SUPERINTENDENT OF MARKET APPOINTED

Council Has Unusual Difficulty in Making a Choice-Other Business Up.

(From Tuesday's Daily.)

The feature of the city council meeting last night was undoubtedly the balloting for the position of superintendent of the city market, a position rendered vacant by the resignation of E. C. Johnston on account of ill-health. It required no less than 10 votes to decide that William Dalby should have the position and for seven of these Mr. Dalby was tied with C. R. Thomson. The position of city carpenter was also filled by the appointment of F. Taylor. Miss Wake, first assistant librarian, resigned her position and Miss Stewart, second assistant, was appointed to the vacant place. There was also a large amount of routine buswas also a large amount of routine bus-

three votes, Mr. Thomson three, and Messrs, Woollett, Phipps, Johnston and A communication from G. T. Bur-Geigher one each. Geigher one each.

On the second Mr. Dalby got five, Mr. Thomson three, Mr. Palmer one, and there was one spoiled ballot. For the next seven votes Messrs, Dalby and Thomson tied with five each. On the tenth ballot someone switched from Mr. Thomson to Mr. Dalby, giving the position to the latter by six votes to four. nett regarding an invention to prevent fires on roofs, was referred to the fire wardens, while another regarding caterpillars in the James Bay district was referred to the streets, bridges and ewers committee,

The letter from Hon. H. E. Young, provincial secretary, regarding the city's desire for legislation looking to the settlement of its water problem, hich has already been published in the Times, was faid on the table and will be taken up at a special meeting of the council called for the pur-

Dr. C. J. Fagan, secretary of the provincial sanatorium, wrote asking for generous treatment for the sanator generous treatment for the sana-torium from the council, naming the rate of \$30 per thousand head of popu-lation as a fair contribution, was re-ceived and filed. It was pointed out that, taking the city's population at 30,000, Victoria's share on this basis, would be \$900, while the council has already provided \$1,000 in the esti-

Council Receives Surprise.

The council received a surprise in the shape of a letter from F. W. Adams, in which he referred to the complaints of the people along the Gorge road and vicinity had made for years about the lack of improvements and expressed warm approval of the being done in that section by this

Mayor Hall suggested that the letter be framed and lithographed. It was the first letter of the kind, he believed, that had been received by a council in this city in twenty years. The letter was received and filed.

An application from Charles Henry

Palmer for the position of food inspector or assistant health inspector, was laid on the table to be considered with other applications for the same posi-

Smith's Hill Reservoir.

J. L. Raymur, water commissioner, reported that the site of the Smith's reservoir had been cleared of trees and be commenced at once. He suggested that a foreman be appointed at once and suggested the names of two men who, in his opinion, could fill the pobrush and that excavation work would who, in his opinion, count in the sition satisfactorily. He also suggests some improvements to the roa's in the vicinity of Smith's hill on account of the heavy hauling there will be account of the heavy hauling there will be account of the heavy hauling there will be account of the heavy hauling the satisfactory. He also recommended the laying of a four-inch water pipe on Bank street, between Oak Bay avenue and Leighton

the portion of it dealing with the ap-pointment of a foreman considered at The report was laid on the ta secret session of the council held

A request from John Nelson on behalf of the Tourist Association for \$1,500 on account of the year's grant to enable that body to go ahead with their work was referred to the finance quest from John Nelson on be

Two Resignations.

W. H. Keatinge wrote, tendering his resignation as clerk of the police court, as he found the duties too onerous un der existing conditions.

On motion of Ald. Mable the resigna

tion was accepted and Mr. Keatings will be thanked for his past services. Later on in the evening Mayor Hall asked what they would do in the matter of appointing a successor. There was a first class man filling the posi-

the city engineer with power to act.

Report Is Asked for.

Recommended that the city engineer by propertion at present.

Ald. Fulletton said the council had better call for applications for the position.

Ald. Mable bore testimony to the satisfactory work of the present temporary incumbent of the position but felt that under the rules of the council they were forced to call for applications. This will, therefore, be done.

Miss Gladys M. Wake wrote, resigning her position as first assistant librarian, and Miss Stewart, second assistant, applied for promotion to the vacancy. Miss Wake's resignation was accepted with regret and Miss Stewart advanced to her position, and applications will be called for to fill the vacancy caused by this promotion.

Barn is All Right.

The building inspector reported having looked into the complaint of T. M. Sturgis regarding a barn on St. Lawrence street. The barn, he had found, had been erected years ago and recently Mr. Sturgis had built a house within eight feet of it on the adjoining lot. Under the by-laws he could do nothing in the matter as they applied only to new stables and barns. He had found that there was only one horse in the barn in question and there was nothing in connection with it that could barn in question and there was nothing in connection with it that could classed as objectionable.

Any expenditure contemplated in the foregoing to be subject to favorable report thereon by the finance committee, and adoption of said report by the council. The letter was received and filed and copy of it ordered to be sent to Mr.

City Carpenter Appointed.

Applications for the position of city arpenter rendered vacant by the acidental death of the late William

The duties of the superintendent of streets; sewers, bridges and sidewalk construction, as outlined in the schedule attached to the above report, will bring him under the direction of the engineer, and he shall have supervision of all works carpenter rendered vacant by the ac-cidental death of the late William

of construction such as the grading and macadamizing of streets, street paying, the laying of plank and concrete side-walks, sewer work and building and renewal of bridges. He shall have control of the workmen employed on these works, see to the proper disposal of all material, have charge of all the machinery used on the above works and see that the streets Scott were then opened. There were sixteen of them, the names of the applicants being as follows: F. Allatt W. Askey, C. O. E. Brown, W. H. Cox, Richard H. Duce, J. V. Griffiths, have charge of all the machinery used on the above works and see that the streets are kept in a safe and clean condition. At 11 o'clock the council went into secret session, and the press, as well as the general public, was excluded. W. B. Gordon, A. Jewsberry, W. A. Long, Sidney Prachard, John Rot-Long, Sidney Princhard, John Rot-cliffe, John Percy Smith, Walter H. Smith, C. R. Thomson; G. H. William-son and F. Taylor. The first ballot stood: Cox, 3; Taylor, 3; Allatt, 1; Gordon 1; John Percy Smith, 1; Wal-ter H. Smith, 1. The second gave the position to Taylor, the vote standing: Taylor, 7; Cox, 2, and 1 spoiled ballot. Mr. Taylor has been a resident of Victoria for about 30 years, and is at present employed at Sayward's mill. He will commence his new duties at once. The salary of the position is

New Market Superintendent.

The applications for the position of

William Dalby by two votes after he

The names of the applicants, 18 in

Charles Mallandaine, G. R. Orton, G. H. Palmer, Herbert Phipps, Sidney Smith, James Townley, C. R. Thomson, G. W. Woollett.

On the first ballot Mr. Dalby got

The balloting gave rise to considerable good-natured chaff amongst the alder-men. After several attempts to break the

tie, Ald. Gleason moved, seconded by Ald. Norman, that the settlement of the mat-ter be deferred until Friday night.

Ald. Cameron-"Cannot a man go

home?"
When someone switched on the tenth ballot an audible sign of relief went up

Finance Committee.

The report of the finance committee re

Streets, Bridges, Sewers.

Recommended that the city engineer be

The duties of the superintendent of

Almost an hour was spent in

and C. R. Thomson had tied seven

this balloting.

be settled.

from the council.

HUSBAND MUST BE ON GOOD BEHAVIOR

> Magistrate Hears Family Troubles in the Provincial Court.

rarket superintendent were next taken up and it required no less than ten ballots to decide who should get the position which eventually went to In the provisial police court held yesterday afternoon in the city hall, before Magistrate Jay, Annie Hene, charged her husband John Hene with assault on Friday last. She said in her evidence that her husband had struck her and accused her of infidelity with number, were as follows: John S. Askey, E. A. Austin, W. A. Burt, William Dalby, Thomas Geigher, Richard J. Hamilton, E. E. C. Johnston, Arthur E. Jones, J. Locksley Jones, J. Lund the lodger.

Charles Hene, a son of the parties gave evidence that his father was a little strange in his manner at times. He thought him a little troubled in his mind. "I have gone into the matter to find out what is the matter with him, and I have discovered that at the time of high tides and new moons father is said the son. He testified troubled," that his father had struck his mother and accused her and said that at times

he had had to protect her. John Hene, the accused, elected to make a statement and said there was not any insanity about him, but that he suffered from pains in his back. He had noticed certain actions on the part of his wife, and had not received same cheery smile as of old on return-ing home at night. The lodger had his meal last Thursday night and sat on the corner of the bath and his wife went and sat in the corner with him looking at him and not taking a bit of notice of her husband. "I truly admit Mayor Hall replied that it had to be settled in open council and at this sitting.

Ald. Henderson suggested that the council draw lots to see who should leave I treated her as she said on Thursday light, but I went home and got black looks. They did not ask me how I was. council draw lots to see who should leave the chamber until the vote was over. No one seemed anxious to lose his chance to vote and the suggestion fell fruitless to the ground.

Ald. Cameron remarked that if they had not finished at 11 o'clock the balloting would have to be continued at the next meeting. What was the matter, he asked, with considering it already 11 o'clock. This did not appeal to His Worship.

After the eighth ballot the Mayor announced that it was impossible to suspend the rules, and the matter would have to be settled. We were friendly after tea and out in the garden and Annie said she would rather have me to nurse her

"I then went in and lay on the bath to get warm. Mother brought in the clothes and folded them before the lodger. I was suspicious. I watched them. Then she told the children to put wood on the fire. I thought I would go to bed, and the lodger was speaking go to bed, and the longer was speaking to mother, but as soon as I looked up he had his face in his hands on the table as if asleep; Hene was continuing his statement in

ballot an audible sign of rener appointment by-law was reconsidered, adopted and finally passed, after which a resolution passed authorizing the clerk to advertise for applications for the position of assistant health officer to carry out the provisions of the by-law, the salary being placed at \$60 per month.

Ald. Henderson's motion providing for the grading, macadamizing and draining of Vining street, between Belmont and Stanley streets, and the laying, of a granolithic sidewalk on the north side of Queen's avenue, between Quadra and Blanchard streets, was passed.

Finance Committee. a nervous manner when the magistrate brought him up to time and bound him over in the sum of \$100 to be of good behaviour for six months.

NEW COMPANY TO WORK TIP TOP MINE

Drifting Proceedings at 125-Foot Level-Prospects in commending payments aggregating \$11,-999.45, and including \$6,323.75 for school purposes, was adopted. Skylark Camp.

Streets, Bridges, Sewers.

The streets, bridges and sewers committee's report went through without being read. It was as follows:

Re communication of Messrs. Gray, Hamilton, Donald and Johnson, desiring to be informed when the work of improvement on the street in Rockland Park will be commenced. Recommended that the writers be informed that the preliminary work connected with this matter is well advanced for the carrying out of same.

Recommended that the sum of \$133.84 be paid to Mr. Andrew Gray in final settle-Phoenix, May 4.—One of the mines in the high grade belt that has been steadily working along for some months, having little said about it, is the Tip Top, in Skylark camp. The property is located in the vicinity of he Bay, Mavis, Skylark and other well known claims in that camp, and so far the development has been decidedly Recommended that the sum of \$183.84 be paid to Mr. Andrew Gray in final settlement of his account against the corporation for installing the creosoting plant.

The main perpendicular shaft of the Tip Top is now down about 150 feet, and drifting has been started at the tion for installing the creosoting plant.

Recommended that the duties of the superintendent of construction of streets, bridges, sewers and sidewalks shall be those as are set out and defined in the report attached hereto, and that a copy of such duties be forwarded to the city engineer and the superintendent for their guidance.

Re B. C. District Telegraph Co. and application of Mr. Springer: Recommended that before a by-law is introduced, containing the concessions which Mr. Springer desires to have renewed, the company 125-foot level, the drifting being nov in about 30 feet. Those in charge say that the face is in ore of a good grade, and they are confident that they have a property in the Tip Top that, with adequate development, will join the steady shipping column.

H. V. Fuller, one of the large owners of the Bay, which has shipped such valuable carloads of gold ore, is also interested in the Tip Top, and is now taining the concessions which Mr. Springer desires to have renewed, the company be called upon to prove, its existence, and that it has been in continuous operation since the date of the final passing of the by-law known as the "District Telegraph By-Law" (No. 142).

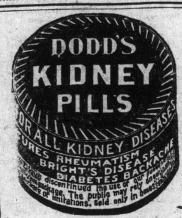
Re communication of Messrs. Fell & Gregory offering for sale a patent dump wagon, owend by the late James Wilson: Recommended that this matter be referred to the chairman of the committee and the city engineer with power to act.

Report is Asked for. in the east, in connection with Tip Top matters. A new company is being formed at Lincoln, Nebraska, to work the property and secure the capital necessary for development. The company will likely have a moderate capital of about \$25,000. The Tip Top is equipped with an electric hoist, and the mining can be done in an aconomic and expeditious manner. Seven men are now employed on th two shifts being steadily property,

RACE RIOT

Wilkesbarre, Pa., May 5.—Poles and Italians engaged in a bloody riot at Hudson, ten miles from here, yesterday two Poles being fatally wounded, two others badly hurt, while many were injured and were carried away by

their compatriots, There has been bad blood between the Poles and Italians for some time owing to the fact that a number of Poles took the places of striking Itallans at nearby coal mines. To-day the Italians laid in ambush for a party of the Poles and attacked them with stillettoes.



DONDERO MUST STAND TRIAI

ALLEGED THAT KISS HAD IMPORTANT PART

San Francisco is Committed.

(From Tuesday's Daily.) Dondero, accused of robbing Tony Parrayincini of \$1,440, was yesterday committed for trial and will come up at the assizes. Parravincini gave the details of the confidence game which he alleges was worked on him.

Parravincini, who spent last year in Alaska, where he saved considerable noney, told of having met Dondero in Seattle and of Dondero having intro-duced him to two other men, one of whom was named Parodi and the other a short fat man, whose name he did not get. When he had first met him, Dondero had asked him how much he had and he had told him he had \$400 with him and more in the bank in Victoria. The short fat man had said he had been left \$27,000 by his father for distribution for charitable purposes, and it was eventually agreed that all four should come to Victoria when if Parravincini could put up the amount of money he said he pos the fat man's \$27,000 would be divided between him, Dondero and Parodi. They met in a box in the Poodle Dog cafe in this city and the fat man had produced a bundle of paper which look-ed like money and had said it contain-ed the \$27,000 which was to be divided up. Dondero and Parodi also produced which appeared to contain purses money. After some persuasion Parravincini had agreed to put his money on the table too. This consisted of the \$420 he had with him in Seattle, \$1,000 he had withdrawn from the Dominion Savings Bank, and a gold nugget val-ued at \$20. All the money was to be wrapped up in a handkerchief and than anyone in the world."

"So I did." interjected Mrs Hene, "but that is when you are all right." The that is when you are all right." The father continuing his statement, said: Parodi leaned over and kissed him in father continuing his statement. such a way as to shut off his sight of the valise. The valise was duly locked and the key kept by one of the while the valise was given to Parravin-cini to take to Nanaimo, where Donder and Parodi were to meet him and divide the \$27,000 with him, and each get back his own money incaddition. They were then to buy a ranch at Nanaimo Dondere had threatened him that he Donders had threatened him that he would shoot him if he opened the value before the arrival in Nanaimo of mmself and Parodl. Donders had walked with him to a station outside the city and had put him on the train for Nanaimo, giving him 38 in money.

He kept the valise with him all the time until next morning, sleeping with it under his pillow. As his two erstwhile friends and the participants in

while friends and the participants in his alleged good fortune did not arrive on time he had broken open the valise only to find that the parcel which he had thought contained \$27,000 in money was nothing but a bundle of old paper and that the purses put in by Dondero and Parodi were empty. His purse was not there. He had returned to Victoria and had notified the police of the theft.

The next time he had seen Dondero was in jail at San Francisco. He iden-tified a purse and a handkerchief, the former as the one Dondero had said contained his money and which had been placed in the valise, and the lat-ter as the handkerchief in which all the money was supposed to be wrapped.

Parravincini in cross-examination by
Mr. Aikman, said that the prisoner
asked him to place his money in the
handkerchief and the fat fellow tied up the handkerchief. He did not know what was done with the handkerchief. He saw it tied up with the purses in it. It was the same handkerchief as had been produced in court. It took about one minute for Parodi to kiss him. Parodi was the only one near him, "He kissed me only once and put his arm n front of my eyes while he did so. did not again see the handkerchief. The vallse was between Dondero and the fat fellow, and after the kissing the fat fellow had it. Parodi told the fat fellow to give the value to me. It was locked. I heard the lock click when the other man was kissing me. He kissed me under the chin. He kissed me quietly. It was not a noisy kiss.

Questioned as to how he came in pos session of the money he said he had worked for it at Dawsen and had been employed by the Guggenheims on their works there. He had been six years

saving it. "Did you ever see me up there?" asked Mr. Aikman.

"I don't know. I may have seen you in the local mission. I was often there."
"I went from here to Seattle for a job. I met accused in a hotel there. I thought I was going to make \$9,000 out of the deal at the Poodle Dog." "Did you think you were going to get

the \$9,000 easy?" "No. They threatened to kill me if I did not put up my money, because they would lose their fortunes. I was frightened. There was only the waiter in the cafe. It was about 11 to 11.30 at the time they robbed me. I did not open the valise until 5 a. m. in the morning I threw the valise away when I found the money was not in it, and it is there yet. I was mad and went and told the police. The prisoner gave me \$8 going down to the station on the 28th of November. I had another \$1,000 in the bank which I couldn't get out under fifteen days' notice. Good job, or that

would be gone like the other." "Do you think through taking these proceedings you will get your money back?" asked Mr. Aikman of the wit-

The question was put through an interpreter, and Parravincini answered that he did not know whether he would get

the money back or not.

W. Hardy of the Government Savings Bank, called, said he could not identify the plaintiff except by signature. He remembered on November 27th paying the cheque for \$1,000 which closed the

W. Smire, immigration inspector in

the United States service, said he was on duty on November 27th last year and saw prisoner and two others at the dock. He questioned them and they produced pursers' receipts showing they had come over from Seattle the same day. He had never seen them

James S. B. Smith, one of the proprie tors of the Poodle Dog restaurant, said that three men were in a box of the restaurant but he could not remember the date. It was, however, shortly be-fore he read of the alleged robbery in the papers. He heard a sound like a kiss come from the box the men oc Prisoner Brought Back From cupied, and asked the water what sort of anarchists the men were. He was

was one of the men.
G. Purdue, detective, said he had gone to San Francisco to bring the prisoner back to Victoria and had warned him that anything he said would be used against him at his trial. The prisoner had told him he had met the other men in the restaurant and all had agreed to go to Seattle. He admitted having seen the money on the table, and said he had gone away and had not seen the others since, and had gone to Seattle next day. He said the men had all gone to the Foodle Dog and had put their money in the handkerchief, and one man kissed Tony and then tried to kiss him.

He then went to the train with Tony and afterwards back to the restaurant, where the men had made him drunk or had drugged him, as he woke up on the outer wharf in a drugged state and went to Seattle. He had no recollec-tion of having seen the immigration officer and declared his innocence. have no doubt that the prisoner is the maye no doubt that the prisoner is the man and I know at least one of the others." Detective Perdue said he re-membered the three men at the wharf taking passage for Seattle. They all nad good sized rolls of money and each ought a ticket.

The prisoner was committed for trial by Magistrate Jay.

MANY ATTRACTIONS AT **DUNCAN FLOWER SHOW**

Interesting Exhibits of Various Kinds Are Shown—Ceccotti Concert.

Duncan, May 4.—The King's Daughters' flower show on Saturday was a success. The decorated tables attracted a great deal of attention. The first prize was won by Mrs. Prevost, the second prize was won by Mrs. John Hirsch, and the third by Miss Hall.

The best collection of garden flowers was sent in by Miss Hall, and the second by Mrs. Leather. The children's work was particularly good, one feature of which was illustrated essays on the wild flowers of the district. The first prize for this went to fourteen good watercolor illustrations. The best school work was from Duncan school and received as a prize a picture of the King bautifully framed. Of the municipal school Pearl Simons of Maple Bay school, sent in the best essay, and June Ventress of Duncan, the second. Under 12 years, Marshall Smith and Laura Bell of Duncan, sent in the best essays. Of schools other than municipal schools, Lorna Springett, from "The Cliffs," and Grace Stephens from Glenora, had the best. Both of these esays were beautifully illustrated. Rev. Mr. Leakey, N. B. Souper, B. A. Cantab and the Ven. Archdeacon Scriven,

were the judges. Mrs. Hazell, from Victoria, E. Skinner and Mrs. Leather, were the judges of the collections of wild flow-ers, and Mrs. Scriven and Mrs. Calcott of the table decorations and bouquets.

Booths had been taken by the merchants and beautifully decorated. W. P. Jaynes showed Wild Rose flour and cof-fee; F. Prevost a splendid Heintsman piano and some gramophones; Ventress photographic supplies artistically arranged under an immense Japanese umbrella; Pitt & Peterson showed Mc-Clary ranges, dinner sets, a coffee per colator; The Echo office sent a job press and printed during the afternoon. All the world of Duncan was there. The hall was splendidly decorated.

Mrs. Day, of Quamichan lake, put in a beautiful collection of butterfles and moths, some from the district, and some that Mr. Whittome had brought from South Africa, and some from Eng-

E. Skinner displayed a splendid collection of beetles and spiders. These two collections attracted a great deal f attention. Our district is noted for

There were so many interesting and attractive exhibits at the flower show that in the short time it was impossible to take them all in. It is to be hoped that the flower show will be an annual event.

The people of Duncan appreciate the kindness of the Archdeacon and Mrs. Scriven and Mrs. Hazell in helping to judge exhibits.

Ceccotti Concert.

On Saturday evening Signor Ceccotti Miss Emma Sehl, Frank Armstrong and Howard Russell gave a concert in the opera house. The house was not full because of inefficient advertising, but those present had a rare treat. Every number was perfect. Not the least enjoyable part was the playing of Mr. Russell, whose accompaniment blended exquisitely with both the voice and

the violin. Social Notes. Mrs. Hazell, Mrs. Rycart, Miss Mary Lawson and the Archdeacon and Mrs. Scriven came to Duncan on Saturday to attend the flower show.

Miss Emma Sehl, Miss McQuade, Mr. Frank Armstrong, spent Sunday in

James Maitland-Dougall spent the week end in Victoria. Mr. Elworthy was a passenger to Victoria on Sunday evening. Miss Gertrude Macfarlane, who has

een visiting Mrs. H. Dhu Morten during the last few weeks, returned to Vicoria this morning.

SUDDEN DEATH.

Montreal, May 4.-Max Herger, one of the best known book canvassers in Canada, died suddenly at St. John. N. of the best known book canvas B. He leaves five children, two of whom (sons) live in Vancouver.

CAR AS ISOLATION HOSPITAL.

Case of Smallpox Is Discovered at Sicamous.

Armstrong, May 5.-A case of smallpox was discovered at Sicamous on Tuesday morning by Conductor Bongard, of the freight train. The unfortunate patient is a young man who was travelling with his father and was walking up and down the platform when accosted by Bongard, who imme diately recognized the disease. The patient was quickly placed in an empty car, which was turned into an isolation hospital and switched on to the old Y at the east end of the bridge, and the father is nursing his son. As every precaution was instantly taken there is no danger of the disease spreading.

SERVANT SLIPS AWAY WITH MISTRESS' MONEY

Time, but Arm of Law Intervenes.

Vancouver, May 4.—"Will you take this \$219 down to the bank and deposit it for me. Just give it to the cashier with this slip. I can't get out this morning."

This was the kindly order given by a prominent West End lady to her donestic on Friday morning.

But when she reached the street Ethel Knight changed her course, gave the bank quite-another slip, told the glad news to her supposed "Prof." Edward Knight, and within four hours they were on a zig-zag ourney to the sunny south on \$219.

At the same time the telephone and telegraph wires to and from the office of Chief Chamberlin were dancing with escriptions of the pair. By 10:30

Saturday morning they were under arrest in Spokane. To day Inspector Mul-hern will be on his way back with the alleged elusive Ethel and Edward. To fool the police she had headed off the Great Northern train by the tram car to New Westminster and there joined the leisurely Edward. At Everett they changed their route, making it due east as the chief was advised by

telephone. The wire to Spokane did the All of which again proves the wonders of electricity and the close connection it can make with divers' persons.

VANCOUVER'S LENGTHY CRIMINAL LIST Case of First Woman to Be

Tried for Murder in Ter-

minal City.

Vancouver, May 4.—With the heavest list in the court records of Vancouver, the criminal assizes will open co-morrow, likely before Mr. Justice Morrison, and with Deputy Attorney-General MacLean as prosecuting at-

torney. There are four charges of alleged nurder, six of alleged wounding with intent to murder, one of burglary, one

of forgery and one of perjury. The first case to be heard to-morrow will be three in one, the charges preerred against the three Japanese, Hashinaki, Nakahm and Murato, of attempting to murder the jolly, homeward-bound firemen as they passed the Japanese boarding-house on Powell street on New Year's eve. Frost, one of the firemen, was brutally slashed.

The first of the four charges of alleged murder is against E. B. Bowen, grievously misconducted himself. The second is against Roger Venetta, the negro accused of the murder of Clementine Nahu at Moodyville. The third is against Eva McDaniels. She will be the first woman to be tried for murder in Vancouver. The alleged crime followed the visit of George Black, a logger, the supposed victim, to house in the restricted district.

The fourth charge of murder is pre-ferred against O. O. Buice, who does not deny that he fired the bullet which killed an aged man named Massender. Puice says he intended to frighten an other and that the bullet accidentally went through the wall of Massenger

All the other cases are familiar. This is the balance of the list Rex. vs. Street, wounding with intent

to murder. Rex. vs. Nug Wing, the same. Rex. vs. Glathba, the same. Rex. vs. Routon, burglary. Rex. vs. Grauer, wounding. Rex. vs. Bartlett, forgery.

Rex. vs. T. Koysumi, perjury.



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HAS RESIGNED FROM DIOCESE

ARCHBISHOP ORTH'S HEALTH IS IMPAIRED

He Has Therefore Retired-Father Brabant is Apostolic Administrator.

On Sunday last at St. Andrew's Roman Catholic cathedral it was announced that His Grace Archbishop Orth, who is in Italy, had resigned owing to fail-Vancouver Couple Plan Good ing health. The archbishop, it was announced, was in serious ill-health and the physicians give little hope of his recovery. On this account Archbishop Orth had asked leave of His Holiness the Pope to resign and his resignation had been accepted. Notice to this effect has been received at the Bishop's Palace in the form of a decree from His Holiness the Pope.

The announcement was also made

that Rev. Father Brabant, a pioneer priest of British Columbia, had been named to succeed Archbishop Orth, as apostolic administrator subject to the Holy See until such time as the ap-pointment of an archbishop to succeed Archbishop Orth permanently is made. Two years ago the archbishop's health began to fail and at the beginning of the present year he decided to journey to the south of Europe on vacation in search of rest and restored health. From the Riviera short bulletins were received from him from time to time telling of his continually failmg health. As time advanced the re-ports were not reassuring and it be-gan to be feared here that the archbishop's return was not likely to be possible. At last the news came that his full recovery was regarded as impossible and following on this has come the announcement of his resignation.

The retiring archbishop was very popular in Victoria and there will be converge regard that he has been found. eneral regret that he has been forced

leave the city. S. G. Mgr. Bertrand Orth is 59 years of age, having been born on December 6, 1848, at Cologne, Germany. He was ordained at Brussels in 1872. In 1900 he was appointed to the bishopric in Victoria, succeeding Bishop Christie, who went to Portland, Ore., where he who went to Portland, Ore, where the still is. The diocese of Victoris, which includes the Island, was raised to an archbishopric in 1908 and Bishop Orth begame its first archbishop.

As a priest Archbishop Orth was the parish priest of St. Laurence, parish of Portland, and built up that parish his departure being much regretted when he came to Victoria. Since he took charge at the Bishop's Palace in Victoria, Archbishop Orth has been a hard worker and very successful. He has paid off all the debt on the cathedral and church property, and not only is the cathedral free of debt, but nothing is owing on the Bishop's Palace. He has been a zealous worker and has the reputation of being a keen business

Rev. Father Brabant, his successor pro tem, is made apostolic administra-tor. He is the only one of the local priests who was a priest under Bishop Demers, first bishop of Victoria. He has remained since under Bishops Seghers, Brondel, Lemens and Christie, He has been on the coast 39 years and is has been on the coast of years and is at the present time 62 years of age. He has for the most part been engaged at Hesquoit among the west coast In-dians, concerning whose language he is an authority. In 1874 in company with Bishop Seghers he was a passenger on the trading schooner Surprise. He has had many adventures among the pecple of the island coast, with whom he lived so long, being shot on one occawho admits the killing of the Hindu, sion by superstitious Indians when a shall singh, who, Bowen says, had smallpox epidemic was causing illness among the tribesme sence of Archbishop Orth he has been administering the affairs of the dis-

> PAROLE OFFICER AT NEW WESTMINSTER

> Pays Annual Visit to B. C. Penitentiary—Investigating Complaints.

New Westminster, May 4.- Dominion Parole Officer F. P. Archibold arrived in the city yesterday afternoon for the purpose of paying his annual visit to the B. C. penitentiary, where he will investigate any complaints which convicts may have to make and listen to any pleas for clemency which may be put forth by the inmates of the big penal institution.

Mr. Archibold annually spends several days at each of the places where penitentiaries are located, devoting all his time to the adjusting of matters between the convicts and those in charge of them. Whenever he comes across a case where, in his opinion, a prisoner shows that he is desirous of leading a better life after once leaving behind him the garb of the lawbreaker, Mr. Archibold looks carefully into the man's antecedents and record, and if ne is satisfied that the repentant once is sincere in his intentions, he recom-mends that the convict be placed on the parole list, which means that the reeasted guest of the government is from that time to all intents and purpose a free man, with the exception that he has to report to the police at stated in-tervals and satisfy the authorities that he is not drifting back into his old evils habits. If at any time the police have reason to believe that a paroled man is committing, or conniving at, crime, he can be placed under arrest and com-pelled to finish out his sentence. According to Mr. Archibold, only a very small percentage of released prove unworthy of the trust reposed

in them.