The Semi-Weekly Colonisk.				
VOL. XLVIII., NO. 1		RIA, B.C., TUESDAY, DECE	the second second	FORTY-SIXTH YEAR.
Water Case of the act which provided for a vation for "mining or other pu	section a reserving of that New Cabinet	of the treasury, Sir Henry-Camp- Bannerman; secretary of state for chancellor, Robert Threshie Reid, c, chancellor, Robert Threshie Reid, c, chancellor of the exchequer, Her- Henry Asquith; secretary of state India, John Morler; secretary of for the colonies, the Earl of El- secretary of state for home affairs, bert John Gladstone; lord lieuten- of Ireland, the Earl of Aberdeen; secretary for Ireland, James	ng To s of Blood and porters of the in striking and de physician be chose and secret ballot. The printers of gan of the Libers was selzed last a	e asylum for the insane manding that the chief ien by the equal, direct of the employees. the Buss, the chief or- ils, an edition of which uight, have now struck prietor had refused to
Counsel for Contending Parties Are Summing Up the Evidence. " "other purposes" related to min His Lordship expressed the that it was perhaps unnecess that it was perhaps unnecess that it was perhaps unnecess at the time for providing was municipal purposes. Mr. Luxton said that as no owner of this land the co	riparian Be Made Today, stitu	T D 16 11 11 11 11 11	encral Expresses the at Deadly Struggle is at Hand.	priefor had refused to ne lost during the last s exceedingly ominous. In is practically unani- overoment has entered path of, reaction, and that Witte's ministry on and revolution con-
Argument on Behalf of the City Was Concluded Yesterday Forenoon.	that by which he time d their all went hat had	onists or of the Liberals in the elec- ize defended the action of the polist government in its retention of e on the ground that it was essential rait until the Angle-innanese treaty finally concluded and other essen- features of the government pro- me abruid out. This had been	Urg Resembles Great Camp With Soldiery Everywhere.	on and revolution con- in a death struggle. If and Gen. Count Igna- to the popular impres- ind in reserve to execute of repression. It is Cossack Strength
Mr. Justice Duff Points Out Important Phases of the Case. When the company began wor was very little water flowing Goldstream in the summer. L 1 was increased from 135 acres acres. Of the 135 acres, only 60 was water, the remainder swamp. No. 2 lake was in	k there through ake No. s to 200 y about being creased	with the exception of the redistribu- bill, an outline of which had been in to parliament, but divisions with he Unionst part led the government he concluson that it would be im- ible at present to carry a measure h demanded absolute unity. The	t Assembly on Basis versal Suffrage a wing Demand. of 400,000 will be effort to crush th Gen. Parsousoo coming to rivers revolutionary par and Russia her h	Cosack Strength mobilized in a supreme he revolutionary forces. I said: "I think we are of blood, in which the ty will lose their game herty." appearance of St. Pe-
The argument on behalf of the city in the water works case, which has been going on for the last three days, was concluded yes- terday forenoon. The opening argu- ment on behalf of the water works company was then taken up by A. P. Luxton, K. C. On resuming the case yesterday morning Mr. Bodwell referred to the	to 212 en done ms and water as they did not cerve the Liberal premier in audience to pistore bis formal approval of the state of the state of the state the state of the state	initiation which a manual the table of all the of all the country. He predicted the failure is constitution basis of un	ERSBURG, Dec. 11.—Via huen).—A meeting held in emetti theatre here, which true. The cap military camp. 7 were doubled an rumbled through happened smack	A events here today his prospect of the fu- tal resembles a great Che patrols everywhere d grim looking cannon the streets. What ed strongly of the old
Luxton, K. C. On resuming the case yesterday morning Mr. Bodwell referred to the interpretation of some of the clauses in the Water Works Act. His Lordship stated that he was not clear on some of the points regarding the supply of water along the pipe line. In this case supply might be	owner, the ministry. The members of the Bal- four cabinet will give up their seals ups elow, it is of office at a privy council meeting to be held Monday and their successors will off the noon, der the will be officially given att or Singly Balt	the Unionistic file understood was the tring of many things accomplished the Unionists, but he hoped they lines of the foreign policy of the nist government. Continuing Mr. tour referred briefly to home rule.	e police, who drove the au- he theatre. e newspapers of St. Peters- ly defying the government resolutions favoring arm- The torpedo spilboat Phi- ored at St. Nicholas bridge. a command repi have my orders.	ting was dispersed by so many parzes including nour, jan pickles, dry goods that he is thinklu of starting a general store along the V. & E. Many Liberals are conceding the d feat of Attorney General Lamonte Saskatchewan, but they say he will n "At the same time be corre if he does co under as he A
limited to those immediately of the indians on the reserve at the m to furnish water to anyone, it would be required that they should reside along the line which proceeded to the could be made so long as there	outh of be found to be substantially correct. The new British ministry will be substan- tially as follows: Prime minister and first vars no	ain. The meeting concluded with ing a vote of confidence in Mr. Bal- government h universal suff	at on high authority that the as finally decided against rage and practically in fa- d project of twenty-one atoff December 3	f "loyalists" was freely ich speeches were made operor and the govern- the climax the funeral akharoff, former minis- was nessessinated at Sar- b, was held with an im- initiary, representing all invice, artillery, horse
and the peninsula. Mr. Bodwell had not gone fully into this particular section, but was of the opinion that it was intended to read "near or through which" the pipe is laid. He also contended that they are a source of supply an it off and then make themselv udges of the amount those belo	a sole His Lordship desired to know how	of Mr.D.F.Adams	allot to the small real pay tes and educated classes he haw must still pass the e empire and receive impe- If the decision is upheld and all question of the sup- metroices. If the govern a challenge now,	r shining curasses and soldiers. It passed up sepect between sullen ment deliberately plans it has chosen its time
those who actually resided on the property. They could not claim to be occupiers of the land because they had the power house there. If the water was not there the power house would not be there, and on those lines water or house there, and on those lines the sole judge of whethe	that it hat the irce of the ware not getting the same amount. If it was impossible for the same amount, they would be able to same amount, they would be able to	minent Pioneer Succumbs to an Attack of Heart Disease. Appeal The railroa been informe- the southwes responded to strike Cool	for a General Strike d men claim that they have d that several sections of tern systems have already the appeal for a general er heads, however, are urg	ds of the organizations y workmen are ike and Starvation d that when M. Krust- d yesterday a cash box 0 was captured. Nev- t the leaders have lash- Fire Underwriters' Association und the section of the criminal code des ing with combines in restraint trade. The insurance men are alleg to have a combine by which insu ance rates are fixed. Fire in Charlottetown
His Lordship said the company went feetly in line with the power company. The company wont have needed to have gone to the	of the his Lordship contended that the company had	to Province in Very Early	red that if the attempt at Bigger Nich	plas has issued an order fire and water Saturday night. I
authorities in reference to Artificial and liatural Watercourses in which us contenued that cases there was no difference between an artificial and a natural water- course in so far as riparlan rights were concerned. He argued that	by out to flow down to supply those below. His Lordship also wished to know if the value of the water that had been collected on the watershads and atterwards flowed into the natural his watercourse was natural water or ar-	I the death of Daniel Fowler Adams, another pioneer of British Columbia has started on the last long trak, if. Adams diversified and the start of the home, the Gouge Road, Sunday, and es to moum his loss, a widow, foir to Interior M to Interior M	rely be driven back into the extremists. Premier Witte' e emphatically that he has favor of armed repression into strongh thigh the ar- te leaders must be charged limiter. Durnovo, who in- had proof which he could	ader within the empire." I board of arbitration Fremier Witte to re- ted, president of the ex- arkman's council, owing a general strike unless the data difference of the second strike the second strike unless the data aged 57 years. Jahn Watson 32 years of ege for man of the Parker dys works, is de from absorption of beighte into
of constructing dams Nos. 2 and supplying water to the power authorities in reference to Artificial and instural Watercourses in which he concentrate water cases there was no difference between an artificial and a natural water course in so far as riparian rights were concerned. He argued that water returned to a channel from an artificial course was open to the same rights as waters flowing there nat- urally. Appropriation having been made of water for a purpose, a man was not entitled, he thought, to in- crease the appropriation meant more than the diverting of water. It ap- piled to that used for beneficial purpose that the poses. Cases were cited to show that	was a laintiffs have a water- ut 1,260 lition of see why the company could not so water- used the same as natural by the own- was a lition of see why the company could not so New York Stream. He could not in her solog the stream.	one addition, and the interment will take place a the house at one o'clock Wednes- afternoon, and the interment will t Colwood Cemetery. The deceased 75 years of age having been born 830 at Greenwich, King's County, Brunswick.	an Armed Revolution ides attempting to subvert advising the workmen and ofthdraw their funds from	zan, Novgorod, Archau- re switch goday. Many share resumed work
the diverting of greater quantities than was needed rendered the excess liable to be appropriated for other purposes.	n, and shown of the were taking the water that had col- pace	forts of his boy-hood home for the iships and stremuous life of Cali- ia and later British Columbia. The fife slope first saw him in 1852 when	as the specific law making strike. Intellige political strikes which in- is empatiently ar the railroads, felegraphs, criminal offence has not wellowed at is evenerated	nce from the province of the Ahousit boarding school on i waited especially details The government appar- d to have resort to gen- curred in one of the lumber camps
having been allowed to flow into the stream, it was subject to appropria- tion by the city. Connected inti- mately with this was the question of the right to appropriate an excess of water stored above the dam. He con- tended that if the company did not	of the k done pose of intimized all along the course of the river. Mr. Luxton contended that the water had been collected by the plain- edit deal bits for the course of the river. data in Si is the course of the river. data is the course of the river.	han's estate physically, fit to do and in those turbulent times. He was an Francisco on that May afternoon i, when James King, the dauntless or of The Bulletin, came to his h by a bullet at the hands of James (Casey, whose memo is secondated)	the law will be promulgat end of the week, when, it povernment can proceed le- the present agitators. stood that Gen. Dedulino, Petersburg, has refused to Durnovo's orders, that he	smallox township, county of Pett borough. Before a doctor could a there some of the men had escap there some of the men had escap timed. There are 62 known cases smallpox in the 'township. Teller Levants With Money and G Selwyn Banwell, the paying teller
use the water after it left the power house, they lost all claim to it. His Lordship argued that while the Water Clauses Act as originally intro- duced did not say directly that rights were to be recognized as having been obtained before the passage of the act	Mr. Luxton thought that the word with "appropriate" could be given a better men ever, a Wity of than by American, which were quoted by the defendants. He quoted auth- orities to show that the word "appro- priate" gave them the right to use the of	the Vigitantes came into existence. Adams was one of the members is the action	or Nicholas' body guard. mors of the Situation	leadership. It is said rship of the council of be reduced by 37 men- e council of war will be members for the purpose the signature of General Manas
of the act had in view making pro- vision for some who were recognized as having acquired rights before the passage of the act. He also con- tended that an appropriation depended on the particular use that it would be put to.	Id have water for any purpose that they det they sate sate is and the street. The Riparian Owner of H solution of the street of that it water the same as a railway company can secure hand. His Lordship stated that the conditions of the supply of the pine line line heat	serves to make the west. The day king's funeral marked the beginning he Committee's work when Casey and her man named Cora were taken to be county gaol and hanged from windows of Fort Gunnysack, the -l-quarters of the San Francisco Vig-	Colbert, a son of John Col- amber. Deceased was '23 I a native of Victoria. The surrounding his death are more than a year ago he a party of campers. who Fort street. S	and Kingham. he remains of James iterred, the funeral tak- the family residence, revices were conducted the family residence of the family from an unknown person this morni
point and thought that the question was not what he used, but what was his to use. He stated that he would contend that the mere act of diverting the water was not an appropriation	tis Lake was subject to certain conditions. He fails demand also wished to know what the pur- the also wished to know what the pur- the the to Section 9. Mr. Luxton contended that the pur- bose was to enter on, build, erect or	we years later Mr. Adams reached site of the present city of Victor:a, but a trading post of the Hudson Company; and from April, '58 had associated with the history and vere cold. E	heir summer headquarters by the Past Ch lamp spot upon the banks of Court Vance of the Autumn, and the re- Collert contracted a se Ke never recovered, declin- rant, M. Dodd	ief Ranger Greenwood, buver, A. O. F. of was a member. Those pallbearens follow: W. te, S. Wilson, R. Mur- and E. T. Yarwood. Hender State Stat
states in the United States, in which given by its act he did not thi he showed that appropriation required the city, not putting in a claim	was of also of the opinion that the company had the power to divert the water powers nk that for it, act, he stated that the city had the bad the power to divert the water to divert it into the city. Taking up the Victoria Water Works Ban Ban Act, he stated that the city had the Ban	the streams of gold-seekers who in- bet streams of gold-seekers who in- dour or fire ; ad that district in 1862. When in morth, he juilt a mill at Soda Creek. Then gold was discovered in the l of the Columbia river in the Big who is now v	J. A. Hinton company for idence 42 Rinst	Kenora, Kewain, Dec. 11.—Two versions of the sector of the
a diversion of it, and the use for bene- ficial purposes. Only when the latter element was present was the claim recognized as a just one. With regard to the references to provincial cases, Mr. Bodwell stated that he would leave it with a first the same rights as to crease in the water of a lake	also gave the time which they had to the for construct them and also gave them viol stream do this work. But they have no fur- the de- the ther power to construct any other nor which to apply for water outside of Elk or cont	take locations on Acculotoga Creek. e it was that he nearly carne to a ant end, when sixteen of his compan- perished by the over-turning of a isou Bay Company's boat in the 'y rs of Death's rapids. The boat ained 21 persons and of these only was a nativo	Men's Home on Sunday A despatch in	om Kenora, Keewatin, red the news of the im, C. E., who formerly province. George F. is a brother of deceas-
he understood that they intended to furnish some authorities, which would not necessitate him taking them up. This closed the case for the city, and Mr. Luxton Becan His Argument	this question had any bearing on the build not subject. Mr. Luxton then requested an ad- ad done carried was granted, the hearing to be re- in a ompany sumed at 10:30 o'clock.	boat being swept under by the tu- nt rapids. From the Big Bend no rned to Victoria to take up his per- ent residence. e resumed his old business and was ctive possession of all his faculties	morning at the Jubilee eath occurred of Alexander herman. He was a stran- ity.	composition of the several layor. The counter for the layor. The counter for the layor. The counter for the layor. The campaign above. The counter layor is a several layor. The campaign above. The campaign
for the water works company. He said the crown grants fo. all land acquired by the plaintiff company out- side of the E. & N. land belt were given prior to the passing of the Water Clauses Act. The land was therefore held with respect to water. The hearing was then adjour	A DANE'S LIFE STORY. March A DANE'S LIFE STORY. der the e would b rights Fiancee and Gets Twenty Years in Penitentiary.	r. Adams had to his credit the con- ction of several public works, and ges in several sections of the pro- e. At different periods he owned e investments in local realty, in-	occurred very suddenly sming of George Mitche'i, neece. Deceased was about age. The remains were anna's undertaking parlors.	the bitterest that was n Boston. Fire can- ar at the head of the y for mayor, while for etmen, common council, and street commission- ugh candidates to bring
privileges according to the law of the time. The crown grant gave the land subject to the reservations that water could be obtained for mining and for farm purposes. His Lordship wanted to know if it was pretended that this crown grant. He claimed the was pretended that this crown grant	in the infe of a faithless sweetheart. Day used his Crane in the county court in Brooklyn today. Wilhelmson story won for him mor vollected	he death occurred early on Sunday hing of Mrs. Jane Harriet Wallee, of Henry Waller, the well known	The funeral will take The funeral will take orning at 11 o'clock from ble conducted by Rev. G. s.	The than a hundred. The is led by former Speak- gham of the Massachu- presentatives and the ormer Congressman F.
	at the Danish consul general in this city. The pion it arti- victim of the tragedy was Bagna Sum- was and the sense of helmson brought to the United States leav that all that however, fell in love with another man. all aid that When the Dane realized that she had will	eer resident of Victoria. Deceased aged 66 years and 11 months, and been ilf for the past two years. She es a husband, Henry Watler and e sons, Charles, Ernest and Fred, take place this afternoon at 1:30 Beanlands.	the cortege leaving the res. F. McColloch, Fort strett, set in six rings rch cathedral. Impressive conducted by Rev. Canon to Manhattan.	At. The stones were which she was carry- nandbag during a trip The police have a de- for murder.

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