

The Toronto World

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THURSDAY MORNING, APRIL 22.

Side-Stepping the Real Issue

President Wilson has made a speech in which he says the main business of the United States in this great war is to be neutral and to be a clearing house for the warring nations when it comes to an adjustment after an almost universal exhaustion.

We think, however, that the main business is for that nation to do its duty whatever that may be, and to take a stand on the war and the effect the war may have on the fortunes of nations and human progress.

Mr. Wilson has side-stepped the real issue.

There may be a field for the United States in the way pointed out by the president, but it may not be the highest or the best.

The United States was brought into being according to Abraham Lincoln to establish liberty, and to see that government of the people, for the people, by the people, shall not perish from the earth. Prussia would gladly make it perish if it could; Britain and her allies are lined up to preserve it, and President Wilson is not in the line!

The Law's Delay

To appeal from an unsatisfactory judgment is only human. A child in the nursery will appeal from his nurse to his mother, from one parent to another, from parents to grandparents. A flagrant injustice is sometimes visited upon an unfortunate litigant by a prejudiced or incompetent judge, and the right of appeal should not be denied him.

Possibly a second appeal may sometimes be in the public interest, but there should be some finality. The wealthy litigant should not be permitted to go down and tire out his opponent as to make the people shun the courts and settle meritorious claims for a mere pittance.

Yesterday the judicial committee of the imperial privy council granted the appeal of the Grand Trunk Railway Company in a case where a private individual had recovered damages by reason of the company's negligence. The press despatches say the case had been more than once before the privy council, so the injury complained of must have occurred some years ago.

The injured man, it appears, accompanied a horse belonging to his employer, shipped by the latter from one town in Ontario to another. He was injured thru the negligence of the railway company, but the company denied liability. It relied upon the contract with the employer, which exempted the carrier from liability for negligence as far as the man was concerned, although the exemption did not apply in the case of the horse.

The decision rendered yesterday is in favor of the railway company, and now becomes a settled law of Canada, unless modified by act of parliament. Yet the supreme court of Canada decided the other way. The case, first and last, must have occupied the attention of at least fourteen learned judges and four separate legal tribunals. The fact that seven of the eleven Canadian judges decided in favor of the litigant, who now gets nothing, is not, however, the vital point. Why should it have been necessary for this litigation, involving no constitutional question, and only a few thousand dollars to engage the attention of fourteen judges sitting in various courts at Toronto, Ottawa and Westminster? Had the case involved a matter of life and death, no such succession of appeals would have been permitted.

The right of the subject to carry his appeal to the foot of the throne is not involved in the discussion. The man who is sentenced to death in this country can appeal to the governor-general, but no court is open to him for any appeal from the highest court of the province, in which the sentence has been passed upon him. No good reason we know of has ever been assigned for permitting railway companies and other wealthy litigants to carry disputes involving no constitutional question and only a few thousand dollars in money, to the imperial privy council.

Every public service corporation obtaining a municipal franchise should be required to forego all rights of appeal from the provincial courts. This

"O, YOU MELONS!"



It would be a step, however short, in the right direction. It would prepare the public mind for some radical and much needed reforms in our judicial procedure.

Lick Him Again

Every time you lick a war stamp think of the Kaiser, and give it another lick.

Blessings and curses are equally out of place. He will get all that is coming to him. But anybody who fails to learn the lesson from the example he has set will have missed a great opportunity for avoiding the appearance of evil.

Many of us cannot do much more than lick postage stamps, but we can all do that with a cheerful spirit. They will stick all the better for the good cheer put into the process of their attachment.

It ought to be a source of constant satisfaction that the stamps are not being licked for the benefit of the Kaiser. It would be a degrading business if we had to lick stamps for the Kaiser after what we have found out about him.

We can be sure that if we do not lick stamps for King George and his merry men we shall have to lick them for Wilhelm and his pirates. This reflection makes it so pleasant to lick a stamp that one goes to a pile of unanswered letters with gratitude for the chance to give the Kaiser another lick.

The Kaiser wishes very much to stick himself all over civilization. The only way to keep him off is to stick something else up there first. The war stamp is an excellent substitute for Kaiser Wilhelm, and it will not adhere so disagreeably as he would if he ever got a chance to stick. With Wilhelm in mind, it is possible to lick war stamps all day long with a thankful, happy heart.

Mr. Barnes of New York

In the Province of Quebec it is not unusual for rival candidates to sue each other for libel. The "contradictory meetings" which enliven the campaigns in that province encourage personalities, and an appeal to the people is often followed by an appeal to the courts. Sometimes the two candidates are condemned to pay the same amount one to the other, and thus a judicial saw-off is effected.

English-speaking politicians seldom concern themselves with libel suits. Now and then a newspaper may be sued for libel by a political opponent but we do not recall one politician suing another for libel in Ontario in recent times. In the United States, where as a rule only nominal damages are awarded, a libel suit between individuals is almost unknown.

Barnes brought his suit. He has never been credited with over-sensitiveness, and Mr. Roosevelt, merely repeated what everyone thinks and nearly every paper has printed. He said that Boss Barnes and Boss Murphy had a perfect understanding between themselves and practically ruled the state thru bi-partisan saw-offs and agreements. Here is one of the alleged libels for which the sensitive Mr. Barnes desires a \$50,000 solace.

The interests of Mr. Barnes and Mr. Murphy are fundamental, and when the issue between popular rights and corrupt and machine rule government is clearly drawn the two bosses will always be found fighting on the same side openly or covertly, giving one another such support as can with safety be rendered.

They really form the all-powerful invisible government which is responsible for the maladministration and corruption in the public offices in the state.

Patriotic Artists

Excellent results have been obtained from the national patriotic exhibition of pictures donated for the purpose by Canadian artists, the proceeds of the sale of these having been offered for the benefit of the various war funds. The pictures, which were first shown in Toronto, have been on view in Winnipeg, Halifax, St. John, Quebec, Montreal, Ottawa and elsewhere, and will return to Toronto about the middle of May.

The bids made for the pictures so far amount to \$2620 and this will be largely supplemented. It is believed that the stimulation of interest in Canadian art, due to the loyal action of the artists concerned, will have a direct bearing on the artistic taste of the nation. It is one of the advantages of the war that different classes of the people are learning to know each other better and to understand that a common national spirit binds them together.

The artists of Canada may not have received all the appreciation that has been due them in the past, but their patriotic and generous action in donating this collection of pictures for the benefit of the troops and their dependents will remain in the memory of many who are unable to take a warm interest in the mysteries of art.

CAPT. FORIN'S FUNERAL HELD AT BELLEVILLE

SPECIAL TO THE TORONTO WORLD.
BELLEVILLE, April 21.—The funeral of Capt. Peter Forin was held this afternoon with full military honors. A firing party of 100 from the 29th Battalion preceded the hearse, followed by the 15th Regiment Band and upwards of 500 members of the 29th Regiment. A funeral service was conducted at John Street Presbyterian Church by the Rev. E. C. Currie. Many prominent citizens, friends and relatives were present, including his brother, Judge Forin of Nelson, B.C.

RECRUITS LEAVE KINGSTON

SPECIAL TO THE TORONTO WORLD.
KINGSTON, April 21.—Lieut. Ross No. 2, C.P.A.S.C., was in command of 78 recruits who left today for St. Jean. The men will go in training for overseas service as a remount depot looking after horses used at the front.

PILES

Do not suffer another day with itching, bleeding, or protruding piles. Dr. Chase's Ointment will relieve you at once. Dealers, or Edmonson, 125 St. James St., Toronto. Sample box free if you mention this paper and enclose in stamp for postage.

CAPT. R. S. WILSON BECOMES MAJOR

Promotion of Officer of Toronto Highlanders Gazetted at Ottawa.

By a Staff Reporter.
OTTAWA, April 21.—Major R. H. Gabbett of the 15th Regiment of Hamilton has been promoted lieutenant-colonel of the regiment, in place of Lieut.-Col. F. B. Ross, who has been transferred to the reserve.

Major G. D. Fearman also becomes lieutenant-colonel, and is given the command of the regiment.

YOUNG MEN'S FASHIONS.

Some of the New Styles Favored by Young Men.

In the Semi-ready Special and also in the Fashion Portfolio there is shown the photograph of Style 509, which will be very popular with young men. It is pictured in a neat check, but the design is reproduced in many other patterns.

The coat is made in different lengths to suit every height. The body is shapely, with shoulders and sleeves of medium width and the general effect is pleasing and attractive. The notches of collar and lapel are angular and the front is made with soft roll and slight cutaway. The vest buttons high and shows one button when the coat is buttoned up. The trousers for this season for an average man have a 19-inch knee and 16-inch bottom, and of medium width over the hips, and when so desired, the turn-up should be 2 1/2 inches.

"The Marine" is a smart three-button suit, slightly form-fitting, with lapels liberal in width and collar and lapel notch square or slightly rounded. The pockets are all patch and the front closes with three buttons and is moderately cut away.

"The Savoy" is a double-breasted type which will make a fine navy blue cutting suit, with white serge trousers for the afternoon or evening at the lake or seaside.

Smart and dashing styles, when combined with good tailoring and British fabrics, reach their highest form in the new Semi-ready models shown by Ed. Mack, Limited, at 167 Yonge street. Genuine Semi-ready Tailoring—name and price in the pocket.

INVENTS TRENCH PERISCOPE.

SPECIAL TO THE TORONTO WORLD.
KINGSTON, April 21.—Hubert Ryan, chief electrician at the Canadian Locomotive works, has taken out a patent on a trench periscope. The patent office has undertaken to negotiate with the British war office to give the periscope a test, realizing that it is a highly improved instrument.

Soldiers in the Trenches Want Socks, Gum and Chocolate—Have Fun as Well as Hardship.
The Calgary News-Telegram publishes a letter from a Canadian soldier on the firing line:
"We have already been in the trenches which form the firing line, and expect to enter them again shortly. Everything is dear here, and there are a lot of articles that we cannot buy at all. I would greatly appreciate some milk chocolate and some peppermint gum. It would surely go down a treat. We have some extra heavy socks. We have some enjoyable times once in a while. There is a lot of fun as well as hardship attached to war."
Soldiers ask for chewing gum because it quenches thirst, helps to steady the nerves.
Wrigley's, Ltd., London, have shipped hundreds of cases of these to soldiers at the front from friends at home.

MARINE MEN CLEAR WHEN CHARGES FALL

Nothing to It, Says Investigation Report and Confidence Holds.

ANOTHER ONE COMING

Subject of Coal Weight is to Be Considered Next.

Works Commissioner Harris has completed his investigation into the charges against the marine section of the works department and reported to the board of control. The investigation has shown that there was nothing whatever in the charges. Arthur Margerison, John Buchanan and John Gardner were kept under observation by certain other men in the department for the sole purpose of doing the three named men harm. The commissioner says that "Nothing has transpired which affects the confidence merited by the employees charged by Captain McSherry." McSherry, who was evidently under the impression that he was being discriminated against by other members of the marine section, especially by Charles Margerison, superintendent of the marine plant, made the charges before the board of control that conditions in the marine sections were not what they might be, and that some of the men were incompetent in the handling of the tugs, etc. The report shows that there was no discrimination whatever against McSherry; that the men in the department are thoroughly competent to attend to their duties, and that the department is conducted in a proper manner.

Since the election of Mayor Church several of the civic departments have come in for a shaking up in the way of an investigation. First the guns were directed toward the fire department, and before the investigation was completed charges were laid against a certain faction of the marine section of the works department, with the result that Commissioner Harris was instructed to investigate them. Now the mayor has before him what are termed "sweeping charges" regarding short weight coal deliveries thruout the city, which he intends bringing before the board of control, with a view to having the bylaw changed. He will also ask for an investigation before the county judge into the alleged fraudulent practices. One of the charges is that the weighing of coal and its containers is practised; another that pieces of metal have been placed at the bottom of the loads before weighing, which it is said means a loss of thousands of dollars to the citizens each year.

Property Commissioner Chisholm, whose duty it is to enforce the coal bylaw, says that his inspectors know nothing of the practices mentioned, and points out that if the wetting of coal was carried on extensively it would be discovered.

The report of the commissioner for the six months ending December 31 shows that there was an overweight of 24,500 pounds on 1461 loads of coal and an underweight of 14,165 pounds, about 10,000 pounds in favor of the overweight.

Look for Park Site.
In the near future the city council will visit Earlscourt for the purpose of looking over the available park sites in that district. The matter of a park in Earlscourt will now be dealt with by the board of control and not by the park department, as is the usual practice in such cases.

For Street Improvement.
The sub-committee on street improvement met yesterday in connection with certain street improvements that are mooted. These include the extension of Collins avenue, straightening of Avoca avenue, rounding of the corner of St. Clair avenue and Deer Park crescent and the filling in and grading of Abbott avenue.

The estimates for 1915 are now being printed and will be dealt with by council next Wednesday at a special meeting.

More money is required by the hydro-commission for the purpose of extensions and a conference will be held on Monday between the commission and the controllers to discuss matters.

Four Instalments.
Mayor Church announces that when the estimates are being considered in council he will move that the taxes be collected in four instalments instead of three, as has been the practice in the past.

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RUSSELL

Used Car Department,
100 Richmond St. West.

Toronto is the latest war cry of Mayor Church, and he is now endeavoring to get the city, harbor board and board of trade to combine for this purpose. "We want to get some of the German trade and should try to get factories for the Ashbridge's Bay section," said the mayor. If it can be arranged a joint meeting will be held on Monday.

Deep Regret Expressed.
Mayor Church has conveyed his sympathy in connection with the death of Clifford Darling, who was killed in action, in a letter to the father, Robert Darling. Deep regret is expressed at the death of the heroic and gallant soldier, who was an old friend of the mayor.

Frank Graham Can Go.
The board decided yesterday to let Frank Graham of the street cleaning department go to the front. This board has now adopted the policy of allowing all civic employees to go to the front who are not needed in the city. Mr. Graham has tried from time to time to block such a policy, but as the rest of the controllers were against him he has at last decided to fall into line.

Building Permits.
Building permits totaling \$44,000 were issued yesterday. Five dwelling houses, and one office building costing \$23,000, are included.

Grant Pays Back Taxes.
A refund of taxes on certain Jarvis street property has been asked for by the Methodist Church Union. The property has been used as a rescue home and it is claimed it should be exempt from taxation, but \$25.50 has been paid on same. There is no provision for a refund of taxes once collected, and the city solicitor has reported that the only thing the board of control can do is to make a grant to cover the amount, and this it was decided to do.

M. O. H. Makes Come-Back.
A 21-page report on the pasteurization of milk has been issued by Dr. Hastings, M.O.H., in reply to certain attacks that have been made on his department by Dr. J. B. Fraser, in regard to pasteurization of the city's milk supply, and its effect on the mortality of infants. Dr. Hastings, of course, is in favor of pasteurization, and he gives the opinions of many experts to support his contentions. The doctor says that about 45 per cent of the children are saved by not drinking raw milk.

Would Eat Germs.
Dr. J. B. Fraser, who has severely criticized Dr. Hastings, M.O.H., for insisting that all milk consumed in the city be pasteurized, appeared before the board of health yesterday and offered to consume 100,000 diphtheria germs, to prove that sterilization is better than pasteurization. Dr. Fraser

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offered to give Dr. Hastings \$50 if he got diphtheria from taking the germs and if he didn't get the disease the M.O.H. was to give \$50 to the Red Cross Fund.
The offer was extended to any member of the board of health, and the doctor had the germs with him, his person present was heard to remark: "Don't let any of them out." Dr. Fraser's offer, however, was not taken seriously and he did not have to eat the germs. The board of control will be asked to deal with his report.
The death rate last month was 144 against 114 in March of last year.

ALBERT MEDAL FOR BRAKEMAN OF C.P.R.

MONTREAL, April 21.—The Duke of Connaught this afternoon at the residence of Lady Stratford, in Chester street, west, where the royal party is stopping for a week, presented the Albert medal of the second class to J. J. Carter, brakeman on the C.P.R., for rescuing a little girl from death on the railway track at Twoon, Ont., last May.
Later the Duke, accompanied by the Duchess of Connaught and Prince Patricia, formally opened the Knoll Convalescent Home, Belmont avenue.

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