EXPERTS DISAGREE ON MANY POINTS

R. McRae Supports Boyt's Statement That Car Skidded.

SPEED CHIEF FACTOR

Evidence Established Clearly That Car Was Greatly Overloaded.

(Continued From Page 1.)

Barcroft, a Detroit engineer, he would be called to testify at the next sitting of the enquiry. clared that the accident was caused either thru the fatal car's high speed or the excess weight it had carried.

Constable's Testimony. Previncial Constable Chester Wadsworth testified that he was at the scene of the accident within five minutes after it occurred. Assisted by two soldiers, he guarded the wreck until the next day. During this period the mechanical part of the wreck remained in the same place. He allowed nobody from the rallway company to in-terfere with the wreck. He and the soldiers restrained several photographers from taking pictures. This he considered part of his duty.

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Foreman Harris of the Whirlpool barnes, said he had examined the fatal car when it was conveyed back to the barns. He had found no skid marks on the wheels: Supt. E. H. Henning of the Buffalo

to Niagara road, also the Canadian road, testified.

Mr. Davi son asked him if he would eliminate the mechanism and roadbed from the cause of the accident and attribute it to the human element.
"I cannot pass on that," replied
Henning. "In a period of operation
of 18 years on that system we have

an accident list of only 18 accidents, of which 11 were not serious." which 11 were not serious."

Where else can you look for failure

save in human element?"

That can only be passed on by a

man who is an operator and knowing
conditions of that particular time and
place of the accident," was the reply.

Car Well Equipped.

Walter R. McRae, master mechanic
of the /Toronto Street Railway, testified that he considered the fatal car

was in perfect operating condition
just prior to the accident.

"You have heard the strictures as to

You have heard the strictures as to sanding appliances?" I don't accept the strictures that

"In your judgment, was the situation one that called for sand?"
"Not at the start of the trouble."
Witness said to use sand might have witness said to use sand might have frightened the occupants of the car by the sudden 'erking it would cause.

Loading Not Factor.

Mr. McRae lid not consider theh matter of loading was a factor in the case. "In my judgment." he continued. " the car would have left the rails irrespective of the load if never the load if the load in the load

rails irrespective of the load, if not at that point, at some other point." "Then the accident was caused by the speed of the car?" "Yes."

"In spite of equipment?" "Yes, but I understand from the evidence that the san ler was not used.' Attorney Davidson pointed out that the motorman had said he had sand, but no sand-puncher. important statement in refer-

ence to the car skidding was then made by Mr. McBae. "I seem to have found marks on the wheels," he said, "which nobody else did." These, he explained, were three or four polished spots on both the wheels of No. 1 axle. This indicated

that the car had skidded a few feet. "The marks, undoubtedly," he said. "were caused by the wheels being locked, either by brakes or by choking the motor. It was either one or the other. It looked like momentary other. It looked like 'momentary is.' The marks being bright, indicated that they were of recent oc-currence." He could not say how far the car had skidded, but was satisfied had come from the application of the brake on one or more occasions.

Witness said if motor had been suddenly locked and releasel, as skid marks partially indicated, skid marks partially indicated, this would have been the proper thing for the motorman to do. This was in enswer to a direct question on this point put by the crown attorney.

Handbrake Powerful.

With the handbrake which the car had it would be possible to apply an enormous pressure. This brake was experience in electrical matters, testian auxiliary to the car's airbrake.

If the conductor had used the brake at the rear of the car he would have seriously interfered with the action of the motorman with the motorman.

International Railway, and also general manager in charge of the road's operation, testified. He was questioned closely as to the cause of the accident, as to why Motorman Boyt accident, as to why Motorman Boyt decline with a hand-brake alone.

"Even with the load it had?" asked it could be quickly available and also Mr. Davidson. "Yes." in regard to whether the company "With the rails in the condition they in regard to whether the company had kept the Ontario Railway Board informed of any changes in its road

enquiries bearing on the matter show-

Fresh & Fragrant The Crisp, Young Leaves of

are eminently suitable for making ICED TEA. - ICED "SALADA"

Infuse in the usual way. Pour into a jug. When fairly cool, fill into glasses half full of chipped ice. Add lemon and sugar to taste.

ed that the fatal car was in good shape and the roadbed also. There was nothing unusual in his company carrying a car crowded to capacity down the Queenston grade. The car was built in 1900.

was built in 1900.

without having to use sand on that line?"

"No, sir." said the witness.

"Do you place the extra weight as having anything to do with the accident?"

was built in 1900.

Witness would not admit that the sand punch was missing from the car when it left the barns in the morning.

Found Sand Puncher.

A. Munro Grier, K.C., for the International Company, interjected that a sand puncher had been found in the front of the car after the accident.

Cident?"

"Yes, sir, I do," declared the witness after a little thought.

Mr. Davidson said that on the car were 97 people, sixteen years old and over, of whom 34 were men There were 82 passengers under 16 years old, fourteen of whom were under 5 years old.

front of the car after the accident.

Crown Attorney Davidson to the vice-president: "You don't mean to vice-president: "You don't mean to would tend to increase the speed.

Speed Was Excessive:

Charles Alex. King, an engineer, was called. He said he had no convenience of the company, but had front of the car after the accident. Mr. Dixon: "That does not con-vince me in the least." Witness the loading of passengers and boxes at the Heights, but Attorney Davidson said this was extremely unlikely the loading of passengers and boxes at the Heights, but Attorney Davidson He said: "As to the actual control of the page 12. The loading of the page 2. The loading of the loading of passengers and boxes at the Heights, but Attorney Davidson He said: "As to the actual control of the page 2. The loading of passengers and boxes at the Heights, but Attorney Davidson He said: "As to the actual control of the District Electric Rail-way, London for three years." said this was extremely unlikely.

Motorman Boyt Recalled.

Motorman Boyt was asked to again estify. He said he did not know if not miss it until the car was running "It was a common practice of mo-tormen to be running without sand in

the summer time?" Motorman Boyt: "I think so," This witness still has his arm in a sling. His counsel said the witness was not feeling well and as his evidence was finished could he leave the hall? Permission was granted.

Continuing his evidence, Vice-President Dixon declared an experienced motorman should notice the absence of equipment, rather than its pres-The line's book of rules of 1904 was approved by the Ontario Railway Board, he said. The subsequent rules

had not been submitted to it. Mr. Davidson reading from rules: Before descending Queenston hill and other steep grades the brakes must be tested." Witness: "Evidence shows the mechanical side did not break

John Parker, conductor (and sometimes motorman), of the International Line testified that in his 9 years' experience he had never known sand to

De necessary in running down the Queenston hill.

Rails Very Slippery.

Motorman Chas. Garrett, in charge of the car which immediately preceded the fatal car, testified that the rails were very slippery, also greasy. Altho he had 140 passengers on board he used the air brakes only (no sand), and by running very slowly brought his car safely down to the dock. Crewn Attorney Davidson said that Frederick Barcroft of Detroit, an engineer, had contributed an article to The Toronto Telegram in which he

imputes, that the elevations on the curves are lower on the outer edges than on the inner ones, in some places fective ties. Mr. Barcroft should be made to attend the inquest and either substantiate or retract the foregoing Faculty of Ontario College and claims. He was ready to issue a subpoena for Mr. Barcroft to appear. Coroner G. W. Greenwood then agreed subpoena Mr. Barcroft to appear a ne next sitting.

Mr. Ingram of the Ontario Railway Board agreed with the crown at-torney. He said Mr. Barcroft had pre-judged the case.

Just before adjournment until 9.30 a.m., on Aug. 2, was announced, C. Lawrie of Queenston, the foreman of the jury, declared that other people had been commenting on the case.

"The mayor of Toronto has been insinuating very grave things concerning this investigation," he said.
Attorney Davidson said it did not smoothed the matter over.

Wheels Didn't Skid.

E. J. Dixon, vice-president of the were sufficient for the 18-ton car on International Railway, and also genthat run. He considered that the

nad kept the Ontario Railway Board aformed of any changes in its road egulations.

The vice-president said that all his native hearing or the car crew, T. Herbert Lennox asked this question: "Might a car be run all summer

under 5 years old.

The witness declared that standing

nection with the company, but had been chief eng neer of a Scottish city

came down to the last curve at a very high rate of speed. The left hind high rate of speed. wheels going down began to rise off the sand punch was within reach of the rail gradually until the car tilted him. He did not look to see and did so much that the flanges of the wheels the rail gradually until the car tilted se much that the flanges of the wheels tain Schneitzer, a German secret on the right hand side left the rails service officer. The American state In other words the wheels in seeking department is said to have taken up to keep a straight course left the the question with the German Gov-

n excellent condition. both the run- cans abroad. ning rails and the guard rail. As a proof that the guards are doing their work, yesterday I observed two cars American business man, who reached

and not for a car running at excessive

go around the curve.

REGATTA AT CORNWALL.

CORNWALL, July 29.-The young en of the town are in charge of the 2, and it gives promise of being a great success. There will be motor boat, cance, skiff and swimming races, and aquatic sports are on the bill for the afternoon and in the evening there will be an illuminated boat parade, fireworks and dancing.

The proceeds of the regatta are to go to the Canadian patriotic fund and

cord breaker. **GUELPH CITIZENS RAISE**

no doubt the attendance will be a re

Prominent Men Join n Movement.

Special to The Toronto World.

GUELPH. Ont., July 29 .- Many firers to be presented to the militia department for use at the front. A most enthusiastic meeting of the faculty of the O.A.C. was held last night, presided over by Presiden

Creelman and every member presen matter what the mayor said and this fell in very heartily with the idea. At the opening of the morning sitting, Albert Pay, master mechanic of the Niagara, St. Catharines and Toronto Railway, and a man of 19 years' at present will be asked to subscribe and it is expected that enough will be and \$1,875 was subscribed which was and it is expected that enough will be raised to secure three guns. In the city the purchase of machine

at the rear of the car he would have seriously interfered with the action of the motorman. If the motorman had signaled for the conductor to assist motorman. Sidney Boyt, who in his testimony declared that he could not testimony declared that he could not testimony declared that he could not the motorman. Clark's Rifles is another organization which has begun to move in the could not the cou the first to respond to the call was Dr. H. Howitt, who sent a cheque to the militia department for \$1,000 for clark's kines is another organiza-tion which has begun to move in the matter and it is likely that in a few days every member of this organiza-tion will be called upon to contribute.

Reeve street, found that the driver

Sam Carter, M.L.A., and family have also subscribed sufficient funds to pur-chase another machine gun. Unable To Place Blame.

The jury inquiring into the death of William Ball, who was struck and killed by a horse and wagon on

blame.

BRITISH POLICE GET TEN GERMAN SPIES

These in Addition to Five Already Convicted, Will Stand Trial

FOUR HAVE CONFESSED

German Had Forged American Passport—Activities Soon Detected.

(Continued From Page 1.) of arrest. Owing to certain measures adopted by the authorities their activities were cut shortly in their early

LONDON, July 29 .- It was learned on high authority here today that the British authorities have arrested a German subject who had in his possession a forged American passport, which the arrested man admits is not genuine. The forged document had been compared with the original passport which was issued to a bona fide American citizen. The real passport which was sent to London by the state department at Washington, shows that the forgery is a dangerous imitation. Imitation Clever.

The arrested man is understood to rave declared that the false passport was given to him in Antwerp by Capernment, as the imitation is so "In my opinion, the rails there are that it constitutes a danger to Ameri-

of this type coming down from the Germany March 24, and left that village."

Country April 8. This man was at his Under questioning from Mr. David-son he said the fatal curve was de-signed only for reasonable running rested in England.

The American embassy today despeed.

He was sure excessive speed caused the accident, and believed that a car port. The officials there declined to going at 30 miles an hour could not discuss the case which now is in the hands of the state department at Washington.

German Imprisoned. Carl Reinhard, a German, who has a residence in Richmond, England, was sentenced at Falmouth today to arrangements for a monster regatta.

t) be held at St. Lawrence Park, on Cornwall's civic holiday, Monday, Aug.

2, and it gives promise of being a great according to the evidence, he admitted was forged.

name of Alfred Geysell, and which described him as a Swiss subject.

Representations to Berlin WASHINGTON. July 29. - Representations were made to the Berlin Government by the United States today relating to reports that German England have been supplied with American passports by German officers. State de-partment officials said a thoro investigation of such cases has been

Special Train Service From Toronto,
Account "Civic Holiday."

The Grand Trunk Railway will operate special train service from Toronto

The Holiday Holiday Union Station, account Civic Holiday, as follows:

1.30 p.m., July 31st, for Whitby Jct. Oshawa, Bowmanville, Newcastle, Port Hope, Cobourg and intermediate

GUELPH, Ont., July 29.—Many movements are on foot towards raising funds for the purchase of quick water Jct., Lindsay and intermediate 5.25 p.m., July 31st, for Aurora, New-market, Bradford, Lefroy, Allandale

and intermediate stations

6.40 p.m., July 31st, for Brampton, Georgetown, Guelph, Berlin, Stratford and principal intermediate stations. Durham Old Boys' special train will fell in very heartily with the idea. leave Toronto 8.45 a.m., August 2nd, A subscription list was passed around for Bowmanville, returning same day. Special train leaving Muskoka Wharf 5.00 a.m. (Mondays only), arriving Toronto 8.40 a.m., will also be run on Tuesday, August 3rd. This will enable passengers to spend the holiday in the Muskoka Lakes district and reach Toronto Tuesday morning in time for business

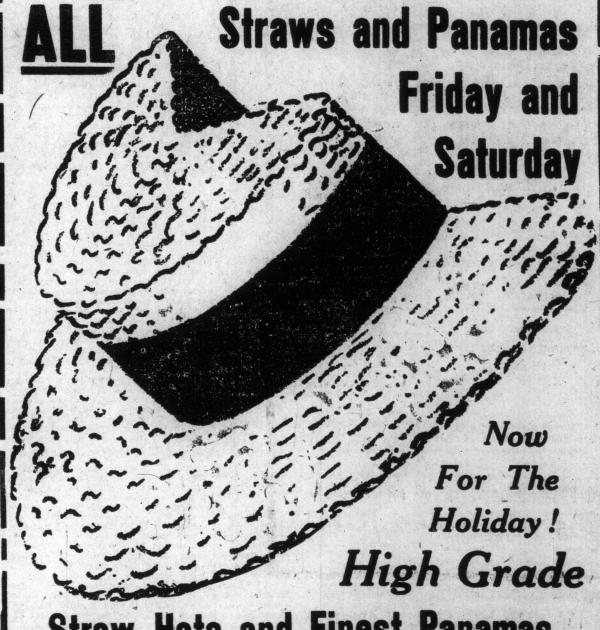
Special train leaving Jackson's Point 7.30 a.m. (Mondays only), for Toronto, will be run on Tuesday, August 3rd. instead of Monday, August 2nd, and arrive Toronto 9.40 a.m.

Reduced fares will be in effect via Grand Trunk Railway from Toronto to all stations in Canada, Port Arthur and east, also to Detroit and Port Huron, Mich., Buffalo, Black Rock, Niagara Falls and Suspension Bridge,

SINGLE FARE-Good going and reurning Monday, August 2nd.
FARE AND ONE-THIRD—Good
coing July 31st. August 1st and 2nd.
Return limit Tuesday, August 3rd,

of the horse should have exercised Tickets now on sale at City Ticket Office, northwest corner King and Yonge Streets Phone Main 4209. 56 more care, but were unable to place

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Straw Hats and Finest Panamas

The state of the state of the state of		200			10000	The Hopers
\$4.00 Straws .		\$2.00	\$30.00	Panama	81.	\$15.00
\$3.50 Straws -		\$1.75	\$18.00	Panama	s •	\$9./00
\$3.00 Straws -	•	\$1.50	\$15.00	Panama	s ·	\$7,50
\$2.50 Straws	•	\$1.25	\$12.00	Panama	s •	\$6.00
\$2.00 Straws		\$1.00	\$10.00	Panama:		\$5.00
EXTRA!	Pa	namas	Worth \$6.	00 now	\$1.95	The South

PRICE CONCESSIONS ON QUALITY HATS

FELT HATS by world's foremost makers, including STETSON, whose hats are reduced to \$3.75. HEATH'S, HILLGATE'S, and BORSALINO & CO...

whose hats worth in regular way \$4—now \$2.95. ANY SOFT OR STIFF HATS IN THE STORE by other makers and worth SILK HATS by best English and American makers and worth \$6.00 and \$7.00,

Raincoats, Summer Overcoats, Motor Dusters and Caps 140 YONGE STREET

Store Open Fill 10 p.m. Saturday

PRIVY COUNCIL WILL DECIDE SCHOOL CASE Big Review Was Held at Barrie-field Camp Yesterday in

Ontario Department of Education | Special to The Toronto World. KINGSTON, Ont., July 29.—"I con-Anxious to Test Constitutionality.

OTTAWA, July 29.-McGregor Young, counsel for the department of education, stated today that the Ontarlo Government was anxious to have the constitutionality of regulation 17 finally established before the Privy Council and to that end would pay the cost of French counsel in carrying thereto the appeal against the decision of the Ontario Court of Appeals in the case of Mackell v. Ottawa Sepa-

te School Board.

Nothwithstanding the notices of motion for injunction proceedings, served yesterday by the French members of the old board, the new Separate School Commission declares it will go ahead with the administration of the schools-ANOTHER FRENCH AVIATOR

KILLED, ETAMPES, France, July 29 .- A

DUKE CONGRATULATED TROOPS FOR BERMUDA

His Honor.

gratulate you on having been selected for such important duty as that at Bermuda," said His Royal Highness The Duke of Connaught at Barriefield Camp today, addressing the members of the 38th Battalion after a big review held in his honor. The battalion leaves here Sunday morning for Ottawa and proceeds from there to Bermuda. "You can ask any German." added his highness, "and he will answer that the Germans would be pleased to collar that important post." The duke dined with the 38th Bat-

GALT FIRM GIVES GUN.

Special to The Toronto World. GALT, Ont., July 29 .- Following close on the gift by the widow of the late

Hon. James Young, of a machine gun came the announcement today from French military biplane carrying the Getty and Scott Co.. of which F. Quartermaster Duvoy of the Fifth S. Scott, M.P., is president, of its do-Light Cavalry, caught fire while flying nation of a gun to the 34th Battalion Light Cavalry, caught fire while flying over this place at a height of 300 feet today. The cavalry officer was thrown out of the aeroplane when at an alti
out of the aeroplane when at an alti
ing. The gift is from the firm and its.

Earl Kitchener Circle, C.W. L. A.,

Will be in charge of the receiving depot. Where tobacco, chocolates and acid tude of 150 feet and died in a few employes and the gun which will be drops may be donated, at 130 Yonge minutes. The machine was demolished of the most modern type was ordered street today. Thus far results have been very satisfactory.

EAGER FOR PAPERS

Men Long to Hear From Home -Prisoners Will Be Sent Hampers With Comforts.

Sir George Perley, acting high com-missioner for Canada in London, has sent a request to Canadians that newspapers sent to London for the Canadian wounded in British hospitals would be greatly appreciated. He says that the Canadian wounded are says that the Canadian wouldness as simply longing for Canadian newspapers. Small packages of papers with the ends left open should be sent to Lady Drummond, Canadian Red Cross Society, 14 Cockspur street, London, S.W.

It will be some time before the national executive committee of the I.O.D.E., receives definite information with regard to Canadian prisoners of war in Germany, but the different chapters will adopt one or more prisone's by subscribing \$2 monthly for each prisoner. This provides for a hamper containing food and comforts which will be forwarded every two weeks to the prisoner so adopted.

EARL KITCHENER CIRCLE.

Ginger Beerand Bread contain Alcohol

Lloyd George, ex-Chancellor of the British Exchequer, says Ginger Beer is only little less alcoholic than good beer — like FRONTENAC. Professor Chas. Frederic Chandler of Columbia

Other authorities say that good beer-like FRONTENAC, is one of the best foods made by mankind for the human body. Besides building up the tissues it helps the nerves, creates are the properties and aid dispeties.

Beer that helps Temperance

DISTRIBUTOR E. T. SANDELL Imp. Co., 523 Yonge St., Toronto.

FRONTENAC BREWERIES Limited, MONTREAL

first defence. neaker; centre. ck; first home.

Port Elgin