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HON. MR. DRAKE DIED YESTERDAY

WELL-KNOWN PIONEER OF CITY PASSED AWAY

Former Member of Supreme Court Bench Had Long Been Resident Here.

(From Saturday's Daily).

The death occurred yesterday morning at his home at Point Ellice of Hon. Montague William Tyrwhitt Drake, who for years was a prominent member of the supreme court of this province, and who had reached the advanced age of 79 years. For the past four years he has lived retired, having left the bench in 1904 at the age of 75. The late Mr. Justice Drake was highly respected throughout the province.

Since quitting the bench he has taken no active part in business of any kind and during the past winter has shown marked indications of a decline in strength. The funeral will take place to-morrow from his late residence at 5:30 and from St. Saviour's church half an hour later.

Before being elevated to the bench he had served the province in various representative capacities, as mayor of the city of Victoria, a member of the board of education for the province and in the legislature and the government of the province. In every capacity he brought a ripe judgment and his course was always actuated by the highest principles. His career on the bench was characterized by the general possession of a judicial mind his judgments were always accepted as ripe and mature. For over fifteen years he occupied a place on the supreme court without interruption. In spite of the fact that he was then a man of about 74 years of age never once did the late Mr. Justice Drake ask for any adjournment. On the contrary, he kept up the trial process with more than usual expedition. His judgment handed down in that trial was sustained successively through the various appeals to the highest court of the realm, the privy council.

The deceased was descended from a very old English family, the Tyrwhitts of Sharncliffe, Bucks. He was born at Kings Walls, Hertfordshire, England, in 1829, and was educated at the Charter House school. He was admitted as a solicitor and attorney-at-law to the superior courts in England in 1851, and came to British Columbia in 1853, and settled in Victoria. He took an active part in public affairs shortly after his arrival, and was elected as a member of the Legislative Council of British Columbia as representative for Victoria in 1858, and sat in the house till 1870. He was a member of the board of education for British Columbia from 1872 to 1878.

In 1877 he was elected mayor of the city of Victoria, and in the following year the election of 1878 he was returned to the legislative assembly to represent Victoria. He was president of the executive council from January 26, 1885, to October, 1884.

Mr. Drake was called to the bar of British Columbia in 1877, was appointed a Q. C. on the 21st of September, 1883, and was elevated to the bench in 1889. He was a member of the British Columbia Law Society.

Mrs. Drake died about five years ago. He is survived by a family of five: Brian H. T., registrar of the supreme court in this city; Mrs. A. M. Bridgman, Mrs. A. D. Chase and Miss Drake, who lives in this city, and Mrs. Barnardston, who resides in England.

SUING FOR REWARD.

Spokane, April 20.—A novel suit for \$12,000 from Sheriff Shoemaker, of Helena, Mont., has been started by Detective McPherson, of Spokane. These detectives captured Ed. Frankhauser and Charles McDonald, who held up the Oriental Limited train at Rondo, Mont., last September, securing \$40,000. The robbers escaped from the Helena jail a few weeks ago, and the detectives hold that Sheriff Shoemaker, having thus caused them to lose the reward offered, should pay it himself, and are suing him and his bondsmen.

ATTEMPT AT AWFUL CRIME.

Toronto, April 20.—Michael Street, an Oakville basket maker, is hovering between life and death in the general hospital here as the result of the wounds received while resisting arrest on the charge of alleged attempt to assault a five-year-old girl at Oakville.

LYNCHED FOR AWFUL CRIME.

Port Worth, Tex., April 20.—A special to the Record from Atlanta, Tex., says: "Jasper Douglas a negro was charged in a warrant sworn on Saturday with having criminally assaulted his step-sister, a girl of 12 years old. Yesterday morning his body was found hanging to the limb of a tree near this place. The verdict of the coroners' jury was that Douglas came to his death at the hands of unknown persons."

KING LEAVES LONDON.

London, April 20.—King Edward and Queen Alexandra left London this morning for a visit to Copenhagen, Stockholm and Christiania where they will be the guests of the royal families at these capitals.

SUICIDES FROM STR. QUEEN CITY

(Special to the Times).
Nanaimo, April 20.—A passenger, supposed to be C. Best, jumped off the Queen City last night when she was two hours out from Vancouver on her trip to Nanaimo. He stood on the rail and plunged into the water. The steamer was stopped and lowered a boat, but after an hour's delay no trace of him could be found.

NO ITALIAN SQUADRON FOR TURKISH WATERS

Sultan Grants Postoffice Privileges After Threat of Naval Demonstration.

London, April 20.—A dispatch received here from Rome says orders have been issued countermanding the sending of an Italian squadron to Turkish waters for the purpose of coercing the Sultan into granting Italy certain postal privileges in Turkish territory. The Turkish ambassador to Rome, Moustapha Rechid, gave Foreign Minister Titton the satisfactory assurance that Italy would be accorded the same treatment with regard to post offices as that enjoyed by the other powers. The foreign minister expressed his satisfaction at this equivalent settlement, and thereupon countermanded the orders of the naval demonstrations.

BIG NEGRO CHASE.

Bristol, Tenn., April 20.—Posses are hunting a negro highwayman who held up and shot George H. Smith, a subaltern, here on Saturday night. If captured he will be hanged. Smith was not even resisting. The bullet struck him in the breast and abdomen. Wearing the revolver from his assailant, he fired at the latter as he fled, but missed. Smith is in a critical condition.

WAYS AND MEANS TO FIND NORTH POLE

International Congress Will Meet in Brussels Next Month.

Washington, D. C., April 20.—Herbert L. Bridgman, of Brooklyn, has been designated as the United States government delegate to participate in an international Polar Congress to be held next month in Brussels. The object of the congress is stated to be to unite the nations in planning and carrying out some practical scheme to reach the North Pole. It is regarded as likely that the meeting will result in the designation of a commission to further the desired end. Mr. Bridgman is understood to be bound by no restriction in his participation in the congress. Such results as are attained will undoubtedly be submitted to the governments participating for final approval.

ARCTIC BOUND ONCE MORE.

V. Stefansson Sets Out on a Journey of Exploration.

New York, April 20.—V. Stefansson, the naturalist, left on Saturday for the Arctic coast to continue his investigations among the Eskimos. At Toronto he will meet Dr. R. M. Anderson, zoologist of the American Museum of Natural History. New York, and the two will go together. They are going under the auspices of the American Museum of Natural History. The two thousand mile journey down the Mackenzie will be made in an open boat, and no supplies will be carried beyond those necessary to take the party to the mouth of the river.

RUSSIAN FORCE IS HEMMED IN

MENACED BY BIG BODY OF KURDISH BRIGANDS

Nomads Swarm Round Czar's Troops—Reinforcements Summoned.

Tiflis, April 20.—An alarming report has just been received here setting forth the critical situation of a small Russian expeditionary force to Persia which is menaced by a vastly superior body of Persian brigands. The Russian troops penetrated the frontier in the neighborhood of Blesuevar in pursuit of Kurdish brigands who had committed depredations in Russian territory. In following this course Russia is acting on the rights accorded her for the maintenance of order in Northern Persia by the recent Anglo-Russian agreement.

The Russian commander has sent out a messenger demanding reinforcements of infantry and cavalry. The Persians, who have been joined by warlike tribes of Nomads, surround the Russians. The sending in of Russian reinforcements is made particularly difficult by the flooded condition of the country. Yesterday the Russians had three men killed and ten wounded in various minor engagements with the Persians.

HACK'S NEXT MATCH.

New York, April 20.—Dorling offers made by an English syndicate for a return match between Frank Goddard and George Hackenschmidt. Tom O'Rourke on Saturday offered the pair a purse of \$20,000 for a match in this city in June.

UNLIKELY THAT VESSEL IS LOST

FIVE SAILING SHIPS ARRIVE IN STRAITS

Wreckage on West Coast May Belong to Hartfield or Rosamond.

Beyond the discovery of a mahogany cabin door with a maple-wood ventilating panel and some empty whiskey cases marked "Mackay and White," no further wreckage had been discovered on the West Coast up to this afternoon. Patrols have been sent out from Port Renfrew and Carmanah to search the coast-line, but nothing tending to confirm the theory, held in some quarters, that a vessel has recently been lost has yet been gleaned from the beaches and rocks in the vicinity of the place where the first quantity of wreckage was picked up on Thursday.

The arrival of five sailing vessels in the straits, including the wooden vessel, Alex. Gibson, this morning has reduced the probability of a recent disaster to a remote chance. Only one wooden vessel is now due in the straits, the W. F. Babcock, which is 80 days out from Sydney, Australia, with a cargo of coke and shipping men do not think it possible that she could have foundered or struck without her cargo of coke being scattered over the sea at the entrance to the straits.

The opinion voiced by a number of prominent shipping men in the Times on Saturday that the wreckage found has come from one of the many wrecks that are now succumbing to the sea on the Oregon coast has now become general and no anxiety is felt for the safety of any vessels on the way. While there is always a slight possibility of "the way" the wreckage taken place along the coast there are no indications that such a happening has occurred.

Speculation, both in Victoria and the Sound ports, has now turned on source from which the wreckage has been wrung by the spring gales.

The Galena, Peter Iredale, Emily Reed, Rosamond, and Hartfield are among the vessels mentioned.

The Seattle Times yesterday says: "Scouting the idea of a recent shipwreck off the west coast of Vancouver Island, local shipping men believe that the large amount of wreckage which washed ashore at Carmanah Point last night is from the British ship Hartfield, supposed to have been wrecked or sunk off the island a few months ago."

In a later addition the same paper says that some Seattle shipping men believe the wreckage to be from the schooner Rosamond, which is believed to have been lost off the west coast while on her way from Gray's harbor

to Callao with a cargo of lumber. The Merchants' Exchange at Seattle noted the report of the revenue cutter service, Capt. F. M. Munger, at Port Townsend, yesterday morning of the wreckage and, it is possible that he may send a cutter to patrol the vicinity in search for further wreckage.

When the D. G. S. Quadra leaves for the west coast in a couple of days' time she will probably pick up some of the wreckage which has come ashore. The British barque Adderly, Capt. Berquist, arrived in the Royal roads last night from San Francisco and passed up to-day to load 1,000,000 feet of lumber at Chemarus for Sydney, N. S. W.

The Adderly was picked up off Flatery by the tug Tyee, which towed her up the straits and handed her over to the local tug Lorrie.

The French barque Marechal de Castries, Capt. Morel, which left Caleta, Buena on February 8th for the Royal roads, is reported towing up the straits to-day.

The British barque Kildalton, Capt. Jones, which left Callao on February 15th for Port Townsend, was reported in the straits this morning.

The American ship Alex. Gibson, fifteen days out from San Francisco, to load coal at Nanaimo for Alaska, passed in this morning.

The British ship Manx King, sixty-seven days out from San Francisco, which must reach Seattle by Tuesday to save a valuable charter, passed in to-day.

Only one wooden vessel is now due, the W. F. Babcock, from Newcastle, N. S. W., which is 80 days out with coke for Crofton. It is almost impossible that the Babcock could have been wrecked without her cargo being strewn about the straits, and this perilous field of controversy.

Mr. MacDonald was talking on the general topic of some ideals of service: "The idea of true public service is only just beginning to make its way," he said. "The rich man, the man of intellectual culture, is still too prone to measure his power by the things which he can take, rather than by the gifts he can give. This is a false virtuous idea, and must be supplanted by the Christ-like doctrine of public service."

Nothing has come of the conference between the local government and S. T. Bastedo regarding control of the fisheries in this province. Hon. W. J. Bowser, attorney-general, who was the province's representative in the negotiations, has given out a statement setting forth his side of the question. In this he says that he refuses to discuss any arrangement unless the Dominion would agree to pay over the sum which he says is due to the province under the modus vivendi of 1901, under which the Dominion was to collect all revenue from the fisheries and pay the province its share after allowing a fair amount for the cost of administration. A license to Mr. Bowser the province has not yet received a cent from this source. Mr. Bastedo, on behalf of the Ottawa government, offered to pay the cost of the Seton lake fishery of the province since established some years ago and has since operated.

Mr. Bowser announces that so far as the province is concerned the modus vivendi of 1901 is at an end and that the province is going to assert what, he says, is, according to the judgment of the privy council, its rights in respect to the matter. The province is now engaged in collecting a license of \$2.50 from each man engaged in the fishing business that is the men who go out in the boats, or who are employed in any way in connection with the fishing business. This license will be good for all the year and in any part of the province. The Dominion government's license at the present time is \$11 per year and does not include a grant of the right to fish in any one of the provincial government's waters. The regulations which the province proposes to put into effect will also conflict with the Dominion regulations in regard to fishing in the Fraser. The regulations regarding the hours of fishing below the New Westminster bridge will be the same but the province proposes to prohibit fishing above the bridge from 6 o'clock Saturday morning to 6 o'clock Monday evening.

Whether the matter will be taken up again is a question for the future. The province's position is thus put by Mr. Bowser in an official interview: "The way the matter stands now is that Mr. Bastedo, on his return to Ottawa, is to report to the minister, and one of the first things that must be done before conclusive negotiations can take place between us is to have the question of the amount due us for the past six years adjusted and paid, and until that is done our government does not feel that we can take any further steps toward settlement."

MONTANA BANKER GOES FREE.

Was Indicted on Charge of Fencing in Government Land.

Helena, Mont., April 20.—The jury in the John T. Murphy case on Saturday brought in a verdict of not guilty.

Murphy, a Helena banker and one of the largest stockmen in the Northwest, was indicted on the charge of fencing 59,000 acres of government land. His trial was bitterly contested for two weeks.

PART OF IDEALS IN PUBLIC SERVICE

J. A. MACDONALD SPEAKS ON YOUNG MEN'S PERIL

Study of Physical Science Requires Carefully Tempered Mind.

Chicago, Ill., April 20.—Those Christians who are not strongly fortified against the insidious workings of doubt, were adjured to give a wide berth to science and philosophy yesterday by J. A. MacDonald, managing editor of the Toronto Globe. Mr. MacDonald was speaking before a mass meeting of young men at the Young Men's Christian Association.

"Your traditional-believers would do well to give science and philosophy a wide berth unless they are well fortified by faith," he said. "There has grown up in our day a subtlety of philosophic discussion and a tendency to emphasize the finality of the physical science that constitutes a very real peril for the young man who is not well grounded in these abstruse subjects. It will not do to give them a superficial hearing. The mind to come through the fire untouched must have been carefully tempered first for such an ordeal. Let the rest avoid this perilous field of controversy."

Mr. MacDonald was talking on the general topic of some ideals of service: "The idea of true public service is only just beginning to make its way," he said. "The rich man, the man of intellectual culture, is still too prone to measure his power by the things which he can take, rather than by the gifts he can give. This is a false virtuous idea, and must be supplanted by the Christ-like doctrine of public service."

WINSTON'S FIGHT IN MANCHESTER

FIERCE ENERGY SHOWN BY YOUTHFUL MINISTER

By-Elections Will Prove if Liberal Rule is on the Wane.

London, April 20.—The recent reconstruction of the cabinet, which came about on the retirement of Sir Henry Campbell-Bannerman, and the assumption of the office of premier by Herbert H. Asquith, has plunged the country into a miniature election. Not less than seven by-elections have been made necessary to fill the vacancies created by the cabinet changes. Four of these will be decided during the present week.

By far the most interesting will be held to return a member from the northwest division of Manchester, where the fate of Winston Churchill, who is seeking re-election on his behalf to the presidency of the board of trade, will be a surer index of the country's estimate of the past two years of radical rule than are the verdicts of the smaller constituencies which recently have gone against the government.

This contest will be fought hard, and the political fighters in both the dominant parties are preparing for a fray. Mr. Churchill will again be opposed by W. Johnson Higgs, who contested this seat in the Unionist interest at the last general election. There is also a Socialist candidate in the field, but he does not cut much of a figure.

Mr. Churchill is showing his customary dash energy in as fiercely a waged contest as has been seen in this country in years. After a Good Friday truce, he has addressed not less than half a dozen meetings to-day, four of which were in the open air, in different parts of the constituency. Mr. Churchill's mother, Mrs. Cornwallis-West, is repeating her tactics of the previous election. She accompanies her son to the platform, and is intently in her work among the doubtful groups of electors.

The women suffragists are proving a thorn in the side of Mr. Churchill. Although he has declared himself in favor of women suffrage, women are not half so ready to follow him as they were in the previous election. The snowstorm followed a heavy rain which continued throughout Easter Sunday.

SNOWSTORM IN NEW YORK.

Interlake, N. Y., April 20.—Three inches of snow fell here early to-day in a heavy storm which was accompanied by a drop in temperature of 30 degrees. The snowstorm followed a heavy rain which continued throughout Easter Sunday.

PROVES THAT THE GOVERNMENT HAS NO INTENTION OF FORCING THE ISSUE OF INDEMNITY.

In the hardly anticipated eventuality of an adverse result, some competent radical holding a "safe" seat will be given political inducement to resign in favor of Mr. Churchill. Consequently, beyond the loss of prestige to himself, and the government he represents, Mr. Churchill's position in the cabinet will not be affected.

SAYS HE IS INNOCENT.

Sacramento, April 20.—Antonio Cipolla, convicted of the murder of Jos. Pirano, was on Saturday sentenced by Judge Hughes to hang at Folsom. Cipolla declared his innocence. Pirano was horribly slashed by three of his countrymen, and thrown into the river.

WRECKED TRAIN BURNING DEBRIS

(Special to the Times).
Summit, Montana, April 20.—The Great Northern Oriental limited from Seattle was wrecked and burned here this morning. Only two cars escaped. It is believed that no one was killed.

WARNING NOTE FROM PRINCE RUPERT

Neither Work Nor Accommodation for Newcomers Until Next June.

Vancouver, April 18.—G. A. McNeill, purchasing agent for the Grand Trunk Pacific at Vancouver, has received a telegram from J. H. Bacon, harbor engineer at Prince Rupert, stating in the most positive terms that men seeking employment should keep away from Prince Rupert until June 1st.

Mr. Bacon says that at present there are more than one thousand men unemployed, and there is neither work for them in the immediate future nor accommodations.

The contractors are getting things in shape, but will not be ready to take care of any more men until June 1st. Harbor Engineer Bacon has issued instructions that no more permits will be given to erect tents or houses at Prince Rupert, and the owners of the Grand Trunk Pacific and Cariboo mining claims have for three weeks refused all applications for permission to erect tents on these claims. This action is taken because there can be no work at Prince Rupert for men, chances or clerks until the lots in the townsite are sold. There is no chance for any person to get a business location, so business men should not come here expecting to get locations.

"JOHN D." INCREASES BODYGUARD OF 'TECS

Six Now Accompany Millionaire and His Grand-Children to Church.

New York, April 20.—The Herald says: "In place of the one man who did like service on Sunday of last week six private detectives acted as a bodyguard for John D. Rockefeller yesterday when he walked with his two grandchildren, Fowler and Muriel McCormick, from his home to the Fifth Avenue Baptist church. The guard was maintained on the return home from church, the detectives walking a short distance behind Mr. Rockefeller and the children who were in the charge of a nurse."

"In view of these extra precautions it was thought that the Black Hand threats against the children recently received by Mrs. Harold McCormick, their mother, together with demands for money, had been renewed."

DETECTIVE KILLS MAN.

Buffalo, N. Y., April 20.—Patrick McKeown, 29 years old, of this city, a switchman for the Lehigh Valley, was shot and fatally injured in the William street yards of the Lehigh railway by Dan Reardon, a Lehigh detective. It is claimed that McKeown was on his way to a restaurant for his lunch when Reardon fired at him. Immediately after the shooting, Reardon made a statement in which he said he discovered McKeown and two other men plying a car.

SETTLEMENT OF STRIKE.

Cumberland, Md., April 20.—The street railway strike inaugurated on Saturday morning upon the refusal of the company to reinstate two of the men discharged on account of gambling in the company's car barn, was amicably settled last night. The company agreed to reinstate the men upon the condition that there would not be a repetition of the abuse complained of and that there would be hereafter a strict enforcement of the rules of the company against drinking, gambling, etc.

It was agreed that if there should be hereafter any disturbance on the part of either the company or the men the company will settle with a committee of railway men.

BUSY SESSION FOR COUNCIL

MANY MATTERS TO COME UP TO-MORROW

Council Will Be Asked to Reconsider Action Regarding Boulevards.

(From Saturday's Daily).

The city council will likely have a large variety of matters to deal with at its meeting to-morrow evening. One subject that is likely to be discussed at some length is a recommendation from Mayor Hall that the council reconsider the resolution passed at its last meeting refusing to proceed with boulevard work, recommended by the parks board. In all work to the extent of \$1,000,000 was turned down, the city's share of which amounted to \$3,896.71. The majority of the council took the stand that this money could be better spent than on boulevard work. Included in the parks board's recommendations were seven streets, although the bulk of the work was to have been done on Cook and Yates streets. The total cost of the work on these two streets was placed at \$8,682.99, and \$4,909.55 was for the former and \$3,774.42, the city's share being respectively \$1,251.57 and \$1,636.52, or a total of \$2,888.09. The total estimated cost of the other five streets included in the parks board's recommendations was, therefore, only \$2,500.00 of which the city's share would be \$808.62. The five streets which this amount would provide with a boulevard are as follows: North side of Garbally road, from Douglas street to Gorge road; both sides of Dumedin street, between Douglas street and Gorge road; on both sides of Ormond street, between Yates street and Fort street; on both sides of Linden avenue, between Cook street and Douglas street; both sides of Moars street, between Vancouver street and the park. The boulevards on these streets have already been constructed. The work that remains to be done is only the seeding down and the planting of trees and the laying of the necessary water pipes.

The work it was proposed to do on Cook streets included the construction, seeding down and planting with trees of boulevards, as well as the laying of water pipes from Pandora street to Fairfield road. On Yates street it was proposed to construct a boulevard along both sides of the street, from Fort street to Cook street. In this case the work included the making of the boulevard, seeding it down, planting it with trees and laying curb and gutter as well as water pipes.

Mayor Hall will not ask that the council reconsider its action relating to Yates and Cook streets, but only so far as it affects the other five, the cost of the work on which will be very small. The boulevard has already been constructed on these five streets, and the mayor feels that it would be a mistake not to go ahead and finish them. Otherwise they will stand as a reproach to the city and the work will cost much more when it is undertaken.

Other matters which will come up will be the four money-by-laws which were endorsed by the people on Thursday, and which must now be finally passed by the council. The estimates may also be put through their final stage, and other by-laws that have been held back for some time may also be dealt with. These include A. D. Mable's for the appointment of a public prosecutor, A. D. Gleason's for the charging of fees to patients sent to the isolation hospital, and for the inspection of foodstuffs. A. D. Cameron may also introduce a by-law amending the Municipal Officers' Duties By-laws. The appointment of a superintendent of streets and sidewalks construction will also likely come up on report from the street bridges and sewers committee which will meet an hour before the council to pass on the matter, and also to take up other business. A. D. Henderson will submit a resolution providing for the grading, macadamizing and draining of Ladysmith street. There will also be a number of minor matters to be considered.

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