

TENTH WEEK OF HAYWOOD TRIAL

STATE HAS SEVERAL WITNESSES TO CALL

Rebuttal Evidence to Be Introduced --Bears on the Labor Situation in Colorado.

Boise, Idaho, July 16.—In the last stages of the case against Wm. D. Haywood, the prosecution put six witnesses on the stand to-day to rebut the evidence of the defence. Three testified to conditions in the Coeur d'Alenes in 1899 and three to the situation in Colorado during the strike period of 1903 and 1904. One of them flatly contradicted the evidence introduced by the defence to show that the explosion at the Victor mine was due to an accident.

Perjury Case.
While the big trial was going on in the district court before Judge Fremont Wood, an interesting offshoot of the case was being heard in the small room used by Justice of the Peace Savage. C. W. Allen, the depot agent who was arrested charged with perjury, was brought before the magistrate for a preliminary hearing. The state was represented by Prosecuting Attorney Keelsch, and the prisoner by Peter Breen, an attorney of Butte, who has been associated with Haywood's counsel, having been retained by the Miners' union of Butte, Mont., to watch the case.

Fred Miller, who was Orchard's counsel at his preliminary hearing at Caldwell, immediately after the murder of Steunenberg, assisted Mr. Breen.

The principal witness in the perjury hearing was Orchard himself. The prisoner was brought in from the penitentiary in charge of Warden Whitney and a penitentiary guard.

Not more than a dozen people outside of the principals in the case, and the other witnesses in the case, were present when Orchard went over his testimony as to his connections with D. C. Scott. The railroad agent, W. Allen, swore that he saw Orchard in Cripple Creek two or three weeks before the explosion at the Independence depot on June 6th, 1904.

Orchard was closely cross-examined by Breen, but no amount of questioning brought out any material change in the original story. Breen was more severe in the magistrate's little court than was the cross-examiner when Orchard was the star witness for the state in the Haywood trial. Orchard maintained the same calm exterior and answered each question with quiet poise.

A number of other witnesses were examined, the case taking up most of the day. A motion to dismiss will be argued to-morrow afternoon. Allen was released on a deposit of \$2,500 bail.

Haywood Trial.
In the Haywood trial, Edward Alward, a physician of Burke, one of the mining towns of the Coeur d'Alenes, swore that he saw Orchard on the day of the blowing up of the concentrator at Wardner, and that he came from the train returning from Wardner. This train was in possession of the mob that blew up the concentrator and killed two men.

Alward contradicted the witnesses for the defence, who said they saw Orchard playing poker on that day at Mullan, several miles away. The defence of the defence is that Orchard was not at Wardner and had no part in the riot.

A. T. Holman swore in rebuttal of testimony of Thomas Wood, a witness for the defence. Wood had said that he saw Beck and McCormick, the two men killed by the explosion at the Victor mine, in the eighth level before the explosion, and afterwards found the bodies on the sixth level. He said that Beck carried a revolver on that day, and that he saw a box of powder on a water barrel in the eighth level just before Beck and McCormick went up to the sixth, where the explosion occurred a few minutes later. The impression created was that the two men carried the powder with them and that Beck dropped his revolver, which exploded and the powder went off. This would also account for the finding of shattered parts of a revolver near the body. Orchard swore that he fired the powder with a pistol. Holman was a superintendent of a neighboring mine, and formerly superintendent of the Victor mine. He was one of the first to go down the shaft of the Victor after the explosion. His evidence, given largely from a prepared chart of the mine, contradicted Wood on many points.

L. G. Rawsey, a young man and relative of McCormick, followed Holman. He was in charge of the powder in the mine at the time of the explosion. He knew Beck and McCormick well, and swore that neither of them ever carried a revolver, that there was no powder in the mine at the time, so far as he knew, and that there was no water barrel on the eighth level, as Wood had stated.

Sheriff Routan, of San Miguel county, was the last witness of the day. He testified as to the strike conditions. Under a search warrant issued by E. F. Richardson, Routan admitted that by force from the county, while he was sheriff, and that no attempt was made to prevent or punish those who attacked the union men. He said the deportations were made by the leading citizens of Telluride.

Boise, Idaho, July 17.—Unless the plans of the prosecution are changed to-day there is little chance of seeing the close of the Haywood case and commencement of argument before Saturday next at the earliest. J. H. Hawley, leading counsel for the state, has announced that he has eight or ten witnesses in reserve in the case, and these, and perhaps half-a-dozen, may not be called. Most of the rebuttal evidence to be introduced bears on

the labor situation in Colorado in the years 1903 and 1904, and is intended to rebut the claim of the defence that there existed a condition of peace and quietness previous to the calling out of the state troops.

The close atmosphere of the court room and the strain of the trial, now well in the middle of its tenth week, is telling on the nerves of counsel. Mr. Richardson is somewhat sarcastic and Mr. Hawley aggressive. Senator Borah is smilingly impressive, but Mr. Darrow is losing some of the suaveness of his manner. He no longer uses oil upon the troubled waters. Judge Woods shows impatience with the continual sparring between counsel. Objections have been incessant during the past two days, and a great deal of the time taken upon in minor arguments. Judge Woods is almost uniformly good humored, however, and this prevents a serious clash by turning the laugh on counsel.

TRAINS COLLIDE. Traveller Succumbed to His Injuries— Two Other Passengers Slightly Hurt.

Kansas City, Mo., July 16.—The Chicago & Great Western passenger train ran into and damaged the rear Pullman on a Burlington passenger train, both northbound, at Bethel, ten miles north of Kansas City. Fritz Ulrich, of Rochester, a travelling salesman for a paper box manufacturer, whose eastern headquarters are at 80 West Jackson building, Chicago, was badly injured and died later. Two other passengers on the train were slightly injured. The passengers on the sleeper escaped with a severe shaking up. The Great Western was damaged, but no one on the train was hurt. The collision, believed to have been the result of confusion in train orders.

WORK OF INCENDIARIES. Number of Stores at Harland, N. B., Destroyed by Fire.

St. John, N. B., July 16.—Fire of incendiary origin yesterday caused \$250,000 damage at Harland, N. B., started in Thornton's drug store. It is stated that the place was saturated with oil, and that the fire appliances had been tampered with. Keiser & Plumer's store, McMillan's book store, Orsen's hardware store, Chat's newspaper office, the post office, the Massey-Harris agency, Perkins' monument works, Miller's blacksmith shop, Letson's harness store, Maynard's law office, McCormick implements, the McLaughlin carriage agency, the Telephone building, Montgomery's provision store and G. W. Watson's furniture store were all destroyed. The upper stories were occupied as dwellings.

IDENTIFICATION PROVED COSTLY

Soap Man Gave Prize Last Night He Did Not Intend to Part With.

(From Wednesday's Daily.)
Mrs. Daniels, Oscar street, 45 on the Patterson Shoe Co.
Mrs. Horad, Fairfield road, 44 on Henry Young & Co.
Mrs. Young, 44 on the Standard Stationery Co., 43 on Terry & Maret's drug store.

These were the winners of last night's prizes.

The Golden West soap man started out on a Fort street car to go to Foul Bay to visit the campers there, but someone who knew about his going to the geography of Victoria as he does told him to get off at Moss street.

After wandering around down to Oscar street he thought he could find out the road without parting with any of his prizes, so he called at Mrs. Daniels', in Monday's council meeting. He went to the door, took a glance at him and called out: "Mother, here is the soap man." It is certain the soap man will not make inquiries at a residence to find his way in future. When he left the 43 shoe store on the Patterson Shoe Co. had changed hands.

Mrs. Horad, of Fairfield road, was the next stop. Producing the soap she received the 44 on Henry Young & Co. She had been advised by her grocer to take a package of soap, and she was washing powder, too, but having some other brand in the house wanted to use it up. Now she wishes she had taken it.

Down Moss street there is a pretty little green cottage. "Green looks good to the Irish," so he called. Little Miss Young was having a birthday party and all her young friends took a good look at the soap man so as to identify him when they met him in their neighborhood. Mrs. Young there is no soap or washing powder can do the work as well as Golden West. Two prizes were left, 43 on the Standard Stationery Co. and 43 on Terry & Maret's drug store.

Golden West washing powder is in a class by itself. It will do the best work for the least money, and it's up to the lady who has the best to try a package. It's a prize in itself.

The orders for to-night will be: 43 on Christie's Shoe Emporium, 44 on Henry Young & Co., 43 on Dean & Hiscocks drug store, 43 on the Standard Stationery Co.

TORONTO CONSPIRACY.

Plot Discovered to Rob Cashier of the
Abell Engine Works.

Toronto, July 16.—Several weeks ago a plot was discovered to rob the cashier of the Abell Engine & Machine Works, 1197 West Queen street. He drives to the works from the bank with over \$5,000 in cash, and is paid by rail. At first it was intended to waylay the cashier on the way to the works, but later the plot took the form of a plan to rob the cashier as he was handing in the value of the work for the works, when only about three men would be present. A number of the prime movers in the plot have been induced to get out of town by the constant attention of the police, and since being told of the plot by the police, the company has had its cash transferred to the bank in Ontario, and yesterday morning Detective McCarthy escorted the cashier from the bank to the works.

MANY PERSONS CRUSHED TO DEATH

BY COLLAPSE OF BUILDING IN LONDON

Several Bodies Have Been Taken From Ruins--Work of Rescue Continues.

London, Ont., July 16.—To-night London is a city of mourning. Practically without warning, and with a crash, the four-story building on Dundas street, known as the Crystal, collapsed this afternoon, burying in the ruins a number of those employed on the premises.

These were occupied by W. J. Reid & Co., china and glassware men; Hamilton, Long & Co., clothiers; F. A. Brewster & Co., who ran five and ten cent stores, and McCallum & Westlake, photographers.

The cause of the disaster is yet totally unexplained, but alterations have recently been in progress in the Reid warehouse, and it is supposed that these may have had the effect of weakening the supports of the structure. Another theory is based on the fact that some years ago this very spot was the scene of a destructive fire, which practically left only the bare walls standing, and this may have weakened the foundations, upon which the building that fell to-day was built.

Up to the time of telegraphing eight dead bodies have been recovered, one of whom has not been identified, and the injured number at least a dozen.

The work of rescue is still proceeding vigorously, and it is feared that the death toll will be considerably increased.

List of the dead:
W. J. Hamilton, Hamilton & Long.
Frank Smith, manager for Hamilton & Long, formerly of the Canadian Express Co.

Joseph Long, of Hamilton & Long.
Tantora Hewitt, 505 Maitland street.
Clara Mullen, 430 Hill street.
An unknown man.

London, Ont., July 17.—The bodies of Miss Clara Mullen and an unknown man are still buried in the debris of the Crystal building on Dundas street which collapsed yesterday afternoon. Eight persons were killed, including Willie Tamblin, son of Sir W. T. Tamblin.

The following injured are in the Victoria hospital and are all expected to recover: John Loney, 75 Cartwright street; James Clouston, 14 Victoria street; the following injured and suffering from fractured skulls: Miss Libbie Smith, 317 Simcoe street, very badly bruised; Miss Elsie Harding, 333 Hastings street; Percy Robinson, Hamilton; Long's; Mrs. and Mrs. Edwards, St. Johns; Baby Hazel Peters, daughter of Mr. and Mrs. Peters, not seriously injured; Percy Robinson, Hamilton; Long's; Mrs. and Mrs. Edwards, St. Johns; Baby Hazel Peters, daughter of Mr. and Mrs. Peters, not seriously injured, suffering from fractured leg.

The total property loss is placed at \$100,000.

Survivor's Statement.
London, Ont., July 17.—Frank Reid, manager of W. J. Reid & Co., who occupied part of the Crystal building, believes all of his staff escaped, though he does not know. He said he, Mr. Reid, was standing outside the store when he heard a terrific crash as though tons of dynamite had exploded. He immediately ran to the back of the store, where he was caught for a short time. He managed to work his way out. Mr. Dromgole escaped through the front of the store. At one stage of the rescue operations, five girls could be communicated with but were so frightened that they could not say if badly hurt or not.

QUARTER OF A MILLION DAMAGES

Two of Harmsworth Papers Will Pay Amount Demanded in Libel Case.

Liverpool, July 17.—The attempt made in the fall of 1906 to organize a huge soap combine in the United Kingdom, which rapidly came to an end under the pressure of adverse public opinion, had a sensational sequel in the Assize court to-day when Wm. Heslehurst Lever, Liberal member of parliament for the Wirral division of Cheshire, secured judgment for damages of \$250,000, and costs against the Harmsworth newspapers, the Daily Mail and the Evening News, for libels published by them during the course of the controversy that followed the attempt to bring about the combination.

After a hearing that has lasted for two days, the defendants this morning suddenly withdrew their plea of justification and agreed to pay the amount demanded. Mr. Lever, it is declared, took a leading part in the efforts to establish the soap combine.

GOING TO FAR NORTH.

Winnipeg, July 16.—Rev. A. J. Vale, of Lindsay, Ont., who preached at both services at St. Matthew's church on Sunday, is about to engage in mission work, and his first station will be an Indian settlement a thousand miles beyond Edmonton. After about a year's work there he will proceed to Herschel Island, which lies 520 miles further north, where he will minister to the Eskimos.

TWO LOGGERS KILLED.

Crushed to Death While Cutting Trees
in Logging Camps.

A fatal accident occurred last Thursday afternoon in Nelson Morlin's logging camp at Menzie Bay. Charles Nyland and William Doll were felling a tree, Nyland being the head feller and Doll the buckler. The tree in falling fell as planned, but struck the foot of a dead tree which came down like a shot, striking Nyland and killing him instantly. He was horribly mangled, the legs being broken in three places and the head crushed beyond recognition. The deceased was a native of Finland and leaves a wife and four children there. He had been working in this camp three months, though in the country for four years.

Henri Fortin, a logger, was killed at a Gilbert Island logging camp last Tuesday, July 9th. Fortin was chopping a tree when one fell on him before he could get away. He was severely crushed and after suffering an hour and a half died.

THREE MEN INJURED.

Regina, July 17.—An accident happened early yesterday morning on the C. N. R. near Lumsden, in which three men sustained wounds on the head and arms. Broken rails caused a flat car struck a projection on Balfour's elevator, became dislodged and struck the men.

WANTS MAYOR TO BE MORE EXPLICIT

J. C. Phillips Writes Letters to Chief Magistrate and Aldermen Fullerton and Gleason.

(From Wednesday's Daily.)
License Commissioner Phillips has taken up the cudgels against Mayor Morley and Aldermen Fullerton and Gleason over their dissertations on the license question and him at last Monday's meeting of the city council. He has addressed the following letters to the three individuals referred to:

Sir—I see by the newspapers that you, at a meeting of the council on the 14th inst., made certain defamatory statements reflecting on my character and my motives as a licensing commissioner of the city of Victoria. You surely are not so stupid as to repeat the meeting in the press do not explicitly state these statements were. You have no doubt your own position as mayor at a duly convened meeting of the council to attempt to vilify me and then to shield your behind the cloak which the law places around you, and which the law, I believe, terms a privileged occasion; so that I am thereby debarred from obtaining any redress for the wrong which you have wilfully done me.

The interest in the case is waning somewhat. The wholesale "showing of the queer" alleged by the officers is now thought to be largely exaggerated. The detectives still assume a mysterious air and speak of startling revelations, but the opinion is that the case is practically closed.

The man who made the plant, said to reside in Toronto, is wanted, but he has not crossed the border. The suspicion cast on those who went West has developed nothing.

The two prisoners, Wynn and Boles, were brought here Wednesday. They will be remanded until Monday, when the preliminary investigation will be held.

THE PLAGUE IN INDIA.

Over One Million Deaths During Six Months Ending June 30th.

London, July 16.—Returns of deaths from the plague in India show the appalling total of 1,060,967 for the six months ending June 30th. The monthly total is at present decreasing, however, the death toll for June placed at 63,064. The total for the first six months of 1907 already surpasses that for the entire twelve months of 1906, when 1,022,000 persons died. This total is the highest ever recorded previous to the present year.

SALE OF ISLAND TIMBER LANDS

The Purchasers Belong to Iowa
Falls, Ia.—Will Build a Large
Mill.

Vancouver, July 17.—W. D. Maxter, a timber dealer of Junction City, Ore., now here, has put through a deal for the sale of between one hundred and thirty and one hundred and forty square miles of timber land in the central part of Vancouver Island. The purchasers are from Iowa Falls, Ia., and are represented by W. E. Simpson. They have paid several hundred thousand dollars and will build a large mill for the manufacture for the foreign market exclusively.

CHIEF'S HOUSE DESTROYED.

Inmates Had Narrow Escape From
Being Burned to Death.

A serious blaze occurred at the landing reservation about one o'clock on the morning of July 9th, by which Chief Harry Steward lost his house and its entire contents, says the Chilliwack Advance. In fact the family had a narrow escape, and would probably have lost their lives but for Ed. Mussel, who burst in the door and aroused the sleepers. Mussel had been spending the evening at Steward's and went to his own house about ten o'clock. He lay reading for a considerable time after going to bed and suddenly noticed a light shining into his room. Getting up he saw the Steward house ablaze, and rushed over just in time to save the family. How the fire started is a mystery, since there had been no fire in the house after six o'clock.

KNIGHTS OF THE MACCABBES.

Detroit, Mich., July 16.—With 1,000 delegates present from all sections of the United States and Canada, representative of the citizens of the 11th triennial review of the Supreme Ten of the Knights of the Maccabees of the World opened here to-day. A proposal that a home be erected for aged members of the order was adopted. The also came before the delegates for consideration.

AMERICAN CRUISER REACHES ESQUIMALT

Pacific Flagship Charleston, With Rear Admiral Swinburne on Board, in Port.

Shortly after noon the United States first-class cruiser Charleston, the flagship of the Pacific squadron under the command of Rear-Admiral Swinburne, arrived at Esquimalt and took up her anchorage there. The Rear-Admiral was on board and intends making a stay in these waters for a few days. On his arrival he immediately notified the United States Consul Smith, and America's representative in this city proceeded to Esquimalt to pay his respects to the admiral.

The cruiser Charleston is in many respects like the British cruiser Monmouth, which came here some weeks ago to convey Prince Fushimi to his home in Japan. Her tonnage is 5,100 tons, she is capable of steaming 22 knots an hour. Her dimensions are: Length, 424 feet; beam, 66 feet and depth, 25.6 feet. Her armor consists of a belt of 4 inches of Harvey's steel, 3 inches thick on the deck, four inches thick on the side above the belt and 4 inches around the casemates where her heavy guns project. She carries 14 six-inch quick firing guns, 18 three-inch, 12 three-pounders, 10 maxims and two three-inch field guns. Her complement numbers 670 men, including 36 officers and 634 seamen.

During her stay in these waters it is expected that many Victorians will visit the vessel.

BOMB OUTRAGE.

No Clue to Author of Explosion in
Front of American Embassy.

Constantinople, July 16.—The author of the bomb explosion on Sunday night in front of the summer quarters of the American embassy at Thera, a suburb of this city, as well as the motive for the act, probably will remain a mystery. The efforts of the authorities to throw light on the matter has been quite without result.

The Turkish theory is that the explosion of this bomb had nothing to do with the American embassy, but that its explosion was connected with a possible attempt upon the life of G. Christich, a natural son of the late King Milan of Serbia, who resides with his mother in a house adjoining the embassy.

REMANDED.

Man Who Is Alleged to Have Circulated
Counterfeit Money Will Appear
on Monday.

Lindsay, Ont., July 16.—Burke, alleged to have circulated counterfeit money, was remanded to-day until Monday next. He did not appear in court, the formally being gone through in the jail by Magistrate Jackson. None of the other prisoners appeared.

The interest in the case is waning somewhat. The wholesale "showing of the queer" alleged by the officers is now thought to be largely exaggerated. The detectives still assume a mysterious air and speak of startling revelations, but the opinion is that the case is practically closed.

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TRIBESMEN ALARMED.

Military Preparations By Officials
Caused Uneasiness.

Tangiers, July 17.—Alarmed at the news of elaborate military preparations by Moroccan officials the Elkes tribesmen were on the point of handing over to the Imperial authorities the brigand Raisuli and Sir Harry Maclean, who he is holding in bondage, when they finally decided to refer the case to two Ulemas renowned for their wisdom. The two sages happened to be friends of Raisuli and heard the tribesmen do nothing, but leave the matter in the hands of "Time and God," which the tribesmen decided to do.

OFFICER ASSAULTED.

Commander of Artillery Camp Brutally
Beaten While Asleep.

Major Thacker, commanding the Royal Canadian Artillery in camp at McNab's Island, N. S., was the victim of a mysterious and violent assault a few nights ago. Someone, or some persons, crept under the canvas tent and struck the Major across the forehead with a tent pin as he lay asleep. The officer was rendered unconscious. He had a terrible gash from which the blood flowed profusely. It is not known how long Major Thacker remained in that condition, but it was three o'clock in the morning when he regained consciousness and called for help.

Suicide of Assassin.

Private Lovett, of the R. C. A., who was arrested on a charge of assaulting Major Thacker, hanged himself in the guard room. He was found by the sentry suspended from the ceiling.

UNCONSCIOUS AT POST.

Cleveland, July 16.—Hundreds of lives were imperiled to-day when Lloyd E. Weber, engineer of a fast westbound Lake Shore passenger train was stricken unconscious at his throttle and the train sped almost into Cleveland without a guiding hand. The engineer was overcome by the intense heat. His condition was noted finally by his fireman, who brought the train to a stop.

WELCOME RAIN.

Boise, Idaho, July 16.—One of the best rains of the season passed over this district last night, saturating the ground for a number of inches deep. The crops have improved wonderfully and the wheat crop in this district ranges from 18 to 24 inches. Wheat sown late in the season is considerably ahead of that sown earlier.

THE WATERWORKS REDISTRIBUTION

Mayor Morley Thinks Action Should Be Taken at Once With System

(From Wednesday's Daily.)

"If I could, through the courtesy of the press, obtain a general expression of opinion from the public on the advisability or otherwise of again placing before the ratepayers by-law providing for a redistribution of the waterworks system it would greatly assist both the council and myself in making another, and an early, step toward a solution of the water problem," said Mayor Morley to a Times reporter Wednesday.

"I do not think that the council would care to submit a by-law upon the off chance of it meeting with public favor, although the aldermen and I are anxious to see that progress be made toward securing an adequate supply and distribution of water at the earliest possible time. As I pointed out at Monday's council meeting, I will bring the matter before the council again at the next meeting in order to have the present situation thoroughly discussed and I would like, in order to aid the aldermen, to have the people express their views on the subject. As was stated at Monday's meeting by one of the aldermen there may be some opposition on the part of the public to voting for the money necessary to provide the redistribution system without the source of supply is in sight. It is almost impossible for the council to consider this part of the question until the decision of the Privy Council in the appeal case is given, but there should be argument against providing an up-to-date system for distribution of the water before the source is selected. A great many people will oppose any scheme that is not in their opinion complete, but this is, I think, a mistake. Even if we lay the pipes for the redistribution of the water before we decide upon the permanent source, it is only taking time by the forelock by completing what is, after all, the biggest part of the work. It would be foolish to suppose that the present system could be used for the distribution of the water, no matter what source it was obtained from. When the redistribution is accomplished it is only a matter of connecting it with the source of supply by a pipeline and bringing the water in.

"There is another argument in favor of the course I propose. It would mean that the work of laying the pipes would be carried out by local workmen whereas should we wait until the source is decided upon, the work will probably be done by a hurry and outside labor will have to be brought in to complete it in time. It is, in my opinion, a much better plan to spread the work over a longer period, giving our workmen employment throughout the winter when sidewalk construction and other work is not in progress, and thus keeping all the expenditure within the city. I have many times attempted to impress these facts upon the public, but have so far met with a large amount of opposition, mainly, I believe, on account of misunderstanding. In the interests of the citizens I wish to see the matter again under consideration and some progress being made, and if it is the wish of the public I will call a public meeting to reopen the matter."

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