

CURIOUS SITUATION OVER MAJORITY

Validating Act of the Legislature Is Claimed to Meet Only a Portion of the Difficulty.

Does the Validating Act which Tuesday received the assent of His Honor the Lieut-Governor properly provide for overcoming the technical crisis which has arisen in connection with the chair of the chief magistrate of the city?

This is the question which is agitating those who have been following the events which have followed one another in rapid succession since Mr. Barnard made the discovery that he was not qualified to seek election to the high office to which the electors returned him. An examination of the situation will show that a very grave doubt still exists whether the steps which the legislature has taken in good faith to meet the crisis are a matter of common knowledge to all his electors. It is an open question whether the steps which the legislature has taken in good faith to meet the crisis are a matter of common knowledge to all his electors. It is an open question whether the steps which the legislature has taken in good faith to meet the crisis are a matter of common knowledge to all his electors.

which he suddenly finds himself the occupant.

Notwithstanding this, the legislature has passed an act which has received the assent of His Honor the Lieut-Governor, which provides not only for the validation of Mr. Barnard's acts, but also provides for an election for the office of mayor in the event of the resignation of Mr. Barnard. This is done in spite of the fact that the preamble of the bill makes no mention of the resignation of Mr. Barnard (the statutory mayor) without whose resignation no vacancy can exist. Therefore, matters are proceeding with under the validating bill, it is an open question whether the steps which the legislature has taken in good faith to meet the crisis are a matter of common knowledge to all his electors.

The legislation which has just been put through parliament is effectual in so far as it validates the acts of the nominal mayor up to the time that he vacated office. All questions regarding the legality of his acts are therefore fortunately placed at rest. But it is in connection with the filling of the vacancy that a situation arises which is unique in the history of the city.

The act clearly provides that in such a case as that which confronts the city at the present time, where the successful candidate proves to have been ineligible for election, his opponent becomes mayor. Mr. Redfern is therefore, under the act, mayor of Victoria at the present time. It is a matter of common knowledge that Mr. Redfern has no intention of resigning his office, and is quite prepared to waive all claim to the position, but nevertheless the act provides for a formal resignation by him of the post of

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CASHEL CONFESSED MURDER OF BELT

WAS EXECUTED AT CALGARY THIS MORNING

Broke Down in Cell, But After Statement to Clergymen Walked Firmly to Scaffold.

Calgary, N. W. T., Feb. 5.—At 3:00 o'clock Ernest Cashel, the murderer of Rufus Belt, paid the extreme penalty of the law by hanging. A small group of about a dozen persons, including representatives of the press and doctors, were witnesses at the execution. The morning dawned cold and dull, and nature seemed to sympathize in sadness with the young man, scarcely more than a boy, passing into eternity from the floor of a scaffold. Very little snow fell the air, and spectators shivered from the cold.

Cashel came to the scaffold attended by Mr. Kerby, Methodist pastor, who feels that the young man had sincerely repented of his crime.

Cashel wore a tweed suit and, at the last, a white cap was placed on his head. Whilst the Lord's Prayer was recited the drop fell, and the soul of Cashel passed into eternity. Radcliffe, the official hangman, made all arrangements, and everything passed off satisfactorily from his standpoint.

Before leaving his cell Cashel broke down, and confessed to Mr. Kerby the murder of Belt, but afterward walked firmly to the scaffold, and asking the pastor to pray for him.

This is the first hanging that has taken place in Calgary, and the case will remain fixed in the minds of the citizens. Cashel, after a sensational escape from the Northwest Mounted Police a mad chase for 45 days, but was finally captured.

The general feeling is one of sorrow for the young man and many kind wishes for satisfaction at the vindication of justice.

A correspondent interviewed Rev. Mr. Kerby at 11 o'clock this morning. He had only just returned from the cemetery where the body of poor Rufus Belt, Cashel's victim, had been laid at rest. Through the kind medium of Mr. Nolan, the condemned man's lawyer, permission was obtained to lay the body decently in the cemetery here. Mr. Kerby is worn out with loss of sleep and deep emotion, as he did not retire to rest last night at all.

At 2:30 this morning Cashel partook of a light breakfast of scrambled eggs, etc., after which Mr. Kerby sang two hymns and prayed earnestly. The condemned man broke completely and nations guaranteeing Korea's permanent independence under conditions similar to those protecting Belgium and Switzerland. For this purpose Miss Yung Chin, the newly-appointed minister to China, leaves immediately for Peking to obtain a special treaty. Korea is now arranging to send her most competent officials to other countries for the same purpose.

HOME RULE ALONE WILL BE ACCEPTED

IRISH QUESTION HAS NOT BEEN SHELVED

John Redmond on the Party's Policy—Liberal-Unionists Will Maintain Association.

London, Feb. 5.—"For the Irish policy there is no such thing as an alternative to Home Rule," declared John Redmond, the leader of the Irish parliamentary party, in the House of Commons today as he assumed the debate on the address in reply to the speech from the throne. Mr. Redmond proceeded in a speech of great length to detail the various grievances of Ireland incidentally informing the Liberals that he was a delusion to suppose they could count on Irish support, by promising an alternative policy to Home Rule. Because the Irish obtained a valuable act last year remedying some of the evils of the past governments some persons stem to the Liberal Unionists, who have shelved, but no concession could weaken the demand for self-government. On the contrary, every concession they had obtained or might obtain would be used for the furtherance of the contest for Home Rule.

The Liberal-Unionists, London, Feb. 5.—The Liberal-Unionists, at a meeting of their executive council held here today, decided to maintain their organization. The meeting was called to discuss the situation arising from the publication of the correspondence between John Chamberlain and the Duke of Devonshire, former Lord President of the Council. Mr. Chamberlain, president, and made a speech setting forth the necessity of the existence of the association.

He said nothing had happened to interfere with the future use of the association was formed to combat the danger of disunion by a declaration of the Irish party that had abandoned all hope of their contention of converting Great Britain to Home Rule.

Only two members voted against the resolution providing for the maintenance of the association.

Another resolution instructed the council to assist the Liberal-Unionist candidates, without regard to their opinions on the fiscal question, the only qualification necessary being their readiness to support Premier Balfour.

BASEBALL LEAGUES.

Result of Conference at San Francisco—Eastern Men Made Many Concessions.

San Francisco, Feb. 3.—The meeting of the baseball magnates between big leagues here, has resulted in the Pacific Coast League being taken into the National Association of Professional Baseball Clubs. It is understood that the Eastern men granted the Pacific League many concessions. The Pacific League was admitted into special class by itself, and will rank next to the two major leagues and above the three classes of minor leagues.

According to the terms agreed upon, the Eastern leagues will not be allowed to take any players signed by the Coast league and vice versa. There is a controversy over twenty players and Hanlon promises to send the list by February 20th, when all awards will be made. The principal dispute at present is over the service of Frank Dalton, first baseman of the Los Angeles team. Hanlon claims that he signed Dalton for Brooklyn on September 15th, while Manager Morley, of Los Angeles, asserts that he signed him on April 15. No salary was placed on the Pacific Coast. Johnson and Hart immediately departed for the East after the conference, but Hanlon will remain here for some time.

NAVAL OPERATIONS ARE SIGNIFICANT

JUNCTION OF RUSSIAN FLEETS AT PORT ARTHUR

Sixteen Warships Now Lying Outside Harbor—Japanese Occupy Seoul-Pusan Railway.

St. Petersburg, Feb. 1.—In spite of the expressed hope that Russia and the British will be able to reach a peaceful solution of the Russo-Japanese negotiations will be reached, it is no longer concealed that Russia is practically prepared for eventualities. To-day the mobilization of the Manchurian reserves was announced.

It has been known for months that Russia has been steadily strengthening her navy. She has ordered the construction of the battlecruiser, which will be ready in a few months. She has also ordered the construction of the battleship, which will be ready in a few months. She has also ordered the construction of the battleship, which will be ready in a few months.

Working For Peace.

New York, Feb. 2.—A special to the Herald from London says: "No fewer than four King's messengers have been dispatched from this country to St. Petersburg within the last four days, an absolutely unprecedented record. This may be taken as evidence of the influence that are being exerted here to play to prevent hostilities in the Far East."

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A GHASTLY MURDER NEAR CHEMANUS

Two Aged Indians Torn to Pieces In Their Canoe by Murderous Discharge of Buckshot.

A terribly tragedy occurred near Chemanus on Monday evening. An aged Indian couple, Harry Wilson and his wife Lucy, were murdered in their canoe while en route to Thetis Island, and judging by the ghastly evidence so far discovered their bodies were mutilated in the most ferocious manner. They had been visiting their son at Chemanus and left for the island about 6 o'clock. Shots were heard not long after their departure, but no significance was attached to them until yesterday morning, when a resident of Kuper Island found a canoe stranded on a reef not far from his place. Investigation revealed that a crime of fiendish ferocity had been committed. The canoe was splattered with blood, while fragments of skull and sections of brain were found inside.

The police at Chemanus were at once notified, and Constable Halhed hastened from Dunstan to where the canoe had been found. It was subsequently identified as the one in which Harry Wilson and his wife had left Chemanus, as the latter's shovel was still in the old couple were evidently shot at by their lurking enemy just as they were about to land. The canoe was perforated with bullet holes, and opposite a big hole in the side is a circle of blood and brains. The horrible inference to be drawn from this is that the victims were crouching down in a vain effort to escape the pillage of having placed a big hole in the side of the canoe, and the bodies were even this cruel fate did not satisfy the savage destroyer. The condition of the inside of the craft points to the fact that the victims were crouching down, and some heavy instrument apparently having been used. The bodies have not been recovered, having evidently been thrown overboard.

The murderer had not been captured up till now Wednesday, as far as could be learned. Suspicion points to an Indian named Jackson, who is known to have been in the canoe shortly after the Wilsons.

As for the motive of the crime it is difficult to say. Harry Wilson was a medical man, and as such was respected and hated by his fellow aborigines. Hatred rankling in the breast of a superstitious Indian may have prompted the deed. Harry Wilson was a medical man, and as such was respected and hated by his fellow aborigines. Hatred rankling in the breast of a superstitious Indian may have prompted the deed.

W. C. WHITNEY'S DEATH.

Septicemia Given as the Cause—The Last Hours of Former Naval Secretary.

New York, Feb. 3.—Septicemia was the immediate cause of the death of Wm. C. Whitney, former United States secretary of the navy, who passed away last evening. A semi-official account of his last hours has been given in the following: Whitney, reduced to a state of extreme weakness following the operation for appendicitis, gradually spread through the tissues of the body until it reached the brain, when there was paralysis and death. The physicians had concluded to open the superficial wound and examine the area from which the pus was absorbed by the drains inserted after the operation. It was impossible to make this examination without putting the patient under the influence of an anesthetic on account of the great pain which was administered. The wound opened and the lower part examined. While this was going on, three doctors kept the closest watch on the patient's vital interests, which were to have been followed by the patient's death. Whitney was sinking. The administration of ether was immediately stopped, but before its effects could wear off he was dead.

Much interest is attached to the probable effect of Mr. Whitney's death upon his wife. Mr. Whitney's death upon his wife. Mr. Whitney's death upon his wife. Mr. Whitney's death upon his wife.

BE LOVE OF LATER YEARS.

Canadian Magazine.

seems that young love dreams are things that young love says are sweetest, angels hovering watching, where eyes of coy young lovers meet. Above young love are blue, the laughter of young love is gay; to love all the world is new, all its troubles away.

to me the sweeter, later blossoming where sorrows tinge—per love, the broader, greater, comes to flower, but not to die, when youth's wild dreams are met.

Time has withered many a hope; it has laid down the Western Slope.

MANY PEOPLE DAILY WITH BR.—It strikes one like a thunderbolt with a rapidity that no other does. Dr. Agnew's Catarrhal Love radical, quick, safe and pleasant at the disease demands. Use the present life-deepening and yearning. Don't dally with Catarrh. Active relief in ten minutes. 50 cents.—Jackson & Co. and Hall & Co.—

small quantity of any metal raised land is of antimony, only 7 cwt. a day the product.

THE VERDICT OF PUBLIC

Opinion is with the best article every time. That's why Putnam's Corn Extractor has been in the lead for the last half century. It cures corns painlessly in twenty-four hours and never fails. It's the prospect of additional negotiation is slight, although probably Japan will dispatch an ultimatum before striking.

The Japanese show a remarkable outburst of enthusiasm and devotion to these in America and England before recent wars are witnessed. There are occasional demonstrations and outpourings of popular feeling, but the casual visitor to the larger cities can see but little out of the ordinary in the disposition and behavior of the people. There is, however, an undercurrent of desperate determination running the nation's length and breadth, more imposing in many ways than a demonstration of emotion: The people have counted the cost and made final preparations, so that if forced to fight they are capable of waging an enduring war in a manner that will surprise the world.

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SUITS FOR DAMAGES.

Governor and Military Officers Defendants in Actions Arising Out of Miners' Strike.

Victor, Colo., Feb. 2.—Damage suits aggregating \$4,000,000, growing out of military control of the district since the miners' strike, were called up before District Judge Lewis here today. The defendants are Governor Peabody, Brig-Gen. John C. Olin, Col. Edward Verdecking, Major Thomas McCallister and Major Taylor. Suits for \$400,000 damages are pending against the governor personally. General Olin is a defendant in nearly all the remaining suits for \$600,000. Judge Lewis will today decide these cases for trial. He also will designate the date on which numerous criminal charges will be laid against the miners. The men are to receive \$12 a week for a 25-hour day, with 25 cents an hour for overtime, one day off in each week. These were practically the conditions before the strike.

BURGLARY AT VANCOUVER.

Vancouver, Feb. 3.—Tedall's gun store was burglarized last night and \$3000 worth of guns taken.

Disturbances Continue.

New York, Feb. 3.—The situation is quiet here, but native disturbances throughout the country are continuing, cables the Herald's correspondent at Seoul, Korea.

The efforts of the government are entirely concentrated upon obtaining recognition from the powers of the neutral nations of Korea, believing that the notice of neutrality will lead to a treaty with other

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WITH A CRICK IN THE BACK

You are up against a whole lot of trouble unless you have a strong remedy like Nerviline to settle pain and remove stiffness from the muscles and joints. Just rub Nerviline on the painful spot—no much rubbing because Nerviline has more power than ordinary remedies. You won't suffer long after Nerviline is applied for it relieves almost instantly. Mr. Philip Adams, of Oakland, says: "I hadn't used Nerviline I guess my back would be stiff yet. A few applications of Nerviline took out all the soreness and stiffness from the muscles and joints. I got my kind of muscular pain, also rheumatism. Price 25c."

A VIGILANT OFFICIAL.

Q'awa, Feb. 3.—Justice Duran is here today and will be examined on dispositive before the Exchequer court in connection with the suit filed at the instigation of the Anti-Grand Council against a refund of certain sums paid by the government to the judge as living expenses in the early days of the Yukon.

Inspector Frank L. Gentryright has resigned his position on the Mounted Police force.