

THE WEATHER:
FAIR AND COOLER TODAY;
SUNDAY THE SAME.

London Evening Advertiser

"SPORTING GREEN"
ON THE STREET AT 6:00
WITH LATE NEWS.

60TH YEAR. NO. 23785

LONDON, ONTARIO, SATURDAY, OCTOBER 20, 1923. — TWENTY-EIGHT PAGES.

THREE CENTS.

MURRELL JURY SPLIT TWICE ON VERDICT NOTE Street Railway May Ask Nearly \$2,000,000 For Lines

'CONFLICTING EVIDENCE' CLAIMED BY JURYMEN AS CAUSE OF DEADLOCK

When Final Ballot Was Taken, Eight Stood to Convict Murrell While Four Were For Acquittal, Basing Their Arguments On the Fact He Was Entitled to Benefit of Any Doubt as to Who Did Actual Shooting.

HOW THEY SPENT LONG HOURS OF NIGHT

Disagreement of the jury in the case of Sid Murrell and Slim Williams, bandits tried for murder at the fall assizes, has caused a great deal of speculation as to how each of the twelve voted. In the final argument before the last ballot was taken in the morning, the jury lined up as follows on the Murrell case:

GUILTY.

NORMAN WEIR, farmer, Dorchester.
ROBERT MOIR, farmer, London Township.
DAVID B. STUART, Elmwood avenue, London.
JOHN P. BEGG, King street, London.
JAMES MACPHERSON, farmer, London Township.
ANSON MACLURG, farmer, London Township.
J. N. CURRIE, Glencoe.
DOUGAL W. GILLIES, farmer, Mosa Township.

NOT GUILTY.

ARTHUR J. PALMER, superintendent, London.
CLARENCE LEWIS, farmer, London Township.
JAMES HERBERT LEGG, farmer, London Township.
W. J. NUTKINS, contractor, 832 Queen's avenue, London (foreman of jury).

The final ballot, which was secret, stood eight to four in favor of conviction of Sid Murrell. Williams was not mentioned during the proceedings, the jury deciding they must arrive at a decision on Murrell before they could decide Slim Williams' case.

The first ballot, taken before the jury entered the courtroom at 9:30 o'clock Thursday night, and announced it could not agree, stood seven to five. The next ballot, taken before the jury retired for the night at 1:30 o'clock Friday morning, stood eight to four. Previous to taking the first ballot, Robert Moir had lined up with the members who could not see their way clear to convict. "Conflicting evidence" was the basis of the argument of those who were not in favor of conviction.

After the jury had heard the evidence, the addresses by counsel, and the charge of the trial judge, they retired to the jury room. Before they entered into their deliberations, they rested a short time.

The jurors smoked and chewed tobacco, and talked on matters not pertaining to the case. Deliberation began. For long the division in the ranks was noted. As each member voiced his opinion, a serious split was quite apparent. One hour, two hours, three hours, passed. The two groups remained adamant. At last, it was the wish of the twelve men that a ballot be taken. The vote was seven to five. The jury decided to return to court and make known their failure to agree. At 9:25 they returned. At 9:32 Hon. Mr. Justice Wright was told the jury could not agree. They told him, however, they had considered the case as a single one, and had grouped the two prisoners as one.

They were instructed they could return separate verdicts in each case, but that they could bring in a verdict in one case and disagree in the other, if they saw fit. The jury retired. Sid Murrell's case was considered. The jurors decided that before tackling Williams' case at all they must reach a decision in Murrell's case. The battle raged on. There was little noise of conflict, and no bitterness.

Eight For Conviction.

One jurymen who would not convict both prisoners was in favor of convicting Murrell. A halt in the debate was not called until 1:30 o'clock Friday morning, when lunch was brought into the petit jury room. Then another ballot was taken. Eight to four for conviction was the result.

The jury moved to the grand jury room, which was more spacious, and where cots had been provided. They awaited themselves of food, coffee and cigars. Sleep was never so welcome to those twelve men as it was after that hard day—the hardest since the trial began four days previous.

Even before dawn, some of the jurors were awake. Some of them, in fact, hardly slept a wink, so burdened were they with responsibility.

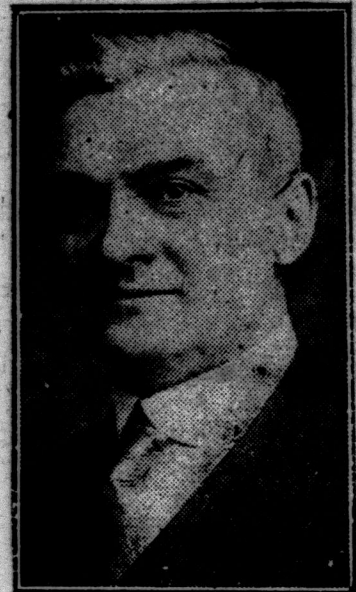
Resume Argument.

When they had dressed, part of the jury was eager to reopen the deliberations. Others believed they would be futile. Finally, the argument of the night before was resumed. Just before court opened at 9 o'clock Friday morning, the final ballot was taken. The vote was the same as that taken shortly after midnight—eight to four.

The jury decided to return to the courtroom. Eighteen minutes after the clerk announced the opening, the jurymen filed in, carrying their coats. They announced their deadlock, and assured the trial judge they could not break it. Within a few moments they were discharged. They hastened away from the court house to get refreshments. City men hurried to their homes and county residents to their hotel rooms. All were exhausted.

DR. STEVENSON SHOWS FAVORABLE PROGRESS

The condition of Dr. W. J. Stevenson, who underwent a serious operation in St. Joseph's Hospital one week ago, was reported this morning to be good. Dr. Stevenson has spent two good nights, and hospital authorities say he is progressing favorably.



ACTING MAYOR TODAY.
London has a Labor mayor today in the person of Aid. John Colbert, who is acting in the absence of Mayor Wenige.

ADVOCATE DEFERRING PROPOSALS UNTIL 1924

Aldejm Favor Shelving Recommendations Made by Dr. Brittain.

ALL RECEIVE COPIES

Mayor Intimates Certain Important Clauses Will Be Given Attention.

All members of the city council have received their copies of the Brittain report, and their consensus of opinion today appears to be that the greater number of the recommendations should be shelved until 1924.

The report is of such a lengthy nature that it will require several days, at least for its thorough consideration by the members, following which it would be necessary to stage a special session to discuss the same clause by clause.

Mayor Wenige also holds the opinion that the greater portion of the report will have to go on to 1924, although he feels that certain of the more important clauses could be acted upon before the end of the year.

VOTE BILLION KRONEN FOR RELIEF IN GERMANY

Associated Press Despatch.
Vienna, Oct. 20.—The municipality has decided to contribute one billion kronen for the relief of the suffering in Germany.

King To Visit Baldwin's Home

Canadian Press Cable.
London, Oct. 20.—Premier Mackenzie King leaves for Chequers, the country residence of the British prime minister, tomorrow morning. There he and Premier Bruce of Australia will spend the week-end as the guests of Premier Stanley Baldwin.

effected among insane patients at the Govanda State Hospital by the anesthesia.

Local doctors declared that if the drug proved as wonderful as it seemed to be no one could say to what extent it might solve many of the most difficult problems of mankind.

Apparently the drug deadens the impulses toward "prevarication," one physician said. "Under its influence the particular brain cells which form the basis of will cease to function. It would thus be of tremendous benefit in the sentencing of criminals."

There is no telling how many other elements in human life it may affect.

Another doctor, who saw a humorous angle to the new discovery, opined that scopolamin would reap havoc if put into the hands of married couples. Instead of asking friends husband where he had been when the latter returned home late at night, the average wife would only have to add a few drops of the drug in her husband's coffee, and he would confess everything. Such a possibility, the wit averred, was not in the best interests of the community or the husband.

The local medical fraternity are taking the drug seriously, however, and scopolamin demonstrations will be followed from now on with keen interest.

PLACE PRICE OF \$55,000 PER MILE FOR LINES

Street Railway Company's Calculation Would Bring Cost to \$1,980,000.

AWAITING REPORT

Sir Adam Beck's Figures Will Be Submitted to Council Next Week.

How much do the London street railway authorities ask for their holdings?

And what valuation is placed upon the same road by the hydro experts? These are leading municipal questions at this moment, and The Advertiser was notified from a confidential source at noon today that the company is or has been asking about \$55,000 per mile. This would bring the aggregate cost for their 36 miles to approximately \$1,980,000.

But those who place all faith in Sir Adam Beck and his engineering advisers state that this valuation by the street railway authorities, represents roughly a sum double what the hydro experts say the road is worth.

May Boost Offer.

According to this calculation, the road would be worth \$980,000 or about \$1,000,000.

It is just possible, however, that the city would be willing to offer the company a little more than the \$1,000,000 estimate. As a matter of fact, railway experts (not interested in the fact that the material would be of no use to the city ranging from a point well over the million-dollar mark, say, for instance, \$1,200,000.

Sir Adam Beck has already stated that the Canadian Red Cross Society in its roadbed and equipment which is a board of arbitration would value at \$250,000, perhaps, irrespective of the fact that the material would be of no use to the city, after the purchase. Just what deterioration figure would be placed upon the road since the time the Sunnall report was submitted to the city council is another question yet to be publicly answered.

Reporting Next Week.

As to be expected, neither Sir Adam Beck or the street railway authorities are willing today to tender any information for the general perusal of the ratepayers. The only fact that seems well established, however, is that Sir Adam is not submitting any definite report to the city council until next week.

Mayor Wenige still insists that the street railway's price only must come to the council, when it will be decided whether the fare is sufficiently reasonable to send to the people for approval in December.

WESTERN VETERANS VOTE FOR DOMINION COMMAND

Associated Press Despatch.
Winnipeg, Oct. 20.—Representatives of the provincial commands of Western Canada of the Great War Veterans' Association, who met in conference here yesterday, went on record as being strongly in favor of carrying the Dominion command in the hands of the British.

It was declared that as the Great War Veterans' Association has proven itself "an efficient and satisfactory channel" for the adjustment of the difficulties of the ex-service men, it should be recognized by the government and receive assistance from time to time as needed.



OPENS ONTARIO'S PLOWING MATCH.

Lieut.-Governor Harry Cockshut was enthusiastically greeted by more than 20,000 people when he spoke Thursday at the official opening of the international plowmen's meet at Hillier's Farm, near Sarnia. The lieutenant-governor watched with great interest the various contests, and expressed his appreciation of the work done. Expert plowmen, old and young, from all parts of Ontario and many points in the United States competed.

TORIES MAY BE GROOMING MARK HORSE FOR MAYOR

Certain Section of Conservative Wing Not Favorable to Judd.

READY FOR CAMPAIGN

Definite Announcement Will Be Made by Aspirants Next Week.

Those Tory enthusiasts who seek to bust Mayor Wenige, presumably under the heading of "Good and Wellfare," report progress, but obviously very little of that.

The usual Friday night rally was called off by the chairman when he failed to locate any of the hardy lads, at the headquarters committee rooms, or even at their homes. They were all out when he called. But, undismayed, he reported progress, and an official pronouncement about November 1.

It begins to look as though quite a substantial portion of the burden is going to rest upon Aid. Judd. He is the choice of one wing of the party, but from all accounts the members of this particular group have just "talked it over" amongst themselves. Aid. Judd has not been asked for his own personal views.

It may be that Aid. Judd is just waiting to be asked. Or, then, again, there may be other reasons, more or less important. The possibility exists that Aid. Judd doubts the outcome, although he states quite definitely that in any event he is "not seeking the nomination."

Then, again, there may be those at Tory headquarters to conclude that Aid. Judd is not the logical competitor for Mayor Wenige. The latter is going to prove a difficult champion to down for the count, some say, suggesting that nothing has been done until the striking committee has had another chance to look around through the wards.

There is always the inevitable "dark horse" just waiting in the pasture around the bend. No campaign would be complete without him. It would be just as well, say the anti-Juddites, to glance around the field again before the entries go to the post.

And that is just how the situation stands for the week-end, although much is promised for next week. In fact, meetings will be held, reports will be submitted, speeches will be made; and, likely as not, Aid. Judd, if asked, will tender a definite statement as to his intentions—municipally.

Viewing the situation "by and large," the enthusiasts are either going to set the proverbial municipal pot ablazing, or quit the arena until November, 1924, at the earliest.

MAN COMMITS SUICIDE NEAR TUPPER LAKE

Canadian Press Despatch.
Prescott, Ont., Oct. 20.—Anthony Fernandez, 46, a native of Portugal, suicided yesterday at Tupper Lake, near here. He went to the stone quarry where he was employed as a dynamite expert, placed two sticks of dynamite in a hole, attached the impulse wires and seating himself over the charge, turned the lever on the battery. He came to this county twelve years ago, leaving a wife and children in Portugal.



EXPECT JARED VINING WILL LEAVE HOSPITAL SHORTLY

Jared Vining, who underwent an operation for appendicitis in Victoria Hospital several weeks ago, was reported by authorities at that institution this morning to be greatly improved. It is thought Mr. Vining will be in a condition to leave the hospital at the beginning of next week.



FOUR GENERATIONS OF THE CAVAN FAMILY.
Above are shown the four generations of the Cavan family. John Cavan, sitting on the right, is the great grandfather of Jackie Lasenby, 14 months old. Mr. Cavan himself is only 76 years of age. He is of Irish birth, coming to Canada when a child from the town of Cavan, in the County of Cavan, Ireland. He is a well-known farmer of Melbourne. His daughter, standing on the right, married Peter Lasenby, standing on the left. Mr. Lasenby is an engineer on the C. N. R., and lives at 1040 Florence street. Their son John is shown sitting with his son Jackie in his lap. Reading from left to right, standing: Peter Lasenby, Mrs. John Lasenby and Mrs. Peter Lasenby. Sitting: Mrs. Charles Cavan, John C. Lasenby, Jackie Lasenby and John Cavan.

Will Not Transfer Second Murrell-Williams Trial To Any Outside Court

The Crown Definitely Decides Against Change of Venue For Case.

HOLDING WILLIAMS

Date of His Return to Kingston Penitentiary Seems Indefinite.

No change of venue in the Murrell-Williams case will be made. The Advertiser learned from an official source today, in other words, the case will not be taken to another county for trial. The matter will come before a jury at the winter assizes to be held some time in January. The dates of the winter assizes courts throughout Ontario have not been fixed yet.

It is not known at present whether T. J. Rigney, K.C., of Kingston, crown prosecutor, will act at the trial in January. That is entirely up to Attorney-General W. F. Nickle and his department by whom Mr. Rigney was assigned to take the case.

The presiding judge has not been named for the January sittings, and will not be named until the date is fixed.

No order for the removal of Slim Williams to Kingston Penitentiary, where he has been confined for two years previous to the trial, has been issued yet. The crown authorities declared the date of his return to serve his seven-year sentence for robbery with violence, to which he pleaded guilty two years ago, is indefinite.

Both Canada and the United States are still being circled with descriptions of and offers of rewards for William Murrell, brother of Sidney, and Robert Ernest (Pat) Norton, the other two bandits in the Melbourne robbery.

Although the authorities are not following any special leads at present in the case, they are hopeful that any day may bring a substantial clue. The capture of Sid Murrell in Susanville, Cal., came at a time when it was least expected, they point out.

Turn to Page 2, Column 6.

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Denny Brooks

is a story of courage, endurance and the unflinching ability to grin when things looked black.

You meet Denny when he is a little chap, before his gypsy mother, Queenie Brooks, ends her life.

And by the time you have followed the career of Denny Brooks to its triumphant conclusion your heart is warmer and cleaner.

"DENNY BROOKS" STARTS SOON IN THE ADVERTISER.

AIR SERVICE TO CANADA BY ICELAND IS FEASIBLE

First Lord of Admiralty Commends Idea in Forceful Speech.

SERVICE TO INDIA

British Government About To Sign Contract For Indian Company.

Special Cable to The Advertiser.

London, Oct. 20.—The imperial conference discussed aid defenses yesterday at a secret session, but speeches on civil communications by air were published.

There may be greater willingness on the part of all parties concerned to spend money on developing civil rather than military aviation, for the civil branch can be turned to fighting use in case of an emergency. If there are flourishing civilian air services in the Empire it means we have the plant, the personnel and the experience available for war use.

Col. L. C. M. S. Amery, first lord of the admiralty, made a forceful speech on the feasibility of airship service to Canada over Iceland, and also to the West Indies. He pointed out that the Germans during the war turned out Zeppelins in large quantities, and since that time many improvements have been made.

He emphasized some of the points already made by Sir Samuel Hoare, deputy British air minister, who has pointed out that airships are not so much in danger of fire nowadays because their outer case contained empyrean of what is called inert gas, which is non-inflammable. Commercially small airships have done four thousand miles in the air without descending.

The Zeppelin people are now building for the United States an airship which is confidently expected to fly across the Atlantic. The British Government has already accepted in principle, and is about to sign a contract for the construction of a Zeppelin from fourteen and a half to five days. Speaking of service to Canada, Col. Amery said that the Zeppelins were more comfortable than trains or steamships because of their freedom from noise and vibration.

NICKLE ANNOUNCES NO APPOINTMENT YET

Attorney-General Declares the Successor to Elliott Not Chosen.

No crown attorney for Middlesex county has yet been appointed to succeed J. C. Elliott, who has tendered his resignation.

Positive assurance to this was forthcoming this morning from attorney-general W. F. Nickle, who added that any person who had sent out the report that E. W. M. Flock had been appointed had been misinformed.

The attorney-general would not state, however, whether Mr. Flock was being seriously considered for the vacancy.

LOOT BERLIN BAKESHOPS, POLICE FORESTALL RIOTS

Associated Press Despatch.
Berlin, Oct. 20.—Further looting of bakeries in the proletarian quarters of the city occurred yesterday. Intervention by the police forestalled rioting on a large scale.

MUST DELIVER 30 PER CENT POTATO CROP TO CONSUMER

Associated Press Despatch.
Munich, Bavaria, Oct. 20.—Dictator von Kahr has ordered the potato growers in the Rhenish section of Bavaria to deliver thirty per cent of their crops to the consumers under the threat of confiscation and money or prison penalties.

THE WEATHER

FORECASTS.
Fresh to strong westerly to north-westerly; fair and cooler today and on Sunday.

High and Low Weather Stations—
Victoria 58 30 Clear
Calgary 44 18 Clear
Winnipeg 44 18 Clear
Port Arthur 60 50 Cloudy
Perry Sound 62 38 Cloudy
Toronto 63 46 Clear
Kingston 64 50 Cloudy
Ottawa 74 42 Fair
Montreal 72 50 Clear
Quebec 68 50 Cloudy
Father Point 48 38 Cloudy
St. John 64 52 Cloudy
Halifax 68 58 Cloudy

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, 46.