

BARNED DESCRIBES HOW HE KILLED MUIRHEAD

Wenige Protests Parson's Reproof of O.T.A. Negligence

PROBE HALTS AS SETTLE HOLDS BACK

Former Secretary to Sir Adam Beck Refuses to Answer Questions.
WILL TALK LATER
Claims He Was Not Given Time to Properly Prepare His Case.

Canadian Press Despatch.
Toronto, Nov. 3.—Statements by E. C. Settelle, former private secretary to Sir Adam Beck of the provincial hydro-electric commission, that he had been brought straight from the jail without any opportunity to prepare his defense and his subsequent refusal to answer any questions put to him on that ground, featured the opening session of the inquiry of Judge Colin Snider of Hamilton into the charges made by Settelle in his letter to the hydro chairman after his attempted flight from the country.

The inquiry opened at the parliament buildings this morning. After an hour of fruitless questioning, Settelle was released from the stand until he has consulted his counsel. Settelle, who arrived from Hamilton in the custody of detectives at 10:30, was immediately sworn and placed on the stand. W. S. Brewster, counsel appointed to assist Judge Snider, read to him question and answer of the preliminary hearing of the charges which was conducted in Hamilton jail. To all questions answered by him at that time Settelle this morning refused to make a direct confirmation or denial of their substance. On every occasion when he was asked whether he had made such a charge or answered such a question he answered: "I don't know, I do not recollect," or "I do not recall."

Pressed for a reason as to his refusal to answer any questions, Settelle stated that he was acting on advice of his counsel.

Admits Sending Letter.
After an hour of such examination, with every question being answered in the above form, Settelle was taken from the stand and will be given an opportunity to prepare some answers after he has seen the scope of the evidence taken in Hamilton jail.

He admitted sending the letter to Sir Adam, and stated it was marked "Private and confidential." Mr. Brewster then attempted to lead the witness over his answers to questions put by Judge Snider in the Hamilton jail.

The first charge taken up was that officials of the hydro commission had taken private confidences during hydro time and that one-half to two-thirds of their time was spent in this way.

Mr. Brewster: "You made that charge?"

Settelle: "I would like to make a statement before giving evidence. I think I should be granted that privilege. That at least should be extended to me."

Judge Snider: "You may make a statement before giving evidence. I think I should be granted that privilege. That at least should be extended to me."

Mr. Brewster: "Will you answer that question?"

Settelle: "I decline to answer."

Judge Snider: "You know that this court has the power to inflict punishment on you for such refusal."

"That letter was written under the most distressing circumstances," stated Settelle, "I was in a most distressing state of mind. I was brought Please See Page 6, Column 1."

The Weather

FORECASTS.
Today—South-easterly winds and fair.
Tuesday—Strong northwest winds, and becoming colder.
The pressure changes are now occurring very rapidly, and the general weather conditions are decidedly unsettled. The weather is fair and rather cold in Ontario and Quebec, and it is quite wintry with light snowfalls in the western provinces.

TEMPERATURES.
The highest and lowest temperatures recorded in the 24 hours previous to 8 a.m. today were:

Stations.	High.	Low.	Weather.
Victoria	53	42	Cloudy
Calgary	48	14	Clear
Winnipeg	28	22	Cloudy
Port Arthur	30	26	Cloudy
Perry Sound	48	26	Fair
Toronto	45	30	Cloudy
Kingston	50	26	Fair
Ottawa	48	28	Fair
Montreal	56	28	Clear
Quebec	48	28	Fair
Father Point	42	28	Cloudy
St. John	52	32	Cloudy
Halifax	60	42	Rain

LOCAL TEMPERATURES.
The highest and lowest temperatures recorded in London during the 24 hours previous to 8 o'clock last night were: Highest, 43; lowest, 37. The official temperatures for the 12 hours previous to 8 a.m. today were: Highest, 38; lowest, 31.

Barometric Readings.
Sunday—8 p.m.—9.90.
Today—8 a.m.—29.57.



WEDDING BRIDAL PAIR IN RYERSON PAGEANT.
The charming bride is Miss Frances Gammage, four-year-old daughter of Mr. and Mrs. J. G. Gammage, Maitland street, and the sturdy, smiling groom Master Roy (Sonny) Cunningham, three-year-old son of Mr. and Mrs. Roy Cunningham, Waterloo street north. They will appear tonight in the pageant to be given by the pupils of Ryerson school.

FRENCH BELIEF IN BALDWIN SHAKY, LONDONER ASSERTS

Archie Screamton, 232 Queen's Avenue, Returns After Four Months in Paris.

NO UNEMPLOYMENT

While in the days before the British election the French people believed the Conservatives would be returned to power, there was some trepidation as to the foreign policy which Stanley Baldwin would pursue, according to Archie Screamton of 232 Queen's avenue, who returned on Saturday night from Paris.

Having spent the last four months in Paris, where he was staying with his son, Fred H. Screamton, Mr. Screamton knows something of the political feelings of the citizens of the capital city.

Ramsay MacDonald, he says, was extremely popular in Paris, and there was a very general regret that he was forced to resign. His policy in Europe had the solid backing of the French in general, and they place their hope of comfort and progress in the fact that Mr. Baldwin will carry on the foreign policy which has been in force for the last seven or eight months.

Continuity Usual.
Mr. Screamton refers to the fact that it has always been Great Britain's declared practice to give continuity to foreign policy, and says that if this happens Europe will make further strides in commercial progress during the reign of the Conservatives.

"As for the Russian trade pact," he says, "there was no enthusiasm for that in France, or at least in Paris. For one thing there was never so much trade with Russia, and France, that it appeared as vital to them, and of course, they did not approve of the government guarantee of a loan to a country which had repudiated its debts."

"On the other hand, France herself cannot pay her own war debts, and there is no immediate discussion of her possibility to do so. There is no unemployment there, and the official figures give less than 10,000 unemployed in the whole country. However, there is no criterion of the financial condition of France, and she will have to depend on a foreign loan to stabilize the franc, I believe."

Dawes Plan Only Hope.
"The Dawes plan is accepted now in France, and the people are beginning to recognize that in this lies their only hope. At first, I think, there was some doubt and resentment, but they have come to a more practical outlook lately. As for M. Herriot, he is the most popular man in Paris. He has a very large political following throughout the country. He is a clever, well-read and well-educated man, and the best man just now to be in power. The close touch which was maintained by the British prime minister and the French radical was as popular as it was salutary in effect on the position of the country and of Europe as a whole."

Mr. Screamton describes the weather in Paris for the last four months as cold and wet and far from enjoyable. He crossed on the Berengaria, the ship on which the Prince of Wales returned home, and ran into very dirty weather in mid-Atlantic. He was too seasoned a sailor, however, to be sick, and did his rounds of the shore deck each day in spite of the northwester.

Face Powders Cause Asthma

Associated Press Despatch.
Berlin, Nov. 3.—Many kinds of face powder cause asthma, according to Professor Payser, a Berlin physician, who has a large practice among singers and actors. In a recent contribution to a medical journal he warns stage celebrities that they must be careful about the character of powder and paint they use if they wish to protect their throats, noses and lungs from injury.

CRUISER SEEKS TRACE OF SEA ADVENTURERS

Fate of Americans Who Left Norway For Labrador Unknown.

Associated Press Despatch.
New York, Nov. 3.—The United States cruiser Trenton will sail today in search of the Lief Eriksson, a 40-foot sloop, with three American adventurers aboard, which is six weeks overdue at Battle Harbor, Labrador. The little vessel left Bergen, Norway, last July, it being the intention of the navigators to bring it to America over the same route that Lief Eriksson followed. William Washburn Nutting and Arthur Hildebrand, writers, and Eric Todahl, a painter, are the men aboard. All three are known to be expert sailors.

It is thought that the craft may be icebound in the drifting floes of the far north Atlantic, and the Trenton will begin its search in that locality.

DRESDEN BURGLARS LOOT TAILOR SHOP

Samuel Chase Reports Loss of \$1,000 Worth of Goods.

Special to The Advertiser.
Dresden, Nov. 3.—Early morning thieves forced an entrance into the tailor shop of Sam Chase today and looted the store of \$1,000 worth of goods.

Mr. Chase was on the premises at 11 p.m. and nothing was disturbed when he left a few minutes later. This morning the back door was found broken. Goods taken include furs, overcoats, linings and several valuable wools of cloth.

Police Constable John Campbell is working on the case and police in neighboring cities and towns are co-operating in the search for the robbers and the loot.

BOY DIES OF INJURIES.
Detroit, Nov. 3.—David Barr, aged 11, son of Alexander and Mary Barr, 12055 Chelsea avenue, died in receiving hospital at 8 this morning.

Ralph Chigapell, 12315 Chelsea avenue, city fireman, will be charged with murder when he appears before Judge Thomas Cotter this morning. He has many relatives in Canada.

RADIO PLEAS TO FINISH CAMPAIGN

U. S. Presidential Candidates Confident as Fight Nears End.
BIG VOTE EXPECTED
Preparations Being Made To-day To Bring Out All Elections Tomorrow.

Associated Press Despatch.
New York, Nov. 3.—The election campaign of 1924 is passing through its final hours in a swirl of activity destined to make political history.

For the first time two presidential candidates, President Coolidge and John W. Davis, are preparing to address an election eve message to the same audience—a radio audience that will extend to the country over.

Two candidates for the vice-presidency likewise are upsetting precedent by continuing through pre-election Monday their speaking campaigns. Governor Bryan is completing a swing through his home state of Nebraska and Senator Wheeler is winding up his coast-to-coast speech-making tour in Baltimore.

Senator La Follette, having laid his case finally before the people in a Saturday night address at Cleveland, has returned to his home in Madison, Wis., and Charles G. Dawes is awaiting in Evanston the verdict of tomorrow's balloting.

Plan to Get Out Vote.
Managers for all three of the presidential tickets, after making the usual pre-election claim to victory, devoted much of today to perfecting machinery to get out the vote. A fair weather forecast for most of the country fitted in with these preparations and appeared to presage a record vote.

Besides making a decision among the three presidential candidates, the voters will choose tomorrow the complete membership of a new house of representatives, thirty-four United States senators, thirty-four governors, state senators, and a host of local officials.

In several states the local campaign has seen an almost complete obliteration of party lines. The La Follette movement, seeking strength from both of the old parties and helping Democrats in some localities and Republicans in others, has torn party alignments and belied the outcome with uncertainty.

Claims of Parties.
The Republican claim to national victory is based on an assumption that Coolidge and Dawes will sweep both the east and the west and cut into the border land of the solid south.

The Democrats declare that Davis and Bryan will take the border states as well as the south and will nose out a victory by a combination of different states in the east and west.

The major strength of La Follette and Wheeler is conceded to be in the northwest, with Wisconsin as its cornerstone.

BRITISH FAVOR COOLIDGE.
Associated Press Despatch.
London, Nov. 3.—Long special despatches from New York and Washington are furnishing British newspaper readers with the latest probabilities and possibilities in the American presidential election and are being given front page prominence in all the London morning editions. All dwell upon the uncertainty of the outlook, but most of these fear the chances of Mr. Coolidge. Attention is called to the possible importance of the result in relation to the European outlook. The Westminster Gazette, in this connection, does not expect that any change in the United States international relations will follow, "unless the improbable happens, and La Follette is elected."

This paper adds: "If Mr. Davis is elected he would take a plebiscite on the League of Nations, but the result would almost inevitably be repudiation of the league."

The Daily Express editorially predicts the election of Mr. Coolidge.

BUDDHIST PRIESTS CHARGED WITH ATTACK ON COUPLE
Associated Press Despatch.
Rangoon, Nov. 3.—Four Buddhist priests and one layman have been placed on trial for the attack perpetrated early last month on Mr. and Mrs. Paul Gleason, American missionaries, who were badly beaten by the natives.

BODY OF CLIFTON WRECK VICTIM IS RECOVERED
Canadian Press Despatch.
Owen Sound, Nov. 3.—A body, supposed to be that of one of the sailors from the wrecked steamer Clifton, was picked up near the dock at Southampton this morning. The body was in a badly decomposed state, was clothed in overalls and had a life-preserver about it. The owners of the Clifton have been notified.



JAMES OLLSON.
6-year-old son of Mr. and Mrs. James Ollson, 121 Highbury street, who was fatally burned when his clothes caught fire while trying to trample out a bonfire on Saturday afternoon.

WEBSTER TO SEEK P.U.C. RE-ELECTION

Will Agitate For Better Street Lighting If Named Again to Commission.

R. J. Webster announced to The Advertiser this morning that he would again be a candidate for office as a member of the public utilities commission.

Mr. Webster, who is just completing his first term of two years as a commissioner, will thus be the running mate of T. W. McFarland.

Mr. McFarland, who is completing his sixth term as a commissioner, last week announced his candidature.

Mr. Webster points out that having had two years' experience in connection with the work of the commission he is now in a position to render even better service to the citizens than in the past.

He expressed approval of the commission's business methods in interesting itself only with matters of principle and leaving the details to be worked out by Manager E. V. Buchanan and his staff.

Mr. Webster intimated that he would put forth every endeavor to have the lighting of the streets improved during the coming year, fastening the council increasing the appropriation for this particular purpose by at least \$10,000 each year for the next few years. The appropriation for the coming year, fastening the council increasing the appropriation for this particular purpose by at least \$10,000 each year for the next few years.

The identity of the fifth member of the commission is always indeterminate to the extent that the mayor is ex-officio a member of the commission. Mayor G. A. Wenige is, thus far, the only man to definitely announce his candidature for the position of London's first citizen.

Labor Ministry To Resign Tomorrow, Is Expectation

MacDonald Likely To Call On King Tomorrow To Announce Resignation.

CABINET PROSPECTS

Associated Press Despatch.
London, Nov. 3.—The expectation in well-informed quarters is that the Labor government will resign tomorrow, and that the king, in accordance with custom, will call upon Stanley Baldwin, as leader of the victorious Conservative party, to form a new ministry.

Mr. Baldwin will probably progress rapidly enough in the allotment of posts to enable him to announce his chief appointments before the end of the week, and to confirm custom by attending the lord mayor's banquet on Saturday as premier, with his leading colleagues.

The political writers are indulging in their favorite amusement of appointing the cabinet, but all their assignments are speculative. It is noteworthy, however, that virtually all agree that Lord Curzon will not head the foreign office again.

The Daily Express says strong influences are working to secure the inclusion in the ministry of either Lady Astor or the Duchess of Atholl, following the precedent set by the Laborites in naming Miss Margaret Bondfield as minister of labor.

One of Mr. Baldwin's chief difficulties in arranging the cabinet, according to the political writers, arises from the fact that there are more

COURT DISMISSES APPEAL AGAINST SMITH CONVICTION

Counsel For Former Provincial Treasurer Argues on Technicality.

DELAY IS REFUSED

Application of Appeal From Sentence Will Be Made by Peter Smith's Lawyer.

Canadian Press Despatch.
Toronto, Nov. 3.—The appeal of Peter Smith from conviction on the charge of conspiring to defraud the province, came before the second divisional court this morning, and was dismissed. The prisoner was not present, as the appeal is only upon a point of law. Chief Justice Latchford presided and with him sat Justices Mace, Middleton, Orde and Smith.

T. H. Lennox, K.C., appeared for Smith, and W. N. Tilley, K.C., with Macgregor Young, K.C., for the crown.

The appeal opened with an effort on the part of Mr. Lennox to secure a hearing at this time of an appeal from the sentence, as well as on objections to the trial judge's charge, and his alleged failure to properly direct the jury. The appellate court ruled that he would require leave to appeal from the sentence. Mr. Lennox then asked for a postponement, so that he might argue the whole case at once. This was refused. Mr. Lennox then proceeded with his argument on the two points open to him, and had to fight his way through his argument, the commitments from the bench from time to time not offering him much encouragement.

Following judgment dismissing the appeal, Mr. Lennox stated that he would give notice of this afternoon of an appeal from the sentence, which was three years imprisonment and joint responsibility with Aemilius Jarvis, Sen., for a \$500,000 fine.

MAYOR SAYS HE WANTS LAW OBEYED



FRANK BARNED.
Londoner wanted for the murder of Smyle Muirhead of Niagara Falls, who has been captured at New Orleans. A wire to The Advertiser from Superintendent Molony of the New Orleans police last night stated that Barned had confessed to the crime. See story on page 14.

BARNED CLAIMS KILLING ACCIDENT

Londoner Denies He Planned Murder—Blames Death on Muirhead.

DESCRIBES DEATH

By ALLEN DOWLING.
Special to The Advertiser.

New Orleans, Nov. 3.—The crippled Canadian held in parish prison here in connection with the death at Niagara Falls, Sept. 27, of Smyle Muirhead is ready to go back and prove his innocence, he said, in an interview with an Advertiser representative today.

"It is true the car I was driving killed Muirhead, who was with my wife and his own at the time," said Barned, "but the killing was accidental. I had nothing against Muirhead, in fact, just met him the night before. It is true I was estranged from my wife because of another man, but Muirhead was not the man. I agreed to go back without fighting extradition because I am innocent, and will prove it."

In Good Health.
Barned was turned up by a man in New Orleans with whom he has been associating. Barned said Monday he did not know why this man had informed on him. Barned is 25, and despite his badly-crippled condition, appears in good health, and is nice looking. He said he has been married four years, his wife being about 25. He said they were estranged because of another man, but the night before the accident had made up, he said. He was to meet his wife in town. "I was in the automobile alone," said Barned. "It had been giving trouble when I saw my wife and Muirhead and his wife, I drove close to the curb in order to hand my wife a note when the car became unmanageable. I shouted a warning, and my wife and Mrs. Muirhead, however, jumped directly in front of the car and was knocked down."

"Lost My Head."
"I lost my head and drove away. After a while I became calm and turned back to surrender. When I neared the police precinct I thought better of that resolution, and decided to leave. I abandoned the car and got on a train. I soon afterwards came to New Orleans. If it had not been that I was turned up I probably would not have been captured. I just learned after my arrest of Muirhead's death. I did not know what happened to either he or my wife, who was struck a glancing blow by the fender of the car."

Barned said his wife was living at the Muirhead residence, and that he had met Muirhead the night before. Barned said he had been out with his wife until 11 o'clock, and had agreed to meet her in town. To complete the reconciliation, he said, she had agreed to forego the other man, and that relations between Barned and his wife were amicable.

MAYOR SAYS HE WANTS LAW OBEYED

Wenige Calls For Further Explanation to Charges of Rev. John Agnew.

PASTOR IS FIRM

O. T. A. Plebiscite Stand of Chief Magistrate Again in Limelight.

Mayor Wenige is in trouble again. This time it is over a statement reporting him as censuring local police for a recent liquor seizure on the ground that enforcement of the law was a matter for provincial police.

Rev. John Agnew of Ridout Street Methodist church, in his Sunday night sermon, criticized Mr. Wenige severely for the laxity of this attitude, and his worship now denounces the statement, and that he is for enforcement of the O. T. A. by city police. Mr. Wenige is emphatic in his protest. Mr. Agnew is equally firm in stating that he has nothing to retract.

The chief of police will tell you that my stand has been just the very opposite," declared Mr. Wenige to The Advertiser. "I am for the enforcement of existing laws all the time and for all possible co-operation in the enforcement. My record in that regard is a whole lot better than that of my critics."

Asked Explanation.
At his breakfast table the mayor read of Mr. Agnew's sermon at Ridout Street Methodist church. He called Mr. Agnew by telephone and requested an explanation. Speaking to a reporter, the mayor said that he had nothing to retract from his statements. He had based his talk on a newspaper interview. The mayor had not denied that interview at the time.

Rev. Mr. Agnew said he had nothing further to add to his remarks last night. He wanted to see co-operation in the enforcement of the act. If the mayor had declared himself as against civic police being used to carry out the act, then the mayor was not co-operating.

Mayor Wenige calls for a retraction from Rev. Mr. Agnew, and states that if such is not forthcoming in 48 hours he will regard the clergyman's remarks as without foundation and incorrect.

Stumbling Block.
The O. T. A. has been a stumbling block for Mayor Wenige ever since the plebiscite was first rumored, and the mayor's expressed opinion has probably contributed to his present trouble.

Moderation league advertisements in the O. T. A. campaign, announced Mayor Wenige as a member of the Moderation league committee. Wenige promptly had his name removed from the list, but it appeared again in the league's business stationery and other advertisements without protest.

Mr. Wenige told The Advertiser that he intended voting against the temperance act, but at the same time publicly expressed himself at a meeting of the Victoria school mothers' club as thoroughly in agreement with prohibition arguments advanced by Mrs. Alex. Calder in her address.

The mayor has evidently wished to please both sides, and his hesitation in making a clear position has brought difficulties. The man who sits on the fence is a target for both sides.

Dislikes Stand.
License Inspector Walter Bolton, in connection with the action of Rev. John Agnew in reference to the enforcement of the O. T. A. in London, stated this morning that he had inquired of the chief of police every case brought to his attention since his appointment two years ago.

"Mr. Agnew's insinuations were not only untrue, but they were also untrue," said Bolton. "I talked to him over the telephone this morning, and was told that he had not seen the press reports of his sermon."

"Mr. Agnew has never been in my office, nor has he ever given me any information, by letter or otherwise, of O. T. A. infractions that he knew about. I would be pleased to have any details that he may have regarding infractions of the law."

A prominent county official in commenting on the sermon declared that the small majority for government control in the recent plebiscite would show that the O. T. A. was better enforced in London than almost any other Ontario city.

**GERMAN GENERAL TAKEN
ON FRENCH TERRITORY**
Associated Press Despatch.
Paris, Nov. 3.—General von Maltzahn, commander of a German force, was taken by a French court-martial at Lillois on a charge of stealing furniture during the German occupation, has been arrested at Forbach, says a Strasbourg despatch to the Petit Parisien.

The paper says it is believed this is the only case in which one of the thousands of German officers condemned by default for offenses during the occupation has been caught on French territory. The general, who was a colonel in the quartermaster corps at the time of the alleged offenses, went to Forbach to visit the grave of a relative.