

Food IS THE BEST!

South Fork of the Salmon river on the west side of the stream, about three-quarters of a mile from the river in south-westerly direction and southwest (Magnetic) of Stag Leaf mountain, "Ed. Kooch's N.E. corner post," thence 80 chains south; thence 80 chains east, thence 80 chains north; thence 80 chains east to place of commencement.

EDWARD J. KEOGH.
DATED July 31, 1907.
OF WEST KOOTENAY

NOTICE is hereby given that 30 days after date Lorenzo Alexander of New Denver, B.C., occupation, miner, intends to apply to a special timber license over the following described lands in West Kootenay district:

Commencing at a post placed about 100 yards east of Huckleberry mineral claim, and 200 yards from Lemon creek and marked "Lorenzo Alexander's S.W. corner post," thence 40 chains north; thence 100 chains east; thence 40 chains south; thence 100 chains west to place of commencement.

Located July 20, 1907.
LORENZO ALEXANDER.
J. H. DAWSON, Agent

NOTICE is hereby given that 30 days after date we intend to apply to the Hon. the Chief Commissioner of Lands and Works for a special license to cut and carry away timber from the following described lands, situated in West Kootenay district:

No. 1. Limit—Commencing at a post placed on the south fork of Poplar creek, marked "C. O. Woodrow's and Jack Portgal's N.W. corner post," thence 80 chains south; thence 80 chains east; thence 80 chains north; thence 80 chains west to place of commencement.

Located April 9th, 1907.
C. O. WOODROW.
JACK PORTGAL.

NOTICE

TO LOUIS ERNST AND WILLIAM ELIS.

TAKE NOTICE that the Governor and Company of Adventurers of England, trading into Hudson's Bay, have commenced an action against the said Ernest and Elise, in the sum of \$200 and interest, the amount due to them under and by virtue of an agreement for sale to you of Section 25, Township 10, Range 3, west of the fifth Meridian in the province of Alberta, and in default of payment of this sum, that your equity (if any) in the said lands may be foreclosed and that the said Governor and Company of Adventurers of England trading into Hudson's Bay, may recover possession of said lands. If you dispute the said claims either in whole or in part, you do, on or before the first day of October, A.D. 1907, cause to be entered for you in the office of the Clerk of the Supreme Court of the North West Territories, at Calgary, an Appearance and within six days thereafter file with the said Clerk a statement of the grounds and in default of such statement, the said Governor and Company of Adventurers of England trading into Hudson's Bay, may proceed in their said action and in default of further notice to you, pursuant to the order of the Hon. Mr. Justice Stuart.

Dated at Calgary, Alberta, this 10th day of August, 1907.
JONES, NICHOLS & PESCOC,
Plaintiffs' Advocates.

LAND REGISTRY ACT

TAKE NOTICE that an application has been made to register Mary Ann Sturgeon as the owner in Fee Simple under two several tax sale Deeds from R. J. Stenson, Collector of the Slocan Assessment District to C. V. Gagnon, bearing date the 21st day of November, 1906, and the 22nd day of August, 1906, respectively, of all and singular these certain parcels and tracts of land and premises situated, lying and being in the District of Kootenay in the Province of British Columbia, more particularly known as described as:

All minerals, precious and base, save coal and petroleum, under lots four thousand four hundred and seventy (470) "Mountain Chief No. 3" Mineral Claim, and four thousand four hundred and seventy-one (471) "Sarnia" Mineral Claim, both in Group One in the District of Kootenay.

And said minerals have been transferred by the said C. V. Gagnon and the said Mary Ann Sturgeon.

You and each of you are requested to contest the claim of the tax purchaser within fourteen days from the date of the service of this notice upon you, and in default of a caveat of certificate of its pendency being filed within such period, you will be forever estopped and barred from setting up any claim to or in respect of the said land, and I shall register Mary Ann Sturgeon as the owner thereof.

DATED at the Land Registry Office, Nelson, Province of British Columbia, this 23rd day of July, A.D. 1907.
H. T. MACLEOD,
District Registrar.

ALFRED HILL
WILSON HILL
FLORENCE L. MCINNIS
JOSEPH STURGEON
DONALD McDONNELL

FREE
FOR
ROYAL CROWN
SOAP
WRAPPERS

800 Westminster Road, Vancouver, B. C.
Drop us a post card asking for a copy

VOL. 6

POLICE QUIT

Jim McKian Discharged by the Court

NO PROSECUTORS APPEAR

END OF ASSIZES YESTERDAY—BUNCO STEERERS ARE EACH GIVEN ONE YEAR'S IMPRISONMENT AND WESTON GETS SIX MONTHS.

The assize came to a close yesterday in the discharge of James McKian and the sentencing of the men found guilty of cheating in Roseland and swindling in this city.

The grand jury assembled yesterday morning and the crown prosecutor presented to them the depositions in the case of swindling Charles McKell. On their retirement S. S. Taylor, on behalf of James McKian, who was accused of publishing a defamatory libel by tacking up a piece of paper on a telephone pole on Baker street on which were written in pencil the words "First-class scab—Nelson police—spotters on the I. O. R.," produced James McKian, who had been released on his own recognizance by Mr. Justice Morrison, in court and asked that he might be tried forthwith as he had been committed for trial at the present assizes. W. A. Macdonald, the crown prosecutor, declared that he had no instructions from the attorney general to prosecute. Mr. Justice Morrison spoke of remanding McKian to the next assize but Mr. Taylor pointed out that if the crown refused to prosecute then the private prosecutors must come forward. The case could not be held over to the next assize unless there was an application to that effect from either the crown or the private prosecution. The private prosecution in this case was ostensibly the Nelson police but they were not present to make any such application. Hence Mr. Justice Morrison said that the accused which application was forthwith granted.

It is understood that a part of the defence would have been the submission of witnesses to show that the prosecution was the act of the mayor of the city rather than of the police themselves.

The case of the three men, Arthur Adams, Harry Hatch and John Johnson took up the whole of the afternoon. They were charged with swindling Charles Mitchell of \$15. The particulars of the case have already been published in this paper. W. A. Macdonald appeared for the crown and A. M. Johnson for the defence. After a careful hearing of the case the court in summing up complimented the counsel for the prisoners for the defence which he had made but said he could not single out any one from another and sentenced each of the three men to one year's imprisonment. At the same time he announced that he inflicted a sentence of six months imprisonment on Weston charged with theft in the Roseland case. The terms run from the date of the sentence.

C. P. R. ANSWER TO HILL

WAR BETWEEN TRANSCONTINENTAL RAILWAYS.

SPOKANE TO GREET SHAUGHNESSY WITH OPEN ARMS.

(Special to The Daily News)
Spokane, Oct. 4.—The Transcontinental railway has been threatened to parallel the Canadian Pacific railroad to the Pacific coast because the Soo people with a cross-line tapped the Great Northern at almost a dozen points in Dakota and Minnesota. The C. P. R. would construct two miles in the United States, is, from all appearances, to be carried out with vigor in the Northwest. Moreover, while Hill's line has not yet been completed, it is set out here by F. C. Collins, connected with the C. P. R., that the doubling of the capital stock of the Soo company will mean another transcontinental system, the seventh road operating between the Great Lakes and the Pacific coast by way of Spokane.

It is officially announced in Spokane that traffic officials of the Canadian Pacific and Soo lines will meet with Mr. Thomas G. Shaughnessy, the manager of the C. P. R., in one of the Puget Sound cities some time this month, when the president of the C. P. R. reaches the western terminus of his annual inspection trip, and at that time it is expected, more extended information concerning the project can be made public. The chamber of commerce, representing the industrial, commercial and financial interests of Spokane, has extended an invitation to Mr. Thomas to stop off in this city on his western trip to acquaint himself with the immense traffic originating in the country tributary to Spokane and meet the business men,

wheat growers, orchardists and shippers, who are now at the mercy of the Hill and Harriman systems so far as freight rates are concerned.

"The people of Spokane and the inland empire back of it, in an area of 150,000 square miles, will welcome with open arms the extension of the Soo-Spokane line to the Pacific coast," said F. E. Goodall, president of the chamber of commerce, "and they will do everything in their power to make the road a success. The Soo line from Spokane to the Twin Cities has already as much freight and passenger business as it can handle and this will increase largely. Speaking for the farmers, merchants and shipping interests of this city and the district I can say without reserve they will give every support to the line."

Mr. Collins, mentioned in the foregoing, has given out an interview in which he declares that the only solution of the traffic question in the Pacific northwest is through the transcontinental line. Otherwise it will be impossible to handle the business. He stated definitely that it is for the purpose of building such a road that the Soo company doubled its capital stock, and, he added, the new enterprise will be carried out with vigor.

Going into the history of the building of lines in the United States by the Canadian Pacific Mr. Collins said: "Shortly after the completion of the C. P. R. in the late 80's, the officials saw the necessity of owning lines in the United States, especially in the central west. As the laws of the United States and Canada prevented the C. P. R. from doing business in both countries under one name, the company was reorganized and the Minneapolis St. Paul and North Western, South Shore & Atlantic railroads were built.

"The money for these roads was furnished by an American representative of the Canadian Pacific and the capital stock in both roads has always been owned by that company. The overland traffic of the Canadian Pacific between the Pacific ocean and St. Paul and Minneapolis goes through the Port of North Dakota, on the lines of that company, and is there taken by the Soo line to St. Paul.

"When Mr. Hill completed the Great Northern road, the Soo people built a cross line tapping the Great Northern at almost a dozen points in Dakota and Minnesota, which went between Thief River Falls, Minn., and Kenmare, N. D. The resultant competition worked greatly to the advantage of shippers in the territory between the two lines. Mr. Hill, who threatened to parallel the line of the Canadian Pacific to the coast. To meet this threat, Mr. Thomas Shaughnessy, head of the Canadian Pacific, replied that for every mile of road built by Mr. Hill in Canada, the C. P. R. would build two miles in the United States.

"Mr. Hill's threat has not been carried out, but with the doubling of the capital stock of the Soo, another transcontinental line of railroad is assured, and the million of the Canadian Pacific projected to approximately double that of Mr. Hill's road.

"So popular has the Canadian Pacific road become with easterners who visit the Pacific coast that it is altogether unable to care for the business offered it. During the past season through trains have been run in two sections with 12 to 15 standard and tourist coaches each. Another train will be added the coming season, making three through trains each way daily between the coast and the Twin Cities. Only one of these trains will do any local work, the rest carrying no day coaches whatever.

"But even with this arrangement it will be an impossibility to properly handle the business, and the only solution is another transcontinental road. It is for the purpose of building such a road that the Soo line doubled its capital stock last week. The doubling of the capital stock is an extension from its main line at Carpio, N. D., to the eastern border of Montana, and the completion of another line to the Puget Sound by way of northern Idaho and eastern Washington is only a question of months."

DESPERATE CONVICT

Makes Determined Effort to Escape From Prison.

(Special to The Daily News)
St. Louis, Mo., Oct. 4.—Isaac L. Gill, steward of Sioux Falls penitentiary, who was stabbed several times last night by a desperate convict, is still alive but believed to be fatally wounded.

The stabbing of the steward was the culmination of the most desperate effort ever made by a convict to escape from prison. Amos was serving a 20 year term for manslaughter.

HARBORNAVES—PERKINS

On Friday, October 4, 1907, at "Sunny Glen," Proctor, B. C., the residence of the bride's brother-in-law, by the Rev. Fred H. Graham, rector of St. Saviour's church, Nelson, B. C., James Hargreaves, a prominent citizen and an ex-mayor of this town, was married to Miss Daisy Agnes Perkins, daughter of Captain J. D. Perkins, of Fredericton, N. B., and sister of Mrs. S. E. Oliver, of Proctor, B. C.

STILL ARRIVE

Nine Hundred Asiatics Due at the Coast

GRAND JURY STILL BUSY

TRUE BILLS FOUND AGAINST A NUMBER OF RIOTERS WITH OTHER CASES TO BE CONSIDERED—MANY BURGLARIES ARE REPORTED.

(Special to The Daily News)
Vancouver, Oct. 4.—The detective department is busy over a systematic series of robberies of apartment and rooming houses. In the Turnhill block alone the robbers have got away with three thousand dollars in valuables.

It is reported that the steamer Tinga Maru from Japan now due in Victoria has 280 Japanese and 70 Chinese on board. This steamer was held at the Shanghai account of a cholera scare. The steamer Tartar due in Victoria tomorrow has aboard 100 Japanese and 500 Hindus. The blue funnel liner Titan and the steamer Tremont are coming with 300 Japanese passengers between them.

The grand jury considering the riot cases today found seven true bills, six no bills, two true bills and one no bill. With his life in the balance Hubert M. Morton lies unconscious in the surgery ward of St. Paul's hospital. In the opinion of the surgeon it is doubtful if he will live through the day. While entering with the crowd which last night again filled the lobby of the Vancouver opera house to witness the production of the Queen Mary, Morton was struck in the head by a stone thrown from the crowd, and he fell heavily to the street pavement.

By the strangest chance, though, the crowd which had gathered in the lobby, and although Mr. Morton several times sought to save himself, and others stretched out a helping hand, he fell backward, his head striking his head with such force as to fracture the skull. Mr. Morton recently arrived here from Australia where his family reside, and having made some investments, was about to return to Australia with the object of bringing his family here. He is a man of forty years of age, and recently came into a rich legacy by the will of a relative in England.

EUROPEAN JOURNALISTS

SCHEME ON FOOT TO BRING A PARTY TO CANADA.

WESTERN RAILWAYS WILL ASK FOR CHARTER EXTENSIONS.

(Special to The Daily News)
Ottawa, Oct. 4.—Marcel J. Whelan of Ottawa has been awarded the contract for the standardization of the building for the dominion observatory here for fourteen thousand dollars.

A scheme is on foot to bring a party of European journalists here to advertise Canada and especially the west. It is thought great advertising would be got for Canada from a visit of French, Belgian and German editors. The premier is inclined to regard the proposition favorably and make a grant to aid the scheme.

The Calgary & Fernie railway company will apply next session for extension of time. The Kamloops & Yellowhead railway company will also apply at that session for a further extension of time and also the British Columbia Southern.

NEW JUDGE SWORN IN.

W. C. T. U. Convention Opened at Edmonton Yesterday.

(Special to The Daily News)
Edmonton, Oct. 4.—Lieut. Governor Bullock at 10 o'clock this morning administered the oath of office to Mr. Justice Beck who was recently appointed supreme court judge.

The convention of the Woman's Christian Temperance Union of Alberta and Saskatchewan held its opening session in the First Presbyterian church this morning. Mrs. S. J. Craig, of Carleton Place, was her on the platform were Mrs. Gordon Wright, London, Ont., dominion president of the union, Mrs. Hishop, dominion organizer, and Mrs. L. C. McKinnon, of Carleton Place, recording secretary. A number of committees were appointed and Canada's White Ribbon Bulletin was brought by Mrs. Craig. An instructive address was read by Mrs. T. C. McKinnon upon scientific temperance instruction which was followed by a bright discussion of the matter contained.

Mrs. Bullock, vice president of the union, who was present, extended an invitation to the convention to a reception at government house.

FATALITY INJURED.

(Special to The Daily News)
Berlin, Ont., Oct. 4.—H. L. Jansen, a prominent citizen and an ex-mayor of this town, was probably fatally injured here today. He was removing some store fixtures when his horse ran away and he was thrown off.

NELSON, B. C., SATURDAY, OCTOBER 5, 1907

HOME ONCE MORE.

(Special to The Daily News)
Vancouver, Oct. 4.—D. D. Minstrel, Fielding and Brodner arrived here this afternoon on their return from Paris. They were welcomed at the wharf by premier Gosin and were presented with an address by the board of trade tonight.

BOUNDARY CONTRACT LET

DOMINION COPPER COMPANY TO WORK ATHELSTAN MINE.

ORE TO BE HAULED DOWN FROM WELLINGTON CAMP.

(Special to The Daily News)
Phoenix, Oct. 4.—The Dominion Copper Co. has let a contract to Murdoch McIntyre, of this city, to haul some 20 tons of ore from its Athelstan mine, in Wellington camp, for shipment by the C. P. R. to the company's Boundary Falls smelter.

Mr. McIntyre, who has the largest stable outfit in the Boundary, is now making arrangements for the carrying out of the contract, and expects to begin the work on Monday next. The ore will be hauled nearly two miles, up hill, to the Winnipeg spur of the C. P. R., near Hartford Junction, and thence shipped to the smelter works. In the past the ore has yielded between \$5 and \$10 in gold, and the mine is known as the most important one in Wellington camp.

The Athelstan-Jackpot mines were one of the acquisitions of the Dominion Copper Co. two or three years ago when that company purchased the entire holdings of the Montreal & Boston Consolidated Co., including all the mines in Phoenix, Summit and Deadwood camps, the Athelstan being about the only mine in the Boundary which the tiny Trout Creek mine, which was bought by the Dominion Copper Co., has since had a high opinion of. The Athelstan mine, it being the belief that large bodies of gold ore will be found to underlie the masses of decomposed ore which has heretofore been easily taken out and shipped.

WORTH STEALING.

Cape Worth \$25,000 Stolen From Church at Victoria.

(Special to The Daily News)
Paris, Oct. 4.—An antique, historical cape has been stolen from the church at Blanzac Haute, Vienna. It is valued at nearly \$25,000. It is believed that the thief has taken it to London. Two persons have been arrested at Blanzac on suspicion.

SAILORS RESCUED.

All the Men of the Leon VII Were Brought to Shore.

(Special to The Daily News)
London, Oct. 4.—All of the twenty-five men composing the crew of steamship Leon VII have been rescued. The Leon, which is a French ship, went on the rocks off the Spanish point county Clare, Ireland, on Tuesday night in a position that was very dangerous and difficult for the life savers to reach.

WORLD CHAMPIONSHIP.

Tommy Burns and Gunter Moir to Fight in London.

(Special to The Daily News)
London, Oct. 4.—Tommy Burns and Gunter Moir have been matched to fight 20 rounds for \$500 a side, a purse of \$1500 and the championship of the world at the national sporting club next month.

VICTORIA'S NEXT MAYOR.

Victor, Oct. 4.—Business men of the city who realize that the water question and other matters, involving an expenditure of millions of dollars, will have to be handled by the council of 1908, are taking steps to put a business man's ticket in the field. Their candidate for mayor, if his consent can be secured, will likely be J. Arbuthnot, for three years mayor of Winnipeg.

JAPS BECOME CITIZENS.

Ottawa, Oct. 4.—It is somewhat significant that Japanese, or at any rate a larger percentage of them in Canada, are qualifying to become Canadian citizens and take an interest in political affairs. Up to July last no fewer than 3326 Japanese have taken the oath of allegiance to the British crown.

RIOTING IN INDIA.

(Special to The Daily News)
Calcutta, Oct. 4.—There was serious rioting last night in connection with a meeting held in honor of some students who were recently arrested for attacking the police.

OKLAHOMA TORNADO.

(Special to The Daily News)
Oklahoma, Okla., Oct. 4.—A tornado struck the village of Paderborn last night and destroyed every house in the town and destroyed the postoffice. No one is reported killed.

HIDDEN THIEF

Eludes All Efforts of the Police

AIDED BY TELEGRAPHERS

RITZVILLE SWINDLER PLAYS A GAME OF HIDE AND SEEK SUCCESSFULLY WITH THE WHOLE FORCE OF THE CONSTABULARY OF ALBERTA.

(Special to The Daily News)
Edmonton, Oct. 4.—E. D. Gilson, Washington, has been in the city for some days. He is here to apprehend the charge of having wrongfully secured \$10,000 by false statements upon which he gained credit. A warrant for the arrest of Shafford was sworn out in Ritzville by wholesalers in San Francisco, Portland, Seattle and Tacoma, and \$100 reward was offered for his apprehension.

Shafford conducted a clothing store in Ritzville for some time and is alleged to have secured a line of credit from wholesalers in the cities named by showing a false statement of his financial position. He was arrested in Calgary some weeks ago on information received from Ritzville. As soon as he was taken into custody he retained Mr. S. McCarthy who secured his release. In the meantime the Calgary police telegraphed sheriff Gilson but a week passed before the message reached that official, the telegraphers' strike causing delay the telegram first going to Spokane and being mailed from there to Ritzville. On receipt of the wire sheriff Gilson filed application for extradition papers and proceeded to Calgary. His arrival there found his bird had flown. A few days prior to this date Shafford was arrested in Edmonton by detective Griffith but after being held for thirty hours he was released and the police pressed not to know his whereabouts. C. P. R. constable Poy of Calgary came to Edmonton twice for the fugitive while sheriff Gilson remained in the southern city but failed to locate him. The tiny Trout Creek mine, which was bought by the Dominion Copper Co., has since had a high opinion of the Athelstan mine, it being the belief that large bodies of gold ore will be found to underlie the masses of decomposed ore which has heretofore been easily taken out and shipped.

TERRIBLE FIRE IN JAPAN

CAN ONLY BE COMPARED WITH 'FRISCO DISASTER.

THREE HUNDRED KILLED AND THOUSANDS HOMELESS.

(Special to The Daily News)
Boston, Mass., Oct. 4.—Details of the recent great fire at Hakata, Japan, place it on a par with the San Francisco disaster. Four-fifths of the town, which had a population of 78,000 was destroyed. Three hundred lives were lost and 46,000 persons rendered homeless with winter coming. Some thirteen thousand buildings were destroyed, the flames spreading with terrible rapidity.

INDIAN MURDERERS.

Two Redskins Charged With Torturing a Woman to Death.

(Special to The Daily News)
Selkirk, Man., Oct. 4.—The court to try John Pa-Oe-Quan, charged with murder of his step daughter by cruel Indian rites, and Jose Pa-Oe-Quan, with being an accessory, leaves here by the steamer Premier for the head of Lake Winnipeg today.

COURSE OF TRUE LOVE.

Princess of Saxony and Her Husband Have Many Troubles.

Florence, Italy, Oct. 4.—Signor and Signora Enrico Toselli, the ex-crown princess of Saxony, arrived here from London today by way of Paris and Geneva, accompanied by the little princess Anna Monica. A group of Toselli's friends, including the couple at the railroad station, and the party left the city for Florence, near Florence, where the couple arrived before her to get possession of princess Anna Monica. The youngest daughter of the ex-princess, assisted by the Italian police, they are making a minute investigation into Signora Toselli's conduct during her stay here when she was crowned March 1906. Some of her friends, among them an Austrian woman who sent her \$200, are believing the German consulate here clamoring for payment. The consul can do nothing, because when the countess was divorced from Frederick Augustus of Saxony she again became an Austrian subject.

TO MARCH ON FEZ.

Will Proclaim Haifi Sultan of Morocco—Rebel Plans.

(Special to The Daily News)
Casa Blanca, Oct. 4.—Authentic reports from the interior review the fact that Mulei Haifi's plans of operations is to divide his army into two divisions. The first is designed to march upon Rabate and capture his brother sultan, Abdul Aziz and the latter's troops there, while the second division, under command of Mulei Haifi's commander will march on Fez, and north of the capital there proclaim Haifi sultan of Morocco.

DASH FOR THE POLE.

Dr. Cook Will Make the Attempt in the Near Future.

(Special to The Daily News)
New York, Oct. 4.—A message was received today by secretary Budgeman of the Peary Arctic Club, from Dr. Cook, the scientist and explorer, announcing that he would leave Etah in the near future in a dash to reach the north pole via Nansen's route.

DON'T WANT JAPANESE.

(Special to The Daily News)
Bellingham, Wash., Oct. 4.—Federal officers are now installed at the international boundary line to keep back the scores of Japanese who are daily crossing the border into the United States.

STONEY LAKE DROWNING.

Toronto, Oct. 4.—Frank Costello was drowned off the steamer in Stoney Lake yesterday. He is a son of Michael Costello of Peterboro, aged 60 years.

NO. 23

NELSON THIRD

Fruit Gets Prize at New Westminster Fair

DEFEATS FOUR DISTRICTS

OWING TO TOTAL FAILURE OF LAST YEAR'S SALMON PACK CANNERS DESIRE COMPLETE CLOSE DOWN FOR WHOLE OF NEXT SEASON.

(Special to The Daily News)
Vancouver, Oct. 4.—Canliwack won the district prize at the New Westminster exhibition Langley coming in second and Nelson third. The order of the remainder of the contest districts is as follows: Surrey, Burnaby, Coquitlam, Mission, and Lillooet.

Because of the absolute failure of last year's salmon pack British Columbia canners are approaching the Puget Sound men for a conference to consider complete shutdown by mutual agreement next season. It is stated that only by such a sacrifice can the industry be kept alive. As the Washington legislature does not meet this year this end can only be got by agreement. It is planned to govern this through the deposit of marked cheques, which will be forfeited on a violation of the agreement.

SUPREME COURT.

Tangle at the Coast Still Drags on—No Judge at Victoria.

Victoria, Oct. 4.—The long vacation has closed, and today marks the opening of business again as far as the courts are concerned. There was to have been a chambers sitting in Victoria today and also a sitting for the hearing of civil cases.

There was considerable business to come before the court but no judge appeared, and all the cases had to stand over for the present. Bridgman vs. Hepburn and Bridgman vs. Powell, two important cases in which the local real estate dealer seeks to collect commissions, were on the list for hearing this morning and witnesses had been obtained at considerable inconvenience and expense. It was therefore a disappointment to all concerned that the hearing for an hour this morning, it was found impossible to proceed with the hearing and the cases were stood over. The failure to have a judge is ascribed to the existing rule of the court which has before been the cause of hitches in connection with the court. This is the rule with respect to the assignment of judges to duty by the chief justice or in his absence, the senior puisne judge.

MEDICINE HAT FATALITY.

Baseball Player Run Over by No. 1 Express Yesterday.

Medicine Hat, Oct. 4.—Bill Harris, who played 3rd base on the ball team here this season, was run over by the No. 1 express today and probably fatally injured. His collar bone and one arm were broken and his legs badly cut. His relatives, who live in Billings, Montana, have been notified.

MAY BURN HIM.

Farmers to Avenge Horrible Outrage on a Child.

(Special to The Daily News)
Burlington, Iowa, Oct. 4.—Frank Williams, a negro tramp, was arrested at Monmouth, Ill., today on suspicion of being the man who burned a child to death near Okawaka, Ill., yesterday. A hundred or more farmers have gathered at the scene of the outrage and threats are made of burning the negro at the stake.

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