

WILL GET ESTIMATES

Ald. Macmillan's Motion Regarding Bridges and Roadways Passed.

City Engineer Wilmot Reports on the Condition of the James Bay Bridge.

Several important questions were decided at last evening's meeting of the council. Mayor Beaven occupied the chair, and with the exception of Ald. Marchant all the members were present.

The city clerk of Toronto wrote asking the co-operation of the council in a move to have the postage rates of two cents on drop letters reduced. The Toronto council considered the rate exorbitant.

Ald. Glover moved that the letter be received, the Toronto council to be informed that the Victoria council is in full sympathy with the movement.

Ald. Williams would gladly second the motion, but at the same time would like to draw attention to the high rent for boxes. Victorians pay twice as much for postoffice boxes as is paid in Vancouver.

The council expressed sympathy with the movement and a committee will wait on the candidates for the commons and press upon them the advisability of reducing the rate, and also the rent for private boxes.

The Deputy Provincial Secretary officially notified the council of the appointment of Dr. J. D. Helmecken as police commissioner. Received and filed.

Simon Leiser wrote that he found his property extended 4 feet 3 inches on Waddington alley and offered to sell the strip to the city at \$107.47 per foot, the same price that he paid for it.

Ald. Glover moved, seconded by Ald. Macmillan, that Mr. Leiser be informed that the city is not purchasing land supposed to be public property.

Ald. Humphrey understood as much the alley had become a public street through being open so long.

Ald. Williams pointed out that other property owners must be protected. Men had erected buildings on the alleyway and they would be shut out from their property if Mr. Leiser built on the alleyway. He moved in amendment that the letter be referred to the city engineer and city solicitor to report.

Ald. Partidge seconded the amendment that the letter be referred to the city engineer and city solicitor to report.

Ald. Macmillan said Mr. Leiser had purchased the land from Mr. Oliver. It would be well to find out if Mr. Oliver bought as much as he sold.

The amendment was carried.

The secretary of the Woman's Council wrote that the council could not see its way clear to encourage the immigration of women from the East. The letter was received, and will be forwarded to Dr. Bessy, Toronto.

Chief Deasy in his annual report recommended the erection of a small house in Victoria West. Referred to the fire wardens.

Hon. B. W. Pease wrote that during his tenure of office as commissioner to define the street lines, it was shown that the property owners on Wharf street were not entitled to the strip of ten feet on the street which Mr. James Yates is now claiming, and upon which he has threatened to erect a building if he is not paid for the strip.

The whole matter was referred to the city engineer and city solicitor to enquire into and report.

E. A. Wilmot, city engineer, reported as follows on James Bay bridge:

Victoria, June 1, 1916. Honorable Robert Beaven, Mayor:

Sir: In compliance with your instruction to examine and report as to the condition of James Bay bridge and Rock Bay bridge, 1st, as to their adaptability for ordinary traffic; 2nd, for tramcar traffic, I have the honor to report that I have thoroughly examined James Bay bridge and pronounce it to be perfectly safe for all ordinary traffic, governed by the regulations applicable to bridge traffic, and also safe for ordinary tramway traffic. By ordinary tramway traffic I mean that the cars should not be crowded beyond their comfortable seating capacity, and that the rate of speed should not exceed four miles per hour while crossing over the bridge.

In giving my opinion that the bridge is safe for tramway traffic I do not in any way authorize its use for that purpose.

I have not yet had an opportunity to examine Rock Bay bridge, but will do so soon as practicable.

E. A. WILMOT, City Engineer.

Ald. Humphrey thought that the bridge should be re-opened for vehicular traffic, but the question of allowing street cars to pass over should be deferred.

The council went into committee to consider the report.

Ald. Macmillan thought the council should exercise the most extreme caution in regard to the James Bay bridge. The bridge was never strong enough for tram cars.

Ald. Cameron thought that if the city could do so, they should stop the committee.

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pany from running cars over bridges not built for street car traffic. It was decided to open the bridge for ordinary vehicular traffic, but it will remain closed to street cars until otherwise decided.

Messrs. Spratt & Macaulay wrote that they could not supply washed screenings for the electric light works, but would supply Comox lump coal for \$3.75 or Protection Island coal for \$2.75. Referred to the electric light committee.

Included in the accounts submitted by the finance committee was one for \$2500, expenses in connection with the Point Ellice bridge disaster.

The city solicitor and city barrister reported that they did not think it would prejudice the corporation rights to take over the reservoir at Beaver Lake and complete it. The report was adopted and an agreement will be drawn up between the contractors and the city.

The fire wardens recommended that John Weston's tender for supplying two sets of new wheels at \$263 and the Victoria Iron Works' tender for hydrants at \$35 each, be accepted, they being the lowest. The report was adopted.

The street committee recommended that a sidewalk be laid on the west side of James Bay bridge, and that the footbridge on the Indian reserve be put in repair. Adopted.

Ald. Cameron drew attention to the condition of sidewalk in front of Spencer's Arcade.

Ald. Wilson explained that it had not yet been decided what kind of sidewalk was to be laid.

Ald. Macmillan said it was about time North ward received attention.

Ald. Macmillan's motions, published on Saturday, regarding the city bridges and building of permanent roadways to divert the traffic from the James Bay and Rock Bay bridges, were taken up. They were seconded by Ald. Humphrey.

Ald. Macmillan considered prompt action imperative. The object of building a second bridge at Point Ellice was to do away with the necessity of vehicles and pedestrians crossing the same bridge and subjecting them to the same mishaps as the street cars. No matter how strong a structure is put there, there still remains the danger of a horse becoming uncontrollable, causing the loss of life. He maintained that the city should not be forced to maintain bridges for the street railway company.

By running a street in a straight line from Government to Work street, the Rock Bay bridge could be avoided. The Rock Bay bridge seemed to have been built for the convenience of the railway, and not for the convenience of the public. The expense of building a roadway across the bay would not be very heavy. If this was done the city would have an independent way of reaching James Bay and the street railway company would either be assisted in building a good bridge across the bay from Government street or build one themselves. He just wished to pave the way by getting estimates of the cost of the works.

Ald. Williams while supporting the resolution would like to see something done to immediately re-establish communication between the city and Victoria West.

Ald. Humphrey said it was impossible to make any temporary arrangement. The present bridge would either have to be repaired or a new one erected. He favored a new one, and also favored the Rock Bay bridge. It might be a little early to no harm to have an estimate prepared.

Ald. Glover favored the resolution. All the resolutions were adopted. Twenty-eight applications were received for the position of poundkeeper. Angus Gillies was elected after five ballots had been cast.

The council adjourned at 11.05.

SUCCESSFUL PUPILS. Prizes Awarded to Pupils of the Conservatory of Music.

At Institute hall last evening a large number of ladies and gentlemen were present by invitation of Miss Sharp, principal of the Victoria Conservatory of Music. They thoroughly enjoyed the excellent programme of instrumental and vocal music by the teachers and pupils of the conservatory. At the conclusion of the programme Rev. Mr. Sweet presented the following successful pupils with prizes:

Piano Department—Miss Gertrude May Flumerfelt (scholarship) pupil of Miss Sharp; Miss Agnes Dier, 2nd (medal) pupil of Miss Walker; Miss Agnes Dier, best rendering of piano solo ("Harmonious Blacksmith," Handel), eight pupils in competition, Misses Ada E. Tingley, Corrie M. Hall, Violet Vernon, pupils of Miss Sharp; Misses Isabel Gill, Adelaide Willemar, Maud Munsie, Mins Wilson, Bertha Munsie, Ethel Bechtel, Pauline Tingley, Norma Flumerfelt, Gladys Campbell, Winnifred Wilson, Millicent Newby, Isabel Fraser-Barron, Edith Sharpnel, Wm. H. Robinson, Masters Richard Maynard, and George Verrinder, pupils of Miss Walker.

Vocal Department—Mrs. J. B. H. Rickaby, Miss Mary A. Wilson, Mr. Arthur S. Gore, Mr. W. T. Williams. Theory Class—First class, Miss Gertrude May Flumerfelt, 1st; Miss Adelaide M. Willemar, 2nd; Miss Carrie Hall, honorable mention. Second class—Miss Gladys Campbell, 1st; Miss Agnes Dier, 2nd; Misses Norma Flumerfelt and Bertha Munsie, honorable mention.

Musical History—Miss Gertrude May Flumerfelt, 1st; Miss Carrie M. Hall, 2nd.

NO EXPLANATION From Superintendent Abbott as to Why the Empress of India Did Not Call.

It was expected that an explanation would be received to-day from Supt. Abbott, regarding the failure of the C.P.E. steamship Empress of India to call at the outer wharf on Monday evening, as promised. No word was received, however, as least by President Ker of the Board of Trade, who has been carrying on the correspondence. The excuse made by the supporters of the Empress party is, that the promise was a conditional one. Every marine man spoken to, says that on Monday evening, when the Empress of India passed out, the conditions were favorable for the landing of ocean steamers at the outer wharf.

HAD A STRING TO IT

Abbott's Conditional Promise to Have Empress of India Call, Was Not Fulfilled.

Conditions Were Favorable, but the steamer Did Not Touch at the Wharf.

President Ker, of the Board of Trade, and a goodly number of citizens were at the outer wharf last evening to see the Empress of India come in. They had been assured by marine men that "the conditions were favorable," and they could see for themselves that the tide was very high, the water was "as smooth as glass" and the night was not dark. Even if it had been, there were enough lights on the wharf to guide the most nervous mariner. But the Empress failed to connect, and the citizens, headed by President Ker, returned to town uttering very unfavorable comments on the failure of the Conservative government. The Empress dropped anchor near her usual place—perhaps two hundred yards further in—and the Victoria passengers and mails were hurried aboard a tender and taken out to the big ocean liner, which can go through the Narrows at Burrard Inlet, but cannot come to the outer wharf, where there is as much, if not more water.

The wharf was absolutely no excuse for the failure of the Empress of India to call last evening. The tide was high and there was no wind; the night was a fairly bright one and the guide lights on the outer wharf, which cannot be mistaken, and the guide lights on the other ocean steamers on the storm-tide nights, were burning brightly. Besides this, the Empress of India was in charge of Capt. Marshall, and pilots were ready to assist him. Capt. Marshall knows as well as the captain of the other wharf as any man in the city. He was here last fall and made a careful survey of the outer harbor. The work he recommended to be done was carried out, and he knew it. And yet his excuse last evening was, according to the government organ, that he had no official notification of the recent survey of the approach to the wharf, and it being late in the day it would be unjudicious to attempt to make a landing.

It was said that the Empress of Japan due here next week will call at the wharf upon her arrival.

LAW INTELLIGENCE. From Tuesday's Daily.

Mr. Justice Drake gave judgment this morning in *Cochrane v. Jones*, affirming the decision of Magistrate Macrae. The following is a copy of the judgment. H. D. Helmecken, Q.C., appeared for the defendant and F. B. Gregory for plaintiff.

The rule nisi for prohibition was granted on the grounds that the magistrate sitting in the Small Debts Court, had ordered the defendant to be committed for refusing to disclose the names of the persons composing the Merchants' Agency.

The magistrate's jurisdiction under the Small Debts Act to commit a defendant is limited to a refusal to answer questions touching his property or the circumstances under which he contracted the judgment debt and as to the disposal he has made of any property, and as to debts owing to him by section 40. If the debtor refuses or does not answer touching these matters to the satisfaction of the magistrate, the magistrate can commit.

The examination within the limits laid down by the act may be of the most searching character. If, however, the examination is in respect of matters outside the particulars which a creditor is entitled to have disclosed, and a refusal to answer such unauthorized questions was followed by committal, the question of jurisdiction would at once arise.

Prohibition is only granted for excess of jurisdiction or total want of it. The magistrate's notes and affidavits disclose that the committal was not for not disclosing the names of the persons composing the Merchants' Agency, but owing to a refusal to disclose the particulars of the defendant, and such was the case the magistrate had jurisdiction and the rule must be discharged.

In coming to this conclusion I neither am dissatisfied with the jurisdiction of the act under which the jurisdiction was to be exercised, this point was not argued, and I only refer to it because the matter is now pending before the F.C. Court, and I do not wish to be considered as having arrived at any conclusion on the question.

The rule is refused with costs.

NAVAL NOTES. New Flagship to Arrive From England on June 15th.

H. M. S. Icarus went into dry dock at 7 a.m. this morning to be cleaned up after her long trip from England.

H. M. S. Imperieuse is expected to arrive from England about the 15th of this month to relieve H. M. S. Royal Arthur. The Royal Arthur will, it is expected, leave here for England about the 21st of June, and is to arrive in England on August 28th. She is taking in her stores this week, and will take in 700 tons of coal on Monday.

H. M. S. Satellite was out in the Straits for target practice yesterday.

A young man named Clarke had a narrow escape from drowning at Esquimalt. He was fishing on the wharf, just after dark, and stumbled overboard. A boatman hearing a splash and cries, went to the drowning man's rescue. He arrived just in time to save the man's life.

ROYAL Baking Powder has been awarded highest honors at every world's fair where exhibited.

KNIGHTS OF PYTHIAS

Opening of the Seventh Session of the Grand Lodge of the Grand Chancellor and the Other Officers.

Encouraging Reports by the Grand Chancellor and the Other Officers.

The seventh annual session of the Grand Lodge of British Columbia Knights of Pythias was opened yesterday afternoon at Nanaimo. The following grand lodge officers and representatives were present:

T. Ackerman, G. C. F. W. Dowling, G. V. C. J. B. Kennedy, G. P. E. Pender, G. K. R. S. W. K. Leighton, G. M. C. Jas. Haddow, G. M. A. E. E. Leason, G. E. G. H. G. Muller, G. O. G. Jas. Crossan, S. Rep. H. J. Anstie, S. Rep.

REPRESENTATIVES. S. Jones, H. Weber, Far West No. 1, Victoria.

G. B. Frites, Jno. Bieble, Wellington, No. 2, Wellington.

John Crowe, Granville, No. 3, Vancouver.

Robt. Rivers, Fred. Yahl, Nanaimo, No. 4, Nanaimo.

P. Schurichmidt, Phoenix, No. 5, Courtenay.

Wm. Hutton, Royal, No. 6, New Westminster.

H. W. Maynard, Rathbone, No. 7, Vancouver.

A. Robertson, Damon, No. 8, Northfield.

John Parkin, Myrtle, No. 9, Nanaimo.

George Madigan, Sunset, No. 10, Victoria.

J. Mitchell, Mt. Pleasant, No. 11, Vancouver.

Wm. Fitzhery, Fraser River, No. 12, Sapperton.

Geo. Rawlinson, Langley No. 13, Langley.

W. H. Campbell, Benevolence, No. 14, Union.

J. N. Evans, Maple, No. 15, Duncan's River.

R. Sample, Granite, No. 16, New Westminster.

W. P. Allen and G. K. Gilbert, Victoria, No. 17, Victoria.

Ed. V. Goulet, Goldstream, No. 18, Vernon.

J. E. Evans, Crusader, No. 19, Vancouver.

J. L. Brown, Primrose, No. 20, Kamloops.

J. W. Graham, Roseland, No. 21, Grand Chancellor Theron Ackerman opened the grand lodge in ritualistic form, after which the reports of the different grand lodges were read. The report of the grand lodge of the Knights of Pythias of the Domain of British Columbia, in convention assembled, tender their heartfelt sympathy to the bereaved families of those so suddenly called away through the irreparable calamity, which recently occurred in Victoria. We trust that the grief-stricken relatives will have their sorrow assuaged by the cherished promise of a tearless greeting in that home beyond the skies, where the loved ones await the coming of those who find no solace in this vale of tears.

The rest of the afternoon and evening session was taken up by routine business and the adoption of a new constitution and by-laws.

GYPSY COLONY ENGULFED. In the Tornado Which Struck St. Louis Last Wednesday.

St. Louis, Mo., June 3.—Although it is one week since the disastrous tornado struck St. Louis and the east side, it was not noticed until to-day that all the house boats on the river have disappeared. Last Wednesday morning there were sixty-four of these floating shanties; not one of them is now left by the fury of the tornado. One old river man said: "The denizens of the river boats were real nomads. They are the gypsies of the great rivers. They know few people in the cities and are known by few. In figuring last week on how many of them were in this harbor for June, counting five to each boat, there were over 300 here last Wednesday, and I believe the most of them have been drowned, because I know it is both tradition and instinct with them to stick to their floating houses all the last. Not one of these boats is left. I have been patrolling the river now for five days since the tornado, and am sure that 300 of these people, including women and children, are lost. The lower river will give up this summer over 100 not yet counted among the victims of Wednesday's tornado.

The Time For Building Up the system is at this season. The cold weather has made unusual drains upon the vital forces. The blood has become impoverished and impure, and all the functions of the body suffer in consequence. Hood's Sarsaparilla is the great builder, just after dark, and stumbled overboard. A boatman hearing a splash and cries, went to the drowning man's rescue. He arrived just in time to save the man's life.

HOOD'S PILLS become the favorite cardiac pills all who use them. All druggists, 25c.

London, June 1.—For the Derby, which is to be run on Wednesday, Persimmon is to-day spoken of as the probable winner.

A two-foot rule—don't wear wet shoes.

Highest of all in Leavening Power.—Latest U.S. Gov't Report

ROYAL Baking Powder ABSOLUTELY PURE

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Victoria Took Ball Game From Portland Yesterday by Fourteen to Eight.

A Day of Racing—Brady Gets a Seven Snub From the Men J. J. Corbett Insulted.

BASEBALL.

VICTORIA DEFEATS PORTLAND. Victoria is claiming right to the top in the race for the pennant. At Portland yesterday they defeated the Gladstons by a score of 14 to 8, and made glad the hearts of the enthusiasts. Last week Victoria defeated Seattle four straight games, and Portland gave Tacoma a similar drubbing, so great interest attached to the meeting of the giants. Fenimore, Portland's kid pitcher, who fooled Victoria's best batters when he pitched in this city, was all but batted out of the box yesterday. All the Victoria men are batting well, and if they keep up their lick, will soon replace Portland in the lead for the pennant. Darby pitched yesterday, and the only man able to find him was McCarthy, Portland's star batter. Glenavlin got ugly, and for talking back to Umpire March, was ordered to the fence, where he remained for the rest of the day. The league standing is:

Table with 3 columns: Team, Won, Lost, Pctg. Portland 12 7 .631, Victoria 11 11 .521, Tacoma 11 14 .440, Seattle 10 13 .434

NEW UMPIRE.

George L. Perrin, who takes the place of Suggs as umpire in the new Pacific League, claims Detroit for his home at present, and he is well known in New York, Toronto, and other baseball cities throughout the east. In 1884 and 1885 he was an umpire in the International League. In 1888 and 1889 he held the same position with the Southern League. From that time to 1891 he made New York city his home and was substitute umpire for the New York club in the National League. Last year he umpired in the Michigan State League. Outside of baseball Mr. Perrin is well known in theatrical circles, having been manager of the celebrated cyclorama "Battle of Soudan." He has been treasurer of the People's Theatre in New York city. He has also held responsible positions at the Lyceum Theatre, Detroit, and Toronto Opera House.

THE RING.

NOW THE JINGOS WILL TALK. London, June 3.—The National Sporting Club last night received admittance to Wm. A. Brady, Corbett's manager, who desired to be a spectator of the Burge-Lavigne mill. Brady was invited to attend by the son of Fleming, manager of the National Sporting Club, but when he arrived he was requested to keep out of sight of the members. This he refused to do, and left but later sent a letter enclosing five guineas asking for a seat and offering to make an apology to the members when assembled, on behalf of himself and Corbett. This offer was refused, and the money returned him. Brady then made a statement to the press declaring that Fitzsimmons and Corbett would positively meet in England, but under no conditions before the National Sporting Club.

THE GUN.

An enthusiastic meeting of the Victoria gun club was held last evening, when it was decided to purchase a complete set of the latest approved model of electric traps. The club will endeavor to secure a piece of land for club purposes. The next shoot for the Short trophy will take place on the 28th inst. The Capital gun club holds a meeting this evening at M. R. Smith's Fort street.

WRESTLING.

TWO FALLS BY DAN. Ed. Atherton, of Cuba, N. Y., whose claim to the title of middleweight champion has been considered as good as that of any other wrestler living, was recently defeated at Rochester, N. Y., in two straight falls by Dan McLeod. The match was for \$500 a side, and is known to have been "on the square." McLeod gained the first fall after forty-eight minutes of the hardest kind of work. Atherton started in as the aggressor, but not more than ten minutes had elapsed before he was compelled to assume the defensive. Finally McLeod secured a half-Nelson and crotch hold, catching Atherton's foot so as to make it impossible for him to bridge. This did the business for the New Yorker. The second hold occupied but 12 minutes. After a few moments of fiddling the men went down on the mat, and before Atherton could get his bearings McLeod secured exactly the same hold as had won the first fall for him. The men weighed in at 158 pounds. After the match a Cleveland man announced to the crowd that McLeod would be matched against any wrestler in the world, Farmer Burns preferred, for any part of \$5,000.

THE WHEEL.

Tucson, Ariz., June 3.—In the National circuit here yesterday two amateur Arizona and two coast professional records were broken, and the world record for two-thirds of a mile, amply exceeded for the second time. The record for two-thirds of a mile, amply exceeded for the second time. The record for two-thirds of a mile, amply exceeded for the second time. The record for two-thirds of a mile, amply exceeded for the second time.

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