

PASSENGER AGENTS VISITED VICTORIA WERE ENTERTAINED BY TOURIST ASSOCIATION

Lieut.-Governor Welcomed Party The Expressed Themselves as Charmed With Local Scenery.

(From Tuesday's Daily.) The Pacific Coast Steamship Company's excursion steamer Spokane arrived in Victoria at about 5 o'clock this morning with a party of two hundred members of the Pacific Coast Passenger Agents' Association.

At 9 o'clock or thereabouts when H. H. Hesterman, secretary of the Tourist Association, and J. S. Wilson and B. H. Hesterman, members of the executive of that organization, accompanied the railway men to the special cars waiting for them on the corner of Yates and Government streets.

Returning to the city the party was escorted to the museum buildings, the first point visited being the provincial museum. As usual Curator Kermod received his guests with every courtesy.

Leaving the museum they entered the corridors of the museum buildings, and viewed the legislative hall. During their inspection the Lieut.-Governor met them and being introduced to quite a number of the party.

It was now time for the sailing of the steamer Spokane, and the party left for the C. P. R. wharf accompanied by the Tourist Society representatives. As the vessel pulled away the passenger agents called for three cheers for Victoria, and it was given with a right good will.

UNITED IN WEDLOCK

Mr. M. K. MacMillan and Miss M. McFadden United in Bonds of Matrimony.

A quiet wedding was solemnized at the residence of Mr. R. J. Pail, Pandora avenue, on Wednesday, the principals being Miss Margaret McFadden and Mr. M. K. MacMillan.

Phosphatine, The Great English Remedy is an old, well established brand and has been prepared since 1850.

The Surest Remedy is Allen's Lung Balsam. It never fails to cure a SIMPLE COUGH, HEAVY COLD, and ALL BRONCHIAL TROUBLES.

WILL SAIL FOR JAPAN ON STEAMSHIP DAKOTA

Seven Members of Japanese Peace Mission Are in Seattle—Will Not Talk of Treaty.

Seattle, Sept. 19.—Tired out from the effects of their long journey across the continent, the members of the Japanese peace mission who have been summoned home arrived in Seattle at 11 o'clock last night and went immediately to the Washington, where apartments had been reserved for them.

While no statement would be made by any member of the party, it is understood that the peace treaty is in possession of the Y. Yamana.

Already quite a number of the Royal Garrison Artillery, whose time expires in the near future, have submitted applications for admission to the Canadian regulars, believing that by being early they will very likely secure posts in advance of those pending in the queue.

Asked if the members of the mission were satisfied with the terms of the treaty, K. Ochiai, secretary of legation at Paris, said: "I cannot answer your question. I do not know whether we are satisfied or not."

"I read the report that Baron Komura was subject of the recent riots at Tokyo and the reported dissatisfaction of the people in the empire, members of the party, in private conversations with the deputation which met the train at Victoria, to what they predicted a bright future for the city, and promised that in future it would give them great pleasure to route all tourists intending coming north through this city.

MONEY PLENTIFUL

Capital Intended for New Enterprises in Japan is Now Being Received in Banks.

Tokyo, Sept. 19.—Notwithstanding the fact that the abolition of popular disaffection over the peace arrangements continues unabated, there are indications that the business contingent is slowly settling down. Capital intended for new enterprises following the successful conclusion of the treaty of peace is gradually coming into the banks as deposits in amounts which are likely to lower the rate of interest.

MURDER AND SUICIDE

Man Killed His Wife and Then Shot Himself.

Pony, Mont., Sept. 18.—W. S. Crates, an old and prominent resident of this place, shot and killed his wife last night and then put a bullet into his own head, dying an hour or so afterward.

Learn Veterinary Dentistry at \$2000. Months of your spare time utilized for a course of instruction in the art of dentistry.

WILL NOT YIELD. Coal Operators Determined Not to Grant Eight-Hour Day for Mine Workers.

Saratoga, Pa., Sept. 19.—One of the biggest coal operators in this region, who has just come from Philadelphia, where he had a conference with President Baer of the Reading, today declared unhesitatingly and for publication that the operators will not under any consideration grant the demands of the mine workers for an eight-hour day, and that they propose to agree only to the present agreement, still continue.

WILL WORK POINT FORCES ENLIST?

QUESTION DISCUSSED BY MEN AT GARRISON

Members of the R. G. A. Have Submitted Application For Service at Halifax Station

A matter which is agitating members of the Royal Garrison Artillery companies stationed at Work Point barracks is the advisability of entering the service of the Dominion government forces when the Dominion government takes charge of the fortresses at Halifax and Esquimaux.

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CANADA'S FOREIGN TRADE.

The Exports and Imports During the Past Year.

Ottawa, Sept. 19.—Canada's total foreign trade for the year ending June shows a decline of over \$2,000,000 compared with the previous year. The imports increased over \$7,000,000 and exports decreased over \$10,000,000.

THE CZAR'S TOUR.

is Cruising in Finnish Yachts on the Imperial Yacht Polar Star.

St. Petersburg, Sept. 19.—The Imperial yacht Polar Star, which left Peterhof on September 17th with Emperor Nicholas, the Empress Alexandra and their children, is anchored in Finnish waters, in a bay of the Gulf of Transgand, at the head of Viborg bay.

SEEKS ARREST OF CAPT. McLEAN

FEDERAL AUTHORITIES OF U. S. TAKE ACTION

Consul Smith Has Asked the Local Govt. to Approve Arrest of Capt. McLean for Poaching.

The state department of the United States has made application to the authorities of this country for the arrest of Capt. McLean of the sealing schooner Carmelita.

The request was made by the state department through Abraham Smith, United States consul, last Saturday.

The United States authorities, it is understood, believe that under the Behring sea award some authority might be found for detaining McLean over.

The Attorney-General's department has investigated the matter and today informed the United States consul that after looking into all the questions no authority could be found for the course desired to be taken.

This reply of course is not absolute. If it is shown that any authority can be found for the arrest of McLean the attorney-general's department will act accordingly.

THE NEW PRESS IS NOW IN SERVICE

TIMES BEING PRINTED REGULARLY ON HOE

Typographical Appearance of Ten Page Edition Printed Yesterday—Ladies Day To-Morrow

Although the Times mammoth press made its official debut on Saturday afternoon under distinguished auspices, the typographical appearance of the paper was not sufficiently good to permit of further publication by the same means until an improvement could be assured.

Yesterday, however, a second run was made from the new machine with results altogether happy. The defects and deficiencies which had been discovered in the test of a day or two previously had all been remedied and the big machine moved like clockwork.

FAIR EXHIBIT

The Display for This District at New Westminster is Highly Creditable.

The local exhibit for the New Westminster fair is ready to be placed in position in the space allotted to it. It is regarded as by all odds the best display ever collected in this district.

BALL PLAYERS IN TROUBLE.

Providence, B. I., Sept. 20.—First baseman Edward Murphy, of the Buffalo Bismarck team of the Eastern League, who, with other members of the team, was arrested today on charges of intoxication, and also was cut out of the team, was able to appear in the District court this afternoon.

\$1000 REWARD FOR A CASE OF INCURABLE CONSTIPATION.

To a person who can't be cured of constipation by Dr. Hamilton's Pills, the above reward will be paid. No cathartic medicine gives such lasting satisfaction as Dr. Hamilton's Pills.

THE TARIFF COMMISSION.

A Request For Reduction of Duties on Mine and Smelting Supplies.

Greenwood, Sept. 20.—The commission arrived here last night from Midway by carriage, having inspected the construction work on the V. V. & E. and Midway & Vernon.

At a meeting today in the court room, there was a good attendance of citizens. The only argument presented was in favor of the reduction of the duties on mine and smelting supplies, especially a removal of duties on ordinary explosives, structural steel, bar steel, rubber hose, iron pipe, light rails, steel castings and mining machinery.

The statement was made that the duty on powder added five cents to the cost of mining every ton of ore in the boundary country, which would be, in the case of the Granby mines, \$150 per day, or over \$50,000 per annum.

ELEPHANTS WENT TO THE RESCUE

AND EXTRICATED MAIL WAGON FROM MUD

Horses Proved Powerless to Move It But to Big Animals Task Was Easy.

New York, Sept. 20.—But for the strength and courtesy of four huge elephants, a two-ton batch of mail stuck in the mud at Sixth avenue and Forty-second street, would have missed its train at the Grand Central depot last night.

The trouble began when a large mail wagon loaded to the top, swung down Sixth avenue and ventured a sharp turn at the corner where the street repavers had left a strip of soft earth, turned to sticky mud by recent rains. A new driver employed in the place of a striker was on the wagon, and was accompanied by a policeman. He urged the horses into the trap and the wheels sank to their hubs. A crowd gathered and broke three heavy ties in their efforts to help the horse out.

Then the policeman had a happy thought. He sent a messenger to an amusement house nearby and asked for services of the performing elephants. Four were hurried to the scene in charge of their keepers. They were harnessed to the side of the wagon and jerked it out of the mud with the utmost ease.

Early in the evening a crowded Madison avenue electric car crashed into a large mail wagon at Fifteenth avenue and Union Square, overturning the vehicle. The strike-breaking driver and a policeman, by whom he was accompanied, were thrown into the street. Both were severely injured. The motorman was arrested.

EVEN THE DOCTORS SAY SO.

Ask them about your cough—the prescription is invariably one bottle of Putnam's Peppermint Cure.

SAVED THE VESSEL.

A dispatch from New York dated September 19th says: "After plying 122 days on the rocks of the Straits of Magellan the steamship Cumbal, strained from keel to bridge, made port today, the sailors telling of experiences seldom recorded on any log."

LUMBER ORDERS.

"A fleet of eight sailing and steam vessels is anchored in Bellingham Bay receiving \$1,800,000 feet of lumber for California, China and Mexico and the two mills which are furnishing this material have orders on hand for at least \$3,000,000 feet more or a grand total of 16,800,000 feet."

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A Grand Stock of GRASS AND CLOVER ALSO FALL WHEAT SEED AT 125 GOV'T ST. B. & K.'S VICTORIA.

MAGISTRATE DISMISSED PERSONATION CHARGE

Decision in the Case Arising Out of the Recent Bye-Election in Alberni

Nanaimo, Sept. 21.—The charge against Ed. Nelson of having personated Nels Christian Nelson at the Alberni bye-election on July 22nd was dismissed last night by Magistrate Yarwood after a two-hours' trial, which was largely taken up by objections raised in the preliminary stages by J. A. Russell, for the defence.

In the first place he mentioned that as the present information had been laid before Magistrate Alexander, pending his decision on the first information, and that as soon as the first information was dismissed the man was arrested again on this second information. He contended, therefore, that there existed no proper information. He also took the objection that although one magistrate could sign the information and grant the warrant it had to be signed by another justice of the peace where two justices were required to sit on the case.

T. S. Baxter, for the prosecution, disputed this point, which was overruled by Magistrate Yarwood.

Mr. Russell next contended that a second justice could not intervene in a case without the consent of the first, and there was nothing to show that Magistrate Alexander had consented to the intervention by Mr. Yarwood.

Mr. Baxter contended that there was no intervention, and the magistrate again overruled Mr. Russell.

When the charge was read the accused at the instance of his counsel declined to plead, and was entered as pleading not guilty.

The first and chief witness was R. L. Drury, M. P. P., who swore that on election day at Wellington accused had come to the polling place and applied for a ballot, saying his name was Nelson.

The returning officer asked him if his name was Nels Christian Nelson, and there was nothing to show that Magistrate Alexander had consented to the intervention by Mr. Yarwood.

Mr. Drury was asked if he thought the mention of the name by the returning officer would have any significance to the accused, and replied that he could not tell what was passing in the mind of the accused. In answer to cross-questioning by Mr. Russell, witness said he understood the prisoner to give his name as Nelson.

"Did Nels Nelson whose name was on the list, vote?" asked Mr. Russell.

Mr. Drury replied in the negative.

Deputy Provincial Secretary A. Campbell Reddie produced the documents sent him by the returning officer, and was closely questioned by Mr. Russell as to how he signed the papers had come from the returning officer.

Mr. Russell then asked Mr. Reddie if he was sure that the name of Nels Nelson was on the list, and in desperation at last the objections asked: "How do you want me to prove they did it?"

Mr. Reddie replied: "I don't want you to prove they did it, I want you to prove they didn't, and every body laughed."

Finally the lists were put in, but the marks would not receive the marks of the returning officer, and evidence that anyone had voted, although Mr. Baxter urged that the marks were put in accordance with the act which required a mark showing the name of the voter. The magistrate, however, held that a mere tick opposite a name was not sufficient, the deputy returning officer or some one else had to be produced to show what the marks were.

D. Stephenson, chief provincial constable, said he had known the accused for twenty years. He did not know the name of Nels or Nelson. He did not know whether the man's right name was Nels or Nelson.

Magistrate Matheson, of Stenerson, then the accused as Ed. Nelson. He had known the man for six or eight years.

A. King, clerk of the Supreme court at Vancouver, said accused had been naturalized as Edward Nelson in 1899.

The defence put in no witnesses. Mr. Russell contenting himself by saying the existence of a person giving the name of Nels Christian Nelson had not been proven, and therefore there could not be any personation. Besides no proof of an election had been shown except by reference to the Criminal Code, which was prepared to admit the man's name as Ed. Nelson, but it had improperly gone on the list as Nels Nelson.

Mr. Baxter, in summing up the case, said that the evidence given proved that the accused had applied for and received a ballot paper under the name of Nels Christian Nelson, and that the evidence proved by the evidence of Matheson and King that the accused was Edward Nelson and this evidence was corroborated by the affidavit of the deputy returning officer in court, in which the accused swore and subscribed his name as "Edward Nelson." This affidavit now produced was dated 27th July of this year. The election act enacted that every person who applies for a ballot paper in the name of some other person, whether such name is that of a person living or dead, or of a fictitious person is guilty of personation. Mr. Baxter therefore contended that the case had been clearly proved in accordance with the express wording of the act, and that the contention that they had to prove that there was such a person as Nels Christian Nelson was absurd. Furthermore, he reminded the magistrate that the poll books produced by the deputy provincial secretary now in court showed that the name Nels Christian Nelson was voted on at both Cape Scott and Wellington.

The magistrates here indicated that they would not accept the poll books produced by Mr. Reddie as proof of those who voted.

The magistrates in dismissing the case said the onus of proof was on the prosecution. If there was such a man as Nels Christian Nelson he should have been brought in evidence and the deputy returning officer should have been brought along.

Mr. Baxter—the man is in Seattle. The magistrate replied that this was not shown in evidence and that as he had to give any reasonable doubt to the prisoner he decided that the prosecution had not made out a case and therefore dismissed it.

On application of Mr. Baxter the magistrate consented to give a written decision.

FOUND SITTING ON CAPSIZED SLOOP

DANGEROUS POSITION OF LONELY VOYAGER

Picked Up Off Alert Bay by Juffer's—Acapulco Ordered to Be Sold.

W. A. Wallace, formerly of the firm of Mowat & Wallace, and now representing Shelly & Company, of San Francisco, returned on Tuesday from a trip to southeastern Alaska. He came south from Skagway on the steamer Jefferson and reports that off Alert Bay the ship overtook an up-turned sloop with a man sitting on the portion out of water. As soon as the steamer went along side a boat was lowered, the lonely mariner was taken on to the deck of the Skagway liner. The sloop was then righted, and the valises and provisions of the unfortunate fellow were picked up and replaced in the sloop. The man, who gave his name as Johnson, was then supplied with plenty of good provision, an outfit for the winter, and was started on her way with a good stock of tobacco, matches, etc. Johnson was bound from Vancouver to Cape Scott on the northwest coast of this island, and the sloop was capsized by the heavy wind prevailing at the time. He was an hour and a half in the predicament described, and as the sea was constantly breaking over him he was pretty well benumbed.

In speaking of the incident Mr. Wallace gives every credit to Capt. Norde, master of the Jefferson, who he says lavished kindness on the man. Johnson, after again settling himself in his sloop, made the request for the boat referred to. He refused the offer of a couple of oars, preferring the use of one which he was enabled to operate because of tying the oars to one side.

Mr. Wallace reports that all through Alaska there are evidences of development and prosperity. He met J. Bryce, an old Victoria, who is now the owner of a valuable quartz property. On Portland canal considerable activity was seen in consequence of the recent discovery made there.

IN DISTRESS.

R. P. Rither & Company, the local agents of the ship, have had no private advices confirming the news published in a dispatch received on Monday from London, England, saying that the British ship Beacon Rock, Captain Wilson, now 406 days from Liverpool for Victoria, with a full cargo of general merchandise consigned to Victoria and Vancouver merchants, put into Port Stanley, in the Falkland Islands, on August 11th, with her decks and bulwarks damaged. The Beacon Rock is reported to have sustained a heavy storm and lost several boats and some sails.

The German ship Emilie, Captain Wilhelm, which was bound for Portland, Ore., put into Port Stanley, having been caught in a storm. The Emilie had been rigging damaged. The Beacon Rock is a vessel of 1,768 tons.

THE CARMENITA.

At noon Tuesday Mr. Justice Martin heard argument in the case of the crew of the sealing schooner Carmenita against the owners thereof. The claim for wages unpaid. His Lordship gave judgment for the plaintiffs and condemned the ship, which was ordered to be sold, commission for sale to amount to the sum of \$1,800. Charles Croft, \$275.90; Samuel Smith, \$183.30; Charles Walker, \$265.10; Peter Bishop, \$214.20; Frank Claussen, \$50.25. For the plaintiffs Messrs. Elliott & Taylor, for the defendants, Messrs. Bodwell & Lawson.

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