

MAYOR WILL FIGHT EDUCATION BOARD

Auditor to Take Stock of Outside Pupils Using Schools in the City.

Mayor Church has apparently decided to carry on the battle with the board of education over what he terms its extravagance. He has instructed city auditor Scott to make an inspection of the books of the school board and find out how many pupils from outside the city are attending the high school of commerce and the technical school.

The board of control on Wednesday granted unanimously the request of the trustees to recommend extra appropriations of \$400,000 for an addition to the school of commerce and a technical school in the east end. Mr. Scott is instructed to check up the number of outsiders in the public schools also if possible.

Mayor Church intimates that he has changed his mind about the latest appropriations and therefore he is likely to vote in council to turn them down.

In a statement issued yesterday the mayor said it was not necessary for the board of education to go to the city council for appropriations. They could submit their building program to the council on January 1st for approval. The board of control, he said, had asked the trustees in September 1919 to forward a copy of their 1920 building program, but they declined. The education board now had five or six bylaws calling for new buildings running into three million dollars but they were afraid to submit this program to the ratepayers.

BUSINESS MAN DIES AFTER LONG ILLNESS

After an illness of nearly two years, Charles Ernest Warwick, secretary-treasurer of Warwick Bros. and Weston, died at his home, 428 Waverley road, at three o'clock yesterday afternoon.

The late Mr. Warwick had been associated with the business over a quarter of a century, ever since its inception. He was born in Woodstock fifty-four years ago, and came to Toronto when a lad and was educated at Upper Canada College.

Mr. Warwick is survived by a widow and four children, William, Montague and Sheldon, and Miss Helen Warwick, also a brother, Geo. E. Warwick. He was a member of the Zeland Masonic Lodge, also the National and R.C.Y. clubs. He was an Anglo-Canadian and member of Grace Church. Although a Conservative, Mr. Warwick did not take an active part in politics.

TO HOLD DEMONSTRATION OF FARM MACHINERY

The international plowing match, tractor and farm machinery demonstration will be held on the Hospital Farm, Hamilton, on Wednesday, Thursday and Friday, Oct. 20, 21 and 22. The object of this demonstration is to bring the farmers and manufacturers more closely together and allow the farmers to see the different machines in operation side by side, so that they can select one best suited to their needs.

Wednesday will be largely confined to farm machinery demonstrations. On Thursday there will be walking and riding plowing competitions, demonstrations, judging teams and equipment. Friday will be devoted to tractor competitions. Prizes to the total value of \$1,600 will be awarded.

ASK INJUNCTION OVER MOVING PICTURES

The Educational Film Corporation of America yesterday at Osgoode Hall issued a writ against the Pathe Film Corporation, the Strand Theatre Company, Limited, and Regent Theatre, Limited, asking for an injunction restraining the exhibition of pictures taken at the Kenilworth Club race meet at Windsor between Man o' War and Sir Barton. They also ask that all pictures be handed over for destruction and that there be an accounting of any damages that may have been incurred. A. C. McMaster will represent the defendant theatres.

NEW YORK GETTING CHEAP PHONE RATES

Much Under Schedule Bell Telephone Co. Now Seeks to Impose.

Information has been handed to Mayor Church showing that New York concerns are getting a telephone service very much under the rates which the Bell Telephone Co. is trying to impose on Toronto.

One big firm doing millions of dollars' worth of business, and using eight trunk lines and sixty extension stations only pays \$1,531.20 for the service.

Following are the details of one year's charges:

Switchboard	\$24.00
8 trunk lines at \$24.00	192.00
10 extension stations at \$6.00	60.00
10 extension stations at \$4.80	48.00
10 extension stations at \$3.60	36.00
25 working station drops at \$1.20	30.00
40,000 local messages	1,032.00
1 head receiver	1.20
Total	\$1,531.20

The Toronto man who sends this information to Mayor Church writes in part:

"You will see that 40,000 local messages, together with all the rent for switchboard, trunk lines, instruments, etc., for this very large business only amounts to some \$1,500. You will notice also that the messages averaged about two cents a call."

These prices, when compared with the Canadian Bell Telephone Company, should be compared to the profit required by their respective companies. It has been a matter of public belief for years that the New York telephone system was not so free of water that the sponge would not drip if you looked at it. On the other hand, we are told with much uncertainty and multiplicity of words (always a dangerous sign) that there is no water in the Bell Telephone capital stock. It is rather hard to understand, therefore, why a highly watered company needs less than half the amount per message as compared with a good antiseptic, God-fearing company, which has sowed not only profits and liquors, but water. From the fog surrounding it at present, I dare not aver that it has never smoked."

DEDICATE TRUCKS FOR SALVATION ARMY USE

Six motor trucks were dedicated to the service of the Salvation Army by Lieut.-Col. Ottway at the industrial department offices, West Richmond street, yesterday.

The ceremony was attended by members of the headquarters staff, Lieut.-Col. Ottway, in a brief address stated that the vehicles would be used for the collection of waste material throughout the city, and pointed out that it was the revenue from this collected material that largely maintained the industrial department.

NO COAL AT SHELBOURNE

The provincial mining department has received reports regarding the discovery of coal near Shelburne, and they are all to the effect that there is no possibility of securing fuel of any kind there.

OSGOODE HALL NEWS

ANNOUNCEMENTS.
Judges' Chambers—Friday, 15th inst. at 11 a.m.

First Divisional Court—Lat for Friday, 15th inst. at 11 a.m.: *St. Samuel v. Black Lake Co.*; *Re Chinese National League v. Wah*; *St. re Loftus and Anderson*; *St. re McArthur v. New Toronto*; *St. Williams v. Richmond*.

Master's Chambers.
Before J. A. G. Cameron, Master.
Allied Drug Co. v. Hutchison: Leave granted to issue writ for injunction to restrain the defendant from interfering with the plaintiff's business.
Shannon v. Butwell: Motion to dismiss action dismissed.
Northern Canada Supply Co. v. Ross: Trial postponed to January sittings at Toronto on defendant undertaking to produce evidence of defendant's loss if possible on commission. Costs of application and postponement to plaintiff in any event.
Canadian Bank of Commerce v. Ross: Result same as in previous case.
Toronto and Hamilton v. Motor Sales: Judgment reserved in defendant's motion to add party defendants.
Anderson v. Gibson: Order dismissing action, discharging lien and vacating his pendens without costs.

Weekly Court.
Mansfield v. Allard: Order dismissing action, discharging lien, and vacating his pendens on consent without costs.
Reid v. Walker: Order on consent dismissing action without costs.

Before Middleton, J.
Selved v. Central Foundries: Stands one week on plaintiff undertaking not to interfere with operations of the foundries.
Re Gadow and Walker: A. C. Heighington, for vendor, moved for order declaring that vendor can make good title; G. P. Deacon for present purchaser, T. S. Elmore for purchaser. Held that vendor can show good title notwithstanding Silver contract; 1897 of purchase money to be paid into court to await result of an action which may be brought by Silver. Direct that the title be declared good and that vendor to pay present purchaser's costs, fixed at \$15, and as between vendor and Silver costs reserved.

Re Township of Thurlow v. County of Hastings. F. E. O'Flynn, for township, moved to quash bylaw 15, passed by county. Order to go quashing bylaw. The \$100 paid into court to be paid out to applicant.

Hymas v. Technical Products: Stands one week.

City of Toronto v. Hilton: Stands two weeks.

Nicholson v. Second Church of Christ: Stands sine die.

Tilbury Oil v. Teley: J. G. Smith, for plaintiff, moved for judgment and injunction. W. Law for defendant Teley; G. W. Adams for defendant Zimmerman. On plaintiff's undertaking to pay mortgage money into court within two weeks, order for judgment and injunction. Plaintiff to pay present purchaser's costs, fixed at \$15, and as between plaintiff and Zimmerman costs reserved.

Re Addition v. Hanson: T. R. Ferguson, K.C., for plaintiff, on motion for injunction. F. W. Harrison, K.C., for defendant. Reserved.

Snitzler v. Dupuis: Stands one week.

Re Ray and Jarvis: M. J. Hays, for applicants, obtained order discharging W. F. Langworthy and R. H. Neelands as trustees upon passing their accounts before local master at Port Arthur. T. Duncan, K.C., for defendant. Costs to be taxed and paid out of estate.

First Divisional Court.
Peterson v. Blitzer: Appeal continued from yesterday with same counsel and judgment reserved.

Payne v. Zealand: W. F. Kerr (O'Boeure), for plaintiff, appealed from county court of Durham and Northumberland, June 1920; D. H. Chisholm (Port Hope) for defendant. Judgment reserved to plaintiff. Right to go for bail in question; otherwise appeal dismissed with costs.

Eller v. Henderson: Case stands for examination by defendant of Francis Crave, vice-president and cashier of Roadway Central Bank N. Examination to be withheld one month or appeal dismissed.

Samuel v. Black Lake: Appeal continued from yesterday with same counsel and judgment reserved.

Before Middleton, J.
Eames v. Lemon: R. L. Bracken for plaintiff; C. R. McKenna for defendant. Action to recover \$481 damages for breach of contract to deliver four carloads of potatoes. Judgment: Upon the issue of facts the plaintiff succeeds, but the status of fraud is a conclusive answer to the action. It is now too late to dispute the proposition that all the terms of the bargain must be found in the memorandum either expressly or by necessary implication. While the action fails by reason of this statutory defence, there is more than enough in the defendant's conduct in the transaction and the litigation to warrant the refusal of costs.

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WELL-KNOWN OFFICER OF SALVATION ARMY DEAD

Col. Samuel Rees, one of the pioneers of the Salvation Army, an officer of long residence and popularity in Toronto, died suddenly on Wednesday at Los Angeles, Cal., where he had been resident since leaving Toronto three years ago.

Col. Rees was one of the few officers of the army in America who endured a minor degree of martyrdom for the cause, having been committed to prison in his native land, Wales, shortly after his affiliation with the Christian Mission, one of the forerunners of the army.

ROTARY CLUB SPEAKER

At the Rotary Club luncheon at the King Edward today, A. H. Clark will speak on "Hardwood Lumber."

Keep Your Skin Fresh and Young

Leaves Let's Cuticura

SAYS CANADA COULD PROVIDE WATERWAY

Party Opposing St. Lawrence Plan Would Lose, Declares Home Smith.

Speaking at a luncheon given by the harbor board to the International Joint Waterways Commission at the King Edward yesterday, R. Home Smith, who presided, said:

"Canada would like the co-operation of the United States in deepening the St. Lawrence and clearing a waterway for ocean vessels from the sea to Port William, but the Americans did not see their way clear to make it an international job, Canada would tackle the task alone."

"When the time comes for the work to be done, I hope that the credit will go to this joint commission, but if things turn out differently, I am confident that we will go ahead ourselves and build it as a national undertaking," continued Mr. Smith. He declared that the millions expended on the Toronto harbor were spent with the definite expectation of a deepened St. Lawrence, and if it were necessary to go ahead and spend 25 or 50 or even 100 millions more it should be done, in view of the value of the St. Lawrence canal to the country.

"The men who devised Toronto harbor plans must have had it in mind to see the finger of all nations floating there some day," said Senator Gardner, chairman of the American section of the commission. "I hope that your wisdom and foresight of the future will become a reality," he added.

C. A. Magrath, chairman of the Canadian section, declared that Canada, because of its strategic position and its undeveloped resources, was the greatest country on earth.

HEALTH BOARD TO DEMAND HOSPITAL

May Take Action Over Heads of Controllers and City Council.

The board of health will appear before the board of control at the controllers' next meeting and urge immediate steps to provide an isolation hospital, and in case of rejection of the appeal, it is believed action will be taken over the heads of council under the authority of the public health act.

Dr. Hastings, M.O.H., intimated that the situation warranted determined action by the board, and they might find a way of meeting the necessity under the public health act.

At the meeting of the board of health yesterday Dr. Hastings said:

"Something will have to be done soon. It is now five years since I brought in my first recommendation for further accommodation, and something should be done immediately."

The report of the M.O.H. showed an increase of the death rate in Toronto for September over September of a year ago. There were 501 deaths, making the rate 11.8 per thousand against 9.7 a year ago. Deaths of infants under one year exceeded last September's total by 46.

The doctor expressed the opinion that the city might expect another outbreak of "flu" the winter, as the "flu" epidemic of 20 years ago took three years to run its course.

PROHIBIT SMOKING THRUOUT CITY HALL

Property Commissioners Issues Order Following Blaze in Waste Basket.

Following the blaze in a waste basket on the third floor of the city hall, Property Commissioner Chisholm yesterday issued an order prohibiting smoking in the building. The notice, posted in the elevators and elsewhere, supplemented by personal letters to the heads of the departments, reads:

"It will be part of your duty in connection with this building to inform any persons whom you may observe that smoking in the city hall premises that exist is a breach of the regulations and to request said parties to comply with the requirements. I expect, of course, that you will exercise every discretion and courtesy in this matter."

While the heads of the departments are not abiding by the order of the property commissioner, it is understood they have given instructions to their staffs to exercise every precaution against fire.

HOUSE MEETS JANUARY

It is now certain that the legislature will be called together about the middle of January.

ASSURES HEATING OF PUBLIC SCHOOLS

Building and Sites Estimates Ready for Education Board Next Month.

That Toronto public schools will all have adequate heating within three weeks was the assurance given the property committee of the board of education yesterday afternoon, after a sharp criticism of present conditions by Trustee Laxton.

Trustee Laxton said that two weeks ago the committee was told that all the schools would be heated within ten days, when, as a matter of fact, several schools had to be closed because they were not heated. Seven or eight weeks were wasted, and then a belated effort was made.

Dr. John Noble said that with the building department alert, the heating preparations would be started immediately the vacation begins next summer.

Trustee Bell said that repairs needed should be reported upon as soon as required, instead of being left until the vacation.

Three weeks was the time given by the building department for all the heating to be supplied.

Dr. John Noble moved that the building and sites estimates be reported to the committee on the second Thursday in November. He declared that in the purchase of sites they should look ahead to the growth of the city for the next five years. In the Danforth avenue district alone three or four new schools would soon be required.

Business Administrator Pearce said he would have the estimates ready about Nov. 15.

CONFIRM INCREASE IN TAXICAB FARES

Police Commissioners Take on New Constables, Chiefly Returned Men.

Taxicab fares will now rate at 40 cents the first half-mile and 10 cents for every quarter-mile thereafter. This is the result of the passage of the bylaw by the city council, ratifying the recommendation of the board of police commissioners last week. The board yesterday reaffirmed its decision of a week ago.

The board swore in 26 new policemen, among these being 21 ex-service men.

The board also accepted the tender of Herbert Cox & Co. for 100 jitney and 7145 vehicle plates at a total cost of \$178,771, besides tenders for 6,734 dog tags and 1,624 rag and bone collectors' and milk drivers' badges, totaling \$354.

Chief Dickson will attend the meeting of the executive committee at Cleveland of the international traffic officers.

POSTOFFICE HOURS ON THANKSGIVING DAY

On Thanksgiving Day (October 18) the general postoffice, Toronto, will be closed except between the hours of 8 and 10 a.m., during which period postage stamps will be on sale, and the general delivery and registration windows will be open.

All money order, savings bank and postal note tickets will be closed.

IS KILLED BY FALL

Winnipeg, Oct. 14.—Walter Herrin, aged 42, was found dead a short distance from his farm south of Quill lake on Monday. His neck was broken, apparently by falling from his wagon.

NEW TREATMENT FOR COLDS IS DISCOVERED

Million Dollar Company to Market Remarkable New Scientific Discovery Throughout Civilized World.

SAID TO BE ALMOST MAGICAL IN EFFECTS

Exhaustive Tests and Experiments Demonstrate Beyond Question Absolute Merit of New Formula.

Not in recent years perhaps has any advance in the field of medicine created such wide-spread interest and discussion as the announcement made recently that an American physician had discovered a new and remarkably efficacious specific for colds.

The new discovery, or more properly speaking, the new formula, was perfected by Dr. J. W. Smathers, an American Physician and Pharmacist of 30 years' experience, and represents many months of careful study and laboratory research. According to reports the new remedy is almost magical in its effects. The first dose it is said usually suffices to stop the severe tendency to sneezing and coughing, and the second or third dose to stop the progress of the severest cold altogether. Its effects are immediate, and a gratifying feeling of exhilaration takes the place of lassitude and discomfort.

The volatile parts of the solution thoroughly impregnate the mucous membrane linings of the nose, mouth and throat, and even penetrate deep down into the air passages. The head is unstopped, difficult respiration is relieved and a feeling of comfort is experienced.

After exhaustive tests and experiments had demonstrated beyond question the absolute merit of the new formula, Dr. Smathers endeavored not to do anything but to secure practically unlimited financial backing for placing it on the market. A Million-Dollar Company, composed of highly successful business men, has been formed, and the new remedy, which is called ASPROLAX, will be placed on the market throughout the entire Dominion of Canada, and is for sale by all druggists. The most convincing evidence of its absolute merit is the fact that the manufacturers stand squarely back of every bottle sold, and have given positive instructions to all dealers to refund money, without question, in every instance where it fails to give perfect satisfaction.

Asprolax is now being placed on the market throughout the entire Dominion of Canada, and is for sale by all druggists. The most convincing evidence of its absolute merit is the fact that the manufacturers stand squarely back of every bottle sold, and have given positive instructions to all dealers to refund money, without question, in every instance where it fails to give perfect satisfaction.

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