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TWELVE PAGES—MONDAY MORNING FEBRUARY 8 1915—TWELVE PAGES

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VOL. XXXV.—No. 12,807

GREAT BRITAIN ASSERTS THE RIGHT OF SHIPS TO FLY NEUTRAL FLAG
AFTER LUSITANIA, FLYING STARS AND STRIPES, AVOIDS SUBMARINES

800 GERMANS REPULSED

LONDON, Feb. 7.—The Pretoria corres-
pondent of Reuters says that a force of 800
Germans attacked the village of Kakamas, in
the Kenhart district, Cape Colony, and was
repulsed. The German casualties were nine
killed and 22 wounded, and 15 prisoners. The
British losses were 1 killed and two wounded.

TURKISH FORTS BOMBARDED

LONDON, Feb. 7.—Four torpedo boats of
the allies have bombarded the Turkish forts in
the Dardanelles, according to an Athens dis-
patch to the Exchange Telegraph Company.
One hundred and seventy-four shells were
discharged and two ammunition depots were
set on fire.

ANOTHER TURKISH JOKE

CONSTANTINOPLE, Via Amsterdam to
London, Feb. 7.—An official statement issued
today says:
"our vanguards arrived in the region east
of the Suez canal and drove back the British
outposts against the canal. Battles took place
around Ismailia and El Kantara.

HAND GRENADES
HELPED BRITISH
TO WIN TRENCH

Germans Were Dislodged
From Strong Position on
La Bassee Canal.

ARTILLERY WAS DEADLY

Effective Fire of Guns En-
abled British to Make Vic-
torious Advance.

Canadian Press Despatch.

LONDON, Feb. 7.—4.45 p.m.—A
graphic description of the trench war-
fare which has prevailed on the
western front for many weeks, is given
by the British "eye-witness" in his
description of German attacks on
British lines and British counter-attacks
which were made last Monday.

The Germans again attacked south
of La Bassee canal, but not in such
strength as on previous occasions.
Fighting began in the early hours of
the morning with an assault on a small
trench close to the canal. This was
successful, two local counter-attacks
carried out by us failing to regain the
ground lost.

Seized German Post.
When daylight came, however, our
artillery opened an accurate fire
on the enemy that their position be-
came untenable. A stronger counter-
attack then was delivered and our men,
rushing forward, not only drove the
Germans from the trench they had
captured, but seized another post on
the enemy's side of an embankment
of the canal. There were a suc-
cession of German posts on this em-
bankment, and two were established
ourselves in one of them.

Threw Hand Grenades.
Our supports then came up and
bearing thru our firing line holding
the first of the enemy's posts, rushed
on to the second, driving out the gas
on the point of the Bayonet.
Then our men were enabled to take
in the flank of one of the enemy's
trenches to the south. Along this
trench they fought their way, throwing hand
grenades until they had dislodged the
Germans on a considerable length. We
then established ourselves firmly in
an advantageous position on the canal
bank and in adjoining trenches. Dur-
ing this action we captured 14 pris-
oners, many wounded and two machine
guns. Our losses were not severe but
the enemy suffered heavily especially
from our artillery fire.

Few Germans Survived.
Speaking of three "singularly gal-
lant but unsuccessful" attacks on
the French "eye-witness" says the Ger-
mans reached the French trenches
and there literally were almost wiped
out. 75 bodies being counted in front
of the defenders' line. It was reported
that not more than two or three of
them escaped. He continued:
"The enemy's losses in La Bassee
area appear to have been very heavy.
The reason for their activity along
the canal was that they had suffered
severely from an enfilading fire
brought to bear upon them by one of
our machine guns from a post they
attacked. In two days out of their
companies had lost 30 men from shell
fire alone."

Closing Out Fur Stocks at Enormous
Price Cuts.
Without hesitation and regardless of
cost of making, the Dineen Company,
140 Yonge street,
are closing out their
entire stock of
high-grade Dineen
Quality Furs. This
clearance is a
drawing of the Lion
by a German destroyer, at fifteen
yards' range.

The Germans carried out on a big
scale a rehearsal of a retreat at Sal-
isbury on the 26th, ordered
by a German destroyer, at fifteen
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RIGHT OF LUSITANIA
TO FLY FLAG OF U.S.
DEFENDED BY BRITAIN

British Liner Off Coast of Ireland Received
Wireless Notification From Admiralty
to Hoist Stars and Stripes and
Reached Liverpool Safely.

Canadian Press Despatch.

LONDON, Feb. 7.—(10.25 p.m.)—The following statement was issued
by the foreign office tonight:
"The use of a neutral flag, is, within certain limitations, well estab-
lished in practice as a ruse de guerre. The only effect in the case of a
merchantman of wearing a flag other than her national flag is to compel
the enemy to follow the ordinary obligations of naval warfare and satisfy
himself as to the nationality of the vessel and the character of her cargo
by examination before capturing her and taking her into a prize court for
adjudication.

LEGITIMATE RUSE.
"Her British Government has always considered the use of the British
colors by foreign vessels legitimate for the purpose of evading capture.
Such practice may, only involve, as breach of international law, but is
specifically recognized by the law of this country in the Merchant Shipping
Act of 1894.

"In instructions to British consuls in 1914 it is stated: 'A ship is
liable to capture if a British character is improperly assumed, except for
the purpose of escaping capture.'

"As we have in practice not objected to foreign merchant vessels using
the British merchant flag as a ruse for the purpose of evading capture,
the British merchant flag as a ruse for the purpose of evading capture,
the British merchant flag as a ruse for the purpose of evading capture,

"The Press Association has issued the following, under a Birmingham
date:
"Passengers from the Lusitania, who arrived here Sunday, state that
when off the coast of Ireland the Lusitania received a wireless message
from the admiralty that it was to hoist the American flag. It did so, and
sailed under that flag to Liverpool.

(Continued on Page 8; Col. 1).

UNABLE TO WIN
FAIRLY, KAISER
FIGHTS FOULLY

Official Memorandum Orders
Neutral Ships to Keep Away
From British Waters.

BRITAIN'S TIGHT HOLD

Stopping of Contraband Sup-
plies Urged as Reason for
Latest Decree.

Canadian Press Despatch.

BERLIN, Feb. 7.—(By wireless to
Sayville)—Germany officially has given
out the full text of "The memoran-
dum of the Imperial German Govern-
ment concerning retaliation against
the measures taken by England in vio-
lation of international law to stop
neutral sea commerce with Germany."

"Since the beginning of the present
war, Great Britain has carried on a
mercantile warfare against Germany
in a way that defies all principles of
international law. It is true that the
British Government has announced in
a number of decrees the London de-
claration concerning naval warfare to
be binding on its naval forces, but in
reality she has renounced the decla-
ration in its most important particu-
lars, also her own decrees in viola-
tion of international law to stop
neutral sea commerce with Germany."

"The British Government has put a
number of articles in the list of con-
traband which are not, or at most,
are only indirectly useful for military
purposes, and therefore, according to
the universal principles of international
law, may not be designated as contraband. She has
further actually abolished the distinc-
tion between absolute and relative
contraband, inasmuch as she has sub-
jected to capture all articles of rela-
tive contraband intended for Germany
without reference to the harbor in
which they are to be unloaded, or to the
hostile or peaceful use to which they
are to be put.

"She does not even attempt to vio-
late the Paris declaration, as her naval
forces have seized on neutral ships
German property that was not contra-
band in violation of her own decrees
concerning the London declaration.
She has further thru her naval
declaration concerning naval warfare to
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TWO TORONTO MEN OF P.P.L.I.
REPORTED KILLED IN ACTION

Names of R. C. Pepler and John Leach in Sunday's List of
Casualties, Which is the Heaviest Since Pats Reached the
Firing Line—Deaths at Salisbury—100 Wounded Cana-
dians Admitted to Queen's Canadian Hospital.

Canadian Press Despatch.

OTTAWA, Feb. 7.—The casualties
which were reported here Saturday
and Sunday are the heaviest since the
first of the Canadians reached the firing
line. Seven of the Princess Pats are
killed, making 16 now altogether.
These last casualties are believed to
be the result of the hard fighting near
La Bassee a short time ago, when the
Germans made a desperate attempt to
break thru the lines of the allies.
The list of dead and wounded is a
serious indication of what Canada
must be prepared to hear when the
main body of the first contingent
takes its place at the front.

Killed in Action.
Jan. 24: Pte. R. C. Pepler, Next of
kin, Mrs. E. E. Brown, 107 Woodlawn
avenue, Toronto.
Jan. 25: John Leach, Next of kin,
Mrs. C. Leach, 60 Hastings avenue,
Toronto.
Jan. 25: Lance-Corp. J. H. Murphy,
Next of kin, H. Murphy, Queen's Ho-
pital, Calgary.
Jan. 26: Pte. J. Meldejohn, Next of
kin, R. Meldejohn, Myrtleville, Bridge
of Allan, Stirling, Scotland.
Pte. Nicholson, Next of kin, L. Ni-
cholson, Kingsburg, Asbury, Scotland.
Charles Crook, Next of kin, Mrs. A.
Crook, Thornbury, Ont.
Died of Wounds.
Jan. 25: Pte. Charles Harding, Next
of kin, Elizabeth Harding, 646 Simcoe
street, South Oshawa, Ont.
Severely Wounded.
Pte. George Grant, Next of kin, J.
Grant, Portsoy, Wounded.
Pte. John Cowie, in ear; next of kin,
Sarah Cowie, Kerrobert, Sask.
Pte. John Cooper, in foot; next of
kin, Mrs. J. Cooper, 23 Wood street,
Princess road, Cannington, London, E.
Eng.
Pte. W. H. Jennings, at St. Eloi, Jan.
24; next of kin, R. Jennings, Forest,
Ont.
Pte. Charles G. Swain, admitted to
No. 2 General Hospital, Havre, with
gunshot wound in thigh; next of kin,
J. Swain, 31 Hemmingford road, Cam-
bridge, Eng.

Previously reported as dead, now re-
ported as wounded dangerously:
Pte. W. Thorburn, now at No. 13
stationary hospital, Boulogne, France,
suffering from gunshot wounds in
head; next of kin, Wm. Thorburn, St.
Cuthbert's, Edinburgh, Scotland.
Salisbury Casualties.
The following casualties in the Cana-
dian expeditionary force are also an-
nounced:
Seriously ill: Pte. Bernard Henry
McCree, 1st Battalion, at No. 1 Cana-
dian General Hospital, with pneu-
monia; next of kin, Mrs. E. H. Mc-
Cree (wife), 654 St. James street,
London, Ont.
Pte. E. L. Jarry, 14th
Battalion, at No. 1 Canadian General
Hospital, with pneumonia; next of kin,
Madame M. Leprie, 1848 St. Laurent
street, Montreal.
Driver John Henry
Spicer, divisional ammunition column
at No. 2 Canadian General Hospital,
with acute appendicitis; next of kin,
Mrs. Clara Spicer, 258 Richmond
street, London, Ont.
Bombardier Geo.
de Anstett, 1st Brigade (formerly 1st
Brigade) C.F.A., at No. 1 Canadian
General Hospital, with suppurative
frontal sinusitis; next of kin, Edith
May Anstett (wife), Ontario street,
Port Hope, Ont.
Roger Crook Pepler, who was killed
while in action on Jan. 25 with the
Princess Patricia Light Infantry, was
the son of the late F. E. Pepler, Q.C.,
of Barrie. He was educated at Upper
Canada College, and came from Ed-
monton to enlist. His brother, Lieut.
Eric Pepler is with the Engineers at
Salisbury.

Mrs. G. Leach, wife of John Leach,
reported killed, lived at 60 Hastings
avenue until her husband went to the
front, when she moved to an address
on College street. She could not be
located last night.

Mrs. Edmond Bristol yesterday re-
ceived cable from her brother, Don-
ald Armour, stating that 100 wounded
Canadians from Belgium had been ad-
mitted to the Queen's Canadian Hos-
pital in London. The men probably
are from the Princess Pats, who were
in action at La Bassee.

BRICKYARD GAINED
BY BRITISH TROOPS

Favorable Position for Ger-
man Snipers Fell Before
Brilliant Charge.

FRENCH TAKE GROUND

Defeat Attack in Champagne
District and Make Slight
Advance.

Special Cable to The Toronto World.
PARIS, Feb. 7.—Capture of a brick-
yard held by the Germans near La
Bassee by British troops in a brilliant
charge and the gaining of more
ground in the Champagne district by
French forces by the display of much
bravery are the features of the opera-
tions on the western front this week.
The brickyard was situated be-
tween the canal at La Bassee and the
Bethune road, and was about two-
thirds of a mile east of Cunoigny. From
it the Germans were able to keep up
a galling fire on the British lines and
it was the scene of much sniping.
This success makes the way easier
for further advances.

North of Beausjour in the Cham-
pagne district the Germans made an
attack on the French with about 500
men. This was repulsed. The French
troops gained ground in this area, to
the north of Mesleux.

The district north of Soissons has
also been heavily bombarded by the
French great guns and if the oppor-
tunity is favorable another advance
may be attempted in this region, as
soon as the floods in the River Aisne
sufficiently subside.

Between Arras and Rheims artillery
has kept up its roar without ceasing.
In this exchange the French guns
have the advantage. Between the Ar-
gonne and the Vosges a fog has hap-
pened, and the battle has been sus-
pended.

RUSSIANS TAKE
VANTAGE POINT
ON BZURA RIVER

Long Line of German Trench-
es Also Captured Near
Borjimow.

STRENGTHEN GROUND

Big Battle Developing in East
Prussia—Austrians Check-
ed in Carpathians.

Canadian Press Despatch.

LONDON, Feb. 7.—With the German
and Russian supporters as eye-witnesses,
the armies of Russia and Germany
are still contending for the positions
which protect the Polish capital of
Warsaw from invaders. The Russian
emperor has been at Russian head-
quarters for several days and the Ger-
man report announces that the Ger-
man emperor has joined his generals
and has actually visited some of the
troops in their trenches.

Nothing has been disclosed as to the
progress of the battle which, when the
last reports were received, was sug-
gesting a Russian victory. The Rus-
sians, according to Saturday's official
statement, had strengthened their po-
sitions on the western bank of the
Bzura river, which they had crossed
near its mouth, and captured another
German vantage point. They also cap-
tured a long line of German trenches
near Borjimow, which has been the
centre of most desperate fighting.

Battle Develops in East Prussia.
In East Prussia another big battle is
developing, the Germans having sent
reinforcements apparently from their
Bzura front to that region. In the
Carpathians, while their right is ad-
vancing, the Russians are only able to
report that their left has checked the
Austro-German offensive. In this area
they captured 2000 prisoners.

With regard to all this fighting the
German official report simply says:
"no essential events have taken
place."

No further fighting is reported. The
Turkish account of funerals which has
already occurred there refers to it as
an encounter of vanguards, and adds
that the battles are still in progress.
This probably is a delayed announce-
ment.

GARIBOLDI ON CRUTCHES
FETED BY PARISIANS

Son of Italian Patriot Greatly
Touched by Demonstration,
Confers With President.

Canadian Press Despatch.
PARIS, Feb. 7, 9.30 p.m.—General
Ricciotti Garibaldi, son of the Italian
patriot, arrived in Paris today, ac-
companied by his wife. They were
greeted at the station by their four
sons and also by Gen. Galopin, the
commandant of the military division
of Paris, and other officials.

Gen. Garibaldi, who walked with
crutches, was deeply touched by the
enthusiastic demonstration by the
large crowd that gathered. He thank-
ed them for their sympathy, and later
went to Elysee Palace to confer with
President Poincaré.

It is understood that Gen. Gar-
ibaldi is to consult with the French
and British authorities regarding the
standing of Italian volunteers in the
armies of the allies.

LIBERAL CANDIDATES
RETURNED UNOPPOSED
New Member for Swansea Is Under
Order Admiral Jellicoe's
Command.

Canadian Associated Press Cable.
LONDON, Feb. 7.—Two members of
parliament were elected unopposed
Saturday. Hilton Young (Liberal) for
Norwich and T. J. Williams (Liberal)
for Swansea. Young has been serving
with the grand fleet.

