

Counsel for Drury Govern-
ment Raises Point Before
Commission.

ASSESSMENT METHOD
Engineer Points to Charges
Being Borne on Value
of the Land.

The assessment method by which the Hydro commission apportioned over each municipality the cost of the proposed radials was closely investigated at the resumed session yesterday in Osgoode Hall of the Hydro radial commission. I. M. Hewson, K.C., counsel for the Drury government, sought to show that the avowed equalization basis had resolved itself merely into the payment by each district of the cost of construction of the section within it, an arrangement which left the terminal costs to be borne by Toronto, Hamilton and important divisional points. In support of his argument, he quoted from the estimates of the Toronto to Hamilton to Osgoode line figures, showing the construction costs of the Port Credit division to be \$429,000 per mile, and of the remaining sections to be \$65,000 per mile.

W. G. Hewson, chief railway engineer for the Hydro commission, who continued on the witness stand, explained that costs were apportioned according to the proportion which the assessed value of the land bordering the districts radial bore to the assessed value of the land bordering the whole system.

"The estimates of the Toronto to Port Credit line is \$5,238,000, and that in within a few dollars of the bylaws that those municipalities passed," pointed out Mr. Hewson.

"Yes," answered Mr. Hewson, who explained the fact as largely one of coincidence.

"Turning then to Hamilton, counsel pointed out that the same corporation had been asked to pass a bylaw for five million dollars, which was approximately the estimated cost of the radial within that city.

"Was it not the dominant idea that each of the municipalities should be assessed for the cost of the line that they were to run?" then demanded Mr. Hewson.

"The witness, however, would not admit this statement, but declared that the determining of the costs to be borne by any district was a matter of greater perplexity than the mere application of the principal which he had outlined.

Mr. Hewson referred to the 1915 estimate of \$5,238,000 for the Toronto and Port Credit section. This figure, he stated, had been increased in the most recent estimate to \$6,883,000.

"Labor and materials are higher," remarked Mr. Hewson.

"Then it is a fact that they are solely responsible for the rise and that no higher grade of road was projected?" inquired Mr. Hewson.

"Yes," agreed the witness, admitting that an actually cheaper superstructure had been intended in the estimate last prepared.

"Fluctuations which the estimate for the section had undergone were then declared by Mr. Hewson to have been as follows: In 1915, \$5,238,000; in the report later prepared by W. S. Murray, \$5,098,000; in 1920, following a further revision, \$6,883,000.

"The final revision reduces the estimate by \$1,611,000," Mr. Hewson remarked, adding: "Is there any reason for it not being further altered?"

"The figures are variable," admitted Mr. Hewson.

"But might it not be cut by one or two millions; is not the line extravagant?" pressed the counsel.

SMUTS WILL WIN OUT,
IS ROWELL'S OPINION

Result of Coming Elections Will Have Great Bearing on
Development of South Africa, Speaker Tells Canadian
Club—Opposition Party Is Inimical to Britain—Tribute
to Privileges Enjoyed in Canada.

A belief that General Smuts will win out in the coming election in South Africa, which event will have the most important bearing in the development of that great dominion, was expressed by the Hon. N. W. Rowell, K.C., in his address on "Empire Problems in Africa" at the Canadian Club luncheon yesterday. Mr. Rowell, who has just returned to Canada from the Geneva conference of the League of Nations, spent the three previous months in South Africa, where he said, the people had only the deepest feelings of friendship for Canada and were anxious to cultivate a closer relationship. He was cheered again and again as he entered the room and before he spoke by some 750 members, the capacity of the club, and some 200 had to be refused luncheon tickets.

"It is a difficult thing for one to appreciate the extent of the variety of the territories and the peoples in Africa who form a part of the British empire, unless one has actually visited the country," said Mr. Rowell. "The British territories in South Africa, either entirely British or which have come under the influence and control of the British Empire, may be divided into four groups.

"In the western part, including Gambia, Nigeria, Gold Coast, etc., no white man can make a permanent home," Mr. Rowell continued. "In the south, white men are prospering and developing Anglo-Saxon institutions, and in the north law and order are maintained, justice is impartially administered, and amid all diversity, wherever the flag flies, those principles are observed.

Mr. Rowell discussed at some length the variety of the governments in existence in the various portions of the British Empire. He pointed out that the king still sat on his throne dispensing justice.

Tribute to Civil Servants.
Speaking of the civil servants in Africa, cultured men and women, who unselfishly isolated themselves from the conveniences of social life to serve the flag and lay the foundation of freedom and justice there, Mr. Rowell said: "I know of nothing finer that the unselfish spirit of the British civil servant, wherever he may be found."

The mandated territory in Africa, he continued, would add 70 per cent. to the area of South Africa, making a total of over 800,000 square miles. One and a half million of the population under the British flag was made up of the civil servants in Africa, million natives. The relative disparity between the white and black races was steadily growing, as the latter were rapidly increasing, and the statesmen in the future, when the racial consciousness of the blacks developed, had a serious problem confronting them.

"The Dutch Church wanted a certain sections of the Dutch population considered secession from the empire quite a feasible undertaking," Mr. Rowell stated, "and the return of power and was lending its influence.

The cardinal principle of the formation of the Union of South Africa, engineers, upon which he was not competent to judge.

Counsel then inquired the reason for the abandoning of the project for a radial line from Stratford to Toronto. The district which this line would have served was, he stated, the garden of Ontario and offered conditions appearing suspicious for a Hydro undertaking.

"Since that line was projected the Grand Trunk has changed ownership," stated Mr. Hewson, "and the Hydro commission was not desirous of paralleling a government-owned line.

"But you would be paralleling the Grand Trunk on the Toronto to St. Catharines line," pointed out Mr. Hewson.

Further close questioning by counsel failed, however, to elicit from the witness any other reason for the dropping of the proposed London line. He was unable, he stated, to recall the discussion which had preceded the action.

The morning session of the probe was concerned principally with an elaborate investigation of the estimates prepared for the abandoned Unionville, Stouffville and Port Perry lines. The evidence was characterized by W. G. Hewson, the witness, as dealing with "dead wood," in as much as the proposition had been recognized as inadvisable and was thereby defunct.

RE-ELECT HOSPITAL TRUSTEE.
At the annual meeting of the trustees of Toronto General Hospital yesterday H. C. Cox, whose three-year term has now expired, was re-elected. This was practically the only item of business transacted. The board meeting which deals with financial matters, will be held in February.

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THE TORONTO WORLD
"NAVAL HOLIDAY"
HALF-WAY MEASURE

World Agreement for Disarmament or Continue Building Program.

Washington, Jan. 11.—An international agreement "with all, or practically all, the nations which will guarantee an end of competition in navy building," was presented as the only alternative to the building by the United States of a navy powerful enough "to command the respect and fear of the world" by Secretary Daniels in testimony today before the naval committee of the house of congress.

The naval secretary, who appeared before the committee in connection with its consideration of the subject of disarmament, dismissed as unworthy of discussion a third proposal for a United States navy less than equal to the most powerful navy in the world, "because it is a waste of money to spend money on an agency of war which would be helpless if needed."

"If the United States is not to be a world power," Mr. Daniels took occasion to outline the advice which he would give to President-elect Harding should he be elected, "I would advise that the United States should not be a world power, but a world power in the world, because it is a waste of money to spend money on an agency of war which would be helpless if needed."

What He Would Advise.
"If President-elect Harding should do me the honor to ask my advice on the subject," declared Mr. Daniels, "I would unhesitatingly say to him: 'If the United States is not to be a world power, it should not be a world power. It should be a world power in the world, because it is a waste of money to spend money on an agency of war which would be helpless if needed.'"

Characterizing the naval holiday' between the United States, Great Britain and Japan, provided for in the pending agreement introduced by Senator Borah, as a "half-way measure," Mr. Daniels reiterated his opposition to the United States entering into such an agreement.

Asked by Chairman Butler if Great Britain's geographic situation did not entitle that nation to command of the seas, Mr. Daniels said that he did not subscribe to this belief.

"The United States has the longest coast line," said the naval secretary, "because the Guam Islands, an island in the Philippines to protect as well as a moral obligation in South America under the Monroe Doctrine. We are not interested in the rest of the world, if there is no international agreement."

Secretary Davis told the committee that President Wilson had called a conference because the president felt in view of the short time he would remain in office such action would embarrass incoming administration. Mr. Wilson did not use the powers granted him in the 1918 act at the close of the war, Mr. Daniels added, because he was not satisfied with the United States in the League of Nations would bring about the desired result.

The pending Borah resolution, proposing a 50 per cent. reduction in naval programs for the next five years, on the part of the United States, Great Britain and Japan, was brought into the discussion by Representative Britten, Republican, Illinois, and the naval secretary, who said that the Borah proposal on the grounds that it would leave the United States inferior in naval strength and did not take into consideration the fact that the United States was receiving benefits, which it was now drawing the higher rate of compensation, that it be further amended so that maintenance staffs, such as carpenters, plumbers and steamfitters, employed in shops and departmental stores, who are not now beneficiaries, shall be brought within the provision of the act.

The council further sought legislation which would make it compulsory for contractors to more speedily report all accidents. The Labor Complaint was made that adequate protection was not given at elevators. The deputation asked for a bill which would compel the installation of safety devices on all elevators. They claimed that in the city of Philadelphia, where safety appliances are not installed, there was not one accident last year.

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TO HOLD INQUEST
ON TWO WOMEN

Inquiry Is in Public Interest, Roney Says—Victims Buried.

"I think you may say that an inquest will be held," said Chief Coroner Johnson last night in reference to the death of Mrs. Bond and Mrs. A. Bond, who died suddenly Saturday afternoon after taking a blood treatment.

As already stated in The World, the attorney-general after considering the circumstances decided that it was in the public interest to hold an inquest. The funeral of Mrs. Bond took place yesterday afternoon from her late residence, 212 Sackville street. The funeral of Mrs. Bond was conducted by the Rev. S. Pashe, curate of St. Bartholomew's Church which the deceased had attended, and the body was afterwards taken to St. John's Cemetery, Norway, and there buried. A large number of sympathetic friends attended the service, and the floral tributes were many. The pallbearers were relatives and personal friends.

JUDGE IN ERROR,
SPRACKLIN SAYS

Claims in Appeal That Yacht Was Public Place Under O. T. A.

The reason for appeal of Rev. J. O. L. Spracklin, former licensee in Windsor, against the award of \$500 and costs to O. E. Fleming, of Windsor, damages arising out of a search of his yacht, have been filed at Osgoode Hall today.

"The learned judge erred in finding that the yacht in question was not under the circumstances, a 'public place' within the meaning of the Ontario temperance act, and that the defendant had not the right to make the investigation, which is the subject matter of this action.

"If there was any trespass at all, which is denied, there was nothing more than a technical one, and the learned judge erred in giving more than nominal damages, as no injury or damage was proved by the plaintiff.

"The learned judge erred in punishing the defendant in substantial damages by reason of the questions asked by counsel for the defendant at the trial.

"The appellant will contend that the question put by counsel for the defendant referred to in the judgment of the learned trial judge was quite a proper one to be put, because it went to the root of the case. It was put because in fact there had been no search of the yacht, then without regard to all other considerations the boat would have been a private place within the meaning of the act, and would have justified the search."

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Peterboro, Ont., Jan. 1
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Reserved seats, 5c, including tax, Gen
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RESERVED SEATS, 5c, INCLUDING TAX, GENERAL ADMISSION, 2c, INCLUDING TAX. GENERAL SALE AT TYRRELL'S, 780 YONGE STREET; McALAIN, 4 COLLEGE STREET.

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MEN YOU HEAR OF
Seen as Their Friends
Know Them



No. 82,
MR. JOHN O'CONNOR, general manager of the Murray-Key Company, Limited. Mr. O'Connor, who was born in Killybeg, Ireland, is a prominent Christian Scientist, president of the Masonic Temple Corporation and a director of the Kiwanis Club. His business activities have not been confined to Canada as, previous to receiving his present appointment, he spent some years in business in Pittsburgh, New York and Minneapolis. As Mr. O'Connor himself puts it, business is his favorite sport.

REURNS OF TIMBER
CUT DO NOT AGREE

The Riddell-Latchford timber inquiry at Osgoode Hall yesterday investigated the daily and weekly reports of timber cut on berths of Spanish River Lumber Company as well as a summary compiled by Crown Accountant Harbison.

Mr. Justice Riddell remarked that there were three separate and distinct figures of the cut, each lower than the other, the daily, weekly and cutters' reports. Mr. Harbison showed that for 1916-1917 the difference between the daily and weekly reports was 11,051 or 5.49 per cent., for 1917-18, 16,521 or 4.78 per cent., for 1918-19, 60,858 or 4.83 per cent.

THEFT CHARGED.
Kathleen McAuley, 124 Bond street was arrested yesterday afternoon by Detective Greenley on a charge of theft. The woman is alleged to have stolen a blouse from the T. Eaton Co.

CHARGE IS THEFT.
James Riley, no home, was arrested by P. C. McCrae yesterday afternoon on a charge of theft from Nicola Murray, 85 Sherbourne street. Riley is alleged to have stolen \$20 from Murray's pants pocket.

ONTARIO MUSEUM
TO BE ENLARGED

Government Will Provide Work to Relieve Unemployment.

A deputation from the Toronto Building Trades' Council waited on the government yesterday and asked that work be commenced with the erection of the proposed new administration building in Queen's Park to provide work for the unemployed.

The deputation stated that the government at the forthcoming session, amend the workmen's compensation act so that persons drawing benefits should be paid 100 per cent. of their wages, instead of 82 2/3 per cent., as at present; that the act, as amended at the last session, be made retroactive so that persons, who, prior to July 1 last year were receiving benefits, may now draw the higher rate of compensation, that it be further amended so that maintenance staffs, such as carpenters, plumbers and steamfitters, employed in shops and departmental stores, who are not now beneficiaries, shall be brought within the provision of the act.

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WOMAN GETS ALIMONY.
Mrs. Kelly yesterday awarded Mrs. Erna Kate Neil of Ottawa \$200 a month and the rate of \$200 a month in her action against her husband, Brig-Gen. William John Neil, formerly of the Canadian Army Veterinary Corps. The defendant was not represented in court.

GRAND TRUNK NAMES
SAFETY ENGINEER

W. D. Robb, operating vice-president, announces the appointment of G. A. Kell as safety engineer, Grand Trunk Railway System, with headquarters at Montreal.

Mr. Kell, who has occupied the position of traveling engineer for the various grades of service. His duties will be to supervise the "safety first" campaign among the railway's employees.

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