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EDMONTON NEWS

LOCALS.

Tickets for the Hospital Ball may be secured at Sisson's, Archibald's and Graydon's drug stores.

J. K. McDonald acted as toastmaster last evening. The spread was most delectable.

Christ Church Ladies' Aid will meet this week at Mrs. O'Conner's house, Thirteenth street.

Major B. J. Saunders, who is surveying on the 9th base line, 60 miles west of Olds, was in the city yesterday to secure supplies.

A. S. Daniels, the former G.T.P. operator, who was found by the R.N.W.M.P. several days ago near the Packing Plant in an irresponsible condition, has fully recovered from the effects of his adventure.

GOVERNOR GENERAL'S PARTY.

The personnel of the Governor-General's party, which will arrive at the C.P.R. station at Strathcona on the evening of Thursday, September 30, for the corner stone laying ceremonies on the following day, is as follows: His Excellency, the Governor General, Her Excellency, the Countess Grey, Lady Sybil Grey, Lady Evelyn Grey, Miss Broderick, Mr. Lowerson Gower, Lord Lascelles, A.D.C., Capt. Fife, A.D.C.

BENNETT RUMOR PERSISTENT.

The rumor that R. B. Bennett, M.P.P., of Calgary, who is now in Edmonton pleading cases before the Supreme Court for the C.P.R., is shortly to leave Alberta to accept a position in Montreal is now becoming generally accepted as a fact. It is understood that Mr. Bennett will continue his work as C.P.R. solicitor for Alberta until the close of the December sitting of the Supreme Court in Calgary.

URGING HUDSON BAY RAILWAY.

H. C. Beatty, secretary of the Prince Albert board of trade, has written the city commissioners enclosing copy of a resolution in endorsation of the Hudson Bay railway, which he asked the council to pass. The resolution sets out the need of a shorter route for the shipment of grain and then reads as follows:—

"That the government of Canada be requested to get busy and build 165 miles of the Hudson Bay railway in 1910 and the remainder of the road, 160 miles from each end of the line, in 1911, and during 1910 and 1911 instal the necessary terminal facilities, elevators, harbor improvements, etc., to be ready for the adequate handling of traffic not later than July 1st, 1912."

VETERANS TO PARADE.

Imperial service veterans, who have medals for active service, will form an interesting corps in connection with the military arrangements for the corner stone laying ceremonies next week. The veterans will take part in the parade and will also attend the Governor-General at the formal laying of the corner-stone of the Parliament Buildings at three o'clock Friday afternoon, October 1st.

A meeting of veterans—men who have medals to show for service—will be held in the Separate School Hall on Monday evening next at eight o'clock, when arrangements will be made for the presence of this corps at the ceremonies. Captain Thomas, of Camrose, has been invited to attend this meeting and he may take charge of the organization of the company.

AGRICULTURAL FAIRS.

The following are the dates of the fall fairs to be held in the province:

Sept. 16-17—Raymond.
Sept. 20-21—Nanton.
Sept. 21—Leduc.
Sept. 22—Pincher Creek.
Sept. 22-23—Daysland.
Sept. 23-24—Magrath.
Sept. 24—Sedgewick.
Sept. 25—Wabamum.
Sept. 27—Lloydminster.
Sept. 27-28—Innisfree.
Sept. 28-29—Cardston.
Sept. 29.—Alix.
Sept. 30, Oct. 1—Red Deer.
Sept. 29—Vegreville.
Sept. 20, Oct 1—Vermilion.
Sept. 30, Oct. 1—Wetaskiwin.
Sept. 30—Taber.
Oct 1—Irvine.
Oct. 5—Viking.
Oct. 1-2—Stettler.
Oct. 6-7—Camrose.
Oct. 5-6—Didsbury.
Oct. 6—Milnerton.
Oct 6-7—Ponoka.
Oct. 8—Mannville.
Oct. 7-8—Lacombe.
Oct. 12—Three Hills.
Oct. 14—Priddis.
Oct. 13—Crossfield.
Oct. 13—Bowden.
Oct. 19-20—High River.

NO TRAIN FOR WABAMUN.

The Wabamun fair will be held on Saturday, but the management has been unable to make arrangements for an excursion train over the G.T.P. The distance is not great, however, and it is expected that there will be a number driving out from Edmonton to attend the first Wabamun fair.

BUILEDERS' EXCHANGE OFFICES.

The headquarters of the Edmonton Builders' Exchange which are at the present located on First street, will be removed to the McDougall Court on McDougall Ave., south of Jasper where a suite of offices has been secured.

The Builders' Exchange, which was organized some six years ago has been growing at a rapid rate during the past twelve months and embraces most of the contractors of the cities of Edmonton and Strathcona. Owing to the large increase of membership they are compelled to remove to more commodious quarters. The new offices will consist of a large assembly hall, a private secretary's office, a fireproof vault, and a number of private offices thoroughly equipped with all modern conveniences. They will be ready for occupancy about Oct. 1st.

C.P.R. BRIDGE BYLAW SHORTLY.

"I hope that we will be in a position to bring down a bylaw with reference to the grant for the traffic section of the high level bridge by a week from next Tuesday," said Mayor Lee to the Bulletin this morning. The cities are now awaiting the return of Premier Rutherford, who will be back from Ottawa by next Sunday or Monday in order to ascertain what the local government will contribute. It is probable that the Dominion grant will be taken at the $100,000 already promised and to this will be added whatever the provincial government will contribute. Strathcona's portion will then be decided upon and the remainder will be divided between the Edmonton corporation and the street railway.

WILL SUBMIT FORMAL OFFER.

At the next meeting of the city council, H. R. Round, acting for the owner of the sub-division Glenora, in the west end, will submit an offer to the city in connection with the proposed street car extension in the west end. Mr. Round is prepared to give the city a bonus of $25,000 towards the construction of a steel bridge over the Groat ravine and will present a written undertaking from other property holders in the west end to build two smaller bridges, each costing about $10,000. He will also grant the city a right of way, 85 feet in width, from Athabasca avenue through the Glenora subdivision. The condition is that the city will extend the street car line from its present terminus at Twenty-first street to the city limits in the west end. Mayor Lee thinks the city should also get a number of sites for parks in Glenora, but to this Mr. Round will not consent.

PRIZES FOR DECORATIONS.

In addition to the spirit of emolation among the different merchants and other owners of buildings on Jasper avenue for the best decorations in connection with the laying of the corner-stone of the Parliament Buildings, there will also be a monetary consideration. The civic committee have arranged to give prizes of $25, $15 and $10 for the best buildings along the route of the procession. Already the work of decoration has been begun by some of the banks, hotels and merchants and Jasper avenue next week promises to present a gayer appearance than at any previous time in its history.

The plans for the big torchlight procession next Thursday night to act as escort to Earl Grey and party are now maturing. Many of the various societies have already signified their intentions to participate, and invitations will be sent to all others. It is certain the big turnout of citizens will impress Earl Grey and party that the hospitality and welcome of the people of Edmonton is a thing to be remembered and talked about.

The parade will include a bicycle division and all owners of wheels are invited to decorate their wheels with lanterns, etc., and fall in at a point to be designated early next week through the columns of the press. An automobile and carriage or rig division is also being arranged for, owners of same being requested to decorate same, and take their place in line at such place as the committee in charge will announce later.

THE OTHER SIDE OF THE CASE.

In a recent issue the Bulletin published an item regarding an action brought by Roland Dann against the Macleod River Townsite company. So that there may be no misunderstanding, and so that no injustice may be done, the Bulletin now states that the article as published was only Dann's version of the case, and did not necessarily represent the facts, and certainly did not represent the Macleod River Townsite company's side of the case. The Townsite Co. says it was an error to state that Dann paid $100 cash. He paid no cash. The action is being defended and will come up for trial in the District court within a month or so.

The Macleod River Townsite company, a number of whose officials were over the townsite a week ago, flatly contradict Dann's statements. They believe they have one of the most promising townsites between Edmonton and the mountains, lying as it does on the east bank of the Wolf river, one of the prettiest spots along the G. T. P.'s western lines.

WORK ON THE G.T.P. WEST.

The Canadian Bridge Co. Ltd., of Walkerville, Ont., who have the contract for the superstructure of the G.T.P. bridge over the Pembina River, expect to have all the steel in position by the end of November. A delay has been caused by the non-arrival of several pieces of the bridge steel, but this will not seriously retard the work.

This information was given to the Bulletin by J. G. Entwhistle, postmaster at Entwistle, who has moved his family into the city in order that several of his children may attend the Edmonton High School.

The bridge company will rush the work, Mr. Entwistle says, for until it is finished the rails cannot be laid to Wolf Creek. The end of steel reached Pembina two weeks ago. The grading between Pembina and the McLeod river is practically all completed and ready for the laying of steel. The ballasting of the line between this city and the Pembina river has been held up by the inability of the railway company to secure a sufficient number of men.

The May-Sharpe Construction Co. Ltd., has got well started on the cement work of the Wolf Creek bridge, and west of the McLeod, a gang of men is at work brushing the right of way preparatory to the grading operations which will be undertaken next year.

Mr. Entwistle says Pembina is growing, and business there is good. A school is to be opened immediately, a lady teacher already having been engaged.

Mr. Entwistle is a locomotive engineer and was the driver of the engine which drew the first train into Edmonton over the E.Y. & P. railway in Oct., 1903. The engine was named the Donald Ross, by reason of the fact that Donald Ross, one of this city's oldest residents held the throttle while the engine crossed the bridge over the Saskatchewan river.

GOVERNMENT LECTURER.

Dr. James Samson, of Windsor, Ontario, Chief Lecturer of the Government Annuities Act, has just commenced a tour of the Western Provinces and will include Edmonton in the thirty important towns and cities he hopes to visit between Fort William and Victoria. He has spent the past two months in the provinces on the Atlantic end of the Dominion, where he has enjoyed an enthusiastic reception from the press and people.

Canadians everywhere, will be interested in a discussion of this important measure and its merits, as compared with those of a kindred character adopted by other countries.

Dr. Samson is said to be one of the most popular speakers in his native province and he will doubtless receive a kindly reception at the hands of the people here. The government reports large sums pouring into the Annuities Department from all parts of the Dominion.

LIQUOR LICENSE CASE.

A case which will go before the Supreme Court of Canada at the sitting in Ottawa this month is that arising out of the cancellation of the liquor license held by Alphonse St. Hiliare, of the Richelieu Hotel, Brosseau.

The license was granted to St. Hiliare by the district license commissioners on June 21, 1908. Shortly after J. D. Blayney, of Edmonton made a complaint against the granting of the license on the ground that the building contained only 16 rooms, of which 13 only were for public use; that no recommendation for a license had been received by the commissions. On this ground Mr. Blayney, on behalf of the Temperance and Moral Reform League, asked that the license be declared void.

The case was argued before the Supreme Court judge and was won by the complainant. An appeal was made to the Supreme Court en banc and the March sitting of this year and the decision was upheld. An appeal is now filed with the Supreme Court of Canada.

Mr. St. Hiliare had made application subsequent to the decision of the Supreme Court en banc for a continuation of the license pending the hearing of the appeal at Ottawa. This application was heard by Mr. Justice Stuart, who gave out his judgment this morning as follows: "The license will be cancelled. I proceed upon the simple ground that the material before me shows that the order of the court en banc cancelling the former license was issued on the 29th of May, 1909. The security upon the appeal to the Supreme Court of Canada was not perfected until April 19th, 1909. The effect of the order of the 29th of March was that the license was cancelled. Upon the issue of that order the license, in my view, ceased to exist because there was no further act required to be done by any person or any authority in order to carry out the order of the court. That order in itself destroyed the license. I am therefore quite unable to see how the perfecting of the security can amount to a revival or restoration of that license or to the issue of a new one. There was, therefore, in my opinion, no license in existence when St. Hiliare applied for his renewal. He should, therefore, have obtained the recommendation required in the case of an application of a new license as distinguished from the renewal of an old one. The applicant will have his costs of the application. The order will not issue for 15 days.

Edwards and Madore will press the appeal before the supreme court of Canada and the concellation will be defended by the firm of Bishop and Grant.

WAS BADLY ASSAULTED.

A man named Groleau from Groleau's Landing, about 60 miles up the Saskatchewan, is at the General Hospital suffering from several injuries which it is alleged were inflicted upon him by a neighbor, his wife and their dog. It is said that a stick was used by one of his assailants, a hammer by another, while the dog tore him with its teeth. The case has been placed in the hands of Robertson, Dickson and McDonald and a warrant will be issued against the parties who are said to have committed the assault.

SUNDAY CARS TO PACKING PLANT

Beginning next Sunday the street railway department intend running street cars on Sunday out to the end of the line at the packing plant instead of the East End City park, as has been done for some weeks past. All day five cars will be kept on the line between Twenty-first and the East End park, where transfers will be made to the car covering the remainder of the distance to the packing plant. A large number of people have taken advantage of these trips on past Sundays to see the East End park which is to be converted into exhibition grounds and for the improvement of which a bylaw for $75,000 is shortly to be submitted to the ratepayers.

IN THE DISTRICT COURT

Alga Valcourt vs. L. Barrie is a case before Judge Taylor in the District Court this morning, in which the plaintiff claims from the defendant the sum of $202.50, being the value of thirteen and a half tons of hay. The plaintiff entered into an agreement in writing dated the 19th day of June, 1908, wherein the plaintiff agreed to cut a certain quantity of hay on land known as the Fred Valcourt, in which agreement was expressly stipulated that the plaintiff was to retain two-thirds of the hay cut and put up and pressed. The plaintiff procured 450 bales of hay and the defendant without authority removed 406 of the bales of which quantity 256 bales pelonged to and were the property of the plaintiff, which the defendant wrongfully removed. The defendants case was a denial of each and all of the allegations of the plaintiff and presented a counter claim of $400 on the rent of the Fred Valcourt place by the plaintiff. The case is still in progress with H. H. Robertson appearing for the plaintiff and W. Gariepy for the defendent.

LONG MISSING MAN FOUND.

On the 13th of November a year ago Patrick Stephen Baillie-Hamilton, aged 19, who had for some time resided in Edmonton, disappeared mysteriously and as completely as if he had been swallowed up in the earth, from the store of his brother G. L. Baillie-Hamilton, of 215 Jasper West. Since then many inquiries have been made for the missing man. The police in all parts of the West have been notified and circulars containing a photograph and description have been sent broad cast throughout the West.

No trace has been found of the missing Edmontonian till yesterday when a letter reached the city from the young man. He reported that he was at Saratoga Springs, Colorado. He greatly regretted having left Edmonton so mysteriously and the trouble to which he had placed his people and the authorities in endeavoring to locate him. The reason he gave for his sudden departure was that he was discouraged with his prospects here and it is understood that a love affair is at the bottom of the case. The young man is now in straitened circumstances and will return to his home in England.

A CASE OF COMMISSION.

The Supreme Court en Banc this morning heard the appeal from the judgment of Justice Harvey between Harold McClure Williams, of Calgary, plaintiff and David McDougall, of Morley, defendant.

On the 31st of August 1906, the defendant sold to Nels T. Hogen and Peter P. Lee, of Minot, N.D., lands particularly described in the plaintiff's statement of claim to the value of $46,600 at the price of $6.00 per acre. The plaintiff claims to be entitled to $4,050. Commission in respect of such sale. The trial judge directed judgment to be entered for his full claim. From this judgment the defendant appeals.

Fred M. Graham also claims to be entitled to the commission. The defendant admits that he must pay either of them. He is not bound to pay two commissions. The question for the court to decide is whether the plaintiff is, on the evidence submitted, entitled to the commission claimed.

The defendant's evidence was that he had no dealings whatever relating to the sale of the land with the plaintiff; that Graham introduced the purchasers to him and that if the plaintiff was instrumental in bringing about the sale it was through an arrangement he had with Graham to which he (the defendant) was not a party. He further swears that he never listed the lands with the plaintiff.

J. T. J. Collison and P. J. Bergeron are appearing for the plaintiff and R. B. Bennett and G. H. Ross are pleading the case for the appellant.

It came out in the evidence that Graham had told Williams that if he brought a purchaser for McDougall's ranch he would pay him half of the commission.

Mr. Justice Beck expressed his opinion that the case should have ended on this statement of Graham's one half of the $4,050, being allowed each. On his suggestion the council withdrew to see if a settlement could be reached by arbitration. They were unable to do so and the case goes on this afternoon.

The solicitors for the appellant declare that unless the case is settled to their satisfaction it will be carried to the supreme court of Canada.

IN THE DISTRICT COURT.

The attention of Judge Taylor in the District Court has been taken up for the past three days with the small debt cases on the September docket. These will likely be finished this week and the larger debt cases will be proceeded with.

One of the most important cases of the series of small debts was that of Brandon vs. the Dominion Theatre Company, in which Ray F. Brandon is the plaintiff and Alex. W. Cameron is the defendant. The action is taken to recover certain property left in the Dominion Theatre by the Brandons, later assumed by the Allen Stock Company and afterwards falling into possession of Mr. Cameron. Judgment has not yet been given in the case.

A. Baron vs. Seigler, an action for work done and goods sold by the plaintiff to the defendant. The case is a cross action to one of last court. It has been adjourned till later in the term.

W. D. Ferris vs. M. Mathieson, an action for $57 claimed as medical fees. Judgment for the full amount with costs.

J. G. Graham vs. Clarke. This case was first begun as an action for theft in the police court and arose out of a dispute over a box sleigh. It has been adjourned indefinitely.

B. Danard vs. Thomas Crowe. An action for $50 wages against the Empire Manufacturing Company and Crowe. Judgment was given against the latter for the full amount and costs.

Skinner vs. Namayo Trading Co. An action to recover the price of a carpet sold to the wife of the plaintiff, who claimed that it was not as represented in size. The action was dismissed.

Standard Coal Co. vs. Frank Coal Co. Adjourned till next court.

Schuller vs. Gregorie. Adjourned till next court.

Godley vs. Akins. Dismissed with costs, neither party appearing.

F. E. Goode vs. C.P.R. Struck off the list with leave to put it on again. The counsel for the defendant was not present.

D. E. Humphries vs. Nankins. Adjourned till next court.

J. J. McDonald vs. F. Miller. Action discontinued.

McCulla vs. Edmonton Brewery. An action for wages claimed. Dismissed.

Errington vs. Coulson. Neither party appearing the case was struck off the list.

A. Palin vs. Kennedy. Adjourned till next court, costs to the plaintiff.

Loughram vs. North West Electric Co. Adjourned till next court.

E. Terpetz vs. J. Dinter. Action for $45, goods sold, and counter claim of work done. Both dismissed without costs.

Redlin vs. Kelly. Action for $28.75 wages. Judgment for plaintiff with costs.

PROVINCE HAS THE RIGHT.

To Tear Up Streets For Laying of Telephone Conduits.

Bulletin Special.

Calgary, Sept. 23.—The city yesterday wrote the Public Works Department objecting to the telephone gangs digging up the boulevard here to put in a telephone conduit. To-day a reply was received from John Stocks, deputy minister, stating that by a ruling of the Attorney General the government has the right to carry its works over, under, upon or through the streets of the city. The matter has been threshed out in other parts of the province and has been so decided.

Two negroes, named John Webster and Albin Buckner, have been arrested for committing a serious assault on two white men. The quarrel arose over a trifling matter and the negroes waited for one white man and beat him to his knees with rocks. The other white man came to the rescue and was battered into unconsciousness by the blacks. Both negroes were arrested and the injured men taken to the hospital, where their wounds were dressed and found to be not serious. Webster is a bad man, who is said to have killed a man in Minneapolis, but was acquitted on a murder charge.

The building of a tunnel under the Bow River, a distance of 624 feet, which was done by day labor by the city, has cost the sum of $14,179.52.

VALUABLE DISCOVERY

Munich Professor Gets to Seat of Asiatic Cholera Germ.

Munish, Sept. 24.—Prof. Elmerich asserts that he has confirmed by chemical and spectroscopic analysis the accuracy of his theory, that the fatal agent in Asiatic cholera is free nitrous acid, the formation of which is rendered possible by the action of the bacilli, the transforming of nitrates of food into nitrites. The professor says that anybody can now protect himself from fatal consequences even when actually infected. It is only necessary to avoid eating nitrogenous vegetables and cured meats containing saltpetre and drinking nitrogenous water.

Cobalt's Fever Epidemic.

Cobalt, Sept. 23.—The fever situation has reached the stage where an organization is needed to fight the disease. The Red Cross hospital, maintained by the Miners association, has 145 cases now being cared for. There are no hospital facilities whatever for the town patients, who are receiving attention at their homes and boarding houses. Nurses are arriving on almost every train, ten arriving Wednesday and sixteen today. The town authorities will commence the erection of a hospital for the town.

May Have Been Pushed Under.

Laporte, Ind., Sept. 24—L. F. McDonohue, of Ottawa, Ont., fell under a Lake Shore train in this city this morning and sustained injuries which will prove fatal. McDonohue is 19 years of age and was atempting to board a train at the time of the accident. A strange feature of the case is the disappearance of a friend of McDonohue with whom he was travelling, leading to the theory that he may have been pushed under the train.

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