

WILL TEST B. C. ELECTRIC FRANCHISE

Decision of Burnaby Ratepayers—Case Will Be Carried to Courts

Vancouver, Oct. 24.—Burnaby will test the validity of the present B. C. E. R. franchise in that municipality. The decision was arrived at when by a vote of 294 to 179 of the voters of the district passed the referendum by-law to test the validity of the present agreement in the courts of the province.

The B. C. E. R. franchise by-law failed by 25 votes to obtain the three-fifths majority necessary for its passage.

The result of the day's polling was hardly a surprise in spite of the fact that the franchise by-law as well as incorporating all the provisions of the old agreement entered into between the company and the Burnaby council two years ago contain two clauses calling for the construction of branch lines within the municipality at an early date.

The decision arrived at by the electors means that the question will at once be taken to the courts. The municipality had already put the matter in the hands of its solicitors before by-law to the people was proposed by the company. That the fight will be a hard one is certain.

The stand taken by Burnaby is brief: That the council two years ago granted the franchise to the company without submitting the agreement to the electors of the municipality as they affirm, should have been done considering the nature of the agreement.

The company refuse to allow the municipality's contention that their present franchise was granted illegally, and will fight the case bitterly.

The defect of the proposition also means that the residents on the North Arm and on Hastings street east and the Barnett road will be compelled to go on for an indefinite time without any proper transportation facilities as the company will not take any steps to extend its present system until the validity or invalidity of the agreement has been decided.

CHINESE SCHOLARS WERE NOT GAMBLING

Evidence of Disgruntled Loser in Fan-Tan Game Decides Magistrate's Decision

(From Wednesday's Daily.)

Magistrate Jay yesterday afternoon dismissed the charge against the eleven Chinese who were charged with gambling in a room over a Chinese store on Cox street, the evidence of a Chinese named Sun, who was called for the prosecution, proving that he was endeavoring to obtain revenge against his fellow-countrymen. He proved that gambling had been conducted in the alleged school and that he had lost \$28 there in a revengeful spirit he had told the police that a gambling game was being run on the premises. The prosecution, however, was unable to prove that gambling took place when the police entered. The buttons used for playing fan tan were found on the premises, but as these can be used for trouser fastenings also there was no direct evidence against the eleven scholars.

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READY FOR OPENING OF BEAVER SEASON

Complication With Indians Feared In Vicinity of Beaver Haunts

Nelson, Oct. 25.—Hunters and trappers including many Indians, are gathering in the vicinity of the beaver haunts throughout the district in readiness for the opening of the same, which has been closed for five years, on November 1st next, and clashes between men anxious to obtain the highly-valued pelts are likely. On the Duncan river around Bear Lake and throughout the northern portions of the district trappers have congregated and marked off the ground upon which they will hunt. The presence of Indians in these districts may, it is feared, result in complications, as it is expected that the aborigines will probably make attempts to hunt upon the ground divided up among the white men.

Although the beaver was nearing extinction in this district when the five years close commenced, the animals are now plentiful, and some big bags are anticipated. During the period since the beavers have been entirely protected, the value of the pelts has increased tremendously and the rush to obtain skins is great.

ATTEMPTED MURDER

New Westminster, Oct. 25.—Homer Woods, of Prince Rupert, who attempted to shoot Alexander Matheson, a friend of his wife's, was found guilty at the assizes last evening of attempted murder and attempted suicide.

TWO SHOT

Fugitive Instantly Killed by Sheriff's Posse—Deputy Sheriff Dies From Wounds

Middleboro, Ky., Oct. 25.—In a running fight with a sheriff's posse yesterday, Capt. McRae, wanted for a violent murder at Pottsville, was killed, and Deputy Sheriff Thomas of the posse, received wounds from which he died later.

The fight occurred in the mountains near Clear Creek.

A reward for the capture of McRae had been standing for some time.

WILL FIGHT OVER FORESHORE RIGHTS

Taylor Mill Claims to Be Met in Court by the City Solicitor

A problem which has been drifting along for six years unsolved will shortly reach the Supreme court for adjustment, that being the rights over the street and the foreshore on the east inlet of Rock Bay. Writs have been served by the Taylor Mill company, and in accordance with the resolution of the council, the city has ordered an appearance in defence, the plaintiffs in each case seeking specific performance of an agreement to grant a lease made between them and the city for the lease, on the department of marine and fisheries at Ottawa, where they were in competition with the city for the lease, on the understanding that the city would immediately lease the lots upon which their premises stand. Since that time complication has taken place with the plaintiffs, and delay has held up the settlement.

The importance of this action to the public lies in the fact that the Taylor Mill company will not take action towards rebuilding the mills destroyed in the fire till they have secured their present property near Bay street.

Following legal precedent a statement of claim must be filed before the case can go to the judge to fix a date, and the case is not likely to be called for some time yet.

COMPLAINS OF ILL-TREATMENT

Miss Williamson Testifies in Suit Against "Starvation Doctor"

Seattle, Wash., Oct. 25.—Mrs. Linda Burfield Hazzard was a witness again yesterday before Judge Lester Still of Kitsap county in the suit brought by Miss Dorthea Williamson to compel Mrs. Hazzard to give an accounting of the estate of her sister, Claire, the English spinster Mrs. Hazzard is accused of having starved to death while a patient at the Hazzard sanitarium at Olinda.

Three travellers cheques for \$50, claimed to have been paid her, she said, she had simply endorsed so that Miss Williamson could have them cashed. A cheque for \$400 had gone to pay several nurses and helpers she said had been engaged personally by Miss Claire Williamson. Various small amounts, esti-

TROOPS OUT OFF FROM THE CAPITAL

ANOTHER CITY IS OCCUPIED BY REBELS

Shanghai, Oct. 25.—The capture of Chang Chou by the rebels was announced in dispatches which reached this city shortly after noon to-day. From a strategic point of view this city should prove of great value to the rebels. It is the junction of the Kail Pung and Pekin-Hankow railroads and is located 250 miles north of Hankow. Its capture apparently cuts off from Pekin all the Imperialist troops on the river, some of the vessels being reported as far eastward as Wu Hu.

Conditions are ominous not only in the Manchou officials have left these two cities and are crowding into Shanghai, where every hotel is already filled with refugees. The total of Shanghai today became so alarmed over the possibility of the secession of the native city of the rebels that he removed his household to the foreign settlement. The total of Nanking has also put himself under the same protection.

Revolutionary agents here announced to-day that they had expected to establish their headquarters at Kiang Kiang, which will probably be the revolutionary capital.

B. C. SUNDAY SCHOOL ASSOCIATION TO MEET

Gatherings Will Be Held at New Westminster This Week

New Westminster, Oct. 24.—The twelfth annual convention of the B. C. Sunday School Association will open here to-morrow and continue until Friday. Indications are very promising that this convention will be as strong and interesting and helpful, as the convention of last year, which reached the high water mark for B. C. Sunday school conventions.

A strong programme has been prepared on which are some of the leading religious educators of the province, including Rev. J. K. Unsworth, Rev. Principal Heatherington, J. M. Graham, of the Y. M. C. A.; Rev. R. J. Wilson, Rev. J. P. Westman, Rev. Dr. Eby, who is the general secretary of the Canadian Purify Education Society, will also give an address at the convention, and many more prominent leaders will be present. The specialist of the convention will be Hugh Cork, of Chicago, international assistant general secretary. Mr. Cork is one of the greatest leaders in Sunday school work in the world, and will certainly bring to the convention a wealth of information to the delegates attending. Another specialist engaged is Geo. T. Pratt, general secretary of the Washington Association, who will be present on Friday, October 27, and take part in the work of the convention. A great many delegates have signified their intention to be present.

On Friday night of the convention a great Bible class demonstration will be made in New Westminster. It is the intention to take 400 Bible class workers from this city to help in the demonstration. A procession through the streets of the city will be held, after which a great meeting will be held at the convention church, which will be addressed by Hugh Cork, Rev. I. W. Williamson, general secretary for B. C.

REMARKABLE CASE

Colombo, Ceylon, Oct. 25.—A remarkable case of red tye is arising which has attracted here a native nurse took out a little child for a morning promenade, when the child broke away from the nurse and ran on the railway tracks as an express train came in sight. The nurse ran after the child and snatched it from the tracks just as the train passed. She saved the child's life, but the railway company took proceedings against her for obstructing the line. After a hearing lasting half a day the nurse was fined \$5. 8d. Her subsequent appeal being rejected.

SUFFERERS FROM PILES!

ZAM-BUK HAS CURED THESE!

Friction on the hemorrhoid veins that are swollen, inflamed and gorged with blood, is what causes the terrible pain and stinging and smarting of piles. Zam-Buk applied at night will be found to give ease before morning. Thousands of persons have proved this. Why not be guided by the experience of others?

Mr. Thomas Pearson, of Prince Albert, Sask., writes: "I must thank you for the benefit I have received from Zam-Buk. Last summer I suffered greatly from piles. I started to use Zam-Buk and found it gave me relief, so I continued it, and after using three or four boxes I am pleased to say it has effected a complete cure."

Mr. G. A. Dufresne, 183-185 St. Joseph street, St. Roch, Quebec, P. Q., writes: "I can highly recommend Zam-Buk to everyone who suffers from piles."

Magistrate Sanford, of Weston, King's Co., N. S., says: "I suffered long from itching piles, but Zam-Buk has now cured me."

Mr. William Kenty, of Upper Nine Mile River, Hants Co., N. S., says: "I suffered terribly from piles, the pain at times being almost unbearable. I tried various ointments, but everything I tried failed to do me the slightest good. I was tired of trying various remedies, when I heard of Zam-Buk, and thought as a last resource I would give this a trial. After a very short time Zam-Buk effected a complete cure."

Zam-Buk is also a sure cure for skin injuries and diseases, eczema, ulcers, varicose veins, cuts, burns, bruises, chaps, cold sores, etc. 50c. box all drug stores, or sent free from Zam-Buk Co., Toronto, for price. Refuse harmful imitations. Try Zam-Buk Soap, 25c. tablet.

HOUSING OF THE CASUAL LABORER

Police Kept Anxious by Influx of Laborers—Lodging House Pressure

The presence of a large number of men of doubtful antecedents among the laborers engaged on the railway construction and other work is not without its bad effect on this city, as it has greatly magnified the problem of the police in their preventive measures against crime.

These men come in from the construction camps, with a wad of money which they are ready to spend, and having started in on a drinking bout by consuming the contents of bottled mixtures which are supposed to be pure, in their rooms, they get practically drunk, and then proceed to the saloons, and demand more. Upon getting there they create a nuisance. Only last week the police ambulance was called twice to drunken town saloons to remove frantic drunk men, who refused to quit the premises.

The housing problem has become an important factor with the gradual improvement of the class of licensed houses on Johnson and similar streets, two or three of which are in the present time putting in new fronts, and carrying through other structural improvements, and with the impending exclusion of the buildings, whose some sort of shelter can be obtained for 25 cents a night, and where habits of cleanliness are not imperative, the men have no place to go.

The police have had pathetic appeals for accommodation during the summer from men who cannot find any other shelter, and cramped as are the quarters of the police lock-up, sometimes 25 to 30 in number have been glad to take a bed down on the bare boards in a single night.

The police department think the solution of the housing problem for these men of doubtful cleanliness and carelessness manners would be to have privately owned houses which could be bed furnished and in which the beds would just contain a blanket on a mattress, and provide accommodation for some 500 men, at 20 cents a night, or else a semi-philanthropic erection under a responsible body of citizens charging just sufficient to make expenses meet, like the Rowton homes for men in the big cities of the old world.

When it is a fact that the lower class boarding houses in this city are putting every nook and cranny into use, and setting in a few cases, their wood sheds for roomers in order to make hay while the sun shine of construction prosperity beams upon them, there is another aspect to the problem as well as the pocket of the proprietors, and if work is to remain constant, as it certainly will if the great harbor improvement scheme is carried through, some steps must be taken to place these men in a way to live decently and with themselves, to live decently and with a fair amount of propriety, if not of comfort.

TWO MEN MAY HAVE BEEN DROWNED

Timber Cruisers Are Missing—Provincial Police Are Investigating

Kamloops, Oct. 24.—W. H. Johnson and Chas. R. Hart, members of a logging party of the Clearwater and Clearwater, Ore., have arrived in the city from Clearwater, bringing word of the disappearance of two of the party. The missing men are Chas. Harris and Henry McCormick. There were seven men in the party and they were working in the neighborhood of Clearwater lake, but running short of provisions McCormick and Harris were sent to Canim lake for provisions on September 15. The party continued their work along Clearwater lake, leaving notes along the blazed trail for the men to follow. Upon their failure to return, search was made but no trace of the missing men could be found, and it is thought probable they were drowned while crossing the river. Provincial police have left for the Clearwater to investigate.

SCHOOL TRUSTEES CONVENTION

Vancouver, Oct. 24.—The question of entertainment of delegates to the eighth annual convention of the British Columbia Association of School Trustees, to be held in Vancouver on November 8, 9 and 10, was the chief topic of discussion at the committee meeting the other night.

It was stated that over 100 delegates would be in attendance. The programme had been practically completed, and the only matter of importance requiring attention was the banquet which it was said would be held on the night of Friday, November 10.

Besides the banquet, provision has been made for the delegates being taken on sightseeing trips. The district of North Vancouver and other places will be visited. In addition to the discussions which will take place on many important questions affecting schools, practical demonstrations will be given by the trustees. There will be a school children's chorus, which is stated to be of exceptional merit; a physical drill executed by a few hundred other pupils, and a parade by the trustees. The trustees will hold the day sessions in the Aberdeen school and the night assemblies in the Pender hall.

SCAFFOLD INSPECTOR PROPOSED

Vancouver, Oct. 24.—The jury inquiring into the death of Thomas Chisholm, who died at the General Hospital on Thursday morning from injuries received while painting the interior of the Orpheum theatre, returned a verdict that death was caused by the deceased accidentally falling from a scaffold. They added a rider suggesting the appointment of a municipal inspector of all scaffolds, equipment and erections.

Although a number of witnesses were called, none of them had actually witnessed the accident. William Sherwood, assistant foreman of the work, testified that the tackle used on the scaffold was the best that could be procured and had been pronounced so after the accident by experts who had examined it. He was of the opinion that the falling of the scaffold was caused by the small hook on one of the rigging blocks having come out of the eye of the roof hook. The jury insisted on examining the tackle and the hook was adjourned while they visited the scene of the accident.

The only point raised against the tackle was that in the opinion of some of the witnesses the eye of the roof hook was of too big a diameter considering the size of the block hook, and that if it had been smaller there would have been no possibility of the block hook slipping out of it.

MORE LIGHT NEEDED

Toronto, Oct. 25.—A request for a law compelling all public houses to be equipped with electric light was the subject of the report of the jury which investigated the death of five men suffocated by gas in the Occidental hotel here a few days ago.

Who is free? The man who masters his own self.—Epictetus.

REBELLION IN SHANGHAI

Natives at Shanghai May Throw in Their Lot With Revolutionists

Shanghai, Oct. 25.—The capture of Chang Chou by the rebels was announced in dispatches which reached this city shortly after noon to-day. From a strategic point of view this city should prove of great value to the rebels. It is the junction of the Kail Pung and Pekin-Hankow railroads and is located 250 miles north of Hankow. Its capture apparently cuts off from Pekin all the Imperialist troops on the river, some of the vessels being reported as far eastward as Wu Hu.

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Revolutionary agents here announced to-day that they had expected to establish their headquarters at Kiang Kiang, which will probably be the revolutionary capital.

The probable attitude of Yuan Shih Kai, whose lame foot prevented his departure for Shanghai, is a subject of lively interest here. Yuan is regarded as the man of the hour in China. It is believed here that he may be active support against the Manchou dynasty. Although the Manchou officials continue to give out false news of the state of affairs in Shanghai and Kiang Kiang, it is believed in order to create an impression that the Imperialists are still in control, the native press in Shanghai and in other cities throughout South China has defied all censorship and is printing the most exaggerated reports of insurgent successes in all parts of the country. Apparently the government officials are making no effort to enforce the censorship. It is questioned if the delegates attending the Yangtze region and most of Southern China as well, is completely revolutionary in sentiment. All the cities which have been taken over by the rebels in the Yangtze region have been captured almost without resistance.

The local government has surrendered quietly and rebel appointees have taken their places with little stir. A few Manchou officials have been killed, but most of them have joined the rebels.

Details of the transfer of Chang Sha to the revolutionists are reported to be in the hands of the most exaggerated reports of insurgent successes in all parts of the country. Apparently the government officials are making no effort to enforce the censorship. It is questioned if the delegates attending the Yangtze region and most of Southern China as well, is completely revolutionary in sentiment. All the cities which have been taken over by the rebels in the Yangtze region have been captured almost without resistance.

CON. JONES' GREAT LACROSSE SCHEME

Would Tour America With Minto Cup Teams—Finish Up In British Columbia

Montreal, Oct. 25.—Con Jones has a tremendous lacrosse scheme on for next year. It was "Newsp" Lalonde who divulged it. This is his scheme instead of playing his championship lacrosse matches in British Columbia he intends to make what he calls a tour of lacrosse education throughout Canada and the United States and schedule his matches in such a way that the majority of them can be played in the United States while he will have enough left to make a good finish for the benefit of the Victoria and Vancouver people.

In a nutshell the scheme is this: Every match will count towards the championship, and naturally the possession of the Minto Cup, but it will be played in some place outside of the province of British Columbia, excepting the last few. The cost of transportation will be something in excess but Mr. Jones' scheme has even with the clubs taking part in the scheduled trip will make money and at the same time they will pursue a policy of education which will create a new interest in lacrosse in the United States. He has already been figuring on visits to San Francisco, Minneapolis and Chicago in all of which places lacrosse has been coming more or less popular during the last few years.

CALL TO ROSSLAND PASTOR

Rossland, Oct. 24.—Rev. J. A. Dow, pastor of St. Andrew's church, received an invitation to go to Paul river, some 70 miles above Vancouver. Of course, nothing definite is settled yet, as the change must first receive the sanction of the presbytery.

AGREEMENT BETWEEN COMPANY AND COUNCIL WILL BE VOTED ON NEXT MONTH

Vancouver, Oct. 25.—At a meeting of the municipal council of Coquitlam, Councillor John F. Lanigan introduced a bylaw to give effect to the agreement between the council and the C. P. R. in connection with the railway's plans for extensive improvements thirty days after the ratification of the by-law by the ratepayers and continue the work until completed.

It is developed during the discussion that the outlay there during 1912 will be at least \$1,500,000 and that the entire expenditure by the railway will reach nearly \$2,000,000 before the end of 1915, about the period when the tax exemption on the company's shops in Vancouver will have expired.

Before adjournment the council voted appropriations for various municipal improvements, including 20 miles of sidewalks, 5 miles of macadamized streets and avenues and fifteen miles of graded and gravelled streets. A committee entrusted with the task of dealing with property owners for right-of-way for the extension of the Dewdney trunk road to Port Moody, there connecting with the highway to Vancouver was appointed. The proposed extension will give a through macadamized road to this city.

Footing on the by-law embodying the agreement with the C. P. R. will take place on Saturday, November 11. The Western Canada Power Company is now stringing its wires in Coquitlam and has agreed to furnish power and light not later than November 1.

YUKON PILOTS FOR AMAZON STEAMERS

To Command Fleet of Vessels to Operate in Rubber Trade on Southern River

Seattle, Wash., Oct. 25.—Captain E. E. Brown, for many years a navigator on the Yukon river, who was sent as an expert to investigate the type of boats best suited for the rubber trade on the Amazon, will take with him to the tropics twenty Alaska captains and engineers, to operate the fleet now building in Pittsburg. Captain Brown has returned to Seattle after three years spent in traversing the Amazon and its tributaries which tap the rich rubber district of Acre.

"I believe the Yukon river steamboat men are the best in the world," said Captain Brown to-day. "A navigator who can operate his boat in the swift northern waters has nothing to learn in running vessels up the Amazon or its tributaries. I shall engage only the skilled rivermen as captains and chief engineers of the fourteen steel boats now building at Pittsburg."

J. P. Fitzgerald, an old-time steamboat engineer, has charged to go to the Amazon with Captain Brown as chief engineer of one of the new craft.

STEEDMAN'S SOOTHING POWDERS FOR CHILDREN

RELIEVE HEAT, PREVENT FITS, ETC. and preserve a Healthy state of the Constitution. These Powders contain NO POISON.

REBELS DRIVEN FROM SHANGHAI

Shanghai, Oct. 25.—The rebels were driven from the city of Shanghai, Oct. 25. The Imperialists captured the city and the rebels fled to the north. The rebels were driven from the city of Shanghai, Oct. 25. The Imperialists captured the city and the rebels fled to the north.

RUSSIA IS THE LARGEST PRODUCER OF PETROLEUM IN THE WORLD.