EDMONTON NEWS

LOCALS.

Tenders are being called for the supply of from 800 to 1,000 yards of screened gravel and 500 yards of sand for the foundation of the University of Alberta arts building. The time for receiving tenders expires on October 4th.

W. C. Guiter, Jasper Ave., east, and F. A. Neher, Elizabeth street, left yesterday morning by stage for Athabasca Landing en route for Pelican Rapids, where under the direction of Wm. Pearce of the Dominion Department of Mines Mr. Guiter, who is an experienced gas and oil man, will cap the natural gas well at that point, and which has been flowing for many years. Mr. Guiter, who has seen samples of oil from Fort McMurray, says that it is equally as good as the California raw product.

BRUSH FIRES ON OUTSKIRTS.

The East End fire brigade were engaged for several hours Tuesday in fighting a brush fire east of Government Avenue. Wednesday the West End brigade was engaged at a blaze near the Groat estate. In all parts of the outskirts small fires have been raging during the past few days and the residents have of necessity been most vigilant in preventing the destruction of their property.

OLD FAVEL HOUSE BURNED.

An unoccupied building on Boyle street, opposite the City Hospital, and known as the Favel house in the earlier days of Edmonton, was destroyed by fire Monday night shortly after eight o'clock. The cause of the fire is unknown. When the central and west end brigades arrived the entire structure was in flames and four streams were inadequate to prevent its destruction. The building was owned by Wm. Howie and no person had lived in it for some time.

WATCH IS UNIDENTIFIED.

The watch recently found by the Detroit police in a park of that city with the body of an infant deserted there has been forwarded to the Edmonton police as the name of Jackson Bros., of this city was on the case. The local jewellers have made a thorough search of their books and peculiar to relate this watch does not appear there. One of the members of the firm recognizes the monogram L.M.S. upon the case as his work and it is established that the watch was sold here. The desertion of the infant in Detroit caused quite a sensation there and the police of that city are very anxious to locate the person in whose charge it was.

SERIOUS CHARGE PREFERRED.

Warrants have been issued for the arrest of Earl and Lena Ritzer of Groleau's Landing on the Saskatchewan about 35 miles southwest of Stoney Plain, charging them with assault doing grevious bodily harm to Alfred Groleau. The injured man was brought to the city last week and has since been at the General Hospital. He was suffering from two broken ribs, a bruised arm and other injuries. He alleged that he was attacked by Ritzer and his wife with their dog and that a hammer and a wooden club were used upon him. The cases will come up for hearing at the R.N.W.M.P. barracks next Saturday if the defendants are apprehended and brought to the city before that time.

DEATH OF W. H. McKINLEY.

A sudden death from paralysis took place in the city Sunday in the demise of William Henry McKinley, father of Alderman J. H. McKinley, at his home 162 Syndicate Avenue. The deceased came to Edmonton a little over a year ago from Lanark, Ont., where he was well known and highly esteemed. A funeral service took place Monday and the body was then shipped by the C.P.R. to his old home. The deceased leaves a wife, three sons James H, Ernest and William, and one daugter, Jean.

DEATH AT LOBSTICK LAKE.

The death occurred at Lobstock Lake on Thursday last of Frank Grieves, who was in charge of Foley, Welsh and Stewart's store at that point. The body of the deceased was brought into Edmonton on Saturday by Dr. Steele, G.T.P. medical attendant, and was taken to Connelly and McKinley's undertaking rooms where it was embalmed. This evening's train will convey the body to Napanee, Ont., where the parents of the deceased reside.

The late Mr. Grieves was in the emply of the contracting firm of Foley, Welsh and Stewart from the beginning of the work on the G.T.P. up to the time of his death which was due to appendicitis. The remains will be accompanied to the east by Mr. Roberts, bookkeeper for the firm.

EAST EDMONTON'S DELEGATES.

A large number of East Edmonton electors met in the school house on Friday evening last to appoint delegates to the Liberal convention at Wetaskiwin. William Lang who was in the chair explained the purpose of the meeting, after which James Atkins moved that delegates be appointed by ballot. This was agreed to. The result of the voting was that Messrs. Lang and Atkins were chosen. These gentlemen then gave their views of the present political situation, and other speeches were made by Rice Sheppard, Houseley, Hawkins, and Herbert. Mr. Sheppard dealt at length with the questions of a farmers' representative, elevators, experimental farms, freight, homesteading regulations, and emigration. Much interest was shown by the electors in the Liberal deliberation to choose a worthy successor to D. MacIntyre.

BIGGEST MONTH OF YEAR.

Edmonton building permits for Sept. have already with several days of the month still remaining passed all previous months of the year. This morning the otal was $376,189.00 which is more than eight thousand dollars larger than May when the largest previous total was registered at $368,005. Permits issued at the office of the building inspector this morning was as follows:

Mrs. E. Dean, lot 126, block 13, G. B. R., Fourteenth street, residence to cost $2,450.

J. Henderson, two residences on lots 5 and 16 block 1, R.L. 16-18, Rowland St., to cost $2,000 each.

A. B. Milne residence in Groat Estate, Edward St. to cost $2,700.

G. Goldberg residence on lot 18, block 8, R.L. 14, Clara St., to cost $2,000.

Mrs. Edward Dean, lot 137, block 7, H.B.R., Seventh St., to cost $2,450.

R. E. Dickenson, lot 6, block 5, R.L. 16-18, Government, residence, to cost $2,800.

R. E. Dickenson, lot 5, block 9, R.L. 16-18, Government, residence, to cost $1,600.

Calrance Gowan, lot 34, block 25, R.L. 1, McCauley, residence to cost $1,400.

J. K. McWonald lot 19, block 8, R.L. 14, Clara, to cost $2,600.

SOCIETY INDICTED.

"The Social Evil" was the subject of an address delivered Sunday afternoon by Rev. F. W. Pateron before a mass meeting of men in the First Baptist church. The address was the fourth of a series of monthly sociological lectures under the auspices of the Men's Brotherhood of the church. There was nothing of sensationalism in Mr. Patterson's sane, scholarly exposition of the difficult subject of his adress. He spoke directly and convincingly of the causes, consequences and remedies of what is commonly known as "the social evil."

The existence of vice in the fabric of ancient systems of religion ,and the immorality gross and aesthetic of the nations of antiquity, gave evidence of the deep-seated nature of the disease with which modern society seemed powerless to cope. Then as now the tendency of civilization towards luxury and high living, contributed to the spread of evil. The economic conditions attendant upon the unequal distribution of wealth had much to do with human depravity.

None of the methods pursued by national and civic administrations in the attempt to eradicate the social evil had been successful. This went to show that there was something wrong in all of them. The matter should be approached from a different angle. One of the greatest of evils was the complacency with which society regarded the double standard of morality. Let this injustice be abolished. Let men be placed on the same basis of social obligation as women. This was one way in which the evil might be mitigated.

Mr. Patterson cited the marriage laws of the State of Washington as a legislative safeguard which might well be copied by other communities.

FIRST SOD TURNED.

At half past nine Wednesday in the presence of a number of members of the senate of the University of Alberta, the professors and students, the first sod in connection with the new arts building was turned at the university grounds in Strathcona. This ceremony which marks the commencement of construction on the buildings was performed by Premier Rutherford and Dr. Tory. A plough was used and the two teams attached were driven by John A. McDougall, M.P.P., and Dr. Ferris. For the first furrow the plough handles were held by the premier and for the second by the university president.

Among the senators present were Dr. Perris, Jas. McCaig, John A. McDougall, Dr. Tory and George Harcourt.

Justices Stuart and Beck were unable to be present, owing to their duties at the Supreme court.

After the sods had been turned short addresses were made by Dr. Tory and Hon. Dr. Rutherford.

To Cost More Than $200,000.

An exact estimate of the cost of the new arts building has not yet been made, but it is probable that it will be constructed of stone and will cost more than $200,000. The dimensions of the structure are 70 feet wide by 300 feet long and three stories high.

The contract for the excavation work has been let to James Smith and J. T. Radford, of Strathcona. The foundation will be completed this fall, the work being done by the public works department of the provincial government. It is hoped to award the contract for the superstructure so that work upon it may be started in the early spring. The new building will stand on an imposing site overlooking the river and the city of Edmonton in the northeast corner of the university grounds.

The university classes for 1909-1910 merce started Tusday in the Strathcona Collegiate institute. There were about sixty students of the first and second years in attendance and registrations will continue during the week.

It is probable that the total attendance this year will reach close to one hundred. Such a record for the second year of a university is unexcelled and augurs well for the rapid growth of Alberta's premier educational institution.

AN ELECTRIC CASE.

Fort Saskatchewan vs. Higman and the Fort Saskatchewan Electric Company Ltdr an appeal from the judgment of Mr. Justice Stewart rescinding as against both defendants a contract whereby the plaintiff granted to the defendant Higman, an exclusive franchise with respect to light in the municipal limits of Fort Saskatchewan, was heard by the Supreme court en banc Tuesday.

By the terms of the contract in consideration of an exclusive franchise for fifteen years Higman was to install and operate a plant to supply light and power to the town and to private consumers. Higman installed a plant and began to supply light on the 33nd of May, 1906. Thereafter the supply was continuous, with the exception of eleven days when operations were suspended owing to a fire which destroyed a portion of the plant, until April 27th, 1908, when the plant was shut down owing to financial difficulties, and so remained until November 30th following, after which it was operated continuously until the trial.

The operation from May, 1906, to April, 1907, was by Higman himself. For the following twelve months, it was operated by the Fort Electric Company ,to whom Higman sold. The operation from November 30th, 1908 on, was by the mortgagee, to whom the Fort Electric Company turned it over.

Since Higman's exclusive franchise was given in consideration of building a plant and agreeing to supply street lights to the town and since such lights have never been "required" by the town, the appellants claim that until it does require them the contract cannot be declared at an end.

The plant was constructed to operate a franchise. If the operators have abandoned the attempt to operate, there should be a declaration that the town by such abandonment is released from its obligation. In the case as it is, recission leaves the operators with a plant and no opportunity to use it, although they may have every desire to do so. It is impossible to rescind the plant.

C. F. Newell appeared for the plaintiff and O. M. Biggar for the defendant.

Mr. Newell contended for the plaintiff that the contract was a contract to supply electric light and power to the town and since the obligation of the contract had not been met by the defendants the town had a right to claim the forfeture of the charter. Judgment was reserved by the court en banc.

IN THE SUPREME COURT.

The appeal to the court en banc from the District court of the District of Wetaskiwin, between D. T. Lenoir and August Rerstein, was heard on Saturday morning. This was an action for damages for the loss by fire of certain stacks of wheat, oats, straw, a stable, hay, a sulky and robe, and some trees, alleged to have been caused by the defendant's carelessness and negligence in not providing the necessary amount of care whilst threshing grain on the plaintiff's farm near Hobema. His Honor Judge Noel gave judgment in favor of the plaintiff, for $200.00 and costs.

Mr. Mackie appeared for the plaintiff and Mr. Tighe for the defendant. Mr. Mackie submitted that the judgment was right in holding that, had the defendant taken reasonable care the fire would have been suppressed. The appeal was dismissed by the court which was unanimous.

The appeal of Nicholas D. Beck, administrator of the estate of Richard Dinwoodie, C. Lavoy, deceased, from the judgment of Mr. Justice Harvey in the case of Beck vs. C.N.R., was heard Monday. The action was brought by Hon. N. D. Beck as administrator of the estate of Richard Dinwoodie, against the Canadian Northern railway company under Lord Campbell's Act, for damages due to the defendant's negligence which resulted in the death of Dinwoodie on the 15th of April 1906.

The trial took place before Mr. Justice Harvey and a jury. At the conclusion of the plaintiff's case, counsel for the defendants moved for a none suit. The motion was granted and the action was dismissed with costs.

Dinwoodie met his death by falling from a train on which he was a passenger, in to the Saskatchewan river, while the train was standing on the bridge which was being repaired.

E. B. Edwards appeared for the plaintiff and O. M. Biggar for the defendent.

afternoon.

LOCATING FIFTH MERIDIAN.

Considerable curiosity was aroused in the town of Stoney Plains on Saturday by the erection of a square-shaped lumber shack, in which was installed some queer mechanism. This on inquiry was found to be astronomicough telegraphic circuit between the

The significance of the station is that the astronomical branch of the department of the interior is checking up the determination of the principal meridians, which was done years ago, with a double chain along the base lines, when the surveys of Western Canada were first made.

Stoney Plains is almost directly on the 5th meridian, which accounts for the determining apparatus being installed there. In order that observations may be made at the precise moment provision is made for a thorough telegraphic circuit thetween the two points, Winnipeg and Stoney Plains.

F. A. McDiarmid, official astronomer of the department of the interior, is in charge of the station. To a Bulletin representative he stated that his stay will not be long in Stoney Plains as with a clear sky in the evening he will soon be able to make the necessary observations. From here he will go to Pincher Station, in the south, which is on the same meridian. Similar stations were established by Mr. McDiarmid during the year at Erwood, Mortlach, Macdowall Walsh and Lloydminster, the latter town being on the fourth meridian forming the boundary between Alberta and Saskatchewan.

Mr. McDiarmid said that his observations for longitude consist in determining accurate time and making comparisons with the time at Winnipeg and at the points where the temporary stations were established. The longitude of Winnipeg from Ottawa will be determined next spring. Latitude was determined by measuring the small difference between two stars nearly at equal distances on opposite sides of the zenith. The object of the work is purely for geographical determination, as a check on the work which was done before.

"If you should find the fourth meridian to be several hundred feet out, would it affect the boundary line and the position of Lloydminster, which is now divided by that meridian?"

"No, it would make no difference at all as that boundary line has been declared by parliament and would not be changed."

IN THE SUPREME COURT.

The appeal to the court en banc between Charles M. White, plaintiff, and the Grand Trunk Pacific Railway Company and Dr. J. A. Hislop, defendants, the Grand Trunk Pacific Railway Company, appellants, is before the plaintiff.

There are two appeals, one from the judgment of Mr. Justice Harvey, after verdict in favor of the plaintiff against the defendants, the Grand Trunk Pacific Railway Company for $5,000 damages, and one from Mr. Justice Harvey's order allowing a trial by jury. The jury found that the defendant, Dr. J. A. Hislop, was not negligent, and as against him the action was dismissed. Dr. Hislop abandoned his appeal from the jury's order and is not a party to either appeal.

The plaintiff, Charles M. White, was a laborer on public works, who had no trade. He was employed by the contractors, Foley, Welch & Stewart, at Stoney Plain on August 15, 1908, and instructed to proceed west to camp No. 4, where work would be given him as a machine man. On the way to the Pembina River, with a grader, which he worked west, he met with an accident. He was standing on the machine directing it, when a pole which caught in a wheel was swung up and struck him in the back of the leg, about two-thirds of the way down from the knee, breaking both bones of the leg.

One Culton, who was in charge of the G.T.P. medical service at the Pembina, saw White within two or three hours and put the leg up in a blanket splint. Culton was a man who had practised at Holden about 1907 and had been working for the Grand Trunk Pacific as grade surgeon from May, 1908. He was not upon the list of members of the College of Physicians and Surgeons of Alberta for 1908. The techinael matter of Culton's qualifications is submitted as a breach of the regulations by the plaintiff.

White was taken to Edmonton to the Public Hospital, where Dr. Hislop, the divisional surgeon and a duly qualified medical practitioner, set the bones in good position after reducing the inflammation. The leg was then put in a poroplastic splint with a starch bandage wound about it and remained in this sheath for over three weeks. When re-examined it was found that the alignment of the bones was unsatisfactory and that as a result one leg would be shorter than the other. Operative treatment was discussed, but on account of the state of the leg and of the circulatory system, the doctors decided against this. Massage and like treatment were given until November 5th, when the patient was discharged.

O. M. Biggar, who is appearing for the appellants, contends that there was no evidence of any breach of the regulations, except in the technical matter of Culton's qualification, and that there is no evidence that any breach had anything to do with the plaintiff's condition at the trial. Also that the only thing of which the plaintiff can complain it is this being sent to Edmonton; that this was not a breach of the regulations. That the treatment at Edmonton has, by the jury's finding, been determined to have been free from negligence, and that in any event the Grand Trunk Pacific were not responsible for it. It is also claimed that the amount of damages awarded, which at eight per cent. interest would yield the plaintiff an income of $400 a year, is most excessive. C. C. McCaul is appearing for the plaintiff. The hearing of the case continues this afternoon.

The appeal of Faulds vs. The Canadian Northern Railway and that of John C. Phillipson vs. Charles Carey were yesterday dismissed with costs.

DIRIGIBLE BALLOON EXPLODED

Terrible Fate of Passengers When Big Bag Collapsed.

Moulins, France, Sept. 28.—While passing over the National road which leads from Paris to Antibee, and when at a height of between 300 and 600 feet, the French dirigible military balloon Republique exploded today and fell to the ground. The four men on board were killed. They were Captain Marschall, Lieut. Phaure and Sub Lieutenants Vincenot and Reux.

Captain Marchall, who was in charge of the airship, tried to stop at Nivers and an automobile containing mechanicians was following the balloon. It was almost directly beneath it when the disaster occurred. The car fell straight down, carrying the remnants of the envelope and the occupants were buried beneath the wreckage. All were dead except Phaure, but he lived only a few minutes after being removed.

Lieut. Tixier, who was in command of the automobile, says the balloon suddenly burst and collapsed. It seemed to oscilate a moment prior to this, as if it had been struck, and it fell rapidly. When he reached the wreckage the car was completely covered with the envelope and a sound came from beneath. With the aid of Marquis De Cavannes and peasants, who hurried from the surrounding fields, the envelope was removed.

The car was literally crushed, and, amid the mass of tangled steel and wire, every man except Phaureee could be seen at his post.

Captain Marchall was in a sitting posture, his body thrown back and his eyes wide open. The bodies of the sub lieutenants were mangled beneath the cylinder of the motor.

Phaure's body was lying half outside, as if he had tried to jump during the descent.

Apparently death in the case of the three men had been instantaneous from the shock when they struck the earth and the weight of the heavy rigging above them.

Captain Marcyall's skull was crushed. An examination of the case disclosed the cause of the accident. An axle of the right propeller had broken and the propeller had passed through the envelope, falling in a field about 150 yards away.

Immigrants for B.C.

Vancouver, Sept. 26—The settlement of English agriculturists, about 100 families of which will come out next year, at all points of vantage along the line of extension of the E. and N. railway from the east coast of Vancouver island to the town of Albernie and in the Albernie valley, is planned by the Salvation Army. Colonel Lamb, and Commissioner Coombs will arrive in Vancouver on Monday in connection with the scheme.

DENOUNCES AMERICAN LABOR DOMINATION

President of Canadian Federation of Labor Appeals for National Federation—Replies to Glace Bay Coal Strike as an Outrage Against Canadian Workmen.

Ottawa, Ont., Sept. 28.—In opening the first annual convention of the Canadian Federation of Labor here today, President B. W. Patterson made a stirring declaration for National as against Internationl affiliation. He urged the Federation to show an united front and continued determination to assert its rights to assume control of the Trades Union movement in Canada, declaring that the desperate policy being followed on behalf of the American Trades Unionism as instanced by the "Outrage being perpetrated in the Nova Scotia mines, should awaken such a spirit of retaliation on the part of all workingmen, who call themselves Canadian, that would bring American domination and interference to a halt in Canada."

Among other matters of importance the convention will be asked as to the advisability of requesting the Dominion Parliament to enquire into the status of foreign labor organizations doing business in Canada and to establish the liability of such organizations to their Canadian members.

Other Matters of Importance.

Interesting references and recommendations appertaining to military scare, to the status of foreign labor organizations in Canada, to the question of immigration and other matters, appeared in the reports and addresses today.

The executive committee in its report drew attention to the work of the foreign labor organizations in Canada and asked the convention to consider the advisability of inviting the government to inquire into their operations in this country. The report also drew attention to the question of Imperial defense, stating that this was at present looming large before the people of Canada. A recommendation was made that the convention place itself on record as declaring in favor of a voluntary military service, as represented by our militia system, no regular army, and approving of a naval policy consistent with the needs and resources of the country, to act in harmony with the other portions of the British colonies, but preserving a complete Canadian autonomy in the matter of control, all warships or military equipment should be manufactured in Canada.

The appointment of a minister of labor was looked at with satisfaction. The attention of the convention was drawn to the drastic way in which the American alien labor law is operated along the Canadian border. Immigration was referred to the report stating that Canada has room for countless workers, but should be careful what kind is admitted. The committee gave notice that it would ask the convention to petition the government to make the Lemieux or the industrial disputes act applicable to all industrial disputes.

RAILWAY EXPENSES RISE

President Kruttschnitt of the Harriman Lines Gives Evidence.

Salt Lake City, Utah, Sept. 28.—Julius Kruttschnitt, president of the Harriman lines and director of maintenance and operation of the Union Pacific and Southern Pacific railroads, has thus far borne all of the burden of disproving if possible, the contention that Salt Lake City and shippers are being unfavorably treated by the roads serving this territory as alleged by the traffic bureau of the Commercial club of Salt Lake City. Mr. Kruttschnitt occupied the witness box during the entire morning sessions of the interstate commerce commission.

"Rates cannot be reduced because of many reasons," he said. "Taxes have increased enormously, from 10 per cent. to 75 per cent. on some lines. In many states the statutes prohibit running trains of greater than a given number of cars without additional crews. In other states men must not work more than a given number of hours a day. Many other government and state rulings must be observed, these adding to the cost of operating.

"Operating expenses are going steadily upward. They must continue to increase under present conditions. The earnings per train per mile have been increased 40 per cent. while expense per train has increased 68 per cent per train," he said, "and density of traffic has increased 114 per cent."

HUSBAND ACTS LIKE DEVIL

Chicago Woman's Playful Spouse Is Sued for Divorce.

Chicago, Sept. 28.—Because her husband "acts like the devil," so she declares, Mrs. Rosamond Blaes has filed a petition asking legal separation from Andrew Blaes, a real estate broker, and a share of property valued at $100,000.

The bill of particulars says the husband studied hypnotism until he imagined he was the Chicago ambassador of his Satanic majesty, and that he donned a carmine costume which was spiked and horned.

"One time late at night, he made some uncanny noises in the kitchen," she said. "I was ill, but I arose. The sight of my husband dressed in his queer garb scared me and I ran from the house clad only in my nightgown. He followed me, and at each step he would catch hold of my gown and rip out a piece. When finally I fell exhausted and hysterical in a neighbor's house, I was almost nude."

New Judge Takes Bench

Portage La Prairie, Man., Sept. 28.—Judge Metcalfe was given a warm welcome today when he appeared to preside at the Civil Assizes. F. C. Taylor and A. Meighen, M. P., in behalf of the local bar, congratulated his honor, and Judge Metcalfe made a suitable reply.

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