

Evening Advertiser

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THREE CENTS.

MURRELL HABEAS CORPUS DECISION RESERVED London "Tories" Out To Beat Wenige At All Costs

COUNSEL FOR MURRELL APPLIES TO SET ASIDE EXTRADITION PROCESS

J. M. Donahue Declares Extradition Proceedings Were Not Regularly Carried Out and Invokes Aid of Habeas Corpus Provisions—Toronto Counsel Appears For Crown.

JUSTICE KELLY WILL CONSIDER CASE

Decision was reserved by Hon. Mr. Justice Kelly on the application of J. M. Donahue, counsel for Sidney E. Murrell, alleged murderer, for a writ on habeas corpus, on the grounds of irregularity in extradition proceedings.

F. P. Brennan, appearing on behalf of the attorney-general pointed out that even if the irregularities had occurred, the judge could resort to extraordinary remedies provided for under section 1120 of the criminal code and make an order for the further detention of the prisoner.

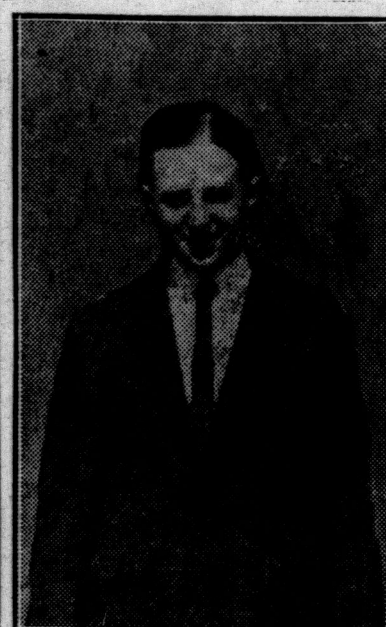
Mr. Donahue did not think it was the stage of the game for such proceedings, believing such should be done upon the return of the writ.

Mr. Justice Kelly declared he could order Mr. Donahue to produce the

prisoner himself before him at a later date, but declared that in view of Mr. Donahue's serious objections, he would not refuse the writ as he was at first inclined to do, but would reserve the decision and read the act again.

Asked why he had not made the action an ex-parte one, Mr. Donahue stated he had served the attorney-general as an act of courtesy, believing it to be the custom in such cases.

Mr. Donahue contended there was not proper warrant for holding the prisoner. Mr. Brennan believed the jailer had a warrant which held. He believed there had been a warrant of recapture giving the officers who brought Murrell to Canada power to turn him over to the jailer for safe keeping until trial.



CONDUCTING SURVEY OF STREET RAILWAY

Company Engineers Taking Stock in Anticipation of Possible Early Sale to City.

The London Street Railway Company is conducting another survey of its holdings, according to a report today from R. G. Ivey, vice-president. Engineers now engaged in that task will not likely complete their valuation for several days, he stated.

In the meanwhile Sir Adam Beck's engineers will complete their survey and both valuations will be presented when the city's representative meets the street railway authorities. To date, Mr. Ivey has had several conferences with Sir Adam.

"It will be quite satisfactory if the city takes the road over," the vice-president stated, "although I have no idea what our people will ask for it until our engineers have completed their survey."

PROVES CITY ENGINEER'S CONTENTION WAS RIGHT

Ald. Frank McKay Points Out Exceptions in Bylaw Covering Paving Allowances.

City Engineer Near was right in his contention to Sir Adam Beck that he did not have sole authority to order the Street Railway Company to do anything that he considered fitting, according to Ald. Frank McKay.

There are at least three exceptions to the rule, the latter stated today after again consulting the provisions of bylaw 316, the company's contract with the city.

"I find that the city engineer was right in his contention the other day," Ald. McKay stated. "There are times when the city engineer has not the final say. There are times when the company is allowed the right to appeal to the city council and it just happens to be that one of these refers to this particular issue—the paving of street railway allowances."

Ald. McKay points out that while Sir Adam Beck read out at the meeting one clause of the bylaw to prove that Mr. Near had the power to order the Street Railway Company to do as he said, he failed to read the other sections to show that there are at least three exceptions.

Ald. McKay, however, is a firm supporter of the move to buy the road but insists that arbitration proceedings should follow in accordance with the terms of the agreement.

GREAT BRITAIN TO ASSIST AT PORTUGAL CELEBRATION

Associated Press Despatch. London, Sept. 22.—The British government has offered to convey to Portugal President-Elect Gomez on board the British cruiser Carys Fort, which will represent Great Britain at the celebration of the thirteenth anniversary of the founding of the Portuguese Republic.

Marquis Curzon, the British foreign secretary, will preside at a farewell banquet, which the British government will tender to Gomez. The president-elect, who has been on a visit to King George at Balmoral, expresses a sense of keen appreciation for the courtesies tendered him by the British sovereign and

WILL REPORT MONDAY ON ARCHITECTS' PLANS

City Clerk Baker Has Documents Submitted Under Lock and Key.

City Clerk Sam Baker stated today that he expected to have a report Monday morning from the Toronto and Hamilton architects, who yesterday afternoon completed their inspection of the plans submitted by local men for the construction of a new city hall on the McCormick site.

Plans on the McCormick site, the clerk explained, and not eight, as was first reported, owing to an error in numbering the plans as they were presented here in a decision of the plan committee.

The architects completed their task yesterday afternoon and consulting any of the local authorities after they had sealed up the documents and returned them to City Clerk Baker.

TRAVELERS' PICNIC AT SPRINGBANK PARK

Plans Perfected For a Most Enjoyable Outing This Afternoon.

The United Commercial Travelers hold their annual picnic this afternoon at Springbank and the executive are expecting to have more than two hundred names on the roll when refreshments are served. The picnic includes a hard ball game between the U. C. T. and a soft ball game between the executive and the commercial travelers captained by George Hain and John Doidge.

There will be races for the ladies and children of course prizes. The committees for the day are: Entertainment committee, F. O. Keen, chairman; G. H. Hain, E. M. Russell, chairman; the refreshment committee is composed of James McKenzie, chairman, N. O. Farrell, and F. Neil. The first ball game is called for 2:30 sharp.

AGED MAN SEEKING JOB TO KEEP WOLF FROM DOOR

Who has a lawn to cut or a furnace to attend or some little chore about the place that an old man who is seeking a job might badly can do? There is an old man in London who for the last few weeks has been on the hunt for a job to keep the roof over the heads of his wife and himself. For 30 years he was a willing and faithful worker in one of the largest factories in the city. Now he is dismissed with a pension of \$3.50 per week to keep his wife and himself and to keep the wolf from the door.

Yesterday he went down to the old factory and asked that he might be allowed to sweep the floors for a few dollars a week. "You've got a pension, haven't you?" said the foreman. "You don't need to work, get out!"

That hurt the old man's feelings as much as the fact that he is poor and old and out of work. So who can lend a helping hand?

KILLED BY SHOTGUN.
Canadian Press Despatch. Govan, Sask., Sept. 22.—W. J. Dick, well known farmer living six miles northeast of here, was instantly killed yesterday by the accidental discharge of a shotgun.

NEW STUDENT COUNCIL OF CENTRAL COLLEGIATE.

Members of the 1923-24 students' council of the Central Collegiate Institute, elected by vote of the scholars at the school yesterday. This council, together with seven members of the staff, form an advisory executive, which will co-operate with and supervise the activities of all other organizations in the school. The voting was close, small majorities being the order of the day. Over 800 voters signified their choice by electing the above. Reading from left to right they are: Ronald Back, 717

Northern Life To Remain Think Local Finance Men

Believe Company May Change Hands, But That Control Will Stay in London—Toronto Brokers Purchase Stock Heavily.

Who will win the battle for the control of the Northern Life Assurance Company stock? This is the question that is being asked in the business section of London.

T. H. Purdom, K.C., president of the company, whose head office is located here in the Dominion Savings Building, affirms that he and his associates hold the controlling stock, while R. C. MacKnight, discharged general manager of the company, declares emphatically that he and the interests back of him "absolutely control the stock of the Northern Life."

No matter which side wins one of the most spectacular financial battles fought here in a decade, the opinion of local financial men is that the Northern Life will still retain its head office here.

It is known that as far back as last February R. C. MacKnight approached London financial men with a proposition to depose Mr. T. H. Purdom, K.C., as president of the Northern Life, and suggested in his place a local man whose financial ability is recognized from coast to coast.

Proposition Was Refused.
After hearing who might possibly be added to the board of directors, this gentleman turned the proposition down and has not been approached in the matter since that time he declares.

It is a matter of general knowledge on "inside" circles that Gardner, Clarke & Co., of Toronto, brokers, have been buying up all the Northern Life stock that they could lay their hands on and it is stated that the MacKnight interests had purchased some 2,000 shares of Northern Life stock before Mr. Purdom was aware of their action.

Mr. Purdom's statement as to the entire affair was passed from mouth to mouth. Reading from left to right they are: Ronald Back, 717

HARDING MEMORIAL STAMPS REACH CITY

Postal Officials Handle First of United States Government's Mourning Stamps.

ASKS GOVERNMENT TO OPEN COMPLETE PROBE OF BANKS

Montreal Trades and Labor Council Demands a Searching Inquiry at Early Date.

CITES HOME BANK

Special to The Advertiser. Montreal, Sept. 22.—A government investigation of the cause of the failure of the Home Bank of Canada and a searching inquiry into the financial condition of every other chartered bank in the Dominion, was demanded by the Trades and Labor Council at its last meeting.

Parties interested in the collapse of the Home Bank will be asked to appear before a meeting of the executive of the local labor organization when a further inquiry into the affair will be made, and the resolution passed at the regular meeting of the labor council, presented to the executive for its approval.

The resolution involving the demand for government action in the bank situation was proposed by H. A. Spence, business agent for the machinists' union in Montreal, and was seconded by Delegate Foucher of the Fur Workers' local organization.

ADVISES EXHIBITION OF LONDON'S PRODUCTS

Dr. Hugh Stevenson Advocates Using Manufacturers' Building All Year Round.

Dr. Hugh A. Stevenson, ex-M.P.P., comes forward with a brand new suggestion as to what should be done with the new Manufacturers' Building at the Western Fair in Queen's Park. He suggests that the structure be used all year round to exhibit "Made in London" goods.

He believes that London manufacturers should have permanent exhibition in the building so that travelers or other persons interested in London merchandise might go right out to the building, see the samples and purchase what they need," stated Dr. Stevenson. "It would be a great attraction to visitors, and would be something really worth while."

"I would also suggest that the Chamber of Commerce office be located there. It is the logical place for it."

BICYCLE BADLY SMASHED IN INTERSECTION CRASH

Victor Owens, 14 Connaught street, was knocked from his bicycle about noon today at the corner of Richmond and York streets by a motor car driven by W. H. Biggs, 21 Marley Place.

Owens escaped injury, but the bicycle which he was riding was badly smashed.

ANGLICAN YOUNG PEOPLE ARRANGE 1923 CONVENTION

Meetings in This City Will Mark Twenty-First Anniversary.

MANY DELEGATES

Undoubtedly the most important feature of their calendar, preparation for the Dominion convention to be held here commencing Thursday, Oct. 1, and continuing until Sunday, Oct. 21, is engrossing the attention of all the Anglican Young People's Associations of the city. In spite of the excellent work it has already accomplished it is at this time that the Dominion organization of the A. Y. P. A. really obtains its "maturity"; for 1923 marks the 21st birthday of this organization which was commenced in London by the late Canon Brown, and the Bishop of Huron, who at that time had not yet been made bishop, but was known as Rev. David Williams.

In order that it might celebrate its twenty-first birthday in the city of its origin, the Dominion association accepted the invitation of the local council to meet here, preparations for its twenty-first birthday dinner, which will be held on Friday evening, Oct. 20, at the Dominion Hotel, being well advanced. The dinner will be a most interesting and profitable one for an interchange of ideas among various delegates from different parts of the Dominion.

"Leadership" is the theme. "Leadership" has been made the general theme of the convention, and this important subject will be discussed from every possible angle at the present sessions.

Working energetically in London to make the convention a success is the following committee of the local council: Convener, J. W. Duddridge; Secretary, Fred Hitchens; convener of liturgical committee, Miss Lillian Moss; convener of lunch committee, Mrs. John Moorehouse; convener of dinner committee, Miss Lillian Moss; convener of the social committee, John Liddle; convener of the conference of photograph, James Dean; convener of sight-seeing and transportation committee, J. W. Duddridge.

Among those who will speak are: Dean Arthur Carlisle, Christ Church Cathedral, Montreal, who will be remembered as former curate at Cronyn Memorial Church; Rev. G. W. Tebb of Burlington; W. R. Sproule of Toronto, vice-president of the Dominion Y.P.A.; Rev. F. W. Vair, Wallaceburg; Rev. G. W. Warner of London; Rev. Dr. J. W. Rogers, Toronto; Prof. F. Anderson of Huron College; Miss Metcalfe, St. John's, and Miss Lillian Moss, London.

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PAVE OXFORD STREET NOW, SAYS DOUGLASS

Alderman Will Move That Work There Be Finished Without Delay.

Oxford street, west from the bridge to the Wharfedale Road should be paved, says Ald. Douglas, chairman of works, who charges today that this project is being shifted in preference to the pavement proposed for Brydges street.

Chairman Douglas assures that he will immediately move that the Street Railway Company be notified that the city is going to pave this stretch, and to govern itself accordingly.

A bylaw authorizing this work was passed a year ago, he alleges, and questions why this job should be continually held up. It is not fair to the people of Oxford street, he declares, adding that there is no hurry for the city to pave this stretch.

"Furthermore the people of the latter street do not want the pavement," he explained, "and in any event it could wait until the spring and we could start West London now. Mayor Wenige has stated that the paving bylaw is passed it should carry with it the automatic order to the city engineer to commence operations without delay."

ST. THOMAS MAN DROWNS WHEN CANOE CAPSIZES

Canadian Press Despatch. Winnipeg, Sept. 22.—Word has reached here of the drowning at the Seven Sisters Falls on the Winnipeg River last Wednesday of Aldon Wolesey, 28, of St. Thomas, Ont., and B. Malignan, aged 16, of Brookfield, Man. Arthur Gustafson, survivor of the party of three who were canoeing, reports that the canoe capsized when they ran into the eddy of a whirlpool, throwing the occupants into the swift current.

TORY CLANS BEAT TOM-TOM FOR MAN TO TRIM WENIGE

Will Attempt To Run Next Civic Election Upon Political Party Lines.

CHIEFS IN COUNCIL

The London Conservative Association is preparing to inject Dominion politics into municipal affairs and the word has gone forth "beat Wenige at all costs."

At a packed meeting last evening a resolution was passed unopposed and unanimously to stage an emergency session next Friday night with the combined membership of the Conservative Club and the Conservative association in attendance.

While no official definite action was taken relative to the municipal situation and the fight for the mayor's chair the question was undeniably discussed in the corridors and the side rooms—and the consensus of opinion was that Mayor George Wenige was a detriment to the city; was retarding the progress of London and should be beaten.

To Reorganize. It is proposed next Friday to reorganize upon a more substantial basis and the trend of opinion is that "now is the time for all good Tories to come to the aid of the party" and to be prepared for "Big Conservative landslide" at the next Federal election and the success of the Hon. Arthur Meighen.

It was agreed that a few of the faithful convened in special session and considered the proposal to close the doors of the club and disband indefinitely, or at the call of the president or the respective ward bosses. There was a sharp division of opinion and the issue was shelved until next night, when the members, in view of the fact that a fair proportion of the membership was not in attendance.

The Clans Gather. Last night they arrived in full force—the Dennises, the Juddites, the Beckites and all the lesser lights. Sir Adam Beck, the local provincial leader, who has been in London, it was stated this morning that in all likelihood he would be there for the big round-up next Friday.

Reorganization will be the first order of business, and then, individual members told The Advertiser today, the members, who are satisfied with his leadership, should be allowed to return to the chief magistrate's chair without opposition was informally discussed last night by many of the members, but no definite conclusion was that he should be "beaten at all costs."

Has Aroused Beck. The stated reason to The Advertiser was that "if the mayor is a grave detriment to the city" and that steps should be taken to prevent his re-election. Why the boys at headquarters should undertake the task (whether officially or not) is because, it is further explained there seems to be a lack of harmony among the members, who are satisfied with his stewardship and there appears to be no organization among them.

In short, while there has been considerable talk of opposition, none approached have felt like taking the plunge. It seems to be generally recognized that Mayor Wenige will take some beating. His opponent, whoever he may be, must have a powerful organization behind him and a fighting candidate must be chosen to carry the banner.

It has often been considered who the candidate shall be but no selection has been made until after Friday night's gathering. That is, if the association will officially take action as demanded in no uncertain manner by individual members who voiced their opinion last night.

While the claim is set forth distinctly that "Wenige is a detriment to the city" there are those who say that this is not the real reason. They question if it would not be more to the point to say that the mayor has aroused Sir Adam and the members of the inner circle to such a degree that they are prompted to take drastic action to step on him as it were.

Much depends upon Friday night's session.

THE WEATHER

FORECASTS. Today—Light winds; fine and moderate warm. Sunday—Light to moderate winds; fine and warmer.

Stations—High Low Weather
Victoria 60 46 Fair
Calgary 58 22 Fair
Winnipeg 58 28 Cloudy
Port Arthur 56 40 Foggy
Parry Sound 66 50 Clear
Toronto 62 54 Clear
Kingston 68 58 Clear
Ottawa 68 48 Clear
Montreal 66 54 Cloudy
Quebec 64 50 Cloudy
St. John 60 52 Cloudy
Halifax 64 62 Cloudy

LOCAL TEMPERATURES. The highest and lowest temperatures recorded in London during the 24 hours previous to 8 o'clock last night were: Highest, 59; lowest, 53. The official temperatures for the 13 hours previous to 8 a.m. today were: Highest, 59; lowest, 54. Barometric Readings. Friday—8 p.m.—23.38. Today—8 a.m.—23.25.