

IS THE RAILWAY TRACK HIGHWAY? INTERESTING POINT RAISED IN LAWSUIT For Years the Public Has Been Freely Walking E. & N. Line.

(From Monday's Daily.) A contention of more than usual interest to people whose business takes them on foot between the city and Victoria West, has been raised in the case of Gerald H. Cross vs. the E. & N. Railway Company, which is being heard by Mr. Justice Martin and a special jury to-day.

Mr. Cross lost a leg on June 8th, 1908, as a result of an accident while walking in from Cadnam's street to the city, and the legal point is made on his behalf that the company practically invited the use of the track by the public and is, therefore, responsible for death or injury.

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Mr. Peters is opening the case, described the accident in regard to which he said that Mr. Cross had shown most extraordinary self-possession in rolling over and securing the necessities for a tourniquet immediately after his leg was cut off.

Mr. Cross told the story of the accident, he had driven to the house of the owner of the farm he had started to come into the city. They missed a car and took the track, which he had used before, it being the shortest way.

The provincial government has appointed a forestry commission to go into questions affecting timber in the province. Its members are Hon. F. J. Fulton, chief commissioner of lands; A. S. Goodeve, M. P., Rossland; and A. C. Flumerfelt, of Victoria.

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gatta sightseers a notice would be posted on the round-house warning people not to use the track that day.

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ARRESTS EXPECTED IN MURDER CASE MARYLAND POLICE SEARCHING FOR SUSPECTS Body of Eastman Laid at Rest Near Scene of Crime.

(Times Leased Wire.) St. Michaels, Md., June 28.—With the undertakers and their assistants, several newspaper men and a few morbid persons as witnesses, the remains of "Lame Bob" Eastman, supposed murderer of Edith May Woodill, were buried yesterday not fifty feet from the scene of the crime.

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TWELVE KILLED BY HEAT IN CHICAGO Record During Twenty-four Hours—No Relief in Sight.

(Times Leased Wire.) Chicago, June 28.—Twelve persons died in Chicago as the result of heat in the last 24 hours, according to reports made by the coroner early today.

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KAISER MAKES ANOTHER BLUNDER PROMISES TO SUPPORT GREEKS IN CRETE Von Buelow Succeeds in Extricating Ruler From Awkward Position.

(Times Leased Wire.) Berlin, June 28.—Diplomats are assisting over another of the Kaiser's indiscretions from which, however, Prince Buelow succeeded in extricating the monarch without letting the masses of Germany know that anything had gone wrong.

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WHALERS RETURN HOME. Lost From Brig and Given Up for Dead, But Finally Rescued.

New York, June 28.—After having long been given up for dead, six whalers are safe here to-day, having arrived on the White Star liner Celtic.

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GUNS USED IN PITTSBURG RIOT DETECTIVE WOUNDED DURING THE FIGHT

(Times Leased Wire.) Pittsburgh, June 28.—Not a car of the Pittsburgh street railway system is running to-day. The various lines apparently are tied up effectively by the striking employees, who to-day reaffirmed their intention to hold out for their demands.

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