WEDNESDAY MORNING

The Toronto World

FOUNDED 1880 A Morning Newspaper Published Every Day in the Year. WORLD BUILDING. TORONTO.

Corner James and Richmond Streets. TELEPHONE CALLS:

Main 5305—Private Exchange Connect-ing all Departments. Readers of The World will confer a favor upon the publishers if they will send information to this office of any news stand or railway train where a Toronto paper should be on sale and where The World is not offered.

MAIN 5308 Is The World's New Telephone Number.

WEDNESDAY MORNING, JUNE 22, '10.

THE LAND OF THE MELON.

It now turns out that Sir Thomas Shaughnessy and the other directors of the Canadian Pacific are the appointees of a secret junta of European shareholders, and that they hold office on condition of growing a crop of melons sufficient to yield seven per cent. per annum in addition to the regular

lectric competition, is quite suf ficient, and no further cut is necessary But the prices will be adjusted in favo of the municipalities in the power un ion every year as the consumption of power increases and as other municipalities enter the union.

Not only this, but the fixed charger after a term of years will be cleared away as far as the permanent plant is Discovery of "Fruit-a-tives " has concerned, and then the municipalities

will own that plant themselves instead of paying high rates to a company for the privilege of using it. Oshawa is a solid manufacturing

town, and nothing can make it more solid and more attractive to manufacturers on the look-out for eligible sites than the presence of cheap and reliable

power, free from the vexatious conditions imposed by private corporations Oshawa should join the municipal power union, of which the hydro-electric commission is the servant.

SIR HENRY AND THE Q. O. R. Sir Henry Pellatt has some big ideas sir Henry Pellatt has some big ideas and a certain native forcefulness by which he moves along, brushing ob-stacles aside which respond to such

VORLD'S DEBI TO CANADA

A Wonderful Achievement

eant health for all.

Canada's fame does not rest solely on her furs and wheat fields. Her rise in the esteem of the world is not due to her Cobalt mines. It is the work of her great men that has made her eat. A graduate of McGill University has won lasting renown for his ori-ginal researches in the realms of Everyone knows that fruit is whole

some, when eaten judiciously. Physi-cians generally recognize the fact that fruit juices have a beneficial effect on the various organs of the body. It remained for a Canadian physician

to discover a process whereby the medicinal action of fruit could be so increased as to make the intensified



THE TORONTO WORLD

race meeting conducted by such asso-ciation upon races being run thereon. Hard to Reach Conclusion. It is argued that as a race meeting was being conducted by an incorporat-ed association the third exception above quoted applies to newspaper re-ports of the races. I do not think this exception covers the case. In my AT OSGOODE HALL ANNOUNCEMENTS.

opinion it relates only to bets or re-oords made actually on the course. No other item of the exceptions can pos-sibly protect what is complained of Guardian v. Sierra. Atkins v. Sierra. Moloney v. Sierra.

On the whole, I have come to the conclusion that the publication com-plained of must be considered in the light of the first sub-section, and is not protected by the exceptions in the second sub-section

I have had considerable difficulty in coming to a conclusion as to the effect of the first sub-section, but I think the case can be decided by reference to the following principles, which are we'll established:

We must not extend a penal law to other cases than those expressed by the legislature, even the we think they come within the mischief intended to be remedied. Jenkinson v. Thomas, 4 T. R., 665; 2 R. R., 493 (1792).

T. R., 665; 2 R. R., 493 (1792). Must Prove Motive. It is further a principle of criminal law that there can be no criminal of-fence without proof of mens rea. The well-known legal maxim is actus non facit reum nisi mens sit rea. Where there is a statutory prohibition the difficulty arises in deciding whether the statute prohibits absolutely the acts defined as constituting au offence, or whether the prohibition is to read with the qualification that the act or for omission was made with a particular



KINGSTON, June 21.-(Special.)-The list of graduates at the Royal Military College, with second and third pass lists, were announced this afternoon. For the first time in the his tory of the college, all the cadets pass. ed who tried on the final examinat and for the second time everyone part ed in the second-class examination The following is the list of gradue in order of merit: B S M Wheeler gary; C S M McEwen, London;

Lawson, Toronto; Sergt Ross, To Corp Archibald, Truro, N.S.;

JUNE 22 1910



JOH

SK

offer, finish

Sum

Splend and Mi

Colored Chamb ins an iesired

Barg

Wash

Crea

Ladies, right— \$7.50, \$

Deck Coat

Fuil ler Doverts Serges, Just th Blues. 125.00.

MANU

Lace

Single all the

Ivory. 18.00,

Wash and od own pr lins, Mu

brays,

Knit

for SI 85.00

Whit

etc., et MAIL

JOHN

UN. D.

ON A

Well-Kne sician of

Dr. B was arres last night

criminal o son, a 16-y eral Hosp

The doc fession a ber of ye

tas been

board and

character

George M Kingston

Dr. He

val at his he had bee Inspector out the

ingsfo

Armstron This ac

ment m

terday m

brought to

parents in

that the doctor

and that t

another de

s'rl sent t She had

he relieve

employed

Hay

In the R

het been htes, but that any Attorney (and Danie cessary p

TEN TH

Attendan

and

Ten the

night's at

D-

the arrest

55

out the plans evolved.

The scheme, says The Reformer, appears weak in regard to its method of assuring itself of the cost from the be two essentials both for the present municipalities. "Had some scheme needs of the citizens of North Toronto.

after a definite per h.p. price had been given, it would have looked more busi- by the people, was thrown down by with the statement that "Oshawa users of power are wise in going slow in the matter."

municipalities themselves which are does not need to give himself a guaran-

tee that he will live in it.

have been able to get the very best engineering advice for the power erected. They have by co-operation, been able to standardize the equipment all over the province, so that repairs and extensions will cost the least pos-last few weeks and discussed the anall other places as well.

from them, a cut due directly to the ment.

this idea by endeavoring to promote a sewerage system for the town, and later by extending the present waterbeen formed," it proceeds, "of return-ing to develop along the lines of the by it to pay off his bets. A number ing the profits to these municipalities other outlying portions of the city. Of these horses are billed to run different races thruout the meet.

The sewerage system, altho carried ness like." The Reformer winds up the 1909 council, mainly on the ground the prosecution is laid is new, section. that there was an insufficient water 235, which came into effect on the 15th supply available to warrant its estab- of April, 1910. This section is as follishment. A few weeks ago a bylaw lows, as far as relates to this charge: to purchase more land for securing a

All this falls to the ground the mo- water supply was presented to the peoment it is remembered that it is the ple. but this was disastrously beaten lishes any information intended to asat the polls, largely because of the opinion that it was useless for the building the plant and transmitting town to expend any more money in the power over their own lines. If a what is only a temporary provision man builds a house for himself, he at the best, for the water demands of the community.

It would be well for those who have By combination, the municipalities the interests of the town at heart and who are desirous of seeing the municipality grow and become one of the coming the custodian or depository of prime residential sections of the city, any money, property or valuable thing scheme. They have been able to build to endeavor to look beneath the sur- staked or to be paid to the winner of the finest lines that have ever been face and discover the motives for any any lawful race, sport, game or exeropposition which at present might exist cise, or to be paid to the owner of any against the annexation movement.

The World has met a large number sible amount. By banding together nexation proposition with them and bets made upon the racecourse of any they have been able to get the lowest the proportion of opposition to those mcorporated association during the ticket office, southeast corner King and price for power that has ever been in favor of the progressive movement actual progress of a race meeting con-Yonge-streets. quoted, and the more municipalities come into the scheme, the cheaper the come into the scheme, the cheaper the power will be. If Oshawa comes in, it ronto upon the natural advantages of information or privileges to assist will cheapen the rate for Oshawa and which the town holds in relation to in or enable the conducting of book-

The corporation power interests of possibilities of this fine suburb, but the Trent Valley district are trying the forward march has been well start- race meeting conducted by such asso- walk at Pape and Smith-avenues last hard to persuade the Oshawa people ed and any obstacles which may be put ciation upon races being run thereon. course during the actual progress of a allowed to form.

ables people to settle bets made by people who are ont at the track. If a man runs forbidding them to transmit any mess ages in code or otherwise that could a book in the city, and he uses to be used for gambling purposes, the this information, he can see the result of the races there, and he is enabled charge of illegally transmitting such information was withdrawn in police court yesterday morning. of these horses are billed to run at

New Section of the Code.

The section of the code under which "Everyone is guilty of an indictable offence who advertises, prints, pubsist in, or intended for use in connection with any horse race, whether at the time of advertising, printing, pub-lishing such news or information, such herse race has or has not taken place.'

The second sub-section of section 235 is declared not to extend to the folother lowing statements of facts:

1. Any person by reason of his behorse engaged in any lawful race.

2. Or to a private bet between indi-Buffalo, thus obviating any change of viduals not engaged in any way in a cars en route. Passengers may remain business of betting. 3. Or to bets made or records of

the city, and to establish faith among making, pool selling, betting or wager- Toronto in a decision by Judge Den-

be recognized as racing information

Saturday, June 25.

be visited for above price, and tickets

will be good for four days. The new

Muskoka express makes its first trip

burg and Cleveland

Sidewalk Was Defective.

leave Toronto every week day

way, viz.:

The Rev. A. G. Luckman, Archdea-con of Calcutta, is registered at the Queen's. He and his wife are on a Trial.

Trial. Before Meredith, C.J. Stephen v. Riddell.-F. W. Carey, for plaintiff. I. F. Hellmuth, K.C., for de-fendant. Judgment: Action by plaintiff claiming under assignment by Shortells, Limited, to him of \$1000, alleged to be due by defendant in respect of 20 shares of the capital stock of the company for which he appears on the books of the company as the registered owner. Defen-dant avers that he was induced to sub-scribe for the shares by fraudulent mis-representations of the assignment to plain-tiff was a security only for \$1000, which the directors had no authority to borrow, and the assignment is therefore invalid. Neither of these grounds is, in my opin-ion, tenable. The plaintiff is, therefore-est from June 1, 1907, with costs. Ccn of Calcutta, is registered at the Queen's. He and his wife are on a plains to the Government of India. He is also vice-president of the Y.M.C.A. Mr. Luckman says that there is the same theological controversy in Cal-cutta as all over the world at the pre-sent time. In regard to the political situation, Mr. Luckman said: "It is a very anx-ious time, and there is need for the tion." Prosecutor Defends, Fred H. Gooch was discharged in police court yesterday morning upon a charge of whipping his horse in a cruel and inhuman manner. A police-man swore that the whipning more are \$2.60 to Muskoka Lakes and Return, The Grand Trunk Railway System offers for the opening tourist season a popular excursion via the favorite Muskoka Wharf to all points on the Muskoka Lakes, passing Lake Simcoe and Couchiching, the Severn and the delightful ride from Gravenhurst via Beaumaris. Carling to Rosseau, Royal Muskoka, Clevelands. Port Cockburn. All points may

Divisional Court.

Divisional Court. Before Falconbridge, C.J.; Britton, J.; Riddell, J. Crown Art v. Cooper.—A. J. Snow, K.C., for plaintiffs. C. Garrow (Goderich), for defendants, trustees of Union Presbyter-ian Church. F. McCarthy, for defen-dant, Cooper. An appeal by plaintiffs from the judgment of Doyle, C.C.J., of May 11, 1908, argued on the 10th of Janu-ary, 1810, and judgment reserved until June 1, to enable plaintiffs to complete the contract in question to satisfaction June 25, leaving Toronto 12.05 noon. Select the Grand Trunk route and no Tickets and full information at city ticket office, northwest corner King and Yonge-streets. Phone Main 4209. Through Sleepers, Toronto to Pitts-

the contract in question to satisfaction of the trustees of Union Presbyterian via

Do it Now in respective cars until 8 o'clock following morning. Phone Main 6580 for Tomorrow A. M. too late. Take a CASCARET at bed time; get up in the morning feeling fine and dandy. No need for sickness Ernest Cowley of the Inland Reve-nue Office of Toronto is awarded \$250 and his costs from the Corporation of from over-eating and drinking. They surely work while you sleep and help nature help you. Millions take them and keep well. Cowley slipped and fell on the side-

CASCARETS for a box for a week's treatment, all druggists. Biggest seller in the world. Million boxes a month. 894

cruel and inhuman manner. A police-

structed the teachers on its staff

see to it as far as possible that child ren exercise a little more care in this

Trapping the Man-Bird.

served the whipping.

regard.

soon as possible.

Hanson, Montreal; C S M Bertram, Dundas; Corp Mackie, Kingston; Sergt Lafferty, Calgary; Corp Meredith, To-ronto; Sergt Green, Toronto; Sergt Morrissey, Montreal; Cadet Fisken, Toronto; Cadet Holder, Montreal; Ca-det Peters Viotorie B Condensity det Peters, Victoria, B.C.; Cadet Bo well, Quebec; Cadet Campbell, Winn neg' C C N Avity, St. John, N. B Sergt Parr Others

Sergt Parr, Ottawa; Cadet Blue, Ot-tawa; Lance Corp Monk, Toronto; Corp Adams, Toronto; C S M Rogers, To-ronto; Cadet Chisholm, London; Cadet Nation, Brandon; Sergt Steacy, Kings-

cond-class: Cadet Wilmot, Victoria; Lance Corp J de Lothiere, bec; Corp Young, Hamilton; Corp bec; Corp Young, Hamilton; Corp Gor-don. Toronto; Corp Goldie, Torontu; Cadet Lewis, Ottawa; Lance Corp Gib-son, Toronto; Cadet Lawson, Canso, N.S.; Lance Corp Powell, Ottawa; Corp Smith, Keene; Cadet Codville, Ot-tawa; Cadet Silver, Halifax; Cadet Windler, Nova Scotia; Cadet Fisher, St. John, N.B.; Cadet Graves, Ottawa; Cadet Stewart, Three Rivers; Cadet Symonds, Toronto: Cadet Stewart Symonds, Toronto; Cadet Stewart Kingston; Cadet Mortimer. Toronto Cadet Henshaw, Montreal; Cadet Van Straubenzie, England; Cadet Hendrie, Hamilton; Cadet Fortt, Kingston; Cadet Danzereau, Montreal; Cadet O'Reilly, Cornwall; Cadet Blanchard Winnipeg; Cadet Wright, Ottawa; Cadet McLennan, Lancaster; Cadet Ar-noldi, Toronto; Cadet MacPherson, Ot-tawa; Cadet MacKenzie, Toronto; Cadet Horsey, Montreal; Cadet Irving,

Victoria. Third-class: Cadets Sweeney, Vancouver; Hutchinson, Toronto; Haul-tain, Port Hope; Sutherland, Ottawa; Lacey, Sydenham; Miller, Napanee; Schmalz, Berlin; Edwards, Lo ry, N.S.; R K Roberts, Hamilton; Garland, Ottawa; Woodman, Winnipeg; Taylor, Vancouver; Helmer, Ottawa; Cosgrove, Toronto; Lindsay, Strathroy; Boggs, Victoria; Gwynne, London: Watta Toronto: Mundall London; Watts, Toronto; Mundell Kingston; English, Quebec; Renaud Ottawa; E K Stewart, Cornwall; Fish er, St. John, N.B.; Latimer, Per B.C.; Rhodes. Vancouver; Tho Mitchell; Williams, London; Dawson City; Leetch, Toronto; Edmis-ton, Edmonton; Pierce, Calgary; Dunn, London; M S Stewart, Toronto; Le-Prizes and diplomas will be annound.

ed to-morrow and presentations will be made by Col. Sam Hughes, in com-mand at the Barriefield camp, at the closing exercises in the afternoon.

Galt Will Number Houses. GALT, June 21.-(Special.)-Galt council passed bylaws ordering the naming of streets and numbering of nouses and imposing \$10 fee on laun-



Less than Six Days From Port to Port

The "Royal Edward" completes the trip from Bristol to Quebec in

MINNEAPOLIS, Minn., June 21.--Glenn H. Curtiss, who appears in the Twin Cities aviation meet here to-mor-Apply A. F. Webster & Co., King and Yonge Sts.; R. H. Melville, 40 Toronto St.; H. C. Bourlier, Gen. Agent, King and Toronto Sts. row, was served with a writ of artach-ment, levying for \$5808 against Curtiss' share of the receipts.

The new triple-screw turbine steamers of Canadian Northern Steamships, Lim-ited, "Royal Edward" and "Royal George," sail fortnightly between MONTREAL--QUEBEC--BRISTOL

pageants pageants tion groun The per smoothly and was n preciation. evening wi being the historical ada.

Hurrying Up Police Boat. Chief of Police Grasett yesterday re-ported to the board of control that a serviceable patrol boat for the bay could not be secured before next 5 Days, 23 hrs., 30 min. month: He was told to get it out as

man swore that the whipping was excessive and unnecessary. He had seen it. Crown Attorney Corley, who had not seen it, rushed to the aid of the accused and remarked that the horse was an obstinate broncho and denaming Children Keep Off the Grass, In consequence of complaints to the city authorities in respect to children making paths across lawns and leav-ing streets in an untidy condition after games, the board of education has in-