The city solicitor, acting under instructions from the city council, will

July, 1892, made between the Victoria served to the city. & Sidney Railway Company, the City and the Province, bonds of the Victoria & Sidney Railway to the amount of \$300,000 were authorized to be issuel, bearing interest at the rate of five per cent. per annum, payable half yearly on the first days of March and Septem- quoted above to mean the actual comly by the corporation of the city, and an engineer for the purpose of surveyas to 2 per cent. thereof, or \$3,000, half yearly by the Province of British Columbic. Unto date the City and an engineer for the purpose of surveying the best and the most practicable route? Answer: The actual work for lumbia. Up to date the City have paid conducting the water shall be started approximately \$162,000, and the Prov- not later than the 15th March next. ince \$103,000.

agreement, all moneys paid by the corporation in implementing their guarto time by the company to the city and the province respectively, also respectively make a first charge upon the assets of the company subject to the \$300,000 bonds. The Victoria & Sidney Rallway Company have never the sactual work is begun by the Sidney Railway Company have never unless actual work is begun by the paid any of the interest upon any of

while it is a fact during the early years of the company's operations the company were not earning sufficient money to pay the interest, nevertheless of late years the company has been earning quite enough to pay the interest over and above all fixed charges, and I have been led to believe that the earlings of the road have been considerably under stated that a large portant of the considerably under stated that a large portant of the company has been led to believe that the earlings of the road have been considerably under stated that a large portant of 1873 to pass over any person's land, expropriating same as provided by that act? Answer. This practically comes under the same heading as the previous two. The city's right to go to Sooke at all is limited in point of time as prior to the act of 1909. erably under-stated, that a large portion of the same have been taken into other lines and companies belonging to the same controlling company which should have gone to the credit of the Company having the Esquimant of the Esqu

the moneys already raid, and endeavor property of the Esquimait Company reto make some arrangement with the company whereby we would be relieved of all future payments, or, failing that, that we should are a failing that,

in the money market. due on the 1st of March next. I have the honor to be gentlemen.

Your obedient servant, F. A. McDiarmid, City Solicitor.

Ald. Bishop said a special committe of the council had last year interviewed the government, and he understood ing the work at a certain place if after-The city solicitor explained that no-

ernment in respect to the audit, though A. H. Griffiths had been appointed to do the work on behalf of the govern-

Ald, Langley felt that action should would very soon find out what the earnings of the company were. The solicitor remarked that one of

earned \$1,800 Ald. Moresby wanted to know if there ter works revenue. ny provision in the 'agreement whereby, if the city defaulted any one labor. There is nothing in the by-law

payment, it would bring the whole to compel us to do the work by connount due and pavable? The solicitor said in reply that the

To do so would be injurious to the credit of the city, and that was to be done on Monday morning, Mr. Raymur Ald. Moresby thought there should pipe line on Craigflower road

be included in the resolution a request that the provincial government furnish information as to the audit. This was done and the resolution carried unanimously.

EDISON'S PREDICTION.

Only Matter of Time Until Way to Manufacture Gold is Found.

New York, Feb. 11. Thomas A. Edison, inventor, is to-day celebrating his ago. Chief Lancey was for many years 64th hirthday. Edison's most important statement recently has been that in Montreal and Winnipeg, and took it is now only a matter of time, possibly of a very short time, when a way to manufacture gold will be found. Then, declares the wizard, the financial system of the whole world will be up. fire department, Superintendents Mc-

Edison also predicts that within the coming century poverty will be abolished, owing to the discovery of inspector Cottrell, all having recently cheaper methods of manufacture. Moreover, he declares that the working men of America will precipitate a great economic and industrial change within ten years.

FIRE IN COLLEGE.

# TO STOKE LIKE

**WORK TO COMMENCE** ON MONDAY MORNING

With Time Limit, Which is March 15

(From Saturday's Daily.) On Monday morning next the water at once institute proceedings against commissioner and the city engineer the Victoria & Sidney Railway Com- will commence the actual work of conpany to recover the amounts paid by structing the work necessary to bring the city as bonus and endeavor to make Sooke lake water into the city. his arrangements with the company to be will be done on the advice of the city's felieved of all future payments. The solicitor's letter bearing on the matter, read at Friday night's meeting of act which makes it compulsory for the the council, was as follows: city to take such action on or before Gentlemen:-Under the terms of an March 15, if the right to go to Sooke agreement bearing date the 7th day of lake for a water supply is to be pre-

The city solicitor reported having re-ceived the following letter from the city barrister, W. J. Taylor, K. C .: "Referring to your request for an opinion upon the following points: "(1) Do you construe the paragraph ber in each year. The payment of the mencing of the work of conduit for interest on the capital of these bonds bringing in the water, or will it be was endorsed and guaranteed—as to sufficient to commence the purchase of 3 per cent. thereof, or \$4,500—half year—the watershed and the engagement of

(2) Is it your opinion that this para By the eighth paragraph of this graph will prevent us from going to Sooke at all unless work is commenced before the 15th March, 1911. In other antee were made a debt due from time words, does the paragraph do away

"(3) After the 15th March, 1911, would

should have gone to the credit of the Company, having made a start outside of their land prior to 15th March, 1911. There is another payment due on the Answer: If the work of construction st day of March next. Under the circles begun before the 15th March, 1911, lat day of March next. Under the cirties any time within eight years turnstances it seems to me that we then at any time within eight years should proceed for the repayment or the city's right to pass through the should proceed for the repayment or the Esquimalt Company. re-

that we should sue for the payments of the pipe line to claim that we had from time to time as we make them, actually commenced the work within I will be glad of your instructions to mencing we should continue with reaput the matter into litigation at an sonable diligence, it merely fixes a early date, so as to avoid the possi- time at which actual work must be that Buddhist priests throughout all early date, so as to avoid the possibility of having to make the payment started, and fixes a period, namely, stricken districts are taking advantage Permits eight years, within which actual work of the situation to preach an uprising. of construction shall be finished as to They blame the "foreign devils" for the the first means of conduit. In other plague and are urging a war of exwords, the first pipe line or tunnel, termination.

etc., laid. "6) Would it be possible to claim that we were within the act by commencthat an audit of the books of the com- wards the engineers should locate the pany had been ordered. He asked if line at some other point and the work which we had done had to be abandoned? Answer: I should think that if, thing had as yet been done by the gov- in the course of construction of the work, it should be found advisable to change the location slightly it would

be within our power to do so." Ald. Langley feared that the council under the provisions of the by-law had be instituted at once and the city no right to spend any money on actual construction without first consulting

the people. The Mayor-Mr. Taylor assures m the officials of the company had ad- that there will be no difficulty on that mitted that the road last year had score. There is nothing to prevent us taking the necessary money out of wa Mr. Raymur-Or we may do it by day

It was thereupon decided to empower city did not propose to stop payment, the commissioner to make a commencement of the work at once. This will be intending to commence laying a 24 inch

POLICE CHIEF REGINS.

A. C. Lancey of Edmonton, Becomes Chief License Inspector of Alberta.

(Special to the Times. ) Edmonton, Feb. 11.-A. C. Lancey chief of police, has resigned on appoint ment as chief license inspector for the province, in sucesscion to W. A. Deyl, whose resignation occurred a few days engaged in police and detective work hold of the local force a couple of years ago and thoroughly reorganized it until it is conceded to be one of the most efficient in western Canada. This resignation leaves five city departments without heads, Chief Davidson of the

CRIPPEN'S WILL.

London, Feb. 11.—The will of Dr. H. H. Crippen, hanged last November for the murder of his wife, Belle Elmore, is



CANADIAN VERSION OF FABLE OF OLD MAN AND HIS ASS. What is likely to happen to Conservative leader in his anxiety to serve his masters instead of the people

# UPRISING FEARED

FOREIGNERS BLAMED FOR PLAGUE IN CHINA

Buddhist Priests Reported Be Preaching War of Extermination

(Times Leased Wire.)

London, Feb. 11. Proability of an for it is undoubtedly a fact that we cannot afford not to pay on account of nature of actual construction of means the horrors of the plague and famine the effect it would have upon our credit of conduit of water would be sufficient. is asserted to-day in dispatches to the Pall Mall Gazette.

The Gazettes 'correspondent cabled

Food Depots Looted.

Amoy, China, Feb. 11.-Hungercrazed coolies from the famine districts in Hunan province flocked into the country adjacent to Amoy to-day and robbed the food depots. Authorities beheaded four men in an effor to check the robberies.

Bodies Lie By Roadside.

Washington, D. C., Feb. 11.-Unless elleved, two million people in China will die of starvation. This is a calamity predicted by American Consul-General Wilder at Shanghal in a cablegram received by the American Na. tional Red Cross Society. The consulgeneral appeals for quick assistance for the sufferers, and says that a half million dollars is needed immediately. There will be no crops until the end of he adds. Mr. Wilder says the scenes in the famine districts are harrifying Children are being given away by the afflicted people. Dead lie by the roadside, and the misery of the sufferers being increased by severe cold and

The famine area stretches over erritory of 300 by 150 miles. The fights by Democratic legislators, aug- Connell and Thomas Griffen, went Shanghai relief committee, which has mented by a minority of the insurgent across the river last night and were odist institution, sent a delegation to

general adds. The Red Cross cabled yesterday China \$5,000 contributed by John D. Rockefeller. Red Cross committees broughout the United States are collecting supplies to be sent to the stricken people on an army transport from Seattle.

LIGHT AND POWED LOWER.

(Special to the Times.) Ottawa, Feb. 17.-Announcement was ade to-day by the Ottawa civic electric commission that rates for electric cent, and that power rates would also be cut. It is expected that the Ottawa Electric company, the local rival of the municipal plant, will follow suit with the result that Ottawa will have the cheapest light and power service in

HAVE NARROW ESCAPE.

Hamilton, Ont., Feb. 11.-Mr. and Mrs. Cliff, 408 Ferguson avenue, were

### FAVORABLE REPORT TOWN RECAPTURED ON RECIPROCITY

MEXICALI AGAIN

HELD BY REBELS

Renewed Activity of Federal

Forces Stationed at

(Times Leased Wire.)

Simon Berthold and his band of in-

surgents recaptured Mexicali at 6

o'clock this morning. The insurgents

were camped about two miles below

Mexicali last night and marched into

the town early to-day, routing the

Mexicans, who crossed the border into

held a conference with Capt. Babcock

of the United States army, stationed at

Orozco's Force Strengthened.

El Paso, Texas, Feb. 11.-With about

en their defences against the seemingly

BARON ROTHSCHILD DEAD.

Head of Austrian Branch of Family

Passes Away.

Vienna, Feb. 11.-Baron Rothschild

Calexico.

Juarez anox

Committee of U.S. House of Representatives Considers Trade Agreement

Washington, D. C., Feb. 11.-The House ways and means committee, by a vote of 12 to 7, to-day decided to report favorably on the Canadian reciprocessy agreements 7770 (114)

Year Issued Last Show Gain of 43 Per Cent. Compared With 1909

Toronto Feb 11-Official returns submitted to Construction, a local trade 1,100 insurgents scattered about Juarez paper, from twenty cities located in to-day, it looked as though the siege every province and section of the Do- of the city had begun. Orozco's forces minion record an aggregate total of were spread out in a wide semi-circle permits issued in 1910 amounting to extending from near Saragosa, and \$94,129,423, as against \$64,509,620 in the every piece of cover in the hills was year 1909. This represents an average | tenanted with bands of rebels. gain of 45 per cent.

### ASIATIC QUESTION

May, and Chinese relief is inadequate, Resolution Protesting Against U.S. Treaty With Japan Will Be Discussed

Sacramento, Cal., Feb. 11.-Vigorous Mexico after dark two Americans, A. disposed of. been formed to aid the starving in-elements, will be continued for the arrested by the federals in Juanez, wait on the cabinet yesterday and it is adoption of resolutions and bills aimed at Asiatics in California. An at- were released early to-day. They retempt by Senator Sanford to bring up port that federal pickets were posted don college, Baptist, is the only other for action his resolution protesting in all the Juarez suburbs during the against a federal treaty with Japan night and that the troops were apparthat might eliminate the collie clause ently watching for an attack, and a series of bills by Senator Finn restricting Orientals, yesterday placed the Johnson administration on the defensive. The Democrats in the senate compelled the majority to promise a hearing on the Sanford resolution and predicted every anti-alien bill presented in the senate would be forced on the floor for an open fight.

head of the Austrian branch of the famous faimly of financiers, died here to-Three bills aiming at Japanese, Chi- day of heart disease. At his funeral nese and other Asiatics, reviving the will assemble the heads of the British. ed the peaceful relations of the Unit-les, which together are credited with served at Halifax, St. John lolding more millions than any other ickton, London and Toronto. question that two years ago threaten- French and German Rothschild familin the legislature by Senator Finn of family or association in the world. San Francisco. NEWSPAPER OWNER DEAD

One measure directs the district attorneys of counties to proceed against Asiatic owners of land looking to its forfeiture after giving them time to dispose of their holdings subsequent to the bills becoming a law.

a lingering illness. Mr. Dargie returned Hamilton, the aviator. In his aeromakes a lingering illness. Mr. Dargie returned Hamilton, the aviator. In his aeromakes a lingering illness. Mr. Dargie returned Hamilton, the aviator. In his aeromakes a lingering illness. Mr. Dargie returned Hamilton, the aviator. In his aeromakes a lingering illness. Mr. Dargie returned Hamilton, the aviator. In his aeromakes a lingering illness. Mr. Dargie returned Hamilton, the aviator. In his aeromakes a lingering illness. Mr. Dargie returned Hamilton, the aviator. In his aeromakes a lingering illness. Mr. Dargie returned Hamilton, the aviator. In his aeromakes a lingering illness. Mr. Dargie returned Hamilton, the aviator. In his aeromakes a lingering illness. Mr. Dargie returned Hamilton gazed into Juarez from

Oakland, Cal., Feb. 11.-William E Kharput, Turkish Armenia, Feb. 11.

Fire nearly destroyed the French college managed by the Capuchin fathers of Toulouse.

The murder of his wire, Belle Elimore, is flied to-day in the probate court. It found in their bed in an insensible constitution of Oriental school children in form these occupants are legent from the benefit of 500 feet. Despite warning in the benefit of 500 feet. Despite warning in the benefit of the benefit of 500 feet. Despite warning in the benefit of 500 feet. Despite warnin

ADDRESS BEFORE ILLINOIS LEGISLATURE

Says Reciprocity Agreement Lively Incident Just Before Ad. With Canada Will Safeguard the Protective System

(Times Leased Wire.) Springfield, Ill., Feb. 11.-In an adiress before the Illinois legislature today, President Taft warmly defended he reciprocity agreement with Canada. "Criticism of the reciprocity agreement with Canada as a manufacturers' livened by a clash between the mayor agreement is unfounded," he said. "The and Ald. H. M. Fullerton, with Ald. truth is that between Canada and our-Langley making a flank attack on his selves a reciprocity agreement must ecessarily relate more to the agriculnecessarily relate more to the agricultural products than to the manufactured articles. In other words, the cf the appointment of a civil engineer great benefit that will be derived from to take levels and do other preliminary the treaty is the profit in a mutual exchange of agricultural products that work in connection with the Sooke lake will come. The agricultural change in project. At the last meeting of the the older states from raising wheat council the water commissioner, James alone to raising diversified crops, cattle L. Raymur, was instructed to engage and hogs, is what increased the return such a man to do the work. He proand higher. The suggestion that the ceeded to instruct J. Holcraft, a mem pening of the markets to Canadian ber of the city engineer's staff, but or wheat and cereals will reduce the price Mr. Holcraft going to get his transits of land in Ohio, Illinois, Indiana and Towa is refuted by every table of statistics representing comparative increases in the value of land in states Holcraft that he was not to do as the under the influence of the opening of water commissioner had ordered; that wheat fields in states further west.

"Permitting wheat from the Northwest to come to Minneapolis and Chicago will steady the price of wheat and charge of the waterworks department. provisions, make speculation more dif- as empowered by an order of the coun ficult and insure against short crops and high prices. It will increase Amer- Mr. Raymu ican control of the wheat markets and The mayor sent for Mr. Smith enable the millers to turn Canadian long conference ensued. This occ wheat into flour and send abroad the yesterday afternoon. It was propo-Unished product. The increase in pop- by the mayor that G. Napier plation and the reduction of farm ex- gaged to make the surveys. ports are so rapid that unless the pro-duction is greatly increased within our found to be too busy. orders we will soon consume all we

"We need a source of supply like communication from C. H. Top Canada's at our doors. We would be which he made formal application lind if we neglected this opportunity the work. add to the strength and virility of the country by increasing its supporting capacity. Conservative protection that he was very familiar with is the opening wedge in free trade. My country, had assisted Mr. Adams own view is that no step more in the hydraulic expert from California, interest of a reasonable policy of pro- the latter gentleman was preparing tection could be taken than approval report on the waterworks problem of this treaty. The very existence of that he therefore was well qualified this policy depends upon our abolition of a tariff where it really is not need. The mayor objected. He was opposed the control of the mayor objected. of a tariff where it really is not need. The mayor objected. He was of ed. If we persist in retaining it in to the appointment of Mr. Topp these times of high prices, gradually ground that he was connected exchange our food supply base by its firm of Gore & McGregor. Goretention upon protection principles, we McGregor were in sympathy wi will arouse opposition that will not aims of the Esquimalt know moderation; that will not cease in radical economic changes until it re-place to ask Mr. Topp to act. H noves the last traces of the protective

### Mexical, Mexico, Feb. 11,—General FAVORS PROVINCIAL

the United States. General Berthold St. Boniface Supports One Incrossed the line later in the day and stitution With Sale Degree Conferring Power

(Times Leased Wire.) Winnipeg, Feb. 11,-St. Boniface col lege has lined up in favor of a provincial university with sole degree conferring powers. This announcement All through the night small bands was made to-day by Rev. Father Carcame in to the support of Orozco and riere, rector of St. Boniface college. the leader of the insurgents seemed to who, in summing up the case for and have made up his mind that nothing who, in summing up the case for and was to be gained by further delay. It was believed probable that at last tension of degree conferring powers that, by the act, the meetings there would be a move against the city and St. Boniface college was prepared

where the federals exercised martial to cling to affiliation with Manitoba law and made every effort to strength- university in the event of state control. This announcement is of utmost imimpending attack. Piles of sand bags portance from the point of view of sup-and of adobe bricks were heaped up porters of a state or provincial uniin the most exposed stations of the deversity as opposed to the idea of a fenders and the usual lethargy of the number of denominational colleges with troops to-day was transformed into an separate degree conferring powers, and activity which is taken to mean that will strengthen their hands during the their spies had brought in word of a session of the legislature just opened movement for the capture of the city. when it is hoped that this question movement for the capture of the city. When it is hoped that this question Disregarding a warning by American which has been agitating the Manitoba Consul Edwards not to venture into educationalists for years will be finally Wesley college, Winnipeg, the Meth-

consideration was strongly put. Braninstitution still holding out against the state university idea.

CAPT. JOHN CARLON DEAD.

(Special to the Times.) Toronto, Feb. 11.-The Canadian military service lost an efficient officer to-day in the death of Capt. John Carion, R. C. R., who succumbed to an that some of the silver orname attack of typhoid pneumonia after a the smashed coffins were taken is a short illness. He was born in Eng. the only clue in the possession land in 1847. He joined the Royal Grenadiers in 1889 and was appointed a subaltern in the R. C. R. in 1901. He served at Halifax, St. John, Freder

FLY OVER JUAREZ

El Paso, Tex., Feb. 11.-How a forti-Dargie, preprietor of the Oakland Tri- fied town looks from a bird's eye view bune, died at his home last night after is being told to-day by Charles K. a lingering filness. Mr. Dargie returned Hamilton, the aviator. In his aero-

### **CLASHES WITH** MAYOR MORLEY

ALD. H. M. FULLERTON DONS WAR PAINT

journment at Meeting of Board of Works

Just before adjournment at Friday evening's meeting of the board of works of the city council, which, by the way, did not terminate until close to midnight, the proceedings were en. worship.

from the engineer's office, the city en gineer was heard from. 'He told Mr. he (Mr. Smith) had something to say

Mr. Raymur appealed to the ma

Then came the incident of last nice which developed on the reading

Ald. H. M. Fullerton moved Mr. Topp be appointed, pointing

Company, therefore it would be

mayor) would not stand for it Ald. H. M. Fullerton though mayor was acting in a most fashion and he told his worsh anguage which left no doubt a meaning. Mr. Topp was well of the work, he said, and insis a vote he taken on his motion It was shown by subsequent nat had the motion been put have carried, as a majority of th bers took the same view as Ald.

The mayor did not put the nstead suggesting that the matt one which ought to be left hands of the water commission At this Ald, Langley arose at It would be of no use to do this might just as well be referred worship.

The mayor resented the insi of Ald. Langley that he was in tion to dictate to the water sioner, but the alderman ground

Then Ald. Fullerton insisted the motion be put. The mayor, looking at the clock the motion was out of order.

This was in consequence of the board must terminate at 11 p less the whole board agrees to tension of time. At the hour of light the mayor asked that the ing be prolonged for one half This was agreed to. Hence, in v the fact that the hands of the pointed to 11.35 at the time Ald. Fu on pressed for his motion to be I t was, as the mayor said out of or This closed the incident so far as day night's proceedings are concer but the matter will no doubt brought up again during the ens

SEARCH FOR GHOULS

No Trace of Men Who Broke Mausoleum in Erie Cemetery

Erie Pa., Feb. 11.-Discovery fact that no bodies were taken fro Scott mausoleum here which was ed by ghouls is to-day proving a to the detectives trying to tra depredators. Anxious for some tr the vandals, armed police and tives hid all last night in the cem but their vigil was fruitless. Th police which holds out any prot a solution of the mystery. however, has not forced all the in gators to the conclusion that robb was the motive for the crime, as silver was left which easily could been taken.

RECEIVE CONGRATULATIONS

(Special to the Times.) Hallfax, Feb. 11.-Earl and Countess Grey yesterday sent a message of con-gratulation to Mr. and Mrs. Wm. Dun-

City Coun to

> (From "I beg to re ther effort be tive assembly of the bill, an water is so i to be drunk Oak Bay, the turned off the hereafter the them with tion of city so city council.

The drastic above recomm solicitor, F. A. ed upon at last city council af but one disser commisioner w the reeve of the 10 o'clock the v The expectat and the member closed by last majority of the

cil to yield ar

gether.

The suggestic tor that the drastic action tinct shock to bers of the boa Mr. McDiarmi pleaded that th course open to to be preserve Victoria when have been con fell in line and may be added dents of the which has deve and Oak Bay a validity of the city solicitor, w as follows:

Gentlemen,-I notwithstanding Taylor, K. C., and myself, the tee have endors Oak Bay bill. T journed until T whether the v should be supplexpense of Oak should be supp the city of Victo Victoria to supp

ity with water would be necess chase not less t lons of water p cents per thous Oak Bay's cons million gallons per thousand ther it would c borhood of from thousand dollar sary pipe line, part of the p that Victoria m agreement, is sition that I

"The suggesti

find favor wi that made by water from Elk he based this as taken in 1905, v water contains which he consid the public health gestion of Mr. a statement of Victoria for the diseases which attributable to was very small, toria city has a ess than any ci a similar popula nothing with the tee, and in the affirmed the p

was crititled to

effort be made

sembly to opposibill, and that, se

so impure as no

by the inhabit

water be imme

"I beg to recor

refuse to suppl There is no agr Oak Bay for th is there any con on us to supply toria city, and has had in the small, only give avoiding the co legislature; to essentially ours avoid losing the by parliamentary he private bills cally undertake legislation since njustice done Oak Bay exactly Ald. H. M. Fu t was the fixed to Sooke for wat that there was in lake to furnish a it might possibl get Oak Bay a s for that period, time to give the ity Sooke water.

James L. Ray ner, explained act relative to th from the Esquir stimated that sh e and arrange vith Goldstream as Sooke was rea buying from 12 which it would a