

QUESTION OF JURISDICTION

Conflict Between Province and Dominion Over Water Rights.

Important Legal Proceedings Instituted at Vancouver—Race Trouble at Atlin—Japanese to Be Driven Out.

(Special to The Daily News)

Vancouver, May 14.—A legal struggle of far reaching importance began here today when Hermon and Burwell filed papers in a test case against the Dominion government with reference to water rights on the Lillooet river, desired for power purposes. The firm secured water records at the provincial office but at the instances of certain loggers at Lillooet the Dominion government has essayed to stop work, on the ground that the province has no right to cede water rights within the railway belt, because of the provincial grant of the land to the Dominion.

Behind the suit great interests are involved, as the provincial government has for years been granting similar records and the B.C.E.R. plant at Lake Beautiful, one of the most extensive in the west, also the proposed Stave Lake Power company are operating under provincial rights.

If the Dominion should win out, it would mean the upsetting of all the plans for the development of the country through electric power for years.

The provincial government will back Hermon and Burwell and will claim that the grant of the railway belt, extending from Field to the North Arm of Burrard Inlet for a distance of 20 miles on both sides of the C.P.R., granted land rights only and that the water privileges were retained by the province. A further claim will be advanced that the governor general in assenting to the Water Classes Consolidation act of 1897, declared assent to vesting all water rights in the province to the crown in the right of the province.

The action was laid in exchequer court and Justice Burdidge will try the case in Vancouver this summer.

It is further alleged by J. M. Ruffner to introduce Japanese labor at Atlin, the white miners there are demanding that the Orientals be compelled to leave the country. Several mass meetings have been held on the question and the townspeople are a unit in the demand. Ruffner addresses one meeting, declaring he could not get sufficient whites to operate his interests.

The plan now in progress is to attempt to persuade the Japs to leave peacefully. Failing this a boycott will be declared against all supporting them and if this fails the miners say they will resort to force.

Capitalists are in the city looking for a site on Burrard Inlet for the location of an oil refinery for the supply of the province. It is planned to bring the crude petroleum to the city in tank steamers from San Francisco and refine it here. The men behind the scheme are from California, who believe a profitable business in this line can be inaugurated here.

M. J. HENRY'S NURSERIES AND SEED HOUSES

Headquarters for Pacific Coast grown Garden, Field and Flower Seeds

Large stock of HOME-GROWN Fruit and Ornamental Trees now matured for future planting.

No expense, loss or delay of fumigation or inspection.

BEST SUPPLIES, Spray Pumps, Spraying Material, Greenhouse Plants, Cut Flowers.

We do business on our own grounds—no rent to pay and are prepared to meet all competition.

Catalogue free.

M. J. HENRY

FOR SALE

Hotel Home, 2 lots and furniture, \$50,000	
Block V, Balfour 12 lots	750
Lot 3 and E 1-2-2, block 1, with buildings, partly rented, \$45 month	10,000
7 lots block 41D, bearing fruit trees	2,500
Lots 7 and 8, w half 9, block 14, with 8-room dwelling	4,000
8 lots, town of Silverton	750
Half interest 200 acres Slokan Lake	2,500
Quarter interest Trout Lake City	750
Lot Atlin City	500
Half interest 100 acres near Kamloops	750
50 acres Pass Valley	5,000
Half interest 70 acres, 3 miles up Cootenawood Creek	250

J. FRED HUME

840 Westminister Road, Vancouver, B. C.

Drop us a post card asking for a catalogue.

FREE ROYAL CROWN SOAP WRAPPERS

Drop us a post card asking for a catalogue.

LAND NOTICE

NOTICE is hereby given that 60 days after date I intend to apply to the Hon. the Chief Commissioner of Lands and Works for permission to purchase the following described lands, situated in West Kootenay District: Commencing at a post planted on the south side of Lemna creek, near the mouth of the first North Fork, and marked "W. W. Gladstone's corner post," then running 40 chains west; then 20 chains south; then 40 chains east; then 20 chains north to the place of commencement.

R. W. GLADSTONE, 5-3

NOTICE is hereby given that 60 days after date I intend to apply to the Hon. the Chief Commissioner of Lands and Works for permission to purchase the following described lands, situated on the south side of the West Arm of Kootenay lake: Commencing at a post adjoining B. Webster's N.E. corner, Lot 882, then 40 chains south; then 30 chains east; then 40 chains north; then 30 chains west to point of commencement, containing 120 acres more or less.

DEBBERT DYE, 5-3

NOTICE is hereby given that 60 days after date I intend to apply to the Hon. the Chief Commissioner of Lands and Works for permission to purchase the following described lands, situated in West Kootenay District: Commencing at a post planted at the southeast corner of Lot 74, G. I. then 40 chains east; then 40 chains south; then 40 chains north; then 40 chains west to place of commencement, containing 100 acres of land, more or less.

WM. FISHER, 5-3

NOTICE is hereby given that 60 days after date I intend to apply to the Hon. the Chief Commissioner of Lands and Works for permission to purchase the following described lands, situated in West Kootenay District: Commencing at a post planted on the west side of Upper Arrow lake, near W. O. Stevens' N.E. corner post, marked "I. R. Poole's S.E. corner," then 40 chains east; then 40 chains south; then 40 chains west to place of commencement, containing 300 acres more or less.

EFFIE H. STEVENS, Agent, 5-3

NOTICE is hereby given that 60 days after date I intend to apply to the Hon. the Chief Commissioner of Lands and Works for permission to purchase the following described lands, situated in West Kootenay District: Commencing at a post planted on the west side of Upper Arrow lake, about three miles south of Nakusp, and near W. O. Stevens' N.E. corner post, marked "I. R. Poole's S.E. corner," then 40 chains east; then 40 chains south; then 40 chains west to place of commencement, containing 300 acres more or less.

I. R. POOLE, 5-3

NOTICE is hereby given that 60 days after date I intend to apply to the Hon. the Chief Commissioner of Lands and Works for permission to purchase the following described lands, situated in West Kootenay District: Commencing at a post marked by name Gerald Reed N.E. corner post, then 40 chains east; then 40 chains south; then 40 chains west to place of commencement, containing 40 acres more or less.

D. A. BOYD and F. J. SAMMONS, 5-3

NOTICE is hereby given that 60 days after date I intend to apply to the Hon. the Chief Commissioner of Lands and Works for permission to purchase the following described lands, situated in West Kootenay District: Commencing at a post marked "J. M. Lyons' northwest corner post," then 40 chains east; then 40 chains south; then 40 chains west to place of commencement, containing 640 acres more or less.

J. M. LYONS, 5-3

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NOTICE is hereby given that 60 days after date I intend to apply to the Hon. the Chief Commissioner of Lands and Works for permission to purchase the following described lands, situated in West Kootenay District: Commencing at a post marked "H. Ross," placed half a mile north of Summit creek, adjoining Angus Curry's north and south line on the west side, running 40 chains north; then 40 chains west; then 40 chains south; then 40 chains east to place of commencement.

Located the 4th day of April, 1907.

R. H. ROSS, 5-3

NOTICE is hereby given that 60 days after date I intend to apply to the Hon. the Chief Commissioner of Lands and Works for permission to purchase the following described lands, situated in West Kootenay District: Commencing at the southwest corner of Lot 482, then 40 chains south; then 40 chains east; then 40 chains north to place of commencement, containing 100 acres more or less.

Dated March 6, 1907.

PATRICK SHEHAN, 5-3

NOTICE is hereby given that 60 days after date I intend to apply to the Hon. the Chief Commissioner of Lands and Works for permission to purchase the following described lands, situated on the east side of Trout creek, Burton valley, province of British Columbia: Commencing at a post planted on the east side of Trout creek, adjoining W. Lovett's S.W. corner post, about four miles from Burton City and marked "Wm. Fisher's N.W. corner post," then 30 chains south; then 30 chains east; then 30 chains north; then 30 chains west to place of commencement, containing 640 acres, more or less.

WM. FISHER, 5-3

NOTICE is hereby given that 60 days after date I intend to apply to the Hon. the Chief Commissioner of Lands and Works for permission to purchase the following described lands, situated on the west side of Kootenay river, and covering all of the Stewart's abandoned pre-emption No. 759, and about one-eighth of a mile north of Angus Curry's pre-emption: Commencing at a post marked "Sidney J. Cummings' southeast corner post," then 40 chains east; then 40 chains south; then 40 chains west to place of commencement, containing 240 acres more or less.

Dated the 28th day of February, 1907.

SIDNEY J. CUMMINGS, 5-3

NOTICE is hereby given that 60 days after date I intend to apply to the Hon. the Chief Commissioner of Lands and Works for permission to purchase the following described lands, situated in West Kootenay District: Commencing at a post marked by name Gerald Reed N.E. corner post, then 40 chains east; then 40 chains south; then 40 chains west to place of commencement, containing 40 acres more or less.

D. A. BOYD and F. J. SAMMONS, 5-3

NOTICE is hereby given that 60 days after date I intend to apply to the Hon. the Chief Commissioner of Lands and Works for permission to purchase the following described lands, situated in West Kootenay District: Commencing at a post marked "J. G. Billings' S.W. corner," running east 80 chains; then 40 chains south; then 40 chains west to place of commencement, containing 40 acres more or less.

Dated March 22nd, 1907.

J. G. BILLINGS, 5-3

NOTICE is hereby given that 60 days after date I intend to apply to the Hon. the Chief Commissioner of Lands and Works for permission to purchase the following described lands, situated in West Kootenay District: Commencing at a post marked "J. Cameron's S.E. corner post," said post being on the west side of Upper Arrow lake, opposite Nakusp, and at the N.E. corner of Lot 719, running thence west 16 chains; then 40 chains north; then 40 chains east; then 40 chains south to place of commencement, containing 640 acres more or less.

Dated the 11th day of March, 1907.

J. CAMERON, 5-3

NOTICE is hereby given that 60 days after date I intend to apply to the Hon. the Chief Commissioner of Lands and Works for permission to purchase the following described lands, situated in West Kootenay District: Commencing at a post marked "Victor W. Odium's southwest corner post," and planted west of Little Slokan river, about six miles from the north, 30 chains north; then 40 chains east; then 40 chains south; then 40 chains west to place of commencement, containing 640 acres more or less.

Dated the 11th day of March, 1907.

VICTOR W. ODIUM, 5-3

NOTICE is hereby given that 60 days after date I intend to apply to the Hon. the Chief Commissioner of Lands and Works for permission to purchase the following described lands, situated in West Kootenay District: Commencing at a post marked "M. E. M. Rogers' land," and planted about five miles up Little Slokan river, on the west side, running 30 chains south; then 40 chains east; then 40 chains north to place of commencement, containing 640 acres more or less.

Dated the 11th day of March, 1907.

M. E. M. ROGERS, 5-3

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Located the 4th day of April, 1907.

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