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THE MORNING ALBERTAN

PHONE YOUR WANTS M2166

KTEEN PAGES — CALGARY, THURSDAY, JUNE 12, 1913. — TWELFTH YEAR—No. 89

O DISSENTION AT CITY HALL SAYS COMMISSIONER SAMIS IN REPLY TO STATEMENT IN THE CALGARY HERALD

Commissioner Samis requests The ing Albertan to publish the following statement in his behalf:

I see The Herald is lying again. Big scare headlines on its front page yesterday to the effect that there is dissension among the Commissioners about another installment of the damning falsehoods of this would-be scandal maker. There is absolutely no wrangling whatever between the commissioners despite The Herald's persistent endeavors to stir up strife. It is true that Commissioner Graves and I have differences of opinion as to the proper method of financing our city utilities. He has contended that the depreciation fund of the street railway should be based on the gross revenue of the system, while I have argued basing it on the total capitalization of the road. I have further stated that since the operation of our street railway and our other public utilities occupy a part of the time of the city hall staff, a part of the salaries of that staff should be charged up to these utilities. I have also favored charging the street railway rent for the use of the streets. The Herald dubs these as impracticable theories of mine, but they are being adopted this year for the first time in the history of our utilities.

"It seems to me very obvious that the street railway should thus pay its honest debts before talking of surpluses. The Herald's statement that I am insisting on holding up the year's estimates for the auditor's report is false. This was the mayor's suggestion, unanimously concurred in by the other commissioners.

"I do not think I am making an unwarranted statement when I say that mischievous misrepresentation indulged in by The Herald constitute that paper a menace to the community and therefore a public nuisance."

ANADIAN AVIATOR ARRANGING TO FLY ACROSS THE ATLANTIC OCEAN

B. Montague Chambers, of St. John, N. B., Believes That the Flight Can Be Made Under Advantageous Circumstances Within 24 Hours.

MONTREAL, June 11.—C. F. Montagu Chambers, the aviator from St. Johns, N.B., arrived here today with his business manager, W. F. Hackman, with a view arranging financial matters in connection with the proposed flight across the Atlantic for the prize of $50,000 put up by The London Daily Mail.

The aviator speaks in optimistic tone, confident in the belief that it is possible with present day machines to make the journey from land to land in 24 hours and if Mr. Chambers can get the financial backing he will make the attempt late in August or early in September of the present year. He points with assurance to the achievement yesterday of Monsieur des Moulinais, the French aviator who flew from Paris to Warsaw, covering the 993 miles in 13 hours.

Mr. Chambers relying upon past experiences in flights over bith land and water, holds that it is much easier to fly over water than land owing to the absence of the excessive air eddies to be met with over land. He believes the journey can be made with 35 gallons of gasoline or petrol, and 45 gallons of oil, and that littel or no alteration is required in machines already built.

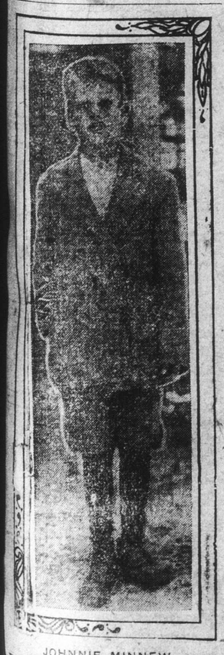
ETS FIVE YEARS FOR RUSTLING 180 HORSES

notorious Bill Anderson Receives Sentence for Outrages Committed

Moose Jaw, June 11.—The supreme court came to an end this afternoon with the sentencing of the notorious Bill Anderson to five years in Prince Albert penitentiary on a charge of stealing horses. He had boasted that he had rustled 180 horses in the country south of here, taking 40 across into Montana in one bunch. It was due to his boasting to the chief of police of Medicine Hat that he was caught after the Mounted Police had searched for him for many years. The chief thought that he was lying but was willing to take a chance to find out. Anderson was drunk at the time.

Farwell to Rev. A. F. Cuttle

On Sunday next Rev. A. F. Cuttle, pastor of Wesley church will preach his farewell to the congregation and it is expected that there will be large attendances at both services. This evening at 8:30 there will be congregational rally and farewell meeting held in the church to which al who are interested are invited.



JOHNNIE MINNEW,
Rescued by his parents after having tramped all over Canada for the last years. He is 13 years old now, and is quite a man of the world.

REGINA FAIR GRAND STAND WAS BURNED DOWN

Damages Estimated at $100,000; Caused by Explosion of Gasoline Stove

Regina, June 11.—The big new grandstand with the old stand on either side, the main building and the district buildings at the exhibition grounds were totally destroyed by fire tonight. The loss will run well over $100,000.

The fire originated underneath the grandstand. A local caterer, who had secured the privileges for the race meet opening on Friday, was getting his place of business in readiness, when a gasoline stove exploded and in a few seconds the big structure was in a blaze.

When the firemen had made their long run they found a hopeless fight on their hands, especially as the water pressure was poor. Fortunately they succeeded in saving the extensive stables and several of the buildings such as the manufacturers', dairy and the subsidiary main building.

The turf club meet will take place as announced but spectators will be forced to stand within the enclosure.

Mayor Martin said tonight, ot was doubtful if the stands and other burned structures would be rebuilt, excepting, of course, in a temporary sense, as the council has under consideration the removal of the exhibition grounds to another site.

Ad Men at Baltimore.

Baltimore, Md., June 11.—With delegates in attendance from all parts of the United States and Canada, and several from foreign countries, the ninth annual convention of the Associated Advertising clubs of America began in Fifth Regiment armory today. The session will close tomorrow

What the West Did Yesterday

AT WINNIPEG—

The annual convention of the Canadian Forestry association meets here July 7 to 9. Among subjects discussed will be conversation and augmentation of forestry areas in prairie provinces, farm forestry and shelter belts.

AT MEDICINE HAT—

The city is calling for tenders for the installation of a fire alarm system extending over 25 miles of wire. The finance committee submit a report sh wing an estimated expenditure for all departments of $400,784, including $92,000 on public schools.

AT CALGARY—

The engineer making excursion to coal properties, 50 miles from city, announces large seams of bituminous coal. A party of 64 new settlers arrived yesterday, mostly English and Scotch with a few Belgians and Danish, some going to C.P.R. ready-made farm and some to Columbia Valley fruit farms.

CHURCH UNION COMES IN 1915 DECLARES PRESBYTERIAN CONVENTION

In the General Assembly Yesterday Vote Is 178 in Favor of Church Union to 54 Against; All Amendments Voted Down.

CLEAVAGE IN CHURCH IS SHARP AND WELL DEFINE

"We Have Come to the Parting of the Ways," Is Statement of Dr. James Ross of London; Indicates That Church Will Lose Membership.

TORONTO, June 11.—The debate on the question of church union in the Presbyterian General Assembly was finally concluded this afternoon and the determining vote was taken. The ministers present were more than three to one for than those against, being 178 to 54.

The cleavage in the Presbyterian church appears clear and distinct.

"We have come to the parting of the ways," said Rev. Dr. James Ross of London, during the discussion of the afternoon. Dr. Ross is one of the leaders of the church in the east and was nominated as moderator of the Presbyterian gathering. "The time has come," he continued, "when the Presbyterian body must count the cost. We must prepare for the inevitable loss and separation. The motion which we propose to pass will do two things. It will assure the minority that we are in earnest, and it will make clear to those who have threatened continued opposition that we are not to be over-awed."

The declaration of the assembly was in the following words:

"That in view of the large majority in our own church voting in favor of organic union and the practically unanimous favorable vote in the other negotiating churches and in view of the desire of all sections of our church that the Christian unity which obtains between the churches may be continued and deepened and in view of the strength of the minority in our own church which has not approved of organic union of the best method of expressing the unity of spirit which is rapidly growing throughout the church of Christ: and in view of the desirability of the utmost unanimity of action within our own church, this committee proceeds to consider the suggestions and alternatives remitted to it, and recommends the general assembly as follows:

"1—That the assembly assure the other negotiating churches that the Presbyterian church fully realizes its share of responsibility in the present movement and earnestly desires that the spirit of unity which has given rise to it may be conserved and deepened, and asks the other

(Continued on page twelve.)

METHODIST CONFERENCE IS OPENED AT BRANDON

Day Devoted to Routine Business, Transfers to Be Officially Reported Today

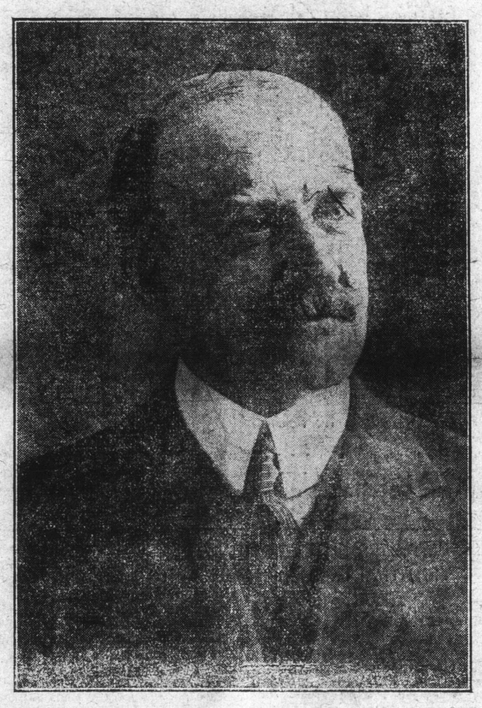
Brandon, Man., June 11.—The Methodist conference was officially opened today by Rev. A. B. Osterhout, president of the conference. The general conference officers were Rev. Dr. Chown, general superintendent; Rev. James Allen, home missionary secretary; and Rev. Dr. Endicott, missionary field secretary.

A considerable amount of routine business was got through, and a number of transfers into the conference will be officially reported tomorrow. They are: Rev. W. W. Sharp, Rev. J. W. Dickinson and Rev. A. E. Smith, from British Columbia; Rev. H. Atkinson and Rev. G. F. Salton, from Saskatchewan; Rev. J. L. Batty, from New Brunswick; Rev. W. B. Coswell, from Toronto; Rev. J. E. Hughson, from Alberta; Rev. R. Whiting, from London.

Those transferred out of Manitoba are: To Saskatchewan, Rev. R. Milliken, Rev. F. B. Richardson, Rev. R. L. McTavish and Rev. F. W. Westwood; to British Columbia, Rev. W. S. Crux, Rev. W. C. Burit, and Dr. Crummy; to New Brunswick, Rev. H. A. Goodwin; to Toronto, Rev. H. Hall; to Hamilton, Rev. H. L. Smith and Rev. G. H. Williams.

Besides these there may be other transfers arranged.

The following were appointed the committee on conference relations: Rev. F. T. Ferrien Dr. Woodworth, Dr. Stewart, MacLean, Dr. Cooke, Rev. G. F. McCullough, and G. K. B. Adams.



HON. CHARLES R. MITCHELL —Whose election by acclamation in Bow Valley riding today is probable.

HON. CHARLES R. MITCHELL WILL BE RETURNED BY ACCLAMATION TODAY TO REPRESENT BOW VALLEY

BASSANO, June 11.—Tomorrow is nomination day for the constituency of Bow Valley, and from all indications Hon. Chas. R. Mitchell, Minister of Public Works, will be returned by acclamation to represent the district in the legislature at Edmonton. The Conservative party as a whole has been adverse to holding a contest, and only a few of those who had views of their own were anxious to put up a candidate, while some felt that they themselves should have the honor, and were ready to stand, only that the necessary support was not forthcoming.

A strange rumor gained circulation late this afternoon, when a rumor came from Medicine Hat that Fred Pingle, brother of C. S. Pingle, M.L.A., for Redcliff, had left for Bassano, with nomination papers in his pocket, and would at the last moment enter the field. He did indeed leave the Hat, but did not get off at Bassano, though he went through to Calgary. Whether he will come down in the morning and put himself up as a candidate is not sure, but during the recent election he was one of the most sturdy of the opponents of the government at the Hat, and fought with all the power at his command to defeat Mr. Mitchell there.

It is not, however, thought seriously that Mr. Pingle means to run, and if he does his chances are of the slimmest, and he will cut but a poor figure at the polls, as, besides being comparatively unknown in the constituency, it is felt that as a newcomer and inexperienced politician, he would have but a meagre support in the riding. There will certainly be no other contestant, and the probability is that Mr. Mitchell will be the member for Bow Valley at 2 o'clock tomorrow, when the nomination closes.

LOSE $24,000,000 BY NEW TARIFF GAINS $80,000,000 ON INCOME TAX

WASHINGTON, June 11. — A table prepared by the senate finance committee showing comparative figures based on the Underwood tariff bill and the present tariff law shows the average ad valorem rate in the proposed law to be 32.99 per cent., as against 43.64 per cent. under the Payne-Aldrich law.

The estimated loss of revenue through the augmented free list in the Underwood bill would be $24,718,329 on an import valuation of $102,534,466. Revenue under the proposed bill exclusive of the income tax is estimated at $266,701,130, as compared with $304,216,634 under the present rates. With the income tax revenue estimated at approximately $80,000,000 the total revenue under the proposed bill would aggregate about $347,000,000.

Sundries Taxed.

In the sundries schedule, wherein the Democrats have added many articles not heretofore taxed, the ad valorem equivalent shows an increase over the Payne-Aldrich rates from 24.72 per cent. to 33.26, and the estimated revenue from this schedule is raised from $27,000,000 to approximately $60,000,000.

Wool revenues, it is estimated, will decrease from $27,000,000 to $13,000,000. The sugar revenue would decrease from $60,000,000 at the rate of $20,000,000 a year until committee in charge of the agricultural sugar goes on the free list in three years. The proposal of the subcommittee in charge of the agricultural schedule to put a countervailing duty on live stock, grains and flour is to be discussed by the majority members of the finance committee.

Estimated Duties.

With these products on the free list subject to a countervailing duty cattle from Canada would be dutoable at from 22 1-2 to 25 per cent. ad valorem, the Canadian tariff on cattle; meats would be dutiable at 2 1-2 to 3 cents a pound; wheat, 10 to 12 cents a bushel; oats and rye, 9 to 10 cents a bushel; flour, 50 to 60 cents a bushel; rye flour, 45 to 50 cents a barrel; oatmeal, 50 to 60 cents a barrel.

Senator Simmons estimates that the majority members will be at least a week considering the bill.

BIGAMIST WOMAN GETS SUSPENDED SENTENCE

Moose Jaw, Sask., June 11.—After spending the night in her cell wondering what she would get for bigamy, which charge had been proved against her yesterday, Mrs. Kate Delta was brought before Chief Justice Haultain at noon today, and after a reprimand was allowed out on suspended sentence. She is the woman who married William Jordan at Beausejeur, Man., in 1905, and then married Richard Delta at Sintaluta in 1907. The jury recommended her to mercy after medical evidence had been given.

CANADA PAYS LITTLE IN BOUNTIES

Ottawa, June 11.—Canada is fast going out of the bounty business. Since steel bounties ceased, the annual payments have dwindled notably. Last year the total was $261,872, the smallest recorded since bounties were established. Of this amount $64,281 was paid on lead, $129,251 on crude petroleum and $37,800 on Manila fibre.

The Girls' Auxiliary of the Women's Hospital Aid are holding a garedn party this afternoon at the home of Mrs. Wm. Pearce, 2014 Seventeenth avenue east, from 3.30 to 7 o'clock. Refreshments will be served

ARE CHINESE IMMORAL IN CANADA? DOMINION PARLIAMENT TO BLAME SAYS ALBERTA JUDGE FROM BENCH

High Poll Tax on Chinese Women the Cause, Says Judge Beck in Quashing Conviction Against Hung Lee for Running a Gaming House.

GAME OF SKILL WITH CHANCE NOT ILLEGAL

Judge Is Not Sure That Cockfighting Is Contrary to Law; Fantan Allowed and Only Games of Pure Chance Are Illegal; Judge Scores Police.

The Dominion parliament is to be held responsible for the abnormal immorality of the Chinaman, if such there is. So says Mr. Justice Beck.

Who is responsible? he asks in a judgment to quash a conviction against a Chinaman.

The people who impose the poll tax on Chinese women of $500, is his answer.

He says that few Chinamen can afford to pay this sum for a prospective wife or go home to get married.

The judgment is of further interest. It quashes the conviction passed by Magistrate Sanders on Hung Lee, a Chinaman, for running a gaming house. The learned judge says the decision is not given so much on points of law as on the merits of the case. All games, he declares, are lawful except perhaps cock fighting and games of pure chance. All games of skill and games involving both chance and skill are lawful, except when played in common gaming houses.

Police at Fault

His lordship also states the police did not have the right to make a raid on the premises of the Chinaman and they had no right to do so except on a search warrant. Further, the judge declared that he would have allowed costs in the case of the Chinaman had he been allowed to do so as the police had without excuse broken up a great deal of the furniture in the house after making the raid.

The case was one of certiorari to quash the conviction made by Police Magistrate Sanders on February 8, against Hung Lee for having kept a gaming house in the city of Calgary. The case came up for argument forth, said his lordship, many points of law and while giving due consideration to these he felt that the conviction would be quashed on its merits.

What Games Are Lawful

The judge then quotes from Lord Halsbury: "At common law, all games except, perhaps cock fighting, are lawful and now though certain games are by statute unlawful, and all games of mere skill as distinguished from those of chance are lawful unless they are carried on in common gaming houses. The games which are illegal by statute are lotteries, ace of hearts, faro, basset, hazard, passages and roulette. The statutes prohibits the keeping of any place for playing or the permitting or suffering of any person within such place to play at the game of roulette."

The various acts on the subject, declares his lordship, have been followed by a number of acts modifying the provisions dealing with lotteries, etc., directed to the local and temporary abuses and circumstances. These games are mala prohibita but not mala per se. The acts of this nature never extended to this jurisdiction and the criminal code deals with the whole subject and the whole law on illegal games is to be found on the common law and the criminal code.

(Continued on Page Twelve.)

DUKE WILL RETURN IN AUTUMN, BUT HAS NO PLACE TO LIVE

The Caterpillars Have Taken Possession of the Governor's Residence at Rideau Hall and Have Made It Uninhabitable For Human Beings.

CANADA MAY LEASE HOUSE FOR GOVERNOR

Contract for Rebuilding Rideau Hall Will Be Let Next Year; Duke of Connaught Will Finish His Term in Canada, it is Generally Believed Now.

Ottawa, June 11—It is announced that the Duke of Connaught will almost certainly return in the autumn to finish his term in Canada, and the government is beginning to wonder what can be done with him.

At present the Rideau hall premises are in the possession of an army of caterpillars. The crawlers have made the place almost uninhabitable. Before the month is ended Rideau hall will be turned over to a contractor and for six months will be in the possession of an army of stonemasons. It will be no place for a royal duke and his household.

It is said that if the duke adheres to his determination to return to Canada that the government will lease one of the several extensive residences of Ottawa and place it at his royal highness' disposal. It has also been suggested that accommodation might be secured for him in the Chateau Laurier. The contract for rebuilding Rideau hall will be closed next week.

CONTRACTOR GOT BIG LOSS BY WAITING

Vancouver, June 11.—David Toloseff was non-suited today in the supreme court in an action he brought against Johnson Carey Helmors company, a firm of contractors working for the Grand Trunk Pacific railway. He claimed $10,000 for the breaking of his agreement, but failed to bring the action within the stipulated period, six months. He had been offered $1,200, which he refused.

TETE JAUNE IS UNDER WATER; BOATS PLY IN MAIN STREET

Sudden Rise of Fraser River Has Made Living Dangerous in Young B. C. Town

Tete Jaune, B.C., June 11.—Due to a sudden rise in the Fraser river, Tete Jaune is today under water, boats are being used on the main street for removing furnishing from the buildings close to the water front and several structures have been washed from their foundations. Heavy rains during the past few days have resulted in a phenomenal rise in the river and this morning when the residents awoke they found that the water was lapping around their doors. Water on the main street is now six feet in depth and the river is still rising. No lives have been lost today although several narrow escapes are reported where men in boats narrowly averted being swept into the river by the roaring currents. Most of the buildings in the submerged area have been vacated, the furnishings and other goods being removed to higher ground.

LILLY DOROTHY MAGNUS,
Grand-daughter of Adolphus Brush, the St. Louis brewer, who receives a check for one million dollars as a wedding present.