

The Rubble Contract

Discussion on Tenders Renewed at the Meeting of the Council.

Dr. Fraser Resigns His Position as City Medical Health Officer.

The now vexed question of the rubble contract was before the city council last night again, and it makes its appearance much oftener will rival the Craigflower Road by-law in importunity. Dr. Fraser, medical health officer, who has given some satisfactory service to the city for some time, resigned his post, much to the regret of the members of the board.

The minutes having been disposed of, a letter was read from Dr. Fraser, medical health officer, as follows: "Your obedient servant, R. L. FRASER, M. D., Medical Health Officer."

The resignation was received with regret and applications for the position will be received till the 15th. The secretary of the trades and labor council, J. D. McNeven, went asking the patronage of the mayor and council for the Labor Day celebration.

The request was granted. J. B. Phillips wrote in reference to the rejection of his tender for the James Bay causeway. His communication was as follows:

To His Worship the Mayor and Board of Aldermen: "Gentlemen—I understand that my tender for the James Bay causeway stonework has been rejected. I desire to state to your honorable board that my whole tender for the above work, all granite, was \$380 less than the accepted bids, and that I was entitled to the whole contract. By separating the work the board saves \$1,420, by giving Mr. Woods the cut stonework, which I am sure any masonry will agree with. But in regard to the rubble, my tender being \$1,900 less than Mr. John Haggerty for Kokahia, stonework which was rejected from the parliament buildings as being unfit for use. Now, gentlemen, as a masonry, I think it would be to the best interest of the city to put in granite rubble, as it is a well known fact that it is far superior to any stone for that kind of work. While some may be of the opinion that it cost more to build granite than sandstone, but in the long run there is no difference, and I hope your honorable body will give this communication due consideration."

I remain, yours truly, J. B. PHILLIPS.

Ald. Cooley moved that the communication be received and filed. Ald. Yates seconded.

Ald. Williams thought this a peremptory way of dealing with the matter. The mayor replied that the letter had been fully considered and dealt with at a meeting of the streets and bridges committee.

Ald. Kinsman thought Mr. Phillips had not been dealt with fairly. Both Messrs. Phillips and Coyle's tenders for rubble had been below that of Haggerty. Mr. Phillips was certainly entitled to the contract.

Ald. Cameron held the same view. He could not yet understand how the council justified itself in accepting a higher tender for an inferior material.

Ald. Beckwith thought the council had been guided by the view of practical men that sandstone would be preferable. He had been guided largely by the opinion of the engineer, Mr. Phillips' tender had been based on the fact that the material in the wall, something entirely different from measurement on the spot.

Ald. Yates had been guided largely by the statement of the practical contractor on the board, who when asked for his opinion, said he would not give it to Mr. Phillips. He still believed that Mr. Phillips' stone would have been the more expensive when the cost of laying it was taken into consideration.

Ald. Kinsman said the "only stone-cutter on the board" seconded the motion to give Mr. Phillips' tender. He asked Ald. Stewart if that was not correct.

Ald. Stewart—Yes, I seconded the motion.

The motion to file the communication was carried.

A. Henderson, secretary of the Victoria Transfer Co., solicited an order for the drawing of beach gravel for the James Bay causeway. He thought such contract should be performed by the day and fairly distributed among the citizens.

Ald. Cameron suggested that if a bargain was made that wagons be used which would not scatter gravel over the streets.

Referred to the special committee to deal with building materials.

Mr. Sherk asked for a fire alarm near his residence, Spring Lodge, alleging that the distance at which an alarm was now available enhanced the danger from fire.

Referred to the fire wardens for report.

E. M. Johnson offered to set a piece of property adjoining the city hall for \$3,000 for a public library, should Ald. Stewart be the finance committee.

The building inspector reported the probable cost of raising Shore & Anderson's and Mr. Lalor's buildings, Douglas street, to the street level to be about \$54. The other buildings were unfit to move.

Ald. Yates moved that the council notify the owners and lessees that the council was now ready to meet them.

Ald. Beckwith suggested that care be taken to notify the owners.

The motion carried. The sanitary officer reported a stable on Fort street, in rear of the Board of Trade building, as in an unsanitary condition. The report was received and filed, and proceedings will be taken in the regular way by motion and otherwise for its destruction.

The sanitary officer also reported that

the tenants of the Fairfield dairy farm had carried out almost all of the contents under which their lease was granted, but that he thought it unjust to compel them to build a new barn until a new lease was obtained. He saw no reason why twenty-four cows should not be kept, as the place was a quarter of a mile from any residence. The application of Messrs. Smith to keep more than six cows on the place was therefore granted.

A petition was received from C. Anderson and four others, asking for an advance of wages from \$1.50 to \$1.75 per day.

Referred to the finance committee and engineer for report.

The finance committee recommended appropriations to the amount of \$1,318.43.

The report was adopted. The streets, sewers and bridges committee reported as follows:

To His Worship the Mayor and Board of Aldermen: "Gentlemen—Your streets, bridges and sewers committee having considered the undermentioned subject, beg to recommend the following resolutions to the council, viz.:

1. Re steps and landing in connection with the proposed James Bay wall. Resolved that these be dispensed with for the present.

2. Re James Bay wall. Resolved that the wall be constructed with curves at each end at a radius of 80 feet, and that lot 1, block 70, Fort property, be expropriated.

3. Re driving piles in James Bay. Resolved that the city engineer be instructed to order the necessary piles, and to proceed with the work of driving them for foundation and other purposes, at once, and to proceed generally with the work required.

4. Re rock crusher. Resolved that a new rock crusher be ordered by the city engineer, as soon as the necessary appropriation therefor has been made, the said crusher to be delivered at Victoria, duty paid.

5. Re cement. Resolved that the tender of cement of Messrs. R. P. Riddell & Company, 20th of April, 1901, be accepted.

6. Re steam drill, etc. Resolved that His Worship the Mayor, the purchasing agent and the city engineer be authorized to negotiate for the purchase of the necessary plant for the work connected with the permanent roadway across James Bay and Point Ellice bridge.

7. Re communication of C. A. Holland requesting that the proposed cement sidewalk on Cadboro Bay road, in front of Mr. Challoner's property, be continued 82 1/2 feet westerly. Resolved that the request be granted, as well as a preliminary survey from the property owners on Lyndon avenue, city paying one-third, owners two-thirds each.

8. Re sewage of provincial jail. Resolved that the provincial government's attempt to draw to the necessity for providing proper sewerage for this building by means of the septic tank system or otherwise.

All of which is respectfully submitted. The report was taken up seriatim.

In connection with clause 3, Ald. Yates moved that a more general authority be given to the engineer so that he could proceed with the work.

The clause was amended as suggested. Ald. Cameron suggested that the purchasing agent purchase the crusher.

The same, however, stood. In connection with the concrete walk on Fort street, Ald. Beckwith moved that the request for a similar work on Lyndon avenue, to be proceeded with on a similar basis, be granted.

While anxious to see the work done, Ald. Brydon thought there was more pressing demand for walks at other points, and he moved that the clause, however, was adopted as amended.

The fire wardens reported adversely on the request of the Pacific Coast Fire Chieftains Association for the presence of the local chief's attendance at the convention.

The report was adopted. The home committee recommended the admission of Samuel Arnold.

The report was adopted. The council then took up the motion of Ald. Beckwith that the council expropriate the lot at the corner of Government and Wharf streets for the assessed value of \$5,700.

The motion carried. The plan of the James Bay causeway, submitted by the city engineer, was then approved, provision being made for steps which may be added later.

The motion empowering the mayor to attach the corporate seal to contracts made in connection with the James Bay work was also approved.

Ald. Williams' motion in reference to precautions in the barber shops of that city, which had stood over for some time, next came up.

Ald. Yates suggested that the motion be amended to ask for the city solicitor's opinion as to the power of the council to frame such a by-law.

Ald. Beckwith thought the motion interfered a bad state of affairs in the barber shops of the city, while Ald. Brydon thought the motion was a waste of money, he said, kept very clean shops, much superior to those referred to in the motion, as existing in the state of Washington.

Ald. Yates said he had held the same opinion as Ald. Brydon, but facts which had recently been brought to his attention made him think it might be advisable to have such a law.

Ald. Williams related one that he did not intend to reflect on the barbers of the city, but merely to provide for contingencies which might arise.

The motion was amended to provide for the opinion of the solicitor being obtained. The council then adjourned.

A MINISTER'S GOOD WORK. "It had a severe attack of bilious colic, got a bottle of Chamberlain's Colic, Cholera and Diarrhoea Remedy, took two doses, and was entirely cured," says Rev. A. A. Tower, of Emporia, Kan. "My neighbor across the street was sick for over a week, had two or three bottles of medicine from the doctor. He used them for three or four days without relief, then called in another doctor who treated him for some days and gave him no relief. I asked him if he would go to see him the next morning, etc. said his bowels were in a terrible fix, that they had been running off so long that it was almost black. I asked him if he had tried Chamberlain's Colic, Cholera and Diarrhoea Remedy and he said, 'No.' I went home and brought him my bottle and he used it and told him to take another dose in fifteen or twenty minutes if he did not find relief, but he took no more and was entirely cured." For sale by Henderson Bros., Wholesale Agents.

The New Trustee

H. Mackenzie Cleland to Act For Creditors of Green-Worlock Estate.

Offers From Other Applicants—A Resolution Will Be Submitted to the Court.

A new trustee for the Green, Worlock estate was appointed yesterday. A meeting of the creditors was held in the Board of Trade rooms, when a large majority endorsed the selection of the committee of H. Mackenzie Cleland, as trustee to secure another trustee. The committee recommended the appointment of H. Mackenzie Cleland, as trustee and solicitor, and this gentleman in future will take the helm of the estate.

Mr. Cleland, who has been acting as trustee for the estate since the death of the late Mr. Green, was appointed yesterday. He is a well-known and reliable business man upon whom your creditors and I can agree, and who will look after all the individual creditor to assure me in the privacy of my office that nothing of the kind was meant, but the general public should be engaged to manage what it says, and not what some persons supporting such a resolution may have meant it to imply. However, in order not to go to a party to further confusion, I will say that the committee of creditors, to express a desire for me to continue trustee, I will do so. So far as the remuneration from the time the sole trusteeship commenced, I am not concerned, so long as it is in the least degree commensurate with the responsibility, duty and outlay—my name and reputation are of more consequence to me than any sum these estates could ever pay me.

I remain, yours obediently, ROBERT BEAVEN.

An expression of opinion being called for, R. L. Drury registered his endorsement of the committee of creditors, and he knew Mr. Cleland to be reliable, energetic and experienced, and he congratulated the committee on their selection.

J. S. Yates wanted to know what induced the committee to overlook the offers of Messrs. Cleland and Drury, and he stated that he had thought of obtaining a trustee steamer before the new Edward VII. recently launched on the Clyde with turbine fittings, was heard of.

Mr. Huff said that he has been in communication with firms in the old country for some time. A few months ago a well known shipping company in answer to a communication from him forwarded plans of a turbine steamer, explaining its advantages over the ordinary steam craft. With these Mr. Huff was favorably impressed, and sending for further particulars decided, on receipt of additional information, to purchase the steamer for service on the Alberni canal. He states that he had thought of obtaining a turbine steamer before the new Edward VII. recently launched on the Clyde with turbine fittings, was heard of.

Mr. Huff says that the new vessel will have a speed of some 18 knots, will be as fast in leeward, and especially light draught. As soon as the contract has been let the work of building will be commenced without delay.

The vessel, he expected, would be shipped to British Columbia in three sections after having been built and tested.

When asked whether the business on Alberni canal warranted the running of a steamer Mr. Huff said that his present boat was doing considerable trade, and indications were that in a very short time she would be unable to cope with the business. The new vessel will run on the canal and the West Coast, and will fill a long-felt want.

Mr. Huff is most sanguine of the prosperity and growth of Alberni. New mining properties are opening up continually, and all the old companies are developing and shipping ore regularly.

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Mr. and Mrs. MacRae took advantage of the opportunity to visit friends and relatives, and to renew old acquaintances in Ontario, Manitoba and the Northwest provinces, while they suffered somewhat from the extreme heat, they speak in high terms of the splendid treatment they met on all sides, and state that the crops in all the Eastern provinces are the best known for many years, and that the prospects of the hard-working farmers are very bright and encouraging.

The words accompanied on their homeward trip by Mrs. MacRae's brother, Jas. Steele, of Dundas, Ont., who has made the trip for the benefit of his health, and who is delighted with the climate and scenery of Victoria.

Mr. McIntosh, of the finance department of the E. & N. railroad, made an excellent chairman at last evening's gathering, and a short but excellent literary programme was given, consisting of songs, recitations and speeches.

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Mr. Tait replied to Mr. MacRae's commendatory words in feeling terms, and expressed the pleasure that young and old felt at the safe return of Mr. and Mrs. MacRae.

At the close of the programme everyone was treated to an abundant supply of delicious ice cream and cake. The harmonious meeting was brought to a close by singing the hymn, "God Be With You," and the benediction by the pastor.

SITES SELECTED. Minister of Education Chooses Location of New Schoolhouses at Rossland and Revelstoke.

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At Rossland a site was chosen on the opposite slope to the Le Roy property, and work on this will commence immediately. The new school will be an eight roomed one, and will cost about \$10,000. The growth of the Kootenay city has been so rapid that the accommodation for the

have much property in our hands. The affairs of the trust estate cannot be transferred by us both without involving a large outlay of money, which will result in the depletion of the funds of the estate which have been carefully husbanded for their purposes; a considerable loss of time is also involved. When I agreed in the first place to become a trustee I did so feeling that I had the confidence of a large body of the creditors, and that I should be engaged in winding up its affairs to a finish. I had not the least intimation that the work involved, was of the nature or magnitude that I now find to be the case. I have done nothing to meet a forfeiture of that confidence; on the contrary, I am convinced that the prospect of the unsecured creditors obtaining a partial return of their money intrusted to me, from Green, Worlock & Co. was better when we made our report on the 9th Inst. than it was seven years ago. Yet a resolution is thrown broadsheet at the reading of which I have been requested by the creditors to resign my trust. This implies some seriously wrong act upon my part, and is liable to do me serious injury. I am a trustee of the estate of all very well for the individual creditor to assure me in the privacy of my office that nothing of the kind was meant, but the general public should be engaged to manage what it says, and not what some persons supporting such a resolution may have meant it to imply. However, in order not to go to a party to further confusion, I will say that the committee of creditors, to express a desire for me to continue trustee, I will do so. So far as the remuneration from the time the sole trusteeship commenced, I am not concerned, so long as it is in the least degree commensurate with the responsibility, duty and outlay—my name and reputation are of more consequence to me than any sum these estates could ever pay me.

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Fac Simile Signature of Chas. H. Fletcher, NEW YORK.

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Perfect Remedy for Constipation, Sour Stomach, Diarrhoea, Worms, Convulsions, Feverishness and Loss of Sleep.

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Winnipeg, Aug. 15.—Five cars of ill-fated harvesters' special, which wrecked near Ingolf last night, are in the city this morning, bearing 500 men and the married and widowed John Corwin, fireman of Bell's, was the first to be carried out, and the most badly injured of the quartet of sufferers. An elderly man, J. Craig, was the next. He sustains severe cuts on his head; the others carried out in applying their air to a few days in the hospital will be able to put them into comparative good shape once more. Fireman Corwin was shipped to the ground by the wreck of the first car at the time. Had been inside the car they would probably not have lost their lives. There were 75 men in the car, which was smashed up, and the wonder is that more of the passengers were not or injured, as the car went clear to the embankment about 20 feet in height. There were 100 men in the train and of these 70 went over the embankment, and one is detailed on side of the track. The passenger brakemen great credit for promptly jumping in applying their air and stopping the train. It was this said, which prevented a great disaster.

To Visit Lady Minto. Montreal, Aug. 15.—Col. H. D. Dawney, Lady Victoria D. Dawney family, have arrived here on their visit to Ottawa to visit Mrs. Minto. Dawney being an older sister of Excellency. Col. Dawney was on Methuen's staff in South Africa.

The Delphi Case. Another move has been made in celebrated Delphi marriage case. Delphi's attorney has applied to the Superior court requesting a legal step to obtain possession of children.

Horses For Africa. The Elder-Dempster steamship burn sailed today for the coast of nine hundred Canadian horse South Africa for remounts for Kitchener's forces.

Assets Sold. The assets of the defunct Villa Bank, amounting to nearly \$500 were sold to-day for \$10,000.

The Next Commander. Toronto, Ont., Aug. 15.—A cable to the Globe says General O'Haley's successor, a Canadian and Canadian militia, will be a Canadian.

Harvesters. Over 15,000 harvesters for Manitoba and Northwest have been handled by C. P. R. 12,000 of whom came from recent parts of Ontario.