve of the defenda would represen Andrews would gue; F. M. Bur Mr. Coldwell, as represente nston said ertake the ma 88-examination The court ad.

Use Gibbons' by all druggists. GAVE MANY FOR

For the purpo Canada for the fund, H. Kendal ronto. Mr. Wai Lord Kitchener in England, and silven more than at the front and and France. The fund are at 18 fund are at 18 London, W.C. to be sent direct, of Mr. Ward at the sonto. rento.

Yesterday afte
Ward sang at th

Harper, Custo