THE WEATHER: MODERATE WINDS; FAIR. SUNDAY-FAIR, MODERATE.

London Evening Advertiser

FOUR-PAGE ROTOGRAVURE SECTION AND EIGHT COLORED COMICS **EVERY SATURDAY**

62ND YEAR. NO. 24313

LONDON, ONTARIO, SATURDAY, JUNE 27, 1925. -- THIRTY-TWO PAGES.

THREE CENTS.

Convictions Against Five Home Bank Directors Quashe

FIVE-CENT FARE IS LEGAL FOR ENTIRE FRANCHISE PERIOD

Railway Board Holds That This Means Not Only Up Till March 8, 1925, But For Five-Year Period Thereafter.

JUDGMENT ENTIRELY ON LEGAL ASPECT

Fares in Bylaw 916 Repealed in 1922; Therefore, Law Which Revoked the Act of 1922 Could Not Restore Bylaw Rates, Board Finds.

Five-cent fares on city lines of the London Street Railway Company are legal. The company has the legal right to charge this existing rate of fare, not only now, but for another five years. Judgment handed down today by the Ontario railway and municipal board authorizes this rate. Action of the corporation of the city of London against the London Street Railway Company, charging breach of franchise agreement in failure to supply limited tickets at a rate of seven and nine for a quarter, is dismissed without costs, except that the city shall pay \$15 costs for law stamps. No law exists to force the railway company back to the old rate of fares. Interpretation of the Beck act shows the railway board to be of the opinion that this act, followed by the short city of London act of 1924, wiped off the books for all time the old agreement for seven and nine fares for

quarter. Strictly Legal Finding. A strictly legal interpretation of the law has been handed down. The city fought its case on legal grounds. city fought its case on legal grounds. The company argued legal precedent to justify charging five-cent fares. Moral rights of the city or company were scarcely touched on during the currency of the case. The whole light hinged upon legal interpretation of the Beck act. The railway board has made a strictly legal finding.

Precedents cited by street railway counsel at the hearing by the rail-way court are given credence by the board's judgment. The interpretation act of 1914 showed "where an act is repealed or wherever any regulation is revoked, such repeal or revocation shall not save as in this action otherwise provided (a) revive any act, enactment, regulation or thing not in force or existing at the time at which revocation takes ef-The board supports this opin

Lord Reading Cited.

Judgment of Chief Justice Lord Reading is also cited and supported. The board holds in conclusion that there is no obligation whatever on the company to sell or keep for sale tickets as originally provided in by-law No. 916, and that the company is not guilty of a breach of its agree-ment, and that the application musbe dismissed.

The board's judgment came quick-

The board's judgment came quick-ly, less than ten days after hearing of evidence at the county courthouse in London. Seven long pages of typewritten copy show the thor-oughness with which the commis-sioners have considered every phase of the case cited during the hearing.

Period Extended.

A new angle on the whole fares question is the board's finding that cash fares of five cents may be charged by the company until March 8, 1930, and for such five-year increments thereafter, contingent on the city's not giving notice to take over the road one year before the expiry of any one of these five-year periods.

According to the board, the city lost its opportunity to secure reversion to a lower rate of fares because of flaws in the Beck act and subsequent failure to notify the company of intention to take over the road

Schools Close Doors For Long-The Weather

FORECASTS Moderate winds fair today and Sunday, probably a few light scattered showers.
There are no important disimportant turbances on the

this morning. Scattered show ers have occurred from Manitoba to the maritime prov inces, while in Saskatchewan

Alberta it has been fair and warm. Temperatures. The highest and lowest temperatures today were:

High. Weather. Stations. Victoria Calgary Winnipeg ... Port Arthur Parry Sound Ottawa Fair Quebec Father Point....

The highest and lowest temperatures recorded in London during the 24 hours previous to 8 o'clock last night were: The official temperatures for the 12 irs previous to 8 a.m. today were:

Sun rises at 4:38 a.m., and sets at 8:04 m., standard time. Barometric Readings Friday—8 p.m., 29.18.

Finding In Full of City's Appeal

appeal of the city of London before the Ontario Railway board to compel the London Street Railway Company to sell seven regular and nine limited tickets for a quarter is as follows:

This is an application by the city of London for an order requiring the London Street Railquiring the London Street Railway Company to comply with requirements of the regulations lettered (D) and (R) of paragraph 25 of bylaw No. 916. This bylaw, which is virtually the agreement defining the contractual relations of the above city and company is set out at length in schedule A to the Ontario statutes of 1896, chapter 105—which enactment confirms the bylaw enactment confirms the bylaw and declares it to be valid and effective in all respects.

Subsection D of section 25 of the bylaw provides (so far as it is necessary to recite for the purposes of this application) that the company may charge and collect from every person on entering any of its cars for a continuous journey, etc., a sum not exceeding five cents. Sub-section D further binds the com-pany that it "shall sell tickets at the price of 25 cents for seven tickets, each ticket to entitle the holder to one continuous journey on the cars of the company as particularly set out in subsection D, between the hour when the cars commence running and 12 o'clock midnight, and shall Continued on Page 3 Column 4.

Looked-For Summer

Vacation.

L'ABOR DAY LATE

Means Shorter Holiday For

School Children This

Year.

schools are closed.

London's primary and secondary

More than 12,047 boys and girls

The collegiate institute, with its

1,475 students, closed on June 19, as

did the technical and commercial

High school entrance and grade examinations were completed only yesterday in the public schools, set-ting free their quota of \$.672 pupils, and in the Roman Catholic separate

schools as well, with their enrolment of 1,000 scholars.

Departmental examinations at the

collegiate and technical school will not be concluded, however, until July 7, the date on which the par-

ticularly clever students write their tests in Spanish, the fourth language

For many years past the collegi-ates and technical schools of the province have reopened their doors

after the summer vacation, the first

Tuesday after Labor day, but this year they will welcome back their

grist of young hopefuls on the very first day of the first fall month. There will thus be a full week more school for these schools since this

taught in the city secondary scho

are at liberty until September 1.

school with its 900 students.

Encouraging Tourist Traffic



ARE DOING WEL

Bert Foyston Finds Majority

of Men Are Well

Satisfied.

farm near Walkerton who like Canada

very much. All the families are happy, and feel sure that Ontario is the prov-lnce of opportunity," said Mr. Foyston.

There is an average of seven to each

More Chinese

Are Expelled

Associated Press Despatch.

Paris, June 27.—Thirty-six more Chinese have been ordered ex-

pelled from France in connection with last Sunday's raid on the

Chinese legation. Those desirous of returning to China will be re-patriated at the expense of the

Peking government under an

BE ALLOWED INDIANS

Haldimand Member Makes

Request As Six Nations'

Claims Presented.

Canadian Press Despatch

Ottawa, June 26.-The claims of

presented in the House of Commons

today by M. C. Senn, Conservative,

Haldimand. He thought the Indians

should be given more control of their

municipal affairs, and that their

property rights should be taken into

consideration when the government

issued any leases for gas and oil wells

Six Nations Indians were

agreement with the Chinese min-

ASKS MORE CONTROL

ome money.

London's 12,000 Pupils Free

Till First Day of September

WINDSOR-NIAG ARA TOURIST ASSOCIATION M EETS IN LONDON.

yesterday. Businessmen from all tourist facilities of Southwestern ber of commerce and Mayor Weni along the 251-mile concrete highway Ontario and the Niagara peninsula. are shown just behind Mr. Kelly.

LONDONER ONE OF VICTIMS IN HAMILTON TRIPLE MURDER

Son Identifies Third Body As That of Samuel Chap-

HERE 4 YEARS AGO

Soldier settlers numbering 150 in the counties of Middlesex, Perth, Huron and Woman Finds Gruesome Sight Bruce all expect to do well on their When She Enters Apartfarms this year, Bert Foyston, soldier settlement board supervisor, states. The ment Room. boys all seem quite satisfied with the

Samuel Chapman, 43 years old, for outloo kthis year and expect to make merly of London, has been identified Six of the seven immigrant families as the third victim of a triple murder. placed on farms given up by soldier which mystified Hamilton yesterday. settlers hail from Scotland, and are all making good, Mr. Foyston declared.
"There is one family of eleven on a

Chapman's body, along with those of two foreigners, William Buda and Mary Luhatuck, was found yesterday morning in an apartment on Ferrie street, Hamilton. The skulls of the victims had been crushed in with some blunt instrument, and the bodies bore evidence of a brutal attack. The features were almost unrecognizable.

The bodies of the two foreigners were identified soon after their discovery, at 9 o'clock by a sister-in-law of Buda. The identity of the third terday afternoon, when Chapman's sixteen-year-old son cleared up the mystery. Chapman had been missing from home since Wednesday, and the son, reading of the crime, informed the police. At the morgue he identified the body as that of his father.

Moved Four Years Ago. Chapman's son, William, told the police, according to reports from Hamilton, that his father had been

Hamilton, that his father had been drinking heavily lately. It is thought that he went to the apartment in search of liquor.

Chapman resided in London until about four years ago at 87 Becher street. For some time he was gardener at the Byron Sanatorium. He was also employed at the Empire Brass Company and Vulcan foundry for a time.

He was a patient at Brant hos-pital, Hamilton, after moving from

Upon his discharge he became the proprietor of a small grocery store at the corner of John and Picton streets, Hamilton. He resided in that

streets, Hamilton. He resided in that city at 429 John street north.

His family here described him as a very moderate drinker while in London. He was highly thought of by his associates and those who worked with him. He was a member of St. James' Anglican church. He was a powerfully built man.

Members of the family in London were deenly shocked at the tragedy. were deeply shocked at the tragedy. They could offer no explanation of how he came to be in the death

Mother Lives Here. Besides his widow and son, he is survived by his mother, one sister and three brothers. His mother, two brothers and his sister are all resi-dents of this city. His father, John H. Chapman, died several years ago. His mother, Mrs. Catharine Chapman, resides with her son William Continued on Page 2, Column 2,

Will Step Out In Two Weeks

Canadian Press Despatch. Halifax, June 27.-The Armstrong administration in Nova Scotia, so decisively beaten at the polls in Thursday's provincial general election, will remain in power about two weeks, according to information given out this evening, by Hon, E. H. Armstrong, was defeated in his own constituency, and saw only three of his supporters elected to a house of 43 members.

"Two weeks should give us time to clean up the work of the de-partments and make ready for our successors," said the premier.

TOTALS \$23,137

victim remained hidden until lete yes- London Merchant Leaves Bulk of Property To Wife and Children.

scott, when they attain their twenty-first birthday. The balance of the estate is left to Mrs. Arscott, who is also named executrix. The bulk of the estate is made up of property on Ann street, the real estate being valued at \$18,450.

MONTREAL WELCOMES FIELD MARSHAL HAIG

Canadian Press Despatch. Montreal, June 27.-Field Marshal and Lady Haig were tendered an "unofficial" welcome when they arrived here early this afternoon on the Letitia from Quebec.

When the ship carrying the distinguished veteran drew into port it was greeted by the cheers of a large waterfront in the hope of catching a The visitors leave for Ottawa to

morrow morning. CHILLY WATER READY AT THAMES PARK POOL

Thames park swimming pool has been filled with city water, and is ready for an unofficial opening this afternoon. Chilly waters greeted the few swimmers who gathered at an early hour. It is expected the pool will be in popular use on Monday.

APPEAL COURT QUASHES **CONVICTIONS AGAINST** FIVE BANK DIRECTORS

Pepall's Return

Associated Press Despatch. Los Angeles, Cal., June 26.—Re

moval of Andrew Pepall, wanted at Toronto to stand trial on

charges of embezzlement of \$368,-000 in provincial funds while act-

ing as a treasury agent, will be delayed about one month, due to

matters of extradition that must

be observed, it was announced at the British consulate here today.

First Definite Step at

Restoration.

Associated Press Despatch.

Senator Alotz, former finance min-

in its advances by six billion francs,

After hearing the report of the finance commission, the Senate adjourned until 2:30 this afternoon.

when it will conside rthe Caillaux

ASSOCIATION PRESIDENT

honor, being presented with a silver

CHIEF SUSPENDED.

Canadian Press Despatch.

cup as winner of the association's

VERNON EDITOR ELECTED

TO PUT FRANCE

Is Postponed

Were Found Guilty at Recent Trials by Judge Emerson Coatsworth.

MAJORITY JUDGMENTS

Directors Still To Be Tried On Crown's Conspiracy Charges.

Canadian Press Despatch. Toronto, June 27.-Convictions registered against directors of the Home Bank of Canada by Senior Judge Emerson Coatsworth under bank act proceedings instituted following the failure of the bank in August, 1923, were quashed by the first appellate division of the supreme court of Ontario in judgment handed down this morning. Those convicted were R. P. Gough, Chamber of Deputies Has Taken

Toronto, vice-president; C. A. Barnard, Montreal; S. Casey Wood, Toronto; J. F. M. Stewart, Toronto, and C. F. Smith, Montreal.

In each case the judgment handed Enthusiasm and action marked the came with optimism and ideas to fifth session of the Windsor-Niagara Falls Tourist Association, held at the London chamber of commerce rooms westerday. Businessmen from all tourist facilities of Southwestern tourist facilities o the case of Richard P. Gough, and 330 to 34. The vote was taken at Mr. Justice Smith in the appeals of six o'clock this morning after an all It only remained for the cereme S. Casey Wood and Clarence F. night session, and the bill later was Smith. The names of the dissenting reported favorably by the Senate members of the court were not dis- finance commission the first stage in

its passage through the upper chambers of the constitution of the directors have still to be tried on the conspiracy charges brought on the conspiracy charges brought out of a nominal membership of 580.

There were, therefore, some 200 There were, therefore, some 200 abstentations, of which the Socialists contributed the majority. by the crown.

The sentences were: C. A. Barnard, 18 months, plus 6 months' indetermi-1 year indeterminate; S. Casey Wood, 6 months, plus 6 months indeterminate, and Clarence F. Smith, 6 months, plus 6 months indeterminate.

Senator Alotz, former finance minister, has given notice that he will propose in the Senate an amendment limiting the bill to the clause allowing the Bank of France to increase its advances by six billion france, and authorizing an increase in its advances by six billion france. nate; Richard P. Gough, 1 year, and

Charge Not

Charge Not Justified.

Concluding a lengthy judgment in the appeal of Richard P. Gough, who was vice-president of the bank, Chief Justice Mulock says there is nothing in the evidence to justify any charge in the evidence to justify any charge After hearing the report of the same paper circulation of the s against him of dishonest or improper conduct. "He seems to have believed in the integrity and capacity of the president and general manager and to have relief upon the information (which later proved to be untrue) which was given by them to him as to the bank's position, and was thus misled He has no reason to doubt the truthfulness of the president and manager, and therefore, though misled by them, he was guilty of no neg-

Mr. Justice Hodgins' decision in the case of J. F. M. Stewart finds that the evidence failed to establish negligence or knowledge of false and deceptive statements."

HEAVY DAMAGE IS DONE IN ARMENIAN CLOUDBURST

Associated Press Despatch. Erivan, Armenia, June 27.—Many lives were lost, property was damaged to the extent of millions of Francis Arscott, London hide merchant, who died on March 27 last, leaves an estate of \$23,137, according to the will filed for probate today by Fraser & Moore.

The will, dated March 20, 1916, leaves \$3,000 to each of his children, flowed, inundating the country and leaves \$3,000 to each of his children, flowed, inundating the country and leaves the country and lea Fraser & Moore.

The will, dated March 20, 1916, leaves \$3,000 to each of his children, Frances Georgina and Earl M. Ar-

May War

CHIEFS OF ANTI-SOVIET MOVEMENT.

Grand Duke Nicholas (left) has become chief of the new anti-Soviet vement, with General Denikine (right) as his chief of staff. The grand duke disavows any intention to become czar, but says it is an attempt to

Parliament Passes Relief sure, Setting Amount \$3,000,000.

HOUSE PROROGU

Official Closing Cere Takes Place Shortly Bef Noon Today.

Special to The Advertiser.
Ottawa, June 27.—Parliame
was prorogued shortly befo
noon today following an al
night session in which the Hor
Bank relief bill for \$3,000,000 w
passed, also supply totalin
\$100.000.000

Canadian Press Despatch Ottawa, June 27.-At daybreak norning the house of commons cluded the work of the session. I ing the last few minutes of ting the commons concurred Home bank amendments, ma the senate, the supply bill to p for all the public services fo financial year ending March 31 was given third reading, and amendments by the senate dominion elections act were acce prorogation to terminate the fo session of the 14th parliament

After a long night spent on the clearing up of the remaining esti-mates of several departments, th final legislation was put throughout before 4 o'clock Premier in moved concurrence in the sen amendments to the bill for the reli of Home Bank depositors.

The motion of acceptance contain-

commons still maintained that Continued on Page 10, Column

FEW RESTAURANTS

This in Spite of Semi-Offi Word That Restrictions Are Lifting.

The originality displayed by Canadian Press Despatch.

Winnipeg, June 26.—L. J. Ball, editor of the News, Vernon, B. C., was elected president of the Canadian Weekly Newspapers Association in annual convention here today.

Mr. Ball received an additional bener, being presented with a silver Ferguson government in dealing 4.4 beer permits is increasing number of hostile restaurant ow In the past four days four scr have filtered through the pecu sieve of government machinery, have found their way into establishments, which are more less suburban. Downtown men

plying the great majority of depen-able restaurants with permits, ma London proprietors now display thusiasm for the commercial possibilities of the new beverage h progress in hotels, and one or to declare that they are thinking set ously of doing without four-poin

ously of doing without lour-point four altogether.

On the other hand, Ontario government officials claim that the dimand for sale privileges is increating, and this, together with the accepted fact that the beer is not interiorizing a lifting a lifting

certain restrictions.

The following report is claimed to be a semi-official government an nouncement: "It has been established that the beer is not intoxicating according to the government, and according to the government, and restrictions which have obtained if the matter of issuing retail permit are to be removed, and wider sal permitted in both rural and urbar districts."

POLICE SHOOT MAN AFTER WARNING IS DISREGARDED

Canadian Press Despatch. Drumheller, Alta., June 2.-Lamber Reners was shot in the abdomen b the police this morning. The police builded six men approaching the powder-house of the A. B. C. min The police shouted to them to stor but as no heed was given to the warn ing, a shot was fired which struck Reners in the abdomen. He is no lying in the Drumheller municip hospital in a precarious condition There was no disturbance at the B. C. mine today, as the mine not working.