WEEKLY **THE LEADER** EDITION

VOL. XXIV. NO. 15. REGINA, SASKATCHEWAN, WEDNESDAY, MAY 22, 1907. PRICE FIVE CENTS.

GRAIN MEN ARE FOUND NOT GUILTY

CONSPIRACY CASE ENDS IN THE ACQUITTAL OF THE DEFENDANTS

Judge Phippen Finds That Acts Complained of Were for the Public Good—A Fixed Commission in the Interests of Grain Growers—Competition Between Millers and Export Purchasers Provides Sufficient Safeguard.

Special to The Leader.

WINNIPEG, May 21.—The case of King vs. J. C. Gage and others in the grain conspiracy case, was practically brought to a close this morning when Judge Phippen read his judgement in the case, and the three defendants, J. C. Gage, J. G. McHugh, and John Love were found not guilty. Court was held in the Court of Appeal room, and quite a number were present to hear the judgement, which is the first of its kind, and has caused much interest throughout the West. Acting Attorney General Hon. J. H. Agnew, and H. P. Blackwood appeared for the Crown, and A. J. Andrews and Thomas Robinson, for the defendants. J.G. McHugh was not in court, having gone to Minneapolis for a few weeks. Attorney General Agnew stated it had not been decided whether the Crown would ask for a reserved case or not.

[illegible] Phippen in summing up said: "[illegible] the evidence before me, I a[illegible] the opinion that not only w[illegible]e restraint of trade disclosed, but that the very acts complained of, taken in connection with their surrounding conditions, made on the whole, for a more stable market at fullest values, and so for the public good.

"The gravamen of the whole charge [illegible] on the commission rule. Doubtless if it was abrogated some business would be temporarily done at less than one cent a bushel profit, but for how long? Witnessess all agreed tihs was the lowest profit on which the business could live. Such a change must result in unsettled conditions, conditions which, while temporarily profitable to the wheat grower, would inevitably end in an erratic and unstable market. As conditions are now, according to all the evidence, Fort William prices are higher than the world's markets can justify, and these are prices less necessary freight rates, storage and carrying charges, and less one cent per bushel, as dealers profit, which the farmer actually receives for his grain. The safeguard to the grain grower, and to me it appears a very real and permanent one, is the impossibility of preventing the freest competition between the millers and the export purchasers. With the export market settled at its full value and with equivalent comparative local prices assured to the farmer by our present system of car distribution and loading it would appear to the interest rather than to the detriment of the grain growers of our country that the intermedite profits between the grower and exporter should be taken care of by a fixed, certain and reasonable commission rather than that the market should be destroyed, legitimate dealers' credit impaired and the grain trade of our great Canadian West made sport for speculators. For these reasons I find there was no undue restraint. Under my construction of the statute no evidence was offered to support the first and second counts in the indictment. The defendants are not guilty."

NO EVIDENCE OFFERED

Election Petition Aganst W. J. Roche Is Dismissed

MINNEDOSA, May 21.—The election petition against W.J. Roche, M. P. for Marquete, was heard this morning before Judges Richards and Perdue. No evidence was offered on behalf of the petitioners and the petition was dismissed.

A WARNING TO FAST MOTORISTS

MAGISTRATE DALY INFLICTS EXEMPLARY FINE ON SPEED DEMON

Special to The Leader.

WINNIPEG, May 21.—"As a warning to you and other furious motorists, I shall inflict a fine of $150, with the option of two months in gaol." Such was the sentence passed this morning by Magistrate Daly upon J. B. Gunn for furiously driving his automobile on the evening of May 14th, and as a consequence thereof charging into the 90th regiment and doing bodily harm to Corporal E. E. McPherson and others. In passing sentence the magistrate said it was most regrettable that a gentleman occupying the position of the defendant should have to appear on such a charge.

ORDER NEXT WINTER COAL SUPPLY EARLY

IS ADVICE OFFERED BY COAL OPERATOR TO THE PUBLIC

WINNIPEG, May 21.—Mr. W. H. Aldridge, managing director of the Pacific Coal Co., in an interview today stated that the difficulties in the western coal fields have been settled for two years and it is only a question of getting sufficient men to enable the coal companies to amply supply the public, the industries and the railways. Some of the coal companies are short of men at the present time. but it is hoped that this shortage will be made up during the next month or two. One important cause for the coal shortage last winter was due to the public waiting until fall before laying in their winter supply of coal. During last summer a number of the mines did not have sufficient orders to operate over three or four days a week, and in the fall the coal companies had more orders than could possibly be filled. The severe weather later in the season made it impossible for the railways to handle all the traffic and supply sufficient cars and it was equally difficult for the coal mines to operate to their fullest capacity under the severe weather conditions. If the public will, so far as possible, take their coal supply during the summer months when weather conditions are favorable for both railways and mines there need be no fear of any coal shortage during the coming winter.

GETTING ORIENTAL MARKET

Special to The Leader.

WINNIPEG, May 21. — The Ogilvie Flour Mills Co., report further sales of 15,000 bags of flour to China to be shipped from their Winnipeg mill to connect with the June and July clearances from Vancouver. This company during the past three months have disposed of close on to 200,000 bags of their middle grade flour for shipment to the Orient, and still further offers are under consideration.

STEAMER BURNS AND FOUR PERISH

FIFTY PASSENGERS ON S.S. NAOMI HAVE MIRACULOUS ESCAPE FROM DEATH

By Associated Press.

GRAND RAPIDS, MICH., May 21.—The Steamer Naomi, of the Crosby Transportation Company, was burned to the water's edge at 1.30 o'clock this morning, while on her way from Grand Haven to Milwaukee. Fifty passengers were taken off by the Steamer Stratford, and transferred to the Steamer Kansas, of the same line. Four members of the crew were burned to death. Among the injured is J. M. Rhodes, of Detroit. who is in the hospital badly burned.

The fire started near the kitchen, between decks, and spread so rapidly that the whole ship was a seething furnace before the crew could get out the fire apparatus. The fire swept the whole length of the ship and the upper works burned like tinder. It is considered miraculous that the passengers all escaped. Many of them were taken off in their night clothes, while scarcely anyone was any more than partially clad.

REGINA'S SCHOOL BONDS SELL WELL

NOTWITHSTANDING TIGHT MONEY MARKET $90,000 DISPOSED OF.

At a meeting of the Public School board held on Monday evening last, debentures to the amount of $90,000 were sold to Wood, Gundy and Co., Toronto. Notwithstanding the present stringency of the money market an exceptionally good price was realised. The debentures are for 20 years and bear interest at 4½ per cent.

W. G. Pettingell tendered his resignation as a trustee and it was accepted. It is understood that Mr. Pettingell has taken this step in order to leave himself free to take an active part in the work of the new high school district which has just been created.

May Succeed F. W. Luxton

Special to The Leader.

WINNIPEG, May 21.—It is rumored around Parliament buildings that Dr. McFadden, former provincial secretary, will receive the appointment of inspector of public institutions, made vacant by the death of the late W. F. Luxton.

AT LOGGERHEADS OVER MAIL MATTERS

CANADIAN POST OFFICE AVERSE TO GIVING STATES SOMETHING FOR NOTHING

By Associated Press.

WASHINGTON, May 21.—From the present outlook there is going to be a sort of unpleasant retaliatory [illegible]ble between the Canadian and American post office departments. Postmaster General Lemieux has notified the department here that Canada will not accept second class mail matter by express or freight to be mailed in Canada at the Canadian rate which is lower than the second class rate in the United States. Postmaster General Meyers stated that as soon as a specific case of the Canadian government refusing to handle American second class mail is brought to his notice, he would be forced to issue an order declining to handle Canadian publications in this country.

INDIAN HEAD VOTES SOLID FOR BYLAWS

ENTERPRISING TOWN WILL EXPEND $50,000 ON PUBLIC WORKS

Special to The Leader.

INDIAN HEAD, May 21.—Voting took place here today on three bylaws to sanction the issue of debentures for the aggregate sum of $50,000 to provide for the following: $10,000 for the erection of a new fire hall; $10,000 to provide for further extensions to the electric light system, and $30,000 to provide for waterworks extensions.

A two-thirds vote was necessary to the passage of the by-laws, but the general opinion being that the bylaws would carry the vote polled was not a heavy one. It was sufficient, however, and was in fact practically unanimoush in favor of the adoption of all three propositions. The polling resulted as follows:

By-law 133, $30,000 for waterworks—for 80, against 1.

By-law 134, $10,000 for electric light—for 80, against 1.

By-law 135, $10,000 for new fire hall—for 81, none against.

Indian Head possesses one of the finest waterworks and electric light systems in the province. Like Regina, its water system is a gravity one, water of the finest quality being obtained from springs seven miles south-west of the town, and conveyed to it by gravity pressure. A fall of over 100 feet is obtained which gives a gravity pressure of over 70 lbs. In addition a Northey pump, having a capacity of 1,500 gallons a minute, is kept in reserve for fire purposes, steam being kept up constantly.

The electric light plant is likewise right up-to-date. The generator is capable of carrying a load of ten thousand 16-candle power incandescent lamps. The town is well lighted with street lamps, and with the money voted today for both waterworks and electric light extensions, the town council will be able to keep these public utilities abreast with the growth of Indian Head.

The next move contemplated by the ratepayers is the putting down of permanent street pavements and granolithic sidewalks. Nothing definite along these lines has yet been decided, as the work of laying the water mains and making connections with the various properties on the streets so served will be completed before permanent pavements are put down.

Wheat Outlook Promising

In conversation with bank managers, real estate men, farmers, and others, it is learned that wheat seeding was practically completed on Saturday last, though one or two farmers did not finish until Monday. This being one of the oldest districts the land was in good shape and the farmers have put in all the wheat they intended sowing. As a result the acreage sown is fully up to last year and possibly slightly in excess of it. The grain is now above ground on a very considerable number of farms, and a good warm rain is all that is required to bring on the crop in fine shape.

There are somewhere in the neighborhood of one million bushels of last year's wheat yet to ship, but cars have been supplied more freely recently and with the better prices now prevailing the outlook is very encouraging.

Activity in Real Estate

During the past week remarkable activity in real estate has been manifest. Chas. Downing, of Rose Valley district, seven miles from town, sold his farm to E. Boom for $50 an acre cash. Mr. Downing has purchased T. Butterworth's residence and has moved with his family to town.

A. Dickson, another retiring farmer, has purchased the residence of T. W. Lewis, which was built last summer.

Among other changes are the sale by E. Williamson of his residence to H. P. Gardner; A. M. Fraser has sold three or four dwellings; H. A. Brooks has disposed of his house on Boyle street, while Storey Bros., hardware merchants, have purchased on Grand avenue.

BITUMINOUS OR NOT TO BE BITUMINOUS

COUNCIL TAKES UP GREATER PART OF EVENING DISCUSSING BASES

Lengthy Debate Ends With Decision to Send Away a Delegation of Two to Toronto to Study Bases—Ald. Cowan Declares Proposed Jaunt to Be a Mere Waste of Money—Ald. Gillespei Restates His Case.

Last night's council meeting was chiefly taken up with the discussion of the merits and demerits of the bituminous base, as was generally expected would be the case. The discussion was started by the following clause in the report of the works committee, moved by Alderman W. Percy Gillespie—"That a delegation be appointed to go to Toronto and other eastern cities with a view to ascertaining whether a bituminous base or a concrete base is the better for laying bitulithic pavement upon."

Ald. Cowan asked, "What was the good of going to Toronto? The clay in the east was in no way similar to that found here and he saw no use in throwing money away on such a trip.

MONTREAL STRIKE OVER

Special to The Leader.

MONTREAL, May 21.— The longshoremen's strike died a peaceful death at 7 p.m. tonight. At the time for the night shifts to go on duty there was a stream of returning strikers on their way to the wharves. At a meeting of the union it was decided to accept the advance of two and a half cents offered by the Shippers' Federation. They also decided to make application for arbitration and if the shippers refuse this they will apply direct to the labor department at Ottawa. The gangs at work tomorrow will be up to their full strength.

A Misrepresentation

Ald. W. Percy Gillespie stated that he himself was perfectly satisfied of the superiority of the bituminous base. But everyone had a right to his own opinion. He was willing, however, to accept the statement that they knew nothing about pavements, and in view of the large amount to be expended the committee had proposed the sending away of a delegation to gather information on the subject. He himself had been east and was convinced that the bituminous base was the right one. The council had sent a delegation to Winnipeg to find out whether a 25 degree curve was preferable to a 20 degree curve, and this question was a great deal more important than any question of curves.

Ald. Cowan—"Is that all that Mayor Smith and Ald. Peverett went to Winnipeg for?"

Ald. Peverett said that the recent delegation did not go to Winnipeg for the reason stated at all. They knew before they went that the 25 degree curve was the one they wanted. They went to get the spur lines and he believed that it was known to the council that they had got what they went for.

Can't Afford to Experiment

With regard to the base question, he believed that if they could not get bitulithic paving without the bituminous base, they did not want it at all. On their recent visit to Winnipeg Mayor Smith and himself had had an opportunity of observing the bituminous base in actual use and the result was not such as to lead them to wish to see it adopted in this city. Conditions in Toronto were not the same as here and a delegation would do no good by going to that city. If the delegation came back from Toronto and reported favorably to the bituminous base, unless they could show that conditions were the same in Toronto as in Regina, he should personally attach no value to the report. He did not think that they could afford to experiment in the matter.

Ald. Cowan asked Mr. Gillespie if he was averse to the ratepayers being informed on the matter, to which Mr. Gillespie replied that he thought the question a most unfair one. Was it not to inform them that he now proposed to send a delegation to Toronto?

On being put to the vote, Ald. Gillespie, Kramer, Wright, Ball, Wilkinson and Kusch voted for it, and Ald. Peverett, Cowan and McDonald, against.

Ald. McDonald's Notice

The question was again brought up later in the evening by the motion of which Ald. L. T. McDonald gave notice last week to the effect that the contract for bitulithic paving should be reconsidered with a view to substituting a concrete for a bituminous base.

Ald. Gillespie said that the motion was covered by the report already

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JOINT TERMINALS FOR WINNIPEG

C.N.R. AND G.T.P. OFFICIALS TO DECIDE UPON FINAL PLANS AND LAYOUT

Special to The Leader.

WINNIPEG, May 21.—The plans for the joint terminals of the Canadian Northern and the Grand Trunk Pacific at Broadway, will probably be finally decided upon tomorrow. D. D. Mann, vice-president of the C.N.R., arrived from Toronto this afternoon by a special train, and Frank W. Morse, vice-president and general manager of the G.T.P., will arrive tomorrow morning from the east. Mr. Mann stated that he and Mr. Morse, with the engineers, would go over the ground and consider the lay-out of the new terminals. It is not expected that the conference in connection with the plans will be a lengthy one.

CHILDREN PLAY WITH DYNAMITE

DISCOVERED UNDER WINNIPEG SIDEWALK—A PROVIDENTIAL ESCAPE

Special to The Leader.

WINNIPEG, May 21.— Children playing on Beverley Avenue, near Livinia Street, were in terrible danger today. They were playing with 25 sticks of dynamite which they found in a box under the sidewalk. A telephone message to the engineer's department caused an investigation. Special officer Morris was at once sent to the scene, and found the dynamite scattered around and the children gone. A man who was working nearby did not know that he was handling an explosive, and threw one of the sticks up against a house before the officer could stop him. Fortunately it did not explode. The dynamite was seized by the officer and taken to the city yards.

BASEBALL

Maroons Win Series

Special to The Leader.

WINNIPEG, May 21.—The Maroons took today's game from Calumet, making three out of five from the champions. The game was a rare exhibition until the eighth, when six hits, three of them three-baggers, netted seven runs for the Maroons. The following was the score:—Winnipeg, 000000070-7.8.2; Calumet 000000000-0.5.3. Batteries:—Terry and Mullane; Newcombe and Crisp.

Duluth Defeat Houghton

DULUTH, May 21.—Duluth won today's game from the Houghton Giants, making four out of five from the Copper Country team. The game was close, the final score being 3 to 2. Houghton left this morning for Winnipeg where they open a series tomorrow.

Other Games Yesterday

Association:—

At St. Paul:—St. Paul 10, Minneapolis 2.

At Milwaukee:—Milwaukee 2, Kansas City 8.

At Indianapolis:—Indianapolis 4, Columbus 3.

At Toledo:—Toledo 9, Louisville 5.

Eastern:—

At Toronto:—Baltimore 4, Toronto 14.

At Rochester:—Newark 13, Rochester 1.

At Buffalo:—Jersey City 1, Buffalo 4.

No game at Montreal, owing to wet grounds.

At Philadelphia:—Pittsburg 2, Philadelphia 3.

At Boston:—Boston 15, St Louis 5.

At Brooklyn:—Cincinnati 2, Brooklyn 5.

At New York:—Chicago 3, New York 2.

American:—

At Cleveland:—Cleveland 4, Washington 1.

At Chicago:—Chicago 3, Boston 1.

At Detroit:—Detroit 0, Philadelphia 3.

At St. Louis:—New York 0, St. Louis 3.

FERNIE OUTLOOK GOOD

Says Sir William Mulock—Agreement Satisfactory to All

Special to The Leader.

WINNIPEG, May 21.—Sir William Mulock, Chief Justice of the Supreme Court of Canada, arrived in the city this morning on his way east from Fernie, where he had been engaged in the settlement of the coal strike. Sir William was interviewed by a reporter at the Royal Alexandra, but declined to discuss at any great length the Lemieux Labor Bill or any features of the strike. He felt confident that the agreement reached in settlement of the strike would be satisfactory to all sides, at least until the expiration of the agreement. The utmost goodwill prevailed among the men and they were reasonable.

WANT LOWER RATES FOR WHEAT TO LAKES

SASKATOON BOARD OF TRADE WILL MOVE RESOLUTION AT PRINCE ALBERT

Special to The Leader.

SASKATOON, May, 21.— The Board of Trade executive this afternoon appointed President John Ashworth, Jas. Clinkskill, A. P. McNab, Jas. Leslie and P. H. Currie delegates to the annual meeting of the Associated Boards of Trade of the West at Prince Albert next month. They will present a resolution favoring a better rate for wheat transportation from this district. The rate to the lake front is 23 cents.

Some time ago the board sent John Jefferson out over the western trails to report on conditions. Jefferson went 160 miles and reported today, locating several bad spots, including the need of bridges over creeks. The board will lay the matter before the provincial department.

Customs Returns

The last fiscal year of the Dominion customs showed returns from Saskatoon port to be four times greater than the twelve months previous. At the present time there are heavy receipts at the local office. Last week's returns amounted to $6,131, representing goods valued at $22,598, received during the week. For three days since the last return was made, the value of goods reached was $17,000, and customs duties $3,000.

A BAD BEGINNING

Special to The Leader.

MEDICINE HAT, May 21.—Medicine Hat lost the first game of the season to Calgary in the Western Canada League today by a score of 9 to 0. The umpire awarded the game to Calgary on account of the Hat team refusing to continue to play after Manager Bonn and Hamilton had been fined and ordered out of the game for questioning a decision of Umpire Priest. Up to the seventh innings when the fracas occurred, the game was a very fine exhibition.

TO EDUCATE THE ELECTORATE

PROPOSED THAT TARIFF MISSIONARIES SHOULD PREACH FISCAL REFORM

By Associated Press.

LONDON, May 21.—The Australian press comments on Winston Churchill's Edinburgh speech, and says it may help Churchill with a section of his party, but not with the colonies, the good opinion of which from the day he took office, he has been doing his best to forfeit. The Canadian Associated Press is informed that the tariff association is suggesting that colonial emissaries be brought here to assist in educating the electorate in the doctrine of preferential tariff and fiscal missionaries should be despatched to the colonies to preach the same gospel.

The king will give a £100 cup for artillery competition between British and Canadian teams in Canada in July.

POLICE ENCOURAGE BLACK HUNDRED

SCORES INJURED AS RESULT OF RECENT ODESSA OUTBREAK

By Associated Press.

ODESSA, May 21.—Fifty - three persons were taken to the hospitals suffering from broken heads or limbs as a result of the outbreak of the Black Hundred here yesterday, following the assassination of three police officers. In addition, about a hundred persons were less seriously injured. The victims included women, children and students. It is alleged that out of revenge for the assassination of three officers, whom the Jews had nicknamed "Heroes of the Anti-Jewish riots," the police turned the "Black Hundred" loose armed with clubs and rubber sticks. Jewish pedestrians were brutally beaten and many houses in the Jewish quarter were looted and their occupants assaulted . The disorder lasted for some hours, the police making no attempt to suppress it. Further outrages are expected.

Alberta King's Counsel

The following prominent Alberta lawyers have been created King's Counsel:—Richard Bedford Bennett, of Calgary; James Short, of Calgary; William Short, of Edmonton; Charles de Wolf MacDonald, of Edmonton; John Campbell Ferrie Bown, of Edmonton.

CONVENTION TURNS DOWN IRISH BILL

GREAT GATHERING IN DUBLIN REPUDIATES BIRRELL'S ATTEMPT AT SOLUTION

Nationalists Declare That Nothing Less Than Absolute Home Rule Can Satisfy National Aspirations of the People of Ireland — Denounce the Bill As Inadequate and Unsatisfactory.

By Associated Press.

DUBLIN, May 21.—A great number of delegates from all parts of Ireland have assembled here to attend the convention to decide whether to accept or reject the bill to provide for the establishment and functions of an administrative council for Ireland, and other purposes connected therewith, introduced in the House of Commons by Chief Secretary for Ireland Birrell on May 7.

More than two thousand delegates are here . It will be a foregone conclusion that the bill will be rejected by the conference. The clergy have opposed it unanimously, and all the rank and file of young Ireland are bitter against it. The leaders have been in secret conference all day and are still sitting late tonight. According to the most reliable reports, John E. Redmond, the Nationalist leader, will himself move the rejection of the bill. The American delegates strongly recommend this course.

By Associated Press.

DUBLIN, May 21.—The Nationalist convention called today to decide whether the Irish Bill introduced in the House of Commons by Mr. Birrell, was acceptable to the people of Ireland, assembled at noon today in the Mansion House. It became known immediately that the measure, as a result of yesterday's meeting of the Irish leaders, would be rejected, and that a resolution by John Redmond settling the fate of the bill had been prepared. It was as follows:

"That this convention, representative of the Irish people, emphatically place on record that nothing can satisfy the national aspirations of Ireland, or bring peace and contentment to her people, but a measure of self-government which will give the Irish people complete control of their domestic affairs.

"That while we have never wavered in our belief that it is impossible to produce any legal or workable scheme for the extension and development of popular power and responsibility in Ireland short of the concession of home rule, at the same time, in accordance with the resolution of the National Directory of the 5th of February, 1907, and with the public declarations made from time to time on our behalf, we have been willing to give fair consideration to any scheme prepared by the British ministers, which in their opinion would be consistent with and lead up to the larger policy to which they are pledged.

"We declare that the bill is utterly inadequate in its scope, and unsatisfactory in its detail, and should be rejected by the Irish nation, and we call upon the Irish party to oppose the bill in the House of Commons and press for the introduction of a measure giving a native parliament with a responsible executive, having power over all purely Irish affairs, And at this crisis in the future of Ireland we invite all Nationalists to unite in support for the speedy settlement of the Irish question." After addresses by Redmond, Ocallaghan, Father Humphries, Joseph Develin, T. P. O'Connor and several others, the resolution was unanimously adopted amid prolonged cheering and Birrell's bill was rejected.

Bill Will Be Dropped

By Associated Press.

LONDON, May 21.—As a result of rejection of Birrell's bill, it is understood that the government will drop it for this session at least and will proceed with other reform measures.

FIVE HUNDRED TO ATTEND BANQUET

WELCOME TO PREMIER SCOTT IS LIKELY TO BE BIG AFFAIR

The date of the big banquet to Premier Scott has been advanced to Friday, June 21st. Active preparations are being made and the affair promises to be in every way a most unique occasion. The banquet will be held in the skating rink and it is expected that between four and five hundred will sit down, representing every district in the province. A local committee has been formed which will look after details connected with the dinner and work in conjunction with the larger provincial committee which has the organisation of the affair in hand.