

42ND YEAR. NO. 17739

THE ADVERTISER, LONDON, ONTARIO, THURSDAY, FEBRUARY 1, 1906.—TEN PAGES.

PRICE TWO CENTS.

**BOXERS PREPARING TO RISE;  
FOREIGNERS IN GRAVE PERIL****Reformers Plan to Overthrow the Dynasty Through  
General Massacre of Christians.**

Victoria, Feb. 1.—Advices received by the Empress of China today tell of fears of an anti-foreign rising in China. A Peking dispatch says widespread riots in Cheking cannot longer be ignored, and the foreign consuls at Shanghai are afraid of growing anti-foreign tendencies.

Applications for the suppression of the riots are being made by the Peking legations, but the Chinese authorities appear indifferent and have taken no steps other than issuing a formal notice to the provincial governors to quell the rising. A rising in the Yangtze Valley is also feared.

Meanwhile the Chinese officials are approaching the foreign ministers in regard to the evacuation of China by foreign troops, stating the Chinese army has greatly improved, and can fully cope with any rising. Japan is firmly objecting to evacuation.

A writer in a Shanghai paper says Chinese reformers and patriots have an idea that the only way to over-

throw the present dynasty is to start another anti-foreign disturbance similar to that of 1900, believing the foreign governments would then depose the present rulers.

The writer believes all anti-foreign feeling has the secret sympathy of those in official positions. The boycott, he says, is not altogether an anti-American movement, it is thoroughly anti-foreign.

The Tokio Azahi says that, whereas Britain wishes to retain Wei Hai Wei, the Chinese government is endeavoring to cancel the lease, with the intention of using the place for a Chinese naval station.

Discontent among Russian prisoners in Japan resulted in attempts to fire the stores and depot which houses 12,000 prisoners, the malcontents repeatedly trying to fire the building, making as many as four attempts in one day.

Two Japanese torpedo boats have been sent to suppress a fleet of pirate junks, all well armed, operating between Mokoo and Kusan on the Korean coast.

**ASKING ONTARIO  
TO PAY \$1,362,935****Dominion's Action to Recover  
Large Sum Paid to the  
Saulteaux Indians.**

Toronto, Jan. 31.—In the exchequer court today, before Mr. Justice Burdett, the Dominion of Canada is claiming \$1,362,935 due up to 1902, and any additional sum up to date, from the Province of Ontario. The claim arises from the Dominion's treaty with the Saulteaux tribe of Ojibway Indians in 1873.

On that occasion the Indians ceded some 47,000 square miles to the Dominion, and of this tract Ontario owns about 30,000 square miles. The district is described as covering the area from the watershed of Lake Superior to the northwest angle of the Lake of the Woods, and from the American border to the height of land from which the streams flow towards Hudson Bay.

In return for this surrender the Indians received a financial return and certain concessions necessitating a monetary outlay.

The Dominion argues that Ontario should reimburse it for the total expenditure. The Province of Ontario on the contrary contends that, as the Dominion made the treaty with the Indians, the Dominion must carry out the terms of that treaty.

The Indians residing on the reservations within the Province of Ontario during the years between the making of the treaty, and the present time, have averaged 2,741, and the number within the territory ceded by the treaty, but lying outside the Province, has been about 131.

When the Privy Council gave judgment some time ago against the Dominion and in favor of Ontario on a water power patent issued by the former, that tribunal intimated that the Province was responsible for the territory affected. Then the Dominion decided to take action on the treaty of 1873.

**CHRISTIAN LEFT LITTLE**

Estate of the Late Monarch Valued at About \$250,000.

Copenhagen, Jan. 31.—The body of King Christian was today placed in a plain casket, lined with swansdown and covered with black silk.

It lies tonight in the apartment of the Amleborg Palace, known as the "Garden Room," to which it was removed after a memorial service this afternoon.

Only the court physicians were present when the body was placed in the casket, following the service, at which most of the members of the royal family were present.

King Christian left only a small fortune, amounting to probably less than \$250,000. The king was charitable and gave large sums for the relief of the poor and to deserving institutions.

**GREAT FIRE AT PANAMA CITY.**

Panama, Feb. 1, 5:30 a.m.—Shortly after 2 o'clock this morning fire started in a four-story wooden house, known as the Concordia, in the Carrera district. At 2:30 a.m. an adjoining three-story building was ablaze, and a whole block composed of wooden houses was threatened with destruction. The firemen for some time were unable successfully to fight the flames, because of the lack of water, and a large

**A \$100,000 FIRE  
IN FREIGHT SHEDS****The Canadian Pacific's Bonded  
Warehouse at Winnipeg  
Completely Destroyed.**

Winnipeg, Feb. 1.—That part of the new C. P. R. freight sheds used as a bonded warehouse was entirely consumed by fire last night. The loss to the company is estimated at about \$20,000, and to the owners of the goods therein \$60,000. It is likely much more than that has gone, as much costly merchandise was contained in the building. It being a large one-story brick warehouse 300 feet long by 50 feet wide.

The loss as the fire started in the office, and every shred of paper and books was entirely consumed. The night was very cold, with a fierce north wind blowing. The hose had to be removed to allow the yard engines to endeavor to rescue some cars off the siding next to the shed, but eight of them were consumed nevertheless.

The building was separated from the freight sheds proper by a fireproof wall. Were it not for that a third of a mile of buildings would be burning now.

**HYDE IS SUED**

Equitable Takes Steps to Recover \$75,000.

New York, Feb. 1.—President Paul Morton, of the Equitable Life Assurance Society, announced today that suit had been started against James H. Hyde for the recovery of approximately \$75,000, representing Mr. Hyde's profits in syndicates which sold securities to the society.

Mr. Morton also announced that suits were in preparation against various men who had profited by the leases of space in buildings owned by the Equitable to some of the so-called subsidiary companies, and that these and other claims of the society growing out of the acts of the old Equitable administration were being pushed as rapidly as possible.

**IN DEAR OLD CHICAGO**

Robbers Make Big Haul of Money, Diamonds and Watches.

Chicago, Feb. 1.—Two armed robbers entered the Empire Loan Bank, 144 North Clark street, last night, compelled the two clerks to kneel behind one of the counters, looted the cash register of \$300, filled a valise with watches, diamonds, and other jewelry, and made their escape. The jewelry stolen is valued at \$700. When the robbers entered the store it was deserted except for the two clerks who were counting up the day's receipts.

On leaving the place the robbers warned the clerks not to move for five minutes. They locked the front door after they had gone out and then ran away. After several minutes one of the clerks threw a hammer through the window to summon aid. The police were notified at once.

**Big Increase in  
Customs Returns**

That business continues good in this city is evidenced by the returns of the custom house for January.

In the first month of 1906, the collections totaled \$63,998 32, which exceeded the returns for January, 1904, by \$3,236 38.

Last month, the collections amounted to \$69,833 88, an increase of \$5,835 56 over last year, and \$9,071 94 greater than in 1904.

**Here's Another Revolt.**

Panama, Feb. 1.—Private advices received here from Cartagena are to the effect that Gen. Gonzalez Valencia, former vice-president of Colombia, and Gen. Nelespina have started a revolution in the Province of Antioquia against President Reyes.

**DO TOO MANY HOPEFULS  
HOODOO HOUSEHUNTERS?****The Mother of a Large Family  
Thinks So—Landlord Says  
They Wreck Houses.**

Are children hoodoos to house-hunters?

The question is prompted by a letter which has been received by School Inspector Edwards from a Chelsea, Green lady. She is the mother of a family, and, of course, wishes to have her children attend school. Residing as she does outside the city, she cannot send her children to the public schools, and according to her story she is compelled to live across the river because landlords will not rent a house to her when they find she is the possessor of a somewhat numerous progeny.

The letter she sent the inspector is as follows: "Could you tell me if they would let the boys attend school for 50 cents a month, or if \$1 is the least they will take? It seems almost impossible to get a house in the city, as the landlords object to the children."

Here's a problem.

Here lies a question for the board of education to deal with. In the past has been refused admittance to the public schools because of the already overcrowded condition of all of them. So acute has the overcrowding become, especially in the southeast portion of the city, that the board has absolutely refused to allow children from the outside to attend at any price.

**ST. LOUIS BARS SWEARING**

Police Ordered to Arrest All Users of Profane Language.

St. Louis, Feb. 1.—Recently the board of police commissioners issued an order prohibiting policemen from swearing while on duty. Last night Chief of Police Kiley issued an order that policemen arrest all persons using profane language in the streets and in public places. Since the police board's order was issued one patrolman has used profanity while on duty and has been fined \$50.

**CHANGE IN SCHOOL LAW**

Quebec May Remove Instruction From Hands of Clergy.

Quebec, Jan. 31.—Eight amendments to the school law are engaging the attention of the Protestant committee of the Council of Public Instruction for Quebec Province. By far the most startling is one worded thus:

"The secretary of the Province of Quebec is ex-officio, a member of the Council of Public Instruction."

So important is this amendment considered that a resolution calling for a special meeting of the council was passed. It was in part as follows:

"Whereas, it is deemed inadvisable on prudential grounds for either section of the Council of Public Instruction to promulgate any resolution on questions of a mental without having before them the views of members of the other section, it is therefore resolved that the honorable superintendent of public instruction be respectfully requested to call a special meeting of the council for the purpose of paragraph 53, to consider the said proposal of the Government."

At the close of the meeting several representative gentlemen, members of the Protestant committee, discussing the proposed amendment, said it was the introduction of a dangerous element that apparently sought to secularize education in the Province of Quebec, that would eventually lead to discrimination against the Protestant minority, and also injure the Catholic methods of education. These gentlemen, who do not wish to be quoted, state with emphasis that the proposition looks like a second edition of the laws recently adopted in France. It will lead, it is said, to the abolition of the office of superintendent, and the creation of a minister of education who will be the master hand in provincial instruction of the future.

**Togo to Visit U. S.**

Tokio, Feb. 1.—It is announced upon reliable authority that Admiral Togo will visit America in April with two armored cruisers. A permit for Americans to visit the Liao Tung Peninsula and investigate the condition of their properties, abandoned at the outbreak of the Russo-Japanese war, was officially granted today.

**STEAMERS ARRIVED.**

Reported at, From, Teutonic.....New York.....Liverpool  
Georgian.....New York.....Glasgow  
Maestri.....Queensdown.....New York  
Ivernia.....Queensdown.....Boston  
Buenos Ayres.....Glasgow.....Glasgow  
Hungarian.....Glasgow.....Portland  
Prinz Oskar.....Naples.....New York  
Carthagenian.....Philadelphia.....Glasgow  
Berian.....Manchester.....Boston  
Numidian.....Marseille.....St. John



PRINCESS ENA OF BATTENBERG.  
Shortly to Become Queen of Spain  
Through Marriage with Young  
King Alfonso.

**DO TOO MANY HOPEFULS  
HOODOO HOUSEHUNTERS?**

But now the pathetic letter of the Chelsea Green mother has aroused the sympathy of the trustees, and some of them were in full war-paint and feathers and looking for landlords, when they heard of the lady's complaint.

"We hear a great deal of talk about the low birth rate," said one gentleman to The Advertiser today, "but what can be expected when the landlords place the ban on tenants with families? I feel like allowing the Chelsea Green mother to send her children to the Aberdeen school at once."

What the Landlords Say.

The other side of the question is somewhat different.

"I frankly admit that I will not rent a house to a man with a family, especially a large family, if I can possibly help it," said a landlord to The Advertiser when spoken to on the subject.

"If this condition of affairs which the lady complains of actually exists in London, one does not need to go very far to get at the cause. I know of a certain lady whose little boy was amusing himself by smashing the plaster on the wall with a hammer. The father stopped the child and whipped him, but the mother nursed the little chap and remarked reproachfully to her husband, 'Don't we pay rent for this house?'"

"Children, indeed, wreck a house, ways has the call on the man who has a large family. It may be wrong to object to children, but from a financial standpoint it's the wise policy to follow."

The board of education will likely take the matter up at its next meeting.

**SEALERS ARE IN LUCK**

Fleet Hunting Off Cape Horn Report Large Catches.

Victoria, B. C., Jan. 31.—Advices received from the sealing fleet hunting off Cape Horn, and in the Antarctic, say the catches are larger up to the present than last season. The schooner Edith R. Balcom took 908 seals up to December 2, when she left the grounds and arrived at Sandpoint on the 8th, leaving again December 16 for a cruise to new grounds located by Captain Balcom in Antarctic Ocean. The Baden Powell, Captain Henderson, 400 skins; Beatrice L. Corkum, 455, E. B. Marvin, of Victoria, sealing 120, and the Markland 22 skins. It is expected that large catches will be made this season off Cape Horn.

**Riot in Belgrade.**

Belgrade, Serbia, Feb. 1.—The bitterness felt here against Austria was evidenced by the action of a mob which invaded and broke up a meeting of prominent merchants held to protest against the attitude of Serbia towards Austria. The mob subsequently paraded the street, shouting, "Down with Austria," and wrecking property belonging to known sympathizers with Austria. The police did not attempt to interfere.

**THE WEATHER.**

Tomorrow—Fair and Colder.

London, Thursday, Feb. 1.  
Sun rises: 7:35 a.m. Moon rises: 11:42 a.m.  
Sun sets: 5:23 p.m. Moon sets: 12:42 p.m.  
Minimum and maximum temperatures:  
Dawson, 10-18; Atlin, 22-26; Vancouver, 37-49; Kamloops, 35-40; Calgary, 30-40; Edmonton, 28-38; Qu'Appelle, 10-38; Winnipeg, 4 below-28; Port Arthur, 8 below-22; Parry Sound, 25-34; Toronto, 23-40; Ottawa, 25-34; Montreal, 30-34; Quebec, 28-34; Halifax, 15-45.

**FORECASTS.**

Thursday, Feb. 1.—5 a.m. Today: Strong northwest winds tonight, and becoming much colder.

Friday: Northerly winds; fair and cold.

TEMPERATURES.

Stations. 8 a.m. Min. Weather.  
Calgary.....22.....Fair  
Winnipeg.....22.....Fair  
Parry Sound.....30.....Snow  
Toronto.....20.....Snow  
Ottawa.....20.....Snow  
Montreal.....28.....Fair  
Quebec.....28.....Fair  
Father Point.....28.....Rain

The sign indicates below zero.

WEATHER NOTES.

A pronounced cold wave is moving rapidly across Northern Canada, and the temperature is now much below zero near Lake Superior. Light snow has fallen in parts of Ontario.

LOCAL TEMPERATURES.

The highest and lowest readings of the thermometer at the local observatory for the 24 hours ended at 8 p.m. Wednesday were: Highest, 35°; lowest, 25°.

**UNCOMFORTABLE  
FOR MR. WEBSTER**

Mr. Bastedo's Chief Clerk  
Has Unhappy Afternoon.

**HIS CASE BADLY PUNCTURED**

Charge After Charge Falls—His Feelings Crippled Out After the Government Change.

The end of the investigation into the charges preferred by Mr. James Webster of the Ontario Fisheries Department, against Mr. Bastedo, the deputy minister of fisheries, is in sight.

Today Mr. I. F. Hellmuth, representing Mr. Bastedo, resumed the cross-examination of Mr. Webster, and in several instances succeeded in completely refuting the charges. Mr. Hellmuth tried to bring out that Mr. Webster was instigated by political animus in making the charges, but when he asked Mr. Webster flatly what his political faith was, Mayor Judd of London, the investigator, objected.

"You may ask him if he was not animated by political spite, if you like," said Mr. Judd.

In reply to questions Mr. Webster said that he had no thought about bringing the charges until after the change in Government. If he had spoken about the irregularities, he charged he did not remember the names of those to whom he spoke.

Government Got Full Pay.

Mr. Hellmuth opened with the charge that Lake St. Clair fishermen were allowed to fish all the summer of 1904 unlicensed.

"The department finally got paid for all the time the men were fishing," asked Mr. Hellmuth.

"The fees were paid," replied Mr. Webster.

Questioned why he had written, "Nonsense; I have removed nets in winter time," across a letter regarding the removal of nets in Mitchell's Bay, Lake St. Clair, during the winter season, Mr. Webster said he had a right to do that.

"You showed your comment to Mr. Bastedo, of course?"

"He had access to the files," was the reply.

"Did you tell him?"

"I am a subordinate to write 'nonsense' across your superior's letters?" asked Mr. Hellmuth.

"I do not consider myself a subordinate; I am of the same rank," replied Mr. Webster.

"You think you are of the same rank?"

"I am an officer in the department, and he is only an officer, too," was the reply.

"Are you of the same rank as Mr. Bastedo, or are you under him?"

"He is in charge of the branch."

"Are you under him?"

"I am under him."

"Then, was it right for a subordinate to write 'nonsense' on his superior's letter?"

"I don't see anything wrong with it."

Webster's Appointment.

Mr. Hellmuth then took up the question of Mr. Webster's appointment, and showed him that he was not appointed under chapter 15 of the revised statutes, as he believed. He was appointed under chapter 1 of 62 Victoria, which gave the Government the right to appoint a deputy commissioner of fisheries and such officers and clerks as may be necessary to carry out the act. Mr. Webster had not read this.

Mr. Hellmuth read Mr. Webster's appointment on Dec. 2, 1878, as an officer in the fisheries branch, at a salary of \$1,400 a year. This surprised Mr. Webster, and he admitted that he had never received a commission, and that he had never been addressed as chief clerk.

When He Aspired.

He had not assumed an attitude of equality with Mr. Bastedo until the change in the Government. He considered that there was political significance in Mr. Bastedo's consulting liberal members.

"Are Conservative members now consulted?"

"I believe they are."

"What change has there been?"

"Is there any?"

"I have not looked into that."

Mr. Webster admitted that when the department was appointing overseers or guardians, it was necessary to make inquiries, but he did not see why defeated candidates or members should be consulted.

"There are other people in the neighborhood better able to judge," said Mr. Webster.

Mr. Hellmuth read a telegram in contradiction to this allegation. On Nov. 3, 1905, Mr. Webster had himself telegraphed from Port Dover: "Mr. Barry applied for boat license off Yarmouth. Mr. Brower and overseer favorable. I see no objections." Mr. Webster did not know whether or not Mr. Brower was the member there, and could not say whether he had consulted anyone except the overseer. Mr. Brower is the member for East Elgin.

"Then you got the local member's opinion, though you have just objected to Mr. Bastedo doing the same."

"I see no harm if the local member knows more about it."

"Then there are circumstances under which a local member may be consulted without annoying Mr. Webster?" queried Mr. Hellmuth.

Continued on Page Nine.

**The Court of Appeal  
Refuses "Texas" New Trial**

"Texas" Burdett, now serving a term of fifteen years in the Kingston Penitentiary for robbing Obnesser's saloon two years ago, will not have a new trial.

Such was the effect of a decision given by the court of appeal at Toronto yesterday, on a motion made on behalf of the prisoner for leave to appeal against the conviction, and for a direction to state a new case. There were five justices on the bench—Chief Justice Moss, Justices Osler, Garrow, MacLaren and Clute.

Convicted Last Fall.

The conviction of Burdett was made at the fall assizes by Mr. Justice Street and a jury. In the motion for leave to appeal, the prisoner contended that the judge in effect commented upon the failure of the prisoner to testify on his own behalf; that the jurors disagreed, as was disclosed when they were polled, and that there was no evidence of prisoner's guilt to go to the jury.

Held, that the judge was within his right in sending the jury back for further deliberation, upon being polled after they had announced their verdict, one of them answered, "not guilty," dissenting from the verdict as announced by the foreman. Held, also, after a careful consideration of the charge, that the judge did not intimate or intend to intimate to the jury that the prisoner might have given evidence in his own behalf, and that an inference unfavorable to him might be drawn from the fact that he had not done so. The judge merely told the jury of the presumption which might, in all the circumstances of the case, be drawn from the fact of his not having given an account of how the stolen property came into his possession, an account and presumption entirely unconnected with his not giving evidence on his own behalf as a witness at the trial. The prisoner was not charged

with burglary alone, but with burglariously stealing property of which the pouch or purse found upon himself at the time of his arrest formed part.

Held, that the trial judge could not properly have ruled that the lapse of time between the burglary and the arrest was so great as absolutely to repel any presumption that the prisoner was concerned in the burglary, and which, as the evidence strongly tended to show, the property had been stolen. It was a piece of property of rather a peculiar kind. It bore on its face evidence of an attempt to destroy its identity, and the prisoner's possession of it, his intimate association with "Billy" Wilson, whose possession was found on other property stolen on the same occasion, and the latter's prompt response to the prisoner's call to resist his arrest, even unto death, were all circumstances from which the jury might well draw an inference of guilt, more especially if they concluded, as they evidently did, that the witness Richardson was put forward on had come forward to give a false account or explanation of how the prisoner came into the possession of the purse. The motion was refused.

May Go to Supreme Court.

Mr. J. F. Faulds was the counsel for the prisoner. He was asked this afternoon if anything further could be done in behalf of "Texas," and he said that if the court of appeal was not unanimous, the matter of a new trial could be taken to the supreme court. If the appeal court was unanimous in its decision against "Texas," then the notorious prisoner will have to serve his full term.

"I will carry the case to the supreme court, if possible," said Mr. Faulds, after he heard the judgment.

"But," he added, "I am afraid the court of appeal was unanimous."

**NEW CHALLENGER  
FOR THE BIG CUP**

Lipton Won't Talk But Order to Build Racer Has Been Given.

St. Hyacinthe, Que., Feb. 1.—Mr. P. L. Lipton, who was yesterday named as a challenger for the big cup, will not say what his proposals will be. It is understood, however, that Alfred Mylne, of Glasgow, will defend the challenge, and that the Denny's, of Dumbarton, will build her.

**MUSTARD PLASTER DIVORCE**

The Novel Plea of a Chicago Man Puzzles a Judge.

Chicago, Feb. 1.—Is the refusal of a wife to place a mustard plaster on her husband's side sufficient ground for a divorce?

Judge Gary has this question to decide in the case of Francis Gunlock against his wife, Elizabeth. Gunlock says his wife built a side plaster to take a kink out of his side and left the house without placing the poultice. Mrs. Gunlock explained that she was going out when the request for the plaster was made, and had only time enough to make it, but not to place it for her husband.

**"BLACK HAND" TO CONGRESS**

Four Days of Ominous Warnings and Then—Oh, Fudge!

Washington, Feb. 1.—The receipt of "Black Hand" letters by members of the House has almost caused nervous prostration among some of them. Members received postcards on which there was a drawing of a black hand. Beneath the hand was the warning, "Only four days more." Members began to ransack their brains for the cause of the enmity of the "Black Hand."

Two days after the first warning a second came, the same black hand and the ominous words, "You have only two days more." Next day it was "one day more." Today postcards were received inscribed in red ink: "No more black hands. Use Black's soap."

Members of Congress believe this particular method of advertising should be abolished by law.

**Scale Committee Agrees.**

Indianapolis, Feb. 1.—The joint scale committee of the central district has agreed and adjourned.

**500 ANXIOUS TO GO TO JAIL  
BUT COURTS WON'T PERMIT IT**

Chicago, Feb. 1.—Five hundred members of Typographical Union No. 16 voted unanimously yesterday to go to jail. As they are on strike, they thought they might save the \$1,000 fine assessed against the union by Judge Holdom if they were permitted to work out the amount in prison.

After the resolution was adopted a committee was sent to Attorney H. Barnum to learn if there was any hope for the strikers breaking the law and in that manner satisfying justice. They learned that if the fine was not paid, and that there was no possibility of strikers going to jail.

**DYNAMITE PLOT  
AT ST. HYACINTHE**

Deadly Explosives Found in Station of the Grand Trunk Railway.

St. Hyacinthe, Que., Feb. 1.—Mr. P. L. Lipton, who was yesterday named as a challenger for the big cup, will not say what his proposals will be. It is understood, however, that Alfred Mylne, of Glasgow, will defend the challenge, and that the Denny's, of Dumbarton, will build her.

**FEET BADLY FROZEN**

Nephew of Hon. Mr. Oliver Meets Distressing Experience.

Ottawa, Ont., Feb. 1.—The transcontinental railway commission received information today that Harold Dunlop, a nephew of Hon. Frank Oliver, who was at work on the survey of the western section of the road, had his feet badly frozen. He will require to have the toes and part of the feet amputated. He broke through the ice and had to walk ten miles to camp. He is at Rat Portage and his sister, Miss Edith Dunlop, of the interior department, left for there today.

**REWARDS FOR HEROES**

Receive Carnegie Medals and \$9,500 in Cash Besides.