

GEN. HUGHES REVIEWED CANADIANS IN ENGLAND ON OCCASION OF WAR ANNIVERSARY

WILL PAY DAMAGES, BUT WON'T ADMIT VIOLATION OF AMERICAN RIGHTS

Berlin Willing to Pay Indemnity for Sinking of Wm. P. Frye, Amount to be Fixed by Two Experts, but on Condition That Payment is Not Regarded an Admission of Violation of United States' Rights.

Washington, Aug. 4.—Germany is unwilling in her refusal to concede that the sinking of the American sailing ship Wm. P. Frye by the auxiliary cruiser Prinz Eitel Friedrich in the South Atlantic last January was a violation of American rights under the Prussian-American treaty of international law.

In reply to the last representations of the United States, the German Foreign Office, in a note made public here tonight by the State Department, reiterates a previous justification of Germany's course, declares again her willingness to pay for the ship, and accepts a proposal first advanced by the United States—that the amount of damages be fixed by two experts, one to be selected by each country.

Such a sum the German government pledges itself to pay promptly with the stipulation, however, that the payment shall not be viewed as a satisfaction for a violation of American rights. Should that method be unsatisfactory, Germany invites the United States to arbitration at The Hague.

The unofficial view here is that reparation by a commission of experts probably will be satisfactory to the United States with the express provision, however, that it is not a waiver of treaty rights for which the American government contends, but applies only to the matter of damages.

It is practically certain that if the United States allows the dispute to go to The Hague for interpretation of the treaty provision or continues the academic discussion of principles through the channel of diplomacy, it will insist that, measurable, Germany refrain from violation of what the United States contends are its rights under Article 13 of Prussian-American Treaty of 1799.

The entire dispute revolves about Article 13 of the Prussian-American treaty of 1799 which was revived and included in the treaty of 1828. That article, the United States contends, specifically protected the William P. Frye from being sunk, although it did not protect a container of cargo.

Germany takes precisely an opposite view, contending that the article only obligates her to pay damages. Furthermore, Germany replies that as the Frye's cargo of wheat destined to

England was contraband the ship was liable to confiscation and that as an attempt to take the prize into a German port would have imperilled her captor, the destruction of the Frye was according to general principles of international law.

"The right of sinking," says the German note, "is not mentioned in the treaty, and is therefore neither expressly permitted nor expressly prohibited, so that on this point the party stipulations must be supplemented by the general rules of international law. It is not disputed by the American government that according to the general principles of international law a belligerent is authorized to sink neutral vessels under almost any conditions for carrying contraband."

The note argues at length for the German interpretation of the disputed treaty provisions, contending that its intent is to establish a reasonable compromise between the military interests of the belligerent contracting party and the commercial interests of the neutral party.

"On the one hand," says the note, "the belligerent party is to have the right to prevent the transportation of war supplies to his adversaries, even when carried on vessels of the neutral party is to be interfered with as little as possible, by the measures necessary for such prevention, and reasonable compensation is to be paid for any inconvenience or damage which may, nevertheless, ensue from the proceeding of the belligerent party."

"That, in short, is Germany's argument, based on her interpretation of the treaty, and to that, the view of the United States is squarely opposed. Payment for the Frye in the manner suggested will not affect the question of rights under the treaty."

A German prize court on July 10, held the imperial government for damages but fixed no amount, since the United States declined to become a party to the proceedings, demanding settlement by diplomacy, under the treaty.

The case of the American steamer Leelanaw, recently sunk by a German submarine, is parallel to the Frye case. It now is in the preliminary stages of diplomatic negotiations.

CASUALTY LIST

Ottawa, Aug. 4.—The following casualties were announced here today:

THIRD BATTALION.

Prisoners of War.
James Marr, Ireland; John Taylor, Charles Tucker, Frank Manton Willis, England; Richard Davis Wilkie, Ireland; Harry Winter, England; S. Perovich, Nish, Serbia; Thos. Martin, Constantinople, Turkey; John Martinovich, Cetinje, Montenegro; David T. Wright, Scotland; Sert. Arthur Pletette, Channel Island; Corporal Thomas Edward Cowan, Scotland; Thomas Taylor, Wilson Tingle, John Warburton, Alfred J. West, Thomas W. Palmer, England; Anister S. McNaughton, Jas. K. Milne, John Sadler, Scotland; Charles Bradley Templeton, Ireland; E. Windsor, Ernest Samuel Lovell, England; Thos. Hislop Porter, Alexander Coburn Robertson, Scotland; Harry Wells, Elmville, P.E.I.; George Pound, James Murray, Toronto; Arthur William Oliver, Rochester, N. Y.

FOURTEENTH BATTALION.

Prisoners of War.
Harry Flan, John Spencer Brown, Ernest Rees, England; John McKenna, Scotland; Frank M. Morgan, Corporal Claude H. Meaghan, England; Corporal James G. Emslie, Scotland.

ROYAL CANADIAN DRAGOONS.

Wounded.
Lieut. William K. Walker, England.
LORD STRATHCONA'S HORSE.
Wounded.
Thomas O. Montgomery, Winnipeg.

THIRD BATTALION.

According to German List, Prisoner of War.
Norman D. White, Toronto; Corp. Fred Clark, Toronto; B. McConnell, Theford Mines, Que.; Sergt. James L. Wilkie, Toronto; Sergt. Albert J. Slatyer, London, Ont.; Sergt. Alfred G. Saunders, Toronto; Samuel Porter, Toronto; John Alexander Page, Toronto; Sergt. Geo. Waller, Toronto; Harold H. Phillips, Kingston, Ont.; Bugler Stuart Cuthbert, Toronto; Fred W. Mead, Summerville, Ont.; James Sullivan, Toronto.

Prisoner at Paderborn.

George Whitworth, Toronto.
According to German List, Prisoner, Place Not Stated.
Robert F. Tunstade, Toronto; Corp. Leonard P. Smith, (formerly 8th Battalion), Freemont, Sask.; Horace Pickering, Toronto; Frank H. Phillips, Toronto; Corp. Herbert C. Cross, Toronto; Sydney Herbert Taylor, Charles Taylor, Company Sergt. Major Alfred Edward Thomson, Toronto; William John Westover, Swansea, Ont.; Charles Wolstein, Toronto; Samuel Wallwork, John D. Phillips, Company Sergt. Major Fred McKinley, Toronto; Frank William Tilley, Muskoka, Ont.; R. B. Welch, Toronto; Thomas F. Myers, Toronto.

FOURTEENTH BATTALION.

Wounded and Prisoner at Paderborn.
Edward Parker, Ottawa.
Prisoner.
Joseph Arthur Nantel, Montreal.

CANADIAN DIVISIONAL HEAD-QUARTERS.

Died of Wounds, July 25.
Corp. Walter R. Scott, Lacombe, Alb.

SECOND BATTALION.

Prisoner of War.
William F. Graham, Vernon, Ont.; William Owens Tindale, Shelburne, Ont.

SEVENTH BATTALION.

Seriously Ill.
Sergt. Albert Victor Purvis, Toronto.

FOURTEENTH BATTALION.

Dangerously Wounded.
Corp. Harry S. Higginson, England.
Prisoner of War.
James Lagan, England.

FIFTEENTH BATTALION.

Wounded July 31.
Lieut. Harold M. Wilson, Toronto.
Prisoners at Gleichen.
Corporal Alexander K. Hardacre, Scotland; Corporal Alfred F. Lamer-ton, England; Albert A. Andrews, England; John Brown, Scotland; George P. Griffin, Scotland; Fred Thomas House, England; Robert Johnston, Scotland.

LORD STRATHCONA'S HORSE.

Wounded.
Norman C. Robert, Portage La Prairie, Man.

AN ALL-CANADIAN MEETING IN LONDON ON WAR ANNIVERSARY

Double Review of Canadian Troops at Folkestone and Stirring Addresses by Bonar Law and Canada's Minister of Militia.

London, Aug. 4.—The anniversary of the war was celebrated at Folkestone by an imposing double review of the Canadian troops by Bonar Law, Colonial Secretary, and the Minister of Militia, Major General Hughes. This was followed in the evening by a crowded meeting of the Canadian officers and non-commissioned officers at which Bonar Law and Major General Hughes were the speakers.

Fine weather prevailed in the forenoon, but in the afternoon the weather broke down, and it was under heavy rain and thunder that the Colonial Secretary took the salute of the troops as they marched past. The Second Division was taken early in the afternoon to Beachborough Park, where the Queen's Canadian Hospital stands. Patients and nurses of the hospital were amongst the crowd of spectators. As the troops stood under the heavy downpour of rain, awaiting the arrival of the ministers, they cheerily sang the "Marseilles" and "O Canada."

The review was watched by thousands of spectators from near and far. Among the general staff officers at the saluting base were Sir Edward Carson, J. J. Carrick, M. P., Canadian House of Commons; Sir Max Aitken, Colonel Hughes, General Carlton Jones, Major Alexander, and Captain Cinq Mars.

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A Unique Gathering.

The evening meeting was unique as being confined to Canadian officers and non-commissioned privates and friends. Bonar Law was received with great warmth, and paid a tribute to the magnificent organization of the Canadian army, and then proceeded to examine the position, both from Germany's standpoint and from the Allied standpoint, and also reviewed the effective work done by the army and navy. His quotation of Bernhardi regarding the expected breaking off of the colonies was followed up by the comment, "this is the way you claim your independence, by sending men to aid an empire."

As to the post-bellum settlement, Mr. Law reiterated his opinion in favor of an empire parliament on a proportionate basis, and stated that no official or party authority behind such opinion.

In urging that the Empire must be ready to make every sacrifice, he exclaimed: "This is not a war that can be carried on the line of liability principle. The Minister of Militia followed the work accomplished by both sides during the year.

How England Observed the Day.

The British churches throughout the land this morning, "commended our cause to the hands and judgment of the All-wise Ruler of the Universe," the British people at public meetings held tonight in every city, town and hamlet in the United Kingdom, the dominions and colonies, declared their "belief in the justice of our cause and firm determination not to look to the right or to the left until the goal of victory is achieved."

The printing meeting in England was held in the London Opera House. This was attended by Princess Victoria and other members of the Royal family, the Ambassadors and ministers of the Allied countries, and was addressed by Arthur J. Balfour, First Lord of the Admiralty; Sir Robert L. Borden, the Canadian Premier, and the Marquis of Crewe, Lord President of the Council.

Other Ministers and Leaders Addressed Large Audiences at Various Other Important Centers.

DIED.

WILLIAMSON—In Fairville, on the 3rd inst., Ethel Maud, beloved wife of James W. Williamson, aged 31 years. (Boston papers please copy.)
Funeral from her late residence, Fairville, Thursday, August 5. Service begins at 2.30.

BIG MEETING ON M'GILL GROUNDS IN MONTREAL

Minister of Finance Moves Resolution Expressing Determination to Keep on Fighting Until Hun is Crushed.

Montreal, Aug. 4.—Montreal's participation in the Empire-girdling commemoration of the anniversary of the war wound up with the most impressive gathering ever witnessed in this city on the campus of McGill University tonight, when almost fifteen thousand men demonstrated their loyalty to the British Empire by passing the resolution sent out from London expressing determination to continue fighting until the enemy is defeated. The big open-air meeting was a climax to a number of church services, and it was held under the auspices of the Canadian Club of Montreal. The resolution in question was moved by Hon. W. T. White, Minister of Finance, and seconded by Hon. Rodolphe Lemieux, former postmaster-general.

Hon. Mr. White, in a spirited address, urged sacrifice as the great duty of Canadians. He stated that Canada had enlisted 140,000 men, had sent 70,000 overseas, and was spending at the rate of \$150,000,000 a year on the war.

Hon. Mr. Lemieux appealed to his younger French-Canadian compatriots to enlist.

Mr. R. Wilson Reford presided over the gathering.

NOT OFFICIALLY NOTIFIED OF THE DACIA'S SEIZURE

New York, Aug. 4.—At the office of Edward N. Breitung, owner of the steamer Dacia, it was said today that no official advice had been received from the French government regarding the confirmation by the French prize court of the seizure of the Dacia.

The cargo of cotton carried by the Dacia was purchased by the French government shortly after the ship was seized.

SEVERE STORM SWEEPS LAKE HURON

Detroit, Aug. 4.—A special despatch from Harrisville, Mich., received here today says that after a terrific storm, considerable wreckage was washed ashore between Sturgeon Point and Greenbush. Among the wreckage were part of a boat's cabin and two lifeboats. It is not known whether the small cargo bore the name of any lake going vessel.

Marine agents here have not learned of any steamer in distress.

OPERA HOUSE

The Homan Musical Company make an entire change of programme today at the Opera House, some of the features including a new comedy sketch, "Almost a Hero," in which Jere McAuliffe has the star comedy role; "Winter Moon," a clever novelty in which the girls in the muffs are introduced; "Tulip Time in Holland," a picturesque musical feature, staged with special scenery an electrical effects; Clara Eigin in English skip rope dancing; the Homan Male Quartette will positively appear in several selections; a duet by Miss Shannon and Walter Bergeron, "Silver Threads"; "Ypsilanti," sung by Lillian Leslie and the boys and girls; and last but not least, Jere himself with a lot of new parodies. There is a matinee every day this week. Friday night, as a special extra feature there will be a big chorus girls' contest, in which every girl in the company will appear in a special number.

THE ANNIVERSARY IN OTHER CITIES OF DOMINION

(Continued from page one.)

sary of the declaration of war was given up to the intercession for victory of the Allied arms. An impressive service was held at St. James' Cathedral, which was attended by His Honor the Lieutenant Governor, with other provincial and municipal representatives and members of the court of justice. Intercessory services were held in the Roman Catholic churches and mass was celebrated by His Grace Archbishop McNeil at St. Michael's Cathedral.

A chain of prayer was observed at St. Alban's Cathedral from 11 a. m. to 6 p. m.

A special session of the City Council was held at which a resolution was passed pledging the council to assist His Majesty's government in every way.

IN CAPE BRETON.

Sydney, N. S. Aug. 4.—Tremendous meetings took place tonight in all the populated parts of Cape Breton and very large crowds were present in every case. In Sydney the attendance at the meeting alone, not counting the crowds in the streets, numbered 5,000. There were ten thousand present at an open air meeting at Glace Bay and five thousand at North Sydney. Other places had meetings with large audiences. All the arrangements were well carried out and the utmost enthusiasm prevailed. A very satisfactory number of enrollments were made. North Sydney led with 56, Glace Bay comes next with 19 and Sydney had 17.

These figures, while representing the actual number of men who came forward while the meetings were proceeding, will probably be trebled in the course of the next few days as a direct result of the meetings held. There were about one hundred and fifty recruits in plain clothing on parade at the demonstration in Sydney.

ERIE'S DEAD IN CLOUDBURST NUMBERS 27

Erie, Pa., Aug. 4.—Erie had counted 27 of her dead when darkness tonight drew a blanket over the mile-long wreckage strewn path in the heart of the city, following last night's flood. But little impression was made on this vast amount of wreckage, piled in places 100 feet high, and believed by the coroner and others to conceal as many more victims. Work of recovering all will be slow.

The property loss, early estimated at \$3,000,000, was not changed today. It is estimated that three hundred houses and fifty store buildings were laid low by the waters.

Tonight there was again a semblance of normal conditions in the city.

FAMOUS MINING PROPERTY UNDER THE AUCTIONEER'S HAMMER

Toronto, Aug. 4.—The Bartlett Mines Property, famous in the days of the Goldanza boom, was put up at auction by the Trusts and Guarantee Company for judicial sale today. There was a fairly good attendance. The highest bid, however, was \$6,000 and as this did not equal the reserve, the sale was called off.

OFFICIAL REPORTS

AUSTRIA

Vienna, Aug. 4, via London.—The War Office issued the following official communication to-night:

"Between the Vistula and the Bug the retreating Russians have offered at several places renewed resistance."

"North of the Dubienka-Cholm line on the Sirkna, and on the line of Lerna-Novos Alexandria, heavy battles took place."

"On many parts of the front the enemy undertook short counter-attacks in order to check our pursuit, but at midnight he continued to retreat northward."

"The western part of Ivangorod, situated on the left bank of the Vistula, is in our hands. The German forces standing opposite the mouth of the Radomka river, on the east bank of the Vistula, have made progress. Between Vladimir-Wolynsk and Sokal our troops dispersed one Cossack regiment. Southwest of Vladimir-Wolynsk great fires were sighted."

"There is no news from Galicia. Italian war theatre:

"On the Plateau of Adige several separate Italian attacks were repulsed, especially south of Srasusina and east of Poizzzo, where the enemy's infantry twice attacked with the bayonet but each time were repulsed, losing heavily."

"Tuesday afternoon the Italians during rain and fog after violent artillery preparations, attempted a fresh attack against our positions on Monte Gelbasi, but were repulsed."

"In the Carinthian and Tyrolean frontier districts there have been local brisk artillery actions. Italian infantry sent out against Gallenkefel retreated as it was shelled by our artillery. On the western slope of the Hohepin, an attack by two enemy companies against the frontier bridge south of Schuderbach and a strong Italian attack on Coladana, Buchenstein, were repulsed."

RUSSIA

Petrograd, Aug. 4, via London, Aug. 5.—The War Office tonight made public the following official communication:

"On the Narew yesterday we repulsed desperate attacks in the direction of Kolno and Lomza and at the mouth of the Skwa river."

"In the Ostrolenka district our troops retreated to a new front."

"Our troops yesterday, in conformity with their orders, abandoned the Blonie-Nadarzyn line and retreated on the Warsaw position."

"The German troops which have been crossing the Vistula during the last few days, near Matziewitz, unsuccessfully attacked us. In the Ivangorod district Monday our troops concentrated on the Vistula bank."

"Between the Vistula and the Bug fighting continues. On the Vjeprz, near Lake Dralov northeast of the village of Lecana, and between Cholm and Vlodawa, the enemy yesterday attempted to break through our front."

"In the counter-attack in the direction of Cholm our armored motor cars assisted us in our success."

"No engagements took place along the Bug, Zieta Lippe, Diester line."

KRUPP WORKMEN WIN DEMANDS AND STRIKE AVERTED

Geneva, Aug. 4, via Paris.—Advises from Essen say that all the demands of the employes of the Krupp works have been granted, and that a serious strike has thus been averted. The German military authorities brought great pressure on the Krupp administration to this end.

Work continues on the production of war munitions night and day in three shifts.

DODD'S KIDNEY PILLS

23 THE PR...

MATINEE OPERA HOUSE TONIGHT

ENTIRE CHANGE OF PROGRAM

By JERE MCAULIFFE and HOMAN MUSICAL CO.

"Winter Moon" — "Tulip Time in Holland" — English Skip Rope Dancing — "Silver Threads" — HOMAN MALE QUARTETTE — "Ypsilanti" — A Real Comedy Sketch, "Almost a Hero" — Jere with Some More Parodies and other Big Novelties

CHORUS GIRLS' CONTEST — FRIDAY NIGHT

Imperial Today!

JESSE L. LASKY

Presents

THE MOST HUMAN AND APEALING OF ALL BROADWAY HITS EVER STAGED

"The Country Boy"

BY EDGAR SELWYN

With

MARSHALL NEILAN

And an Exceptional Cast of Artists

This Play ran a Year in New York, Ten Companies Played it on Tour at the Same Time, It Tells With Wonderful Comedy and Pathos the Story of the Country Boy who Loses His Head in the Big City but Finds His True Love Waiting for Him When He Turns Back Home.

The Oxford Four

That Rousing, Rollicking Quartette of Popular Songsters

Orchestra and Extra Reels

AUGUST THE FOURTH

— 1914 —

Has Gone Down in the History of Our Country

This Program Will Be Recorded in the Annals of Your Memory as Being One of the Finest

New York Motion Picture Co. Presents

MR. WILLIAM S. HART

of "On the Night Stage" and Other Successes in the Vitre Intense Drama

"The Man From Nowhere"

Pictorial Version of the Famous Story in 2 Striking Acts

LYRIC

ANOTHER PROGRAM WE ARE JUSTLY PROUD OF

MISS FRANCESCA BELLINGTON

And Select Cast from the Majestic Co. in the Novel 2-Part Special Feature

"The Living Death"

Dealing with the Jealousy of a Father and the Triumph of Right

THRILLING RACE IN MOTOR BOAT

MONDAY—ANOTHER MASTER PICTURE

MABEL NORMAND and OWEN MOORE

In the Keynote Social Comedy

"Lost and Found"

Friday **"THE GUIDING LIGHT"**

Sensational Sea Story

LYRIC

Homody of Laughing Hits

"BY FAIR MEANS OR FOWL"

He loved the cove and the cove loved him, but...

LIVELY LYRICAL LAURELS in Mirth and Mellow: SULLIVAN & PASQUELLINA

Bright Singing Features

Select Comedy

"With the M... Last Man... Meetings... Yesterday... Well, but...

(Continued from... In New Brunswick... an enjoying record... In agriculture farmers... duce selling at prices... equalled. In St. John... season the exports were... lion dollars better than... vious year, and in ad... advantages we have... of extensive orders for... other military supplies... brought very considera... money to our people... ed any Canadian. Ho... ed continuous employ... For these and other r... not felt the effects of... have been felt elsewh... these circumstances i... our duty to make every... may aid the Mother L... cessa. Canada to date... and that our efforts... is evidenced by the fac... Borden when he cross... recently was given su... as had never previous... ed any Canadian. Ho... red guest of the B... awarded the Legion of... President of France, an... sented with the freedo... of London.

Canada's Sh... Today Canada has... seventy-five thousand... arms in this country... from the British war... when the call comes... the greatest credit on... ment, and indicates... prepared to make ever... return for that protect... have enjoyed for so... Thousands of our tot... themselves to the serv... pipe; those who remain... also made sacrifices an... pared to make more.



JUDGE FORB... At the war season... outbreak of hostilities... granted authority for... ment of the Patriotic... whose hands has been... fund raised to care for... families of the men at... leading business men... ada have associated the... that fund, and while g... butions have been mad... not been enough. Mr... secretary of the fund, to... few days ago that at... is being expended in... will be exhausted in A... and that further calls... made. Every additional... If married or with hel... pending on him, means a... manly, and in New B... though the subscriptions... most generous the loca... will have been expend... short time. There seem... pression in some quart... Patriotic Fund is suffic... last indefinitely, but suc... case.

Call for More M... This province has also... in the matter of recrui... pared with other parts... ion. The call however, h... out for more men, and... response is being made... some portions of Quebe... West. We have no surpl... tion here as in some o... provinces, but it is b... our people will do their... up the battalions assign... ince, and this without... delay. I realize in sayin... our population in years... been seriously depleted... the west, and that no... who are enlisting in th... provinces are maritime m... make their homes ther... of this I believe our peo... will do their duty in fillin...