VOLUME XLV NO. 41

murd toball et MICTORIA B. O FRIDAY MAY 1 1903, a i of actending more

FORTY-FIFTH YEVE

3. For how many years is the lease? What is the acreage leased, and what the yearly rental? 4. Does the government recognize as-signments or transfers of notices of ap-pleations made, or of applications al-ready made, and will it in proper cases give leases to the transferors? 5. For what purpose was the lease to George S. Russell granted? 6. Do the leases of foreshore contain a provision preventing assignment or transfer thereof? Principle Negatived

Only Four Voted for Hawthorn-thwaite's Trades Union THE CAUSE OF SMALLPOX.

Reputed to Have Been Discovered by Boston Pathologist. "Discretion Outrun by Enthusi asm" in the Cause of

Boston Mass. April 28.—The announcement of the discovery of the cause of smallpox was made tonight by Dr. W. T. Councilman, professor of pathology in the Harvard Medical school, at a meeting of the Boston Society of Medical Science. The announcement is the outcome of the investigations conducted by Dr. Councilman, Dr. Geo. Burgess McGrath and Dr. Walter Brinckerhoff, with the cooperation of the Boston Board of Health, during the recent epidemic of the disease in this city. It has been determined that smallpox is caused by a micro-organism representative of the lowest form of animal life. This fact serves to relate the disease with malaria, and to disting in the disease to the disease to the disease caused by minute forms of vegetable life hown as bacteria. afternoon proved far from uninterest-ing in the legislature. There was an

ing in the legislature. There was an evening session too, and altogether the legislators earned their sweet repose. Preliminary to the debatable topics of the day was the usual list of routine. The petition of certain residents of Delta, Surrey and Westminster, re cat-the guards on the line of the New West-minster Southern, went to the Railway committee ommittee.

committee. A petition from residents of Trout Lake, Lardeau, and Revelstoke, oppos-ing any further extension of time for the Arrowhead & Kootenay railway, was laid on the table. The Prisons and Prison Regulation

Act amendment bill was read a first The Assessment bill was recommitted,

slightly amended, and progress reported The Bills of Sale Act went through

The Bins of Safe Act whit through the committee stage. On the motion for the adoption of the report on the Settlers' Rights bill, Mr. McPhillips and Mr. Hawthornthwaite

McPhillips and Mr. Hawthornthwaite pressed the amendments that have been standing in their names on the order paper, which, however, were either de-feated or ruled out of order, the bill being advanced to the third reading stage which was set for tomorrow. The Láquor License bill was consider-ed for a time in committee.

The Lâquor License bill was consider-ed for a time in committee. The British Columbia Northern & Mackenzie Valley Railway bill and the Morrisey, Fernie & Michel Railway bill received their third readings; and the Flathcad Valley Railway bill had its second reading, went through com-mittee, and had the report adopted. The Premier presented the report of the recent mission of himself and the Attorney-General to Ottawa, which is found exhaustively dealt with elsewhere in this issue.

LADIES' DAY AT TUNIS.

Visit of President Loubet Will Be Memorable to Harem Favorites.

Tunis, April 28.—Celebrations in hon-or of the visit of President Loubet to Tunis were continued today. As the President proceeded to the palace of the Bey, to be the guest of honor at a grand dinner, the streets were lined for

grand dinner, the streets were inled for the first time with native women in strange white costumes with masked faces, their strict seclusion being sus-pended in order to let them see the President. The day was devoted to banquets and visits. President Loubet will leave tonight for Bizerta.

OUTLOOK IS **VERY BRIGHT**

Canada's Industrial Prospect Was Never So Roseate Hued.

Unparalleled Disaster Results

Semi-Weekly Colonist.

Death Rode With the Dawn

In The Obliteration of Frank

FIFTY-SIX ARE NOW REPORTED DEAD.

Details Of Dread Disaster Told by Colonist Correspondent---Volcanic **Eruption or Earthquake Disturbance By Some Held Primary Cause** ----More Probable Theory Of Origin---Scientists State Opinions---Governments Active In Relief---B. C.'s Ready Sympathy And Aid.

Either through volcanic eruption, earthquake disturbance or, what is more consistent with probabilities, the simultaneous occurrence of an explosion of gas in the higher workings of the coal mines in conjunction with a slide of unusual extent down the steep slope of Turtle mountain, which overlooks the town, the comparative-ly new coal mining community of Frank, Alberta, was overschelmed at about 4 o'clock yesterday morning, fifty-six lives being counted obliterated in the carnival of death.

As the entire population of Frank is estimated at not more than six or seven hundred, the awful magnitude of the calamity may be appreciated.

Relief has been promptly hurried to the scene of distress and death, both from the territorial capital, Calgary, about 160 miles to the east of the colliery workings, and from Fernie, Morrissey and Michel, nearer coal centre neighbors on the western slope of the dividing mountains and within the province of British Columbia.

The reports from various adjacent points accredit seismic disturbance as the primary cause of the catastrophe. It will be possibly found, however, that the slide and simultaneous explosion theory is more nearly correct in fact. M. Vel Tik

Indeed the most specific and authoritative report yet to hand is in the form of a telegram addressed to the Fernie Board of Trade by the sister body at the devastated territorial town, which reads as follows:

We suffered from a very large rock slide. There are very few injured; we can do nothing and want no help. Please discourage anyone from coming here. (Signed) S. W. Cham-bers, president Frank Board of Trade."

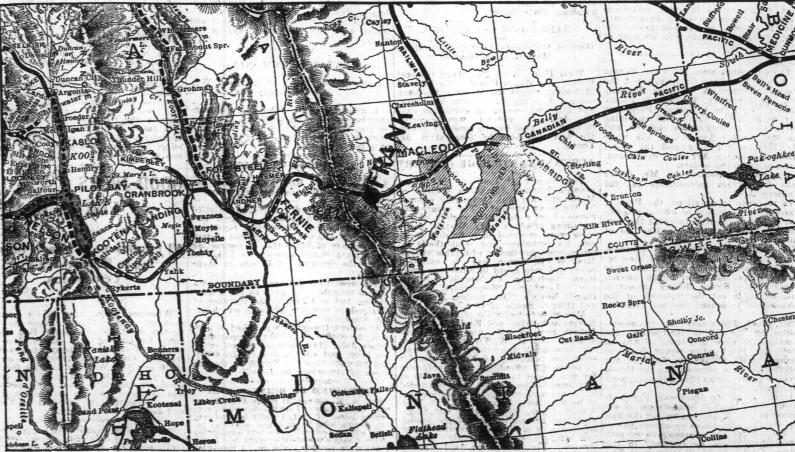
The Dominion and Territorial governments are using every effort to succour the injured and alleviate the distress created by meanwhile stands ready to respond to any call that may be made by this near neighbor in distress so grievous.

The Premier presented the report of himself and the many of those now existing American capitalists. Different company are going of the seated by an each and momente intervolves. Mr. of manufacturing pub, timber have been purchased by a selent going pub timber have been purchased by a selent going pub timber have been purchased by a selent going pub timber have purchased by a selent going pub timber have been purchased purchased by a selent g The coal mine of the Catalian-Ameri-can Coal & Coke Company, or more properly, the seam being worked, extends along the side of Turtle mountain in a parallel direction. It is a vertical year, and is worked from a tunnel up. It was immediately over the workings that the mountain fell away, burying them to a depth of more than 100 feet. If it was a slide, it came down the mountain, crossed the valley, and went up to the foothills on the opposite side to a height far above any building in the Mineres, and was interfuelting. Mr. of manufacturing puby, timber, seeding MdBride thought that the member for machinery, altiminum, iron, steel and as Nanaimo had in this matter allowed his bestos. Valuable mice properties in the enthusiasm in the cause of labor to out-run his discretion. The debate was still in progress when ed. States capitalists. An American Mr. Sneakor say six o'clock Alex. Leitch, merchant, wife and four boys-John, Wilfred, Allen and Athol-the boys ranging from four to fourteen great mass of falling debris, which cov-ered part of the little mining town. What happened the terror-stricken survivors were at a loss to say. The thousands of tons of rocks hurtling through the air, littering the railway track for miles and covering the whole C. Ackroyd, miner, and his wife. A. Clark, laborer, his wife and five children-Charles, Albert, Alfred, Allen and Gertrude. In age the children were vears. foothills on the opposite side to a height far above any building in the town, converting cosy homes and prop-erty of great value into a waste, having more. Veigh, who is engaged in the lumbering business, and had a small saw mill, is dead, with four men who worked with him, and they and their outfit have been from five to fifteen. J. Sirota, driver. the appearance of having been buried by buried beneath the accumulated earth. Pete McVeigh and Jim Poupore are missing. A. Leitch, wife and four chila volcanic eruption and for all purposes track for miles, and covering the whole countryside with debris for over 20 Andrew Graesack, trapper. G. Williams, miner, his wife and three THE NEWS S IN VICTORIA Not a solution of the district impresses them that a volcanic eruption was a contra-tists doubt this, as the sedimentary for-the district impresses them that a volcanic eruption was a contra-VALUELESS FOR ALL TIME. drew are among others known of the victims of the cruel avalanche. The population of Frank is made up almost wholly of coal miners, and those hildren. The wife and six children of William the ground, it is impossible to deterchildren. mine the true character of the force ex erted. Many hold to the belief that i Warrington, miner. John Vandusen, carpenter. his wife dependent upon the mines, or whose business is contingent on the operation of the mines, which belong to the Canadian-American Coal Company, and and two children. was the result of an earthquake which diction of nature's laws. caused the mountain to fall away; others believe it to have been a limestone up-What occurred, in the belief of many, How Tidings Was Received in is that the vast store of accumulated gases in the workings with which Turtle mountain was honeycombed, had explod-ed, and literally blown off the top of the mountain. It is well known that the Yeskid. CUMBERLAND Sumis Yeskid. heaval; while others think it was sim-ply a slide caused possibly by the lime rock slacking under the influence of the have a daily output of 300 tons. The C. P. R. has sent a wrecking ex-pedition from Cranbrook, which arrived this City The "Lay of Farrington. the Land." Foster. at the scene of the disaster yesterday A. Dawes. Thomas Lock and thawing weather of the spring. mountain. It is well known that the mountain was tunneled vertically, the coal property being stoped out after the manner of a metalliferous mine, and it is believed that large stores of gas ac-cumulated in the upper workings and being ignited, carried death and disas-ter to the unsuspecting people who were in the train of the avalanche It was at first believed that the death roll was swelled to the total number of **Excites Gravest Apprehension** M. Mardigan, all miners and single. James Graham, rancher, his wife and two grown sons, John and Joseph. The town of Frank, it may be ex-plained, consists of perhaps a hundred houses and other buildings all toid. These are stretched along a small flut rising on the north side of Old Man river, a mountain stream possibly thirty yards wide, over which rises Turtle monntain number of the stretched an angle News of an unparalleled disaster --- Mr. Dunsmuir's Posimen at work in the mine-seventeen-and that the mine had been ruined by Frank, on the line of the Crow's Nest Pass Railway, just across the Rockies, Alex. Graham, laborer, and his wife. Robert Watt, laborer. tion Stated. the walls squeezing under the terrific strain, but happily both proved untrue later in the day, when the and on their Eastern slope—a dis-aster unique in the annals of Canada, and terrible in its levy on human life, for despatches received to date place the loss of life at fully 50. A number of others are reported injured and the loss to property is immense. T. Rochette, laborer. mas Delap, engineer. n the train of the avalanche. Nanaimo, April 28 .- The atmospher A. Tashgian, weighman. MEN RESCUED THEMSELVES mountain, unusually steep-at an angle of perhaps 45 degrees. This mountain is cut into by the seam of coal walch -----Although, from the fact that no re-cord of a seismic disturbance is recorded by the seismographic apparatus at the meteorological department in this city-which would have been the case had an Joseph Brighton. J. J. Scott. Frank Vouchan. and brought out a report of the condi-tion of the inside of the mine. Had the mine been ruined it would have meant a John McVeigh and J. Leonard, all mployees of Poupore and McVeigh, furnishes the industry and maintenan loss to the company of about three mil-lion dollars; but as it is, the mine will of the town, not lying horizontally, as does the coal in the Fernie field, but leading upward into the mountain at an angle of perhaps 45 degrees. The oper-ation of mining has consisted in driving employees of railroad contractors. FATALLY INJURED. Mrs. John Watkins, terribly crushed and internally injured. Lester Johnson, age 14, internally in-terrible terrible terr When the tale of horror was first told, (Continued on Page Eight.)

The debate was still in progress when ed. States capitalists. An American Mr. Speaker saw six o'clock. On the House resuming at 8:30, Mr. Neill resumed the debate, claiming there was nothing drastic in the bill. He vestments have been made of American urged that members support it, other-wise they would be supporting the prin-ciple that men should not belong to fully in all its admirable parts by the provisions of the measure regarding the regulation of strikes and lock-outs in-troduced by the Provincial Secretary. The question was then put and the second reading lost by an overwhelming unjority, only Messre. Noin second reading lost by an overwhelming majority, only Messrs. Neill, Hawthorm-thwaite, Curtis and Houston voting aye. The second reading of other bills on the order paper stood over, and the House rose at 9:15 p.m. Mr. Cartis asked: 1. How many acres of land earned by the Columbian and Western Railway Company under its Subsidy Act (1896) have not yet been granted it? 2. When were the sections for which these lands have been earned com-pleted? these lands have been earned com-pleted? 3. Is the government aware that tax-ation of these lands only begins ten years after their acquisition by the company 4. If so, has the delay been to en-able the company to escape taxation for these years of delay? If not, what is the real reason for the delay? 5. How many acres of land have to date been crown-granted to such com-pany? 6. Were such lands, plor to grant defined, designated or surveyed, as re-quired by the Subsidy Act? 7. If not, what legislative or other authority had the government for crown-granting the secme? A Colonist reporter vesterday evening ascertained from Mr. Dunsmuir that he had had no conference with members of various deputations which were in the city with the object of interviewing him authority had the government for crowngranting the same? 8. Have the above-mentioned but angranted lands hereinbefore referred to been designated and surveyed in ac-cordance, with the act, within the seven years expiring 17th April, 1903? 9. If not, has not the right of the company to such lands lapsed? 10. If the right has lapsed, does the way? If it does, then why? Hon. Mr. Wells replied: 1. 808,872 acres earned in respect of sections 1 and 3 have not yet been crown-granted, and in addition 900,000 acres in respect of section 4, claimed by the company, have not been crown-granted by the section 4. CANON RICHARDSON DEAD. granted. Quebec, April 25.-Rev. Canon Rich-ardson, one of the best known and most highly respected Anglican ministers in Quebec, died early this morning. 2. Section 1 was completed in 1897. Section 3 was completed in 1899. Section 4 was completed in 1900. 3. Yes. 4. No. There has not been any unreasonable delay in issuing crown grants since completion of construction. THE KAISER'S COMPANY. Berlin, April 28.—Emperor William will be accompanied on his visit to Rome by Chaucellar Von Buelow and Field Marshal Von Waldersee. 5. 794,440 acres. 6. The lands were sufficiently desig-nated and surveyed to enable crown grants to be issued Answered by No. 6. DISSATISFIED WORKMEN. This is a matter for legal opinion. The matter has not been consid-Who Have. However. Kind Words for Canada. NOTICES OF MOTION. Hon. Mr. Prior—To introduce a bill to amend the Coal Mines Regulation Act. Mr. Curtis—To ask: 1. Has George Russell been grant-Co' a bear of foreshore on Beecher Bay? 2. If so, what was the date of his ap-plication, and upon what dates did no-tice thereof appear in the official Ga-zette? NOTICES OF MOTION. Montreal, April 28.—Certain mechan-the prese, complaining of the treatment they have received from the Sydney, They, how-ever, praise Canada, and are especially work to be had in Montreal. Situated in the valley east of the town, together with EVERY SOUL WITHIN THEM. The scene of the catastrophe was or-iginally one of great picturesquences, be-ing the valley of the Old Man river, work to be had in Montreal. Situated in the valley east of the town, together with EVERY SOUL WITHIN THEM. The scene of the Old Man river, which forms the eastern slope of the sheer wall of limestone, rising to a height of 3.500 feet above the level of the prese.

jured. Others injured are: James Warrington, thigh fractured. Alfred Watkins' girl, many severe S. Eunis, wife and four children, more or less seriously injured. The catastrophe came at fifteen min-utes past four o'clock this morning, when residents of the town were awakcity with the object of interviewing him regarding the situation affecting the op-eration of the mines. He had refused and would continue to refuse to treat with representatives of the Western Federation of Miners, though he would welcome at all times a conference with his men free from any union dictation. He had heard threats that a strike would be ordered at Cumberland. He was pre-pared for that eventuality, and would not fluch from his position for any threats of that nature. HAD FAILEN AWAY, and that the country extending from the and that the country extending from the eastern edge of the town for two miles down the pass and entirely across the pass, a distance of two miles or more from the mountain, lay buried beneath rock and debris of various kinds for a denth varying from two widers to one depth varying from twenty-five to one

hundred feet. In its sweep the great slide, if slide it was, or upheaval, if that be the more proper characterization, demolished and carried away the entire operating plant of the company-the tipple, beiler and engine house, electric light, plant, rail-way scales, shops and a row of coke ovens; destroyed seven houses owned by the coal company, burying six of them with most of their occupants, and likewise burying ten other habitations situated in the valley east of the town, together with



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