



"IN FREEDOM'S CAUSE."

Evening Telegram

W. J. HERDER, - - Proprietor
C. T. JAMES, - - - - Editor

SATURDAY, July 27, 1918.

The Week's War.

The procession of war events during the past week have been kaleidoscopic and spectacular. On all fronts operations have been carried out resulting in successes for the Allies, but all the engagements in the other theatres have been overshadowed by the great battle now proceeding on the Western Front over a line of 90 miles extending from Rheims to Soissons, which runs on a curving front with Chateau Thierry at the turn of the bend. In the pocket thus formed the armies of the Crown Prince have been thrown, and there the struggle has been waged with intense fierceness, the finest divisions of the German forces, specially reserved for this attack, being engaged. Altogether there are some eight hundred and fifty thousand enemy soldiers participating in the present advance, and only the unequalled valor and courage of the Franco-American troops defending this sector have prevented the Hun from breaking through. His dependence was on the superior weight of his fighting men, but against the sublime heroism of our gallant allies, his preponderance in numbers has not netted any advantage. Far from that the latest dispatches show that the mouth of the pocket is being gradually drawn together, and the Crown Prince is finding himself in a position, extrication from which will be difficult, and it may not be accomplished at all.

The present is the fifth attempt made by the enemy to "win a decision" since he started the first offensive on March 21st, and with him it is now or never. Though defeat of his armies may not mean complete disaster, it will so cripple him that he will not be able to undertake any further operations on a large scale for the remainder of the short campaigning season. So sanguine were the Germans of success in their new drive that they christened it "Friedenssturm" or "Storm of Peace." The appellation is obvious, their purpose being to inflict such a defeat on the allies that they would listen to such peace terms as Germany would dictate. But as usual, the enemy did not reckon on the one main factor—the men in the way—and Paris is far and farther, from a second Ger-

man occupation than ever. In passing, an enumeration of the previous German offensives, ending with the present, may be of interest. The grand drive March 21st, now known as the battle of Picardy; the Lys salient attack on April 9th; the third, launched from Noyon over a forty mile front to Rheims, on May 27th, which was stopped and neutralized on May 31st; the fourth June 9th was projected over a twenty miles front between Noyon and Montdidier, with Compiegne as its objective. This last, but two days, was held from the first and died down on June 11th. From that date until July 24th, when the present grand thrust was made, the enemy has been almost practically on the defensive. Behind his lines however, every preparation was being made for the "Storm of Peace," and when these were completed to his satisfaction, he struck, with all the weight of men and guns at his command. Well served by their intelligence department the Allies were in readiness, and the biggest battle of the war is now continuing, with the advantages in favor of the Entente, and operations progressing favorably. Last week it will be noted that the enemy occupied some hilly ground south of the Marne, and a forecast was made that his position there would not long be held. Within the week, by a splendid strategic move, the German Commander in Chief, withdrew his whole force from that zone, having found it of no military value, but rather detrimental to his prepared plans. Along the national highway from Soissons to Rheims, twenty-three miles in length, the Franco-Americans are making some mighty drives against the German lines at Brez, a junction where the branch railway from Pirmas connects with the main line, following the highway from Chateau Thierry to Soissons. The whole of this latter railway is now dominated by the guns of the Allies, and the highway is within the radius of their artillery fire. From this it will be seen that the only railway line available to the Germans for bringing up reinforcements and supplies from the North is one scant branch of twenty miles in length. This is an undeniable indication that the position of the enemy in the salient is exceedingly precarious, and speedy disaster may be inevitable. But it is as well to take into consideration the resourcefulness and skill which has already been displayed by the Germans in their escape from the much more difficult salient south of the Marne, and they may possibly carry out a withdrawal to the Aisne with equal skill. One thing, in any event, is assured and that is that their advance on Paris has been definitely frustrated, and their enormous sacrifices have been made in vain. By the failure of their fifth offensive, the end of the war has been unquestionably hastened. General Foch's well timed, splendidly planned and brilliantly executed offensive defensive of the Marne and Paris has brought the end much nearer, and it is now conceded that the crisis is past.

Peace feelers of a new brand may shortly be expected from Germany, though the sinking of the Cunard liner "Justice," the transport Sarunga and the United States Cruiser San Diego may be used in the Teutonic Empire to show that the land successes of the Allies have been more than offset by their shipping casualties. The recent exploit of enemy submarines off the Maine Coast will also put heart into the German people.

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Judgment in Trap Berth Case.

(In the Magistrate's Court.)
Benjamin Garland vs. Robert Lewis.
This is an action taken upon the Complaint of Benjamin Garland against Robert Lewis for setting a cod trap leader on the fishing grounds at Cape Bay at a less distance than eighty fathoms from the nearest point of the leader of Benjamin Garland previously set, contrary to rule 48 of the Fishery Rules and Regulations.

The evidence of the Complainant goes to prove that he had set his leader at Cape Bay on or about the 21st of May last. Ten days later he put moorings in the water to frame his trap. He then discovered the Defendant had set his leader twenty-five fathoms from his (Complainant's) leader. On the evening of the 23rd of May the Complainant set his trap. The Defendant, who was called as a witness for the Complainant, admitted having set his leader about seventy-five fathoms from the Complainant's leader.

Mr. Morine, K.C., Counsel for the Defendant, called no witnesses, pleaded not guilty, and moved for a dismissal of the charge on the grounds that the Defendant was before the Court on the 5th of June last, charged by the Complainant, and having set a cod trap within eighty fathoms of his (Complainant's) cod trap. That charge was tried and dismissed.

The Defendant is now charged with having set a leader within eighty fathoms of the Complainant's leader, but the offence is the same as the charge previously heard and dismissed. The setting of the cod trap then complained of must have included, and did include, the leader, the setting of which the Defendant is now charged with.

The setting complained of in both charges is identical. Mr. Morine, K.C., cited authorities in support of his contention.

Mr. Squires, K.C., Counsel for Complainant, opposed the motion and contended that the charge upon which the Defendant is now charged, is that of having set his leader on the 22nd of May last within eighty fathoms of the Complainant's leader, and was not set forth or included in the charge previously made against the Defendant of setting a cod trap within eighty fathoms of the Complainant's cod trap, which charge was adjudicated upon on June 5th.

Mr. Squires, K.C., also cited authorities against the application of the Defendant's plea of Autrefois Acquit.

The questions raised by the pleadings are:
1. Is the offence, the commission of which the Defendant is now charged with, the same offence upon which he was tried and acquitted on the 5th of June last?

2. Is the evidence submitted by the Complainant in this proceeding sufficient to have procured a conviction against the Defendant if offered at his trial on the 5th of June last?

As to the first point, I hold the charge upon which the Defendant is now charged is substantially the same as that which was before me. The lesser charge now being tried of "Having set a leader within eighty fathoms of the Complainant's leader previously set" was contained in the greater charge of "Having set a cod trap within eighty fathoms of the Complainant's cod trap previously set" tried on June 5th.

In support of this position I quote Sub-Section 4 of Rule 48 of the Fishery Rules and Regulations:
"A cod trap shall mean twine, knitted together at not less than three and a half inch mesh in size, with bottom and rims, cords to float it and leads to sink it, with doorways and leader."

As to the question of "Res Judicata," I hold the previous acquittal is a bar and sustain the Defendant's plea of Autrefois Acquit (or before-time acquitted).

Chief Justice Colledge says: "The true test is whether the Defendant had been put in peril and it is totally immaterial what was the ground on which he was discharged."

The Defendant here was put in peril when he was charged and tried for the same offence on June 5th, and if the evidence now given had been submitted at the previous trial he would have been convicted.

I therefore dismiss the Complaint. Mr. Squires, K.C., for the Complainant. Mr. Morine, K.C., for the Defendant. Dated this 27th day of July, A.D. 1918.

(Sgd.) F. J. MORRIS, Judge.

McMurdo's Store News.
SATURDAY, July 27th, 1918.
As a soothing and cooling lotion for the skin when suffering from the effects of sunburn and of dry winds, we recommend Orchard White, prepared in the orthodox manner, with lemon juice and used as directed. Hundreds of ladies in city and country can testify as to its supreme merits as a soothing application at all seasons. Price 60c. a bottle.

Our Nursery Hair Lotion ranks in effectiveness with any preparation recommended for children's hair. Quite harmless in use it has been found most effective for the purpose for which it has been designed. Price 30c. a bottle.

Reids Boats.
The Argyle left Flat Island at 5.30 a.m. yesterday, outward.
The Dunde left Bonne Bay at 6 p.m. on the 26th, going north.
The Sagona is still north of St. Anthony.
The Fogota left Belleoram at 10 a.m. yesterday, coming east.
The Petrel left Port Union at 11.15 a.m. yesterday.

TRAIN MOVEMENTS.
Thursday's outgoing express arrived at Port aux Basques at 2 a.m. today.
Yesterday's west bound left Clarendville at 8.45 a.m. today.
Today's incoming east bound left Little River on time this morning.
SINARD'S LINIMENT LUMBER MAN'S FRIEND.

ON SALE SEPT. 1ST.

The Gordon Company's Wines

"God made man, frail as a bubble;
Man made love—love made trouble.
God made the vine—
Then, is it a sin
That man made wine
To drown trouble in?"—Anon.

Royalo Vineyard Brand Port Wine.

A mellow wine having many of the characteristics of the real Madeira Port. Excellent for the "wine and nuts" course at a dinner and an invigorating and health giving wine for use after sickness or when fagged or run down.

London Dock Sherry.

An appetizing wine for use before or during meals as well as at other times. Very suitable for making Jellies, adding to soup or Bovril and other cooking purposes.

Creme-de-Menthe--Lazare et Fils.

An excellent after dinner Liqueur. Has the genuine peppermint flavor and is very similar to the brands of Creme-de-Menthe sold by high class wine merchants in the old pre-prohibition days.

Sloe Gin.

A Liqueur which will be very popular with the ladies for use at card parties, "At Homes" and other forms of house entertaining.

Black Cherry Brandy.

A refreshing, delicious cordial, having the true flavor of the luscious black cherry.

Ginger Brandy.

A fine drink cold and a "corker" hot on a cold night. Quite the hottest drink possible other than the beverages dispensed by the Controller. Take a bottle of this with you on fishing and shooting trips.

BE SURE THE BOTTLE BEARS THE GORDON COMPANY'S NAME AND YOU ARE GETTING THE BEST. One and a half million bottles sold in Canada last year.

For Sale by the Best Dealers on and after September 1st.

\$1.00 the bottle.

To the Trade:—I have ten barrels still to book to complete the sale of the first shipment of One hundred and twenty barrels now on the way, so please let me have your requisitions quickly. Barrels contain Five dozen assorted bottles. Trade prices on application.

P. E. Outerbridge,

266 WATER STREET. (Sole Agent for Newfoundland) TELEPHONE 60.



ST. JOHN'S MUNICIPAL COUNCIL.

HOUSES!

It is proposed to erect on Quidi Vidi Road 16 OR 15 FIVE ROOM HOUSES and the Municipal Council is desirous of getting into communication with any person or persons who may wish to secure one of these houses.

The Council proposes to sell the houses at cost on easy terms of payment over a period of years, which may be mutually arranged. Plans of the proposed houses may be seen at the Office of the City Engineer, and any further particulars can be obtained from the undersigned.

JOHN L. SLATTERY, Sec'y-Treas.



Dr. A. B. Lehr, Dentist,

has decided to specialize in extracting and plate work. His fees after August 1st, 1918, will be 50c. for single extraction and

Sets of Teeth \$15.00

All unfinished work at old prices. jly16, tu, th, s, f

كتاب مترجم للدراسات

NATURE'S LAXATIVE NO DRUGS

"LES FRUITS" (The Fruits)
ELLIS & Co., Ltd., 203 WATER STREET, DISTRIBUTORS.

A Food without drugs composed entirely of Arabian fruits and leaves, good to taste; really a confection. Tones the alimentary tract; cleanses the colon; MAKES FOR BETTER HEALTH. A little of this natural food gives effective healthy bowel action or money refunded. DRUGS WEAKEN — FOODS STRENGTHEN. Endorsed by physicians, PHYSICAL CULTURISTS AND ALL WHO TEST IT.

"Is Consumer Is Its Reference" (Seventy-five Cents the half pound).

Arabian Fruits Co., 1164-1170, Broadway, N. Y.

For Booklet, "The Gift of the Gods" and samples of "Les Fruits", remit 10c. july16, lm, ead

100 Crates Onions,
50 Sacks Onions,
80 Crates Green Cabbage,
80 Crates Calif. Oranges,
All Counts.

Now Booking Orders.

Burt & Lawrence, 14 New Gower St.

This Week's SPECIAL!

Men's Fine Balbrigan

Summer UNDERWEAR.

Sizes, 36 to 44,

Only 80c. a garment.

WILLIAM FREW, Water St.

Just Received

Silk DR

There is quite

LATEST F

in this lot. Here are silk with attractive collar, attractive trimmings of silk embroidery stit and some with pocket design. Colors: Grey, Green, Blue, Black.

SPECIALLY

for quick clearance, or will you get such value

COME EARLY—

THE OUTLET

192 DUCKW

(Opp. T. &

july27,31

To-day's Messages

(Continued from 3rd page.)

FIGHTING IN ALBANIA.

ROME, To-day.

(Official.) Enemy parties have been repulsed in the Poena Valley. As a result of a raid, east of Zecchi, the French took 15 prisoners. In Albania, Wednesday, enemy columns (two) advanced with great violence on position from Ardica to the north of the Lower Semeti. Both times they were repulsed. The same day another column crossing the Semeti to the east of Kuci, made our advanced post retire. A counter attack, Thursday, drove the enemy to the river.

FRENCH OFFICIAL.

PARIS, To-day.

South of the Ourcq there has been reciprocal artillery activity, without infantry actions. On the north bank of the Marne we captured, at the close of the day yesterday, Reuil and Savignies Farm. We also pushed back the enemy to the southern outskirts of the Villages Pinon, Oguigny and Vailles-Sous-Châtillon. The total number of prisoners captured on the 25th at Villeneuve and the region of Oulchy le Chateau was 700. On the Champagne Front, our troops after having broken the German offensive on the 15th and 16th, have carried out during the following days a series of local attacks. In spite of the enemy's resistance, we have made, to the east of the Suippe, an advance of about 1,500 metres on the general line of St. Hilaire Grand Souain and Lemoisul les Hurleux. We have reconquered entirely Mainvilliers and Demassie and re-occupied in this region our former first line. During these operations we have taken 1,100 prisoners, 200 machine guns and many guns.

AVIATION REPORT.

PARIS, To-day.

On the 25th our aviators brought down, or forced to land, seven hostile machines. Eighteen were brought down by British aviators working in conjunction with us. On our part we dropped more than 35 tons of bombs during the day and night, on stations, railway communications, sheds, munition depots and military parks in the rear of the battle zone. Fires and explosions were observed. British bombing aviators also have carried out many expeditions and dropped four tons of bombs on Bouches, Perv-en-Tardimons and Mont Notre Dame. Army of the East.—The enemy has attempted several local attacks to the west of Lake Druin, and between Lake Presba and Ochrida in which they were repulsed with serious losses. While the enemy has not been able to reach our lines in Albania, we are organizing our co-ordinated positions. The prisoners taken in this sector since July 21st are 700, including 220 officers. Allied aviators have carried out numerous bombardments. One enemy machine has been brought down.

SIX WEEKS MORE.

WASHINGTON, To-day.

Secretary Baker to-day decided that the work or fight regulations will not apply to baseball players until September 1st.

NOT VISITING UNITED STATES.

PARIS, To-day.

(Havas Agency)—The Temps says it understands that Alex Koresnsky, the former Russian Premier will not make a trip to the United States as intended.

THE SPIRIT TO WIN.

QUEENSTOWN, To-day.

After an inspection of the Allied destroyers' base, with Sir Eric Geddes, First Lord of the Admiralty, Frank D. Roosevelt, Assistant Press Corre-

A Cure for Pimples

"You don't need mercury, potash or any other strong caustic to cure pimples caused by poor blood. Take Extract of Roots—druggists call it 'Mother Tincture'—and your skin will clear up. It's a fact! It will sweeten your stomach and regulate your bowels." Get the genuine. 50c. and \$1.00 bottles. At drug stores.

THE NEW KNOX HATS Have Arrived!

They are Entirely in a Class by Themselves. Styles of Undeniable Smartness.

To a Knox Hat is given a graceful appearance, a capacity for service and a certain character not only distinctive, but immeasurably desirable. Make a Knox your own to-day. Be splendidly and appropriately hatted.

THE ROYAL STORES LIMITED

WE are now opening up a line of WOMEN'S WHITE DUCK BOOTS, Laced and Buttoned, at \$2.95. WOMEN'S WHITE TWO STRAP SHOES at \$2.25, and CHILD'S and MISSES' WHITE DUCK BUTTONED BOOTS at \$1.70 and \$1.90. These are all on display at G. KNOWLING'S, Ltd., Shoe Stores.—jly27,30

POLICE COURT.—Two young seamen, charged with deserting their ship, were put aboard. It seems that they had not really intended to desert, but stayed away to attend a funeral. A young man, a returned soldier, for non-support of his wife and child, was before court. He has taken over the child, and will make some necessary provision for his young wife.

WANTED TO BUY! Men's and Boys' Clothing and Ladies' Costumes. Also Tables, Chairs, Bedsteads, Mattresses, and all kinds of Furniture and everything in the second-hand line. Boots and Stoves a specialty. Highest prices paid, cash down. MRS. SMITH, 135 New Gower Street. july26,61

FUNERAL OF SAINTLY PRIEST.—The funeral of the late Canon F. W. Colley takes place at 3 o'clock this afternoon and will be attended by His Lordship the Bishop of Newfoundland, the Venerable Canon W. R. Smith, Bishop's Commissary, Canon G. H. Bolt, M.A., and many other clergymen. Interment will be in the family plot in the beautiful cemetery near the church.

THE NEAREST THING to the "real thing" about that high priced substitute of Hiram's "The Excellence" Port Wine, soon to be placed on the market, is the price. Ask anybody who tried it.—jly20, lm, ead

ST. JOHN'S MUNICIPAL COUNCIL.

HOUSES!

It is proposed to erect on Quidi Vidi Road 16 OR 15 FIVE ROOM HOUSES and the Municipal Council is desirous of getting into communication with any person