THE VICTORIA WEEKLY COLONIST, FRIDAY JANUARY 19 1894.

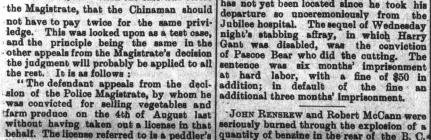
From THE DAILY COLONIST, Jan. 12. PEDDLERS' LICENSES. Not Required by Produce Vendors Who

FJ

Have Paid the Market Fees. County Court Reverses the Magis-

trate's Decision in a Case on Appeal.

The right of vendors of farm and garden produce to sell the same from house to house in the city, without taking out licenses as peddlers, if they have paid the regular market fees, was affirmed in the County 'court yesterday, when Mr. Justice Drake heard and decided the appeal case of Kong Kee, appellant, and the Corporation of Victoria, respondent. The appellant was represented by Drake, Jackson & Helmcken, whose contention was, as when the case was before the Magistrate, that the Chinaman should



admitted so doing, but claimed that he was within his right under the market by-law, having paid dues to the city for that very purpose.

purpose. "The Market by-law, No. 148, section 25, says that no farmer or other person shall sell or offer for sale any farm or gar-den produce upon any of the public streets unless he or she has been to the market with his or her articles and paid the proper fee thereon. The clause then permits farm-ers and gardeners to deliver to their cus-tamers farm produce upon their taking out ers and gardeners to deliver to their cus-tomers farm produce upon their taking out a license under the Revenue by-law, and thereupon these vendors shall not be liable to the provision aforesaid, and the clause shall not apply to any person having a place of business for the sale of this class of articles.

"In July, 1893, the Council passed "In July, 1893, the Council passed the Revenue by law, imposing a tax on peddlers of \$20 for the half year. This by-law does not purport to repeal any portion of the Market by-law, and the by-laws can reasonably stand together without conflict-ing, as it deals with a class of persons not affected by the Market by-law. The appel-lant proved that he had paid the fees re-quired by the Market by-law at the time he was charged with selling produce. "The prosecutor contended that the ap-pellant was bound to pay a peddler's license as well as pay the market fee. There is no ground for such a contention. Taxes can only be imposed in clear and explicit terms, and any ambiguity which may exist in an act or by-law imposing taxation is always construed in favor of the taxee. The language used in Section 25 of the Market by-law is negative—"No farmer shall sell

by-law is negative—"No farmer shall sell unless." This by ordinary rules of construc-tion implies that he shall sell if he complies with the requirements of the law; and being empowered to sell in any street or place in the city empowers him to deliver his goods to his customers in their houses. "The judgment will be for the appellant, with costs." by-law is negative-'No farmer shall sell

with costs

KNIGHTS OF PYTHIAS.

A visit from Grand Chancellor H. J. A visit from Grand Chancellor H. J. Anstie, from Vancouver, made last evening a very interesting one for the Knights of Pythias in Victoria. The three local lodges had a joint session, which opened with the being their regular night of meeting, and the Chancellor Commanding. P. J. Hall Prubas in Visoria. The bare local Local parts in the data of the "Maye" discovered that is the action of Fas Week logic is the chain. If this measure strengther is the strengther

"Dear Canada for Me." Bro. Merriman sang "If I'm Poor I'm a gentleman Still." Bro. Watson sang "The Back Yard Chorns." Bro. Begg, "Polly.Wolly Doodle," and O'Grady Beaven "Killaloo." The last toast was "The departed brath-ren," feelingly proposed by the toast master, J. A. Teporten, after which the proceed-ings came to a close. From THE DAILY COLONIST, Jan. 13. "WHAT'S IN A NAME"? "In These What Leisure Hours Demand, Amusement and True Knowledge

ARGUMENT in the case of McConnell ve ARGUMENT in the case of McConnell vs. Garvin et al., was heard yesterday, occupy-ing the attention of the court all day. F. B. Gregory and W. J. Taylor, for the de-fendants, contended for a non-suir, and J. P. Walls, for the plaintiff, contra. Judg-

THE case of Joseph Nucci, charged with This case of Joseph Aucci, charged with cutting and wounding his fellow country-man, Rafael Pulltan, was again before the police magistrate yesterday and was again adjourned for still another week. Rafael has not yet been located since he took his denative an encompanional for All new postal towns have been duly noted; new cities and municipalities are fully represented, and the statistical information is up to date and reliable. Illustrations have been avoided so that space may be econo-

not have to pay twice for the same privi-ledge. This was looked upon as a test case, and the principle being the same in the other appeals from the Magistrate's decision the judgment will probably be applied to all the rest. It is as follows: "The defendant appeals from the deci-sion of the Police Magistrate, by whom he additional three months' imprisonment. "The defendant appeals from the deci-sion of the Police Magistrate, by whom he additional three months' imprisonment. "John Exxsaxw and Robert MoCan were without having taken out a license in that behalf. The license referred to is a pedler's license, as the defendant sold farm produce on the part of the procequation sold farm produce on the part of the procequation sold farm produce on the series of Victoria. The evidence on the series of Victoria. The etendant admitted so doing, but le laimed thate head to by Dr. Frank Hall, who pro-without has right under the market by-law, in the streets of Victoria. The defendant admitted so doing, but le laimed thate by law, within his right under the market by-law, in the streets of Victoria. The market by-law, within his right under the market by-law, in the streets of Victoria. The defendant admitted so doing, but le laimed thate by-law, within his right under the market by-law, in the streets of Victoria. The defendant admitted so doing, but le laimed thate by-law, within his right under the market by-law, within his right under the market by-law, within has right under the market by-law, within his right under the since our original parents roamed alone in thegarden of Eden ! And, yet in the directory nounced them to be somewhat dangerous and very painful. The building, which is a little one-story frame house, was damaged to the extent of about \$100. After the explosion the Fire department were summoned and in about five minutes the flames in the building were extinguished, the chemical doing quick and effective service.

A SAN FRANCISCO special of last evening

A SAN FRANCISCO special of last evening says that "About two weeks ago informa-tion was brought to Victoria that James O'Brien and Captain Gaffner, the two pas-sengers by the sealing schooner Mary Brown, which is supposed to have been wrecked on her way down from Sand Point, Alaska, had been landed on an island be-twoon Victoria and Sand Dait. There are no Convents, but there is a Monkhouse; numerous Kings and Queens, Nobles, Knights, Earls, Lords, Dukes, Barons and Marquises are "on the list." The warlike element is represented by several Marshalls, Majors, Sargents and Troops and their arms from the Pikes, Clubbs, Shields, Swords and Gunns of old, to the more modern Sneider and Shrapnell. The four points of the compass have served as the distinguishing name of as many large fam-ilies—the Norths, the Souths, the Easts and the Wests, Spring, Summer and Winter have ilies—the Norths, the Souths, the Easts and the Wests. Spring, Summer and Winter have given names to scores of British Columbia's residents, but there does not appear a single Autumn in the whole book. But, then, there is no Fall in British Columbia. There are, however, Weeks and Days, and Noons and Nights. Then there are Heads, Harts, Boddys, Leggs, Foots, Hands, Bones, Shaaks and Skeltons. The Harts vary from Loenhardts to Lockharts. There are the Wise and the Jolly, the Sharpe are the Wise and the Jolly, the Sharpe, Keene, Smart, Sears, the Jesters, the Bland and Trickey; Miles, Acres (Good-acres and Hardakres), Furlongs, Town-sends, Shires, Khodes, Trails; Hills and Dales, (some of them Heatherdales and Richdales), Meads and Meadows with Hedges, Ferns, Bushes, Greenways, etc.; Parks and Greens, Groves; Woods, Lawns, Fields, Marshes; Lakes, Shores, Pools, Rivers, Fords and Floods; Garlands, Roses, Lavender, Olives, Lemons, Berrys, Cherrys, Sloans and Lettice. Among the names are to be found many Lyons and Wolfes, but Lambs are scarce. The Fox's are a big family, and although there are a large number of Fowlers and Hunters, yet there are still Ducks and Drakes, Gooses, Gosare the Wise and the Jolly, the Sharpe, are still Ducks and Drakes, Gooses, Gos-selins and many Birds-Jays, Martins, Sparrows, Crows, Storks, Starlings, Part-ridges, Peacocks, Larks, Cranes, etc.

also an estimate of the time necessary to complete the said survey." Extract From Report.

"In order to improve the quality of the water and increase the efficiency of the water works system the undersigned would Amusement and True Knowledge Hand in Hand." Fun and Fancy Found in the Pages of a British Columbia Directory. The Williams British Columbia directory, issue of 1894, made its appearance last evening more complete, more useful and handsomer than ever. The number of names is greater than in any previous issue ; all the information is in condensed shape and casily got at, and no advertisements inter-vene to mar the continuity of the work. All new postal towns have been duly noted;

THE CITY.

REV. E. ROBSON'S locture entitled "A

have been the vagaries of nomenclature since our original parents roamed alone in thegarden of Eden ! And, yet in the directory of this year of grace 1894 history is repeat-ing itself. There are still Adams and Eves, Cains and Abels, Moses, Aarons, Solomons, Abrahams, Isaacs, Jacobs, Sampsons, Sauls, Samuels, Davids, Simons, Peters, Mat-thews, Marks, Lukes and Johns ; Popes and Elders, Priests and Deacons, Parsons, Deans and various Devines ; Abbotts, Monks and Nunns. There are no Convents, but there is a Monkhouse ; numerous Kings and Queens, Nobles, Knights, Earls, Lords, Dukes, Barons and Marquises are "on the list." The warlike element is represented by several Marahalls, Majors, Sargents and Troops and

day.

yesterday afternoon in a match against a keep him warm. team captained by Mr. Mackinnon, of H. M. S. Garnet. The result was a win for But, Victoria by 1 goal and 2 tries to 1 try. The game was somewhat disappointing in many game was somewhat disappointing in many ways, which, perhaps may be attributed to the want of practice during the holidays, and also to the fact that one or two of the visiting forwards were unfamiliar with the Rugby game. The forward play was rather wild throughout the game, the old fault of the Victorians being once more prominent, viz, that of individual play, not enough combination, which is essential if the local team expect to reverse the defeat they ex-perienced at Nanaimo a few weeks ago.

team expect to reverse the defeat they ex-perienced at Nanaimo a few weeks ago, when they meet the Hornets next Satur-day. There was also far too much picking up of the ball by the forwards when at close quarters, which they should know by this time is anything but good football. There is great room for improve-ment in the three-quarter back division in the method of backing up. The passing yester-day was fairly good, and C. Moore was cer-tanly a success in every way. It is to be hoped that those in authority will now see their way to retain the services of this rising young three-quarter. Petticrew will have

MARINE MOVEMENTS. The American Towboat "Virgil T Price" Burned to the Water's Edge Off Gamble.

News From Alaska - Silk Worms Escape-The San Francisco Liners.

The thirty-one-ton American tug Virgil T. Price was burned to the water's edge Wednesday evening about three miles from Port Gamble, and later in the night drifted

ashore before a stiff breeze and sank in shallow water. After dropping a tow at Pert Gamble the tug started home. A strap in the crank broke. To repair this the fireman, engineer and mate put off in a small and the cook on board the tug, which was

With this they rigged a couple of lines on the bow ready for the emergency, and wait-ed. The tug was anchored in thirty fath-oms of water, about a mile from shore, and Capt. Price said it seemed as if they waited four hours, when in reality it was only half an hour. The boys in the small boat had got nearly to Gamble when they heard the whistle and then saw the fire. They put about and pulled for dear life towards the burning tug, when the captain and his comladder. burning tug, when the captain and his com-panion were taken off. The crew stood by in the boat until 11

o'clock, when they went ashore on Whisky Spit, built a fire and passed the night as best they could. About 1 c'clock the burn-ing tug drifted in shore and sank in shallow day. SPORTS AND PASTIMES. The Victoria Rugby Football club re-sumed play after the Christmas holidays vesterday afternoon in a match scainat and sand in shallow water. The orew remained on the spit until picked up by the George E. Starr, fed, and brought to this city yesterday. They saved nothing but the clothes they wore, and the cook had no coat, vest nor hat, but secured the captain's overcoat to keep him warm

SEAL HUNTERS' WAGES.

The best and most expert seal hunters of The cest and most expert seal nunters of this city have already been engaged for the coming season's operations, being now on their way to the Japan coast. Some of them have been guaranteed as high as \$4.50 for each skin they secure, but this wage has only been paid to individuals. Other hunters again are to receive as low as \$2.50 a skin, but in instances of this kind the hun-ters are "green" men, not being accustomed to the occupation. The majority of the hunters are, however, getting from \$3.50 to \$3.75 a skin.

ABBIVES FROM ALASKA.

ARRIVES FROM ALASKA. The steamship City of Topeka arrived at Port Townsend on Friday night, being one day late owing to the bad weather experi-enced on the route down. She reports a strong feeling, as having been aroused in Sitka over the "squaw" men, and an at-tempt is being made to compel white men to marry the squaws with whom they are Ilving. When the steamer sails again for the North she will carry several passengers from Victoria. from Victoria.

THE "WALLA WALLA'S" PASSENGERS.

MARINE NOTES.

Included in the freight brought by the

N.P.R. steamer Tacoma are six boxes con-taining silkworms, bound for London. When the boxes were exposed to the air at

Union on her way North on Monday, and discharged 500 cases of oil for the colliery

company. She then took on coal and pro-ceeded North the same day.

BUDD DOBLE.

CHICAGO, Jan. 13 .- The marriage of Budd

Doble, the famous driver, to Miss Hortense

Macdonald on Thursday was the culmina-

tion of a romance. Several years ago while

be loaded or discharged.

alleged was fraudulently kept by them out of a deal connected with the purchase of the Grand Central station in Chicago, which was paid for in inflated bonds and subse-quently unloaded on the company, as al-leged, at three times its real value. Swoope is now endeavoring to make the receivers technical defendants with Villard and the other directors. Attached to the answer is the correspondence which passed between Swoope and the board of directors previous to the appointment of receivers, in which Swoope wanted to sue Villard in the name of the company, but the directors refused until he had laid before them the evidence in the case. Swoope says he cannot trust

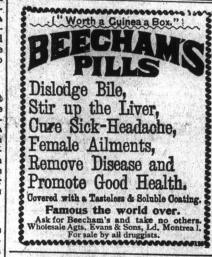
in the case. Swoope says he cannot trust the evidence in their hands, and the receivers say they can take no steps until it is put in their hands.

'FRISCO'S FATR.

SAN FRANCISCO, Jan. 12 .- It has been arranged that on the opening day of the Fair Mayor Ellert will speak for the city boat for Port Gamble, leaving Captain Price and M. H. de Young for the Fair. General Barnes will deliver the oration and anchored. The two were sitting in the pilot Mrs. de Young will press the button to anchored. The two were sitting in the pilot house when they heard steam blowing off in the engine room, and looking in saw fire creeping up between the boiler and the coal bunkers. Capt. Price tried to reach the pumps, but the flames spread so rapidly that it was impossible to enter the engine room. By this time the fire prevented again entering the pilot house and the captain broke in a window and blew the whistle to attract the attention of his crew with the small boat. The two then went aft and launched the grating, but the flames blew on them with such force that they were compelled to abandon that end of the prepared to save themselves as best they could. The only thing they had to cling to, if compelled to take to the water, was a ladder.

band is on the way to this city, giving con-certs on the way to this city, giving con-certs on the way. Meanwhile the work of preparation in and about the Exposition grounds is being rapidly rushed. The fact that a day has at last been definitely settled upon appears to have given great impetus to the exhibitors and commissionaires. The spur tracks leading to the different build-ings are literally lined with cars and the empty ones can scarcely be gotten out of the way fast enough for the full ones to take their places. A number of fine arts exhibits are among the latest arrivals. These consist of large pieces of statuary. A great many other exhibits which have arrived in bulk are piled up on the floors of the three other main exposition build-ings but them it the main exposition buildof the three other main exposition build-ings, but they will be in their proper place within a few days and will greatly add to the appearance of the interior of these structures.

Orlando B. Potter, who died in New York Orlando B. Potter, who died in New York on January 2, during the war suggested to the U.S. Government the national banking system. After the battle of Bull Run he found his own sewing machine company pay-ing 15 per cent, exchange in currency for drafts upon New York at Chicago and St. Louis. This pyinfully impressed him with the necessity of some one solving the prob-lem of a national currency, and he set about it himself, with the result that before a month he had laid before President Lincoln, the Secretary of the Treasury and Chief Justice Chase a plan for a national currency which, with slight modifications, was adopted on February 25, 1863, in the Na-tional Banking Act.



WANTED-Pushing canvasser of good ad

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tween Victoria and Sand Point. The own-ers of the Mary Brown immediately com-

THE CITY.

HANNA & Taylor, undertakers, have dis-solved partnership, Mr. Taylor retiring from the firm.

ers of the Mary Brown immediately com-municated with the Treasury Agent, asking for the use of a revenue cutter to rescue the two men, and after waiting two weeks for a reply wired Senator Perkins asking what action had been taken as to the proposed rescue. He promptly replied that the mat-ter was in the hands of Special Agent Stevens, and Captain Healy, of the cutter Bear, and that he could not ascertain fur-ther information from the department. The owners of the schepper asy the information owners of the schooner say the information received as to the landing of the two men

is authentic, and consider that prompt action should be taken by the Government for their relief."

for their relief." THE Tacoma Ledger of Thursday contains the following : The "Mayor of Victoria." alleged, had to explain himself yesterday in the Municipal court. He gave his name as George Wilson, and was togged up in the finest. He was rather a dudish Mayor, but, nevertheless, he made one fellow believe him, and as a result of doing so he was land-ed in the arms of the law. Monday after-noon he met a young Englishman who was on a tour around the world. The traveler was about to embark for Victoria, and so was the "Mayor." According to the testi-mony given the "Mayor" toid of all the wonderful resources which surround Vic-toria, and what delightful entertainment he would give the blooded Englishman when they landed on their mother soil. Of course,

every every day. I induced her to use ery soon, it not. oss of hair, but wth, which has ssy to this day. aration to all in torer. It is all Intonio Alarrun, S

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J. & S.--CO., LONDON

ROWNE'S NE.

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CHLORODYNE OST CERTAIN COLDS, ASTH NEURALGIA

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"Kathleen." "Canada and our Guvernor-General" was proposed by J. Hughes, and M. J. Con-lin responded by reciting amidst applause

The Advertising Of Hood's Sarsaparilla is always within the bounds of reason because it is true; it always fully people because it is true; and it is always fully substantiated by endorsements which, in the financial world, would be accepted without a moment's hesitation. **Heed Phils** cure liver fills, consumption, bil-ousness, jaundice, sick headache, indigestion. **The Advertising** ation : "That as a preliminary step to improving the quality of water, enlarging the storage capacity and increasing generally the effi-oignoy of the water works system, the clipy engineer be requested to furnish the Council with an approximate estimate of the cost of making the survey referred to in his report to the Council dated December 29, 1893, and to the Council dated December 29, 1893, and to the Council dated December 29, 1893, and the substantiated by endersements which in the substantiate estimate of the cost of making the survey referred to in his report to the Council dated December 29, 1893, and substantiated by endersements by the substantiated by

am will take every opportunity to improve mander of the well known Spratt's Ark, during the coming week. SKATING.

BREEN A WINNER.

Sr. JOHN, N.B., Jan. 13.-(Special)-Breen defeated Laidlaw to night in a five mile skating race; time, 16 19½. The course is about 150 feet short of the five miles. The following cabin passengers are booked to leave on the steamship Walla Walla, which sails for San Francisco this morning : E. J: Morrish, J. W. Callahan, P. Birrell, G. A. L. Smith, R. George, Miss Mitropol-sky, Mrs. Willis, Mrs. M. Lines and child, J. McCarthy, H. Little, L. Little, W. Rose, wife and children, Miss Edith Collis and Mrs. H. J. Scott and two children.

MATTERS MUSICAL.

Tuesday evening's grand concert in the Foresters' hall, under the management of Mr. Herbert Kent, and by such well-known artists as Mr. F. Victor Austin, Mr. O. G. Evan-Thomas and Miss Agnes Dawson R.A.M., promises to be a grand success ar R. A. M., promises to be a grand success ar-tistically and financially as well, the sub-scription lists being already well filled. The programme, now complete and pub-lished below, speaks volumes in itself of the

treat in store : Sonato in G.....Hadyn Andante Adagio Presto l'Ongresse Violin, F. Viotor Austin; piano, Miss Agnes Dawson, R. A.M. Solo-Devout Lover. M. White O. G. Evan Thomas. Piano Solo-'Liebestraum'.....Listz Miss Dawson, Solo-Qui sergno (from Die Zauberflote)..... Mozart 0

O. G. Evan-Thomas. Violin Solo-Concert Polonaise in A..... Wieniawski (a) To Anthes. F. Victor Austin. (a) To Anthea.....Batton (b) My Love is Come.....Marziels O. G. Evan-Thomas Piano Solo-"De Forelle".....Schubert-Listz Miss Dawson.

Miss Macdonald lived in Boston, she was The Victoria Choral society had a most promising initial rehearsal on Wednesday evening last, Wednesday having been set aside as the regular weekly practice night for the season. Gade's cantata, "The Erl King's Daughter"—for soprano, mezzo-soprano and baritone solos and chornese— was taken up and pronounced good by the members present, whom the conductor, Mr. W. Edgar Buck, commended for their evening's work. Eighty members have al-ready joined the society.

A musical recital by the pupils of Mr. Ernest Wolff, L. C. Mr., was given at the residence of Mrs. D. R. Harris on Tuesday evening last.

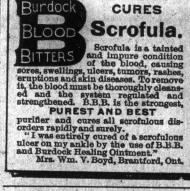
W dress. Liberal salary and expenses pai weekly; Permanent position. Brown Bros. Co Nurserymen, Portland, Oregon. jail3 10wk constitute a new stevedore company which has been formed and will do business in any British Columbia ports where vessels are to

FOR SALE—Fine farm in Westham Island, British Columbia, 119 acres; over 60 acres under cultivation. Fine soil, good natural drainage. House, barn and stable; orchard; sixteen miles from New Westminster. For further particulars apply to D. Rober'son, Westham Island P. O. or to Chishelm & Logie, Barristers. Hamilton. Ontario. mol0-S-ttw



VICTORIA NURSERY.

P. T. Johnston & Co. offer for sale a large and varied stock of Fruit Trees, Ornamental Trees and Shrubs, Bulbs, etc. As they wish to clear a portion of their Nursery quickly, parties pur chasing for cash before the end of October, can obtain great bargains. Nursery, St. Charles Street, off Cadboro Bay Boad. Seed Store, & Douglas street. Inspection solicited, Catalogues on applica-tion. CoS-dy&wky Tacoma the worms began to crawl out of their coccons and through the holes in the boxes. The sealing schooners Sadie Turpel and Ocean Belle, which put to sea on Friday, re-turned to Esquimalt harbor on account of the heavy wind not being in their favor to take them out of the Straits. Steamer Barbara Boscowitz called at





him. Poor Fish believed it was a joke, but to make sure he telegraphed a friend. This telegram reached Chicago last Monday, and the friend telegraphed back that Miss Mac-donald was not married yet, but would be on Thursday. NEW YORK, Jan. 12.—The answer of the receivers of the Northern Pacific Railway Company in the suit brought against them by John Swoope was filed in the United States Circuit court. Swoope has already brought suit against Henry Villard and other directors of the Northern Pacific to restore to the company money which it was

boxes.

Miss Macdonald lived in Boston, she was courted by Mr. Fish, the millionaire presi-dent of the leather trust. She came west later and won high musical honors. Last fall Mr. Fish came to Chicago on a visit and renewed his suit, and finally Miss Mac-donald consented to become his wife. Then Budd appeared upon the scene and laid siege to Miss Macdonald's heart, and with another that the lady renented of her

The rehearsals of the Mikado, which were resumed during the week just closed, will be regular and frequent henceforth. They guarantee a smooth and pleasing perform-ance of the popular opera.

siege to Miss Macdonald's heart, and with such success that the lady repented of her promise to Mr. Fish. Accordingly she telegraphed him that she had met another whom she loved better and had married him. Poor Fish believed it was a joke, but to make sure he telegraphed a friend. This telegram reached Chicago last Monday, and the friend telegraphed back that Miss Mac-donald was not married yet, but would be on Thursday.

