

# REFUSES TO ENDORSE PRESENT MANAGEMENT OF MIMICO SCHOOL

### Controller McCarthy and Alex Lewis Would Not Accept Report of Executive—Changes Contemplated By Provincial Secretary.

Superintendent Ferrier of the Mimico Industrial School, together with all in charge at the institution at Mimico, came in for a scathing denunciation at the hands of Controller McCarthy at the special meeting of the Industrial School Board at the city hall. The meeting was called to consider the report of Dr. Bruce Smith and Commissioner R. C. Harris, into charges vainly made to officials by Mrs. Spain, mother of Wilbert Spain, and later made public by her thru The Sunday World. The investigation followed. Controller McCarthy was backed by School Trustee A. C. Lewis and Aid Ryder in a successful effort to prevent acceptance of the report of the executive committee of the board commenting on the findings of the commission and containing a vote of confidence in the superintendent and staff at the school. The motion to accept this, which was favored by Chairman G. Tower Ferguson and Beverly Jones, secretary of the board, was finally withdrawn in favor of Aid Ryder's motion to have copies of the reports of the commission and executive printed and circulated among the members of the board for discussion at a special meeting to be held at 4 o'clock Wednesday afternoon.

**To Discuss Rules.**  
Mr. Ferguson, who occupied the chair, read the report of the commission, and then the report of the executive. This last report recommended that the rules of the school be forwarded by the superintendent thru the executive to the board for discussion and revision. The report pointed out that the classification advocated by the commission was impossible owing to the overcrowding which that body had also reported. It recommended that the government be asked for aid to alleviate this overcrowding condition.

**Why They Balked.**  
Under this heading was included the paragraph at which Controller McCarthy, Mr. Lewis and Aid Ryder balked. It read:  
"Your executive, with a deep sense of what it believes to be just and right, wishes to place on record its appreciation of, and confidence in, the superintendent and staff of the Victoria Industrial School. From personal acquaintance with their work gained thru frequent visits to the school, your committee is persuaded that those who serve this board on the official staff are men and women of true purposes and high ideals, and that the service rendered is not alone because of the remuneration attached to their position, but it is also because they have in their minds the sincere desire to make good and useful men out of those committed to the institution."

**To Parole Boys.**  
The committee's report also suggested that the superintendent be instructed to parole as many boys as could be recommended for parole with a view to reducing the crowding, and that the government be asked to allow the school to establish a waiting list so that only the most urgent cases should be admitted until the school had reached a normal population.  
Mr. Ferguson moved the adoption of the report, and Mr. Jones seconded it in a speech in which he declared that while the board and the management had done their honest best with the school, they had to admit that they had failed of their lofty purposes. He said that when the government had done away with Pennington reformatory, which had formerly looked after the older boys of criminal tendencies, Mr. Stratton, the then provincial secretary, had asked the board to take over the inmates. They had done so and striven to carry on their work. They were given \$10,000 for an additional cottage.

**Proved a Failure.**  
The experiment has proved a failure," said Mr. Jones. "That is all we can say about it. We must now retrace our steps and let the government look after the boys of the criminal class. We have failed on two grounds. Oil will not mix with water, and we have been swamped, literally swamped, we have done our best, and the result is failure."

**A Long Dissertation.**  
D. McKinnon would not entertain the idea that the school had been a failure and launched upon a lengthy dissertation to back his theory. The chairman reminded him that time was therefore, but bitterly wanted the commission to find that a third of the boys at Mimico were possessed of criminal tendencies. He explained how he had been the first to introduce hoodlums as shackles into the school, and he believed, with good effect, all the he said he no longer believed in them.

**Looks Like Whittesaying.**  
Mr. Lewis held loose to say that he

thought that the board should not accept the report of the committee endorsing the action of the management until after the matter had been fully discussed. He thought that their report did not go deeply enough into the matter and he feared that if it was accepted the matter would be allowed to settle back into the rut. "We can't worry about hurting people's feelings," he said. "It's going to look as if we were whitewashing." He said that they might well consider whether they had the proper location for the school and said that they should strive to get nearer to the original aim of the founders. "It has always appeared to me," he said, "that there was too much of the prison about the school, too much fear on the part of the boys. We have not the best and most advanced methods and nothing but the best and most advanced methods will do, and we must have the biggest, best and the broadest kind of man in charge, irrespective of the cost."

**Spoke With Hesitation.**  
Controller McCarthy rose to move that a sub-committee be appointed to confer with the government. He declared that he much appreciated the work of the founders of the school, and said that he spoke with hesitation and regret in passing censure. He said that he recognized that the government had imposed upon the school by turning over its older criminal boys and that the city had imposed by sending in its feeble-minded and its vicious boys from police courts. He said that he for one would undertake his part in making the city take charge of and care for its feeble-minded in the proper and most advanced method.

**Could Not Endorse.**  
"Now is the time the members of the board," he continued, "must consider the whole question broadly, and not the feelings of any individuals, or individuals. I couldn't for a moment vote to accept the report of the committee, endorsing, as it does, the management. I want to say right here and right now that unless conditions in dining-rooms and dormitory is not a management that this board can endorse in the year 1912. It is not in keeping with the best thought of the world over. That kind of treatment will produce wrecks and criminals and this board must not endorse such a management. You can't endorse the management of a school which is dirty. The report of the commission does not censure anybody, but we cannot let it go that way. I think that on the other hand we should go right to the bottom and clean out the place from the start."

**Changes Coming.**  
He told of visiting men in Kingston Penitentiary who had been handcuffed to buoys in Mimico, and whom he had seen broken there. "I have it in my mind from the tenor of the report of the commission that the government is contemplating changes at the school, and if we do not do something, the government will."

**Honest and Sincere.**  
Mr. Ferguson rose to say that he took the responsibility of saying that the men and women at the school were honest and sincere and that the acceptance of the report of the committee need not burk further discussion. "I don't think there is any excuse or explanation that can be accepted for those who allowed these things to occur," declared Controller McCarthy, after rehearsing the findings of the commission. "We should even appear to endorse it," he concluded, emphatically.

**Get More Facts.**  
Mr. Beverly Jones said that in the light of some of the board, it would be unwise to appear to push the matter thru. Mr. Ferguson said that rather than save the time of the board, a formal motion was being presented in the face of the opposition, that it might be withdrawn, and that the secretary should enter in his minutes that the sense of the meeting was that it should adjourn to further consider the matter and to have the facts before it at the next meeting.

**FARMER FOUND DEAD**  
Andrew McKinley of Manvers Succumbed to Heart Failure.

**KEENE, May 14.**—(Special.)—Andrew McKinley of Manvers was found dead on the farm of Mr. G. Tripp, where he had been at work the day previous. He went to work as usual with Mr. Tripp, who runs a sawmill, and was last seen about 4 o'clock, peeling poles. He did not return at night, a search being instituted the following morning, his dead body was found at the place where he had been working. Heart failure is supposed to have been the cause of death. He was 65 years of age and unmarried.

**ROGATION SERVICE.**  
At St. Albans' Cathedral, the special rogation service authorized by the diocese, was held in the cathedral chapel on Wednesday, the eve of Ascension Day. This has been a distinctive feature of the diocese since the consecration of the present bishop of the diocese, who feels that it ought always to be observed, and around for the autumn, thanksgiving services of harvest, blessings, which are dependent on the Divine answer to our rogation prayers.

**USED A SPADE.**  
**CONCORD, May 14.**—(Special.)—Andrew Moffat, an inmate of the county house of refuge, was brought before Police Magistrate Boggs here, charged with assaulting the superintendent, Mr. McMillan, with a spade. He was found guilty and sentenced to one month in jail.

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## Ontario Would Upset B. N. A. Act Question Grave, Say Law Lords

**Province's Contentions in Incorporated Companies Case Meant Limitation of Power of Self-Government—For 35 Years Real Situation Has Been Misunderstood in Canada.**

**LONDON, May 14.**—(C. A. P.)—The lord chancellor, in delivering the privy council judgment in the incorporated companies' case between Ontario and the Dominion, described the case as most important. Speaking of the British North America Act, he said there could be no doubt that under this the powers distributed between the Dominion on the one hand and the provinces on the other, cover the whole area of self-government within the whole area of Canada. It would be subversive of the entire scheme and it ought always to be assumed that any point of internal self-government was withheld from Canada. Numerous points have arisen and may hereafter arise upon these provisions of the act which draw a dividing line between what belongs to the Dominion or to the provinces respectively.

**Very Grave Contentions.**  
On behalf of the province it is argued, indeed, that the Dominion Act authorizing questions to be asked of the supreme court is an invasion of provincial rights, but not because the power of asking such questions belongs exclusively to the province. The real ground is far wider. It is no less than

when the supreme court was established it had, and has, jurisdiction to hear appeals from the provincial courts.

**Court of Appeal Judicial Body.**  
But of any power to ask the court for its opinion there is no word in the act. The province by counsel maintain that when the court of appeal from all the provincial courts is authorized to be set up, that carries with it an implied condition that the court of appeal shall be in truth a judicial body according to the conception of the judicial character obtaining in civilized countries, especially obtaining in Britain, to whose constitution the constitution of Canada is intended to be similar.

**Provinces' Inconsistency.**  
"Great weight ought to be attached to nearly all the provinces have themselves passed provincial laws requiring their own courts to answer ques-

the business of the Canadian people, and is no concern of this board. It is impossible to point out the mischief and inconvenience which might arise from an indiscriminate and injudicious use of the act and leave it to the consideration of those who alone are lawfully and constitutionally entitled to decide upon such a matter. The appeal is therefore dismissed.

### MORE BIG BROTHERS

Commissioner J. E. Starr of the juvenile court spoke to a crowded and enthusiastic meeting of the Riverside Business Men's Association in Broadview-avenue last night. Here again he established the beginning of a "Big Brothers Club," which is being organized in wards. He explained the workings of the children's court and told incidents of the good which it might do and of the evils which it was designed to correct.

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GOUT, RHEUMATISM, BRIGHT'S DISEASE, DIABETES, GRAVEL, SANDS, &c.  
Prepared by J. E. DODD, 23 THE PRINCE OF WALES HOTEL, TORONTO.

## Keep Well This Spring

Many people seem to regard sickness as something that must be endured at one time or another. They have got accustomed to drag themselves about in misery for weeks every spring, without realizing that all this can be well avoided by using a true tonic, such as Dr. Chase's Nerve Food.

Why not change all this and be strong and well and happy this spring? Dr. Chase's Nerve Food will help you wonderfully.

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