WORK WAITS ON COURT'S VERDICT

TREE INJUNCTION DELAYS SIDEWALK

Ald. Henderson Explains Council's Policy in Regard to Destruction of Trees.

As a result of the Chief Justice's action yesterday in continuing the injunction preventing the city from removing the poplar tree which stands on Douglas street opposite Dr. Hart's property, work on the new sidewalk which is being constructed on the west side of that street from View to Humboldt will not be completed until after the action has been finally disposed of in the courts, after the end of the legal vacation. Work will be carried on as far as possible, but nothing will be done in the neighborhood of the tree

The Poplar Opposite Dr. Hart's Residence Sought to Be Saved.

until such time as the city's right to remove it has been determined. This was the announcement made by Ald. Henderson this morning in connection with this matter.

In discussing the tree question generally, Ald. Henderson said that, the public had a wrong idea of the action of the council in removing trees. "There has been no indiscriminate destruction of trees," said he. "We have, it is true, removed a few trees which were standing in such places in the street that they were a nuisance, and would have to be removed sooner or later, but for every tree we have removed in the past two years we have put in fifty new ones. The council is not anxious to destroy trees just for the pleasure of doing so, but on the other hand are doing everything they can to save them when it can be done, and the work of street improvement carriend on at the same time.

"As to the destruction of the maples which formerly stood in front of Dr. Milne's office, I may say that I had some doubts myself on the question, but I asked the streets, bridges and sewers committee to pass upon the matter, with the result that it was decided that these trees should go.

"I think that if the public only realized the situation and knew exactly what the council is doing in this matter of tree destruction, and also what we have done in tree planting, there would be no complaint about the few cases in which we have found it necessary to remove trees from the streets."

LORD "BOBS'" ADVICE TO ENGLISH CADETS

Interesting Address by Famous General Before United Service School.

On June 15th last, Field Marshal Lord Roberts presented a field gun to the cadets of the United Service College in England. Many friends of the college had assembled on the lawn of the college grounds at St. Mark's, Windsor. The council of the Imperial Services College Trust (the governing body of the college) was represented by General Sir Stanley Edwardes, Admiral the Hon. Sir E. R. Freemantle, General Sir Ronald Lane, and Colonel A. B. Williams, Captain W. J. Wyndowe (late Northamptonshire regiment), O.C., U. S. College Cadet Corps attended Lord Roberts.

The field marshal was received with the general salute, and having inspected the corps which paraded under the command of Lieutenant W. G. Vickers (captain of the school), walked over to where the dark Khaki Elswick 12-pounder stood upon the parade.

Lord Roberts, addressing the cadets, said he was very glad to be able to come and personally present to them the gun which he sent to them some time ago for the United Services College. It was one of a battery of six guns, complete in all details, which was presented to him by a patriotic lady—Lady Meux—when he was ordered out to South Africa in December, 1899. It was a 12-pounder gun of 3-inch calibre, weighed 12 cwt., and had a range of 8,000 yards, which meant that if the shell fired from it was properly fused, and the gun properly elevated, the shell would burst over the Royal Stand at Ascot. It was far superior to any field gun then in South Africa at that time; its only drawback was its extreme weight. It weighed behind the team, all complete, over 40 cwt., and very often required eight horses to drag it properly instead of six horses which perhaps they were aware was the proper complement of Royal Horse and Field Artillery guns. He was very glad that the gun should have found a place in this college, as it would serve to remind the boys that occasions arise when war breaks out unexpectedly and they might at any time be called upon not only to defend their own country but the outlying provinces of the great Empire. To enable them to prepare for such a contingency it was essential that every able-bodied man in this country should undergo a certain amount of military training, and it was desirable that this should be begun early in life; the earlier the easier for them, boys are more receptive. It was satisfactory to him to know that in this college there is a cadet corps, and that every boy in the college who could belong to it, did belong to it. This was just as it should be, and he knew that every care was taken to inspire the boys with a proper feeling of patriotism, to make them understand that they must be prepared to undergo self-sacrifices, and to think that it is not only a duty but a privilege to take their place in the defence of their country should their service be required. He knew, too, that every care was being taken to educate the boys in all matters of order, regularity, and discipline. Boys without discipline, as men, could not hope to get on in the world. Discipline was the foundation of character, and character was by far the most important matter in a boy's training that could be conceived of, for however clever a man may be, and however well educated a man may be, if he was lacking character he would never be successful himself nor win the respect and confidence of those with whom he is associated. By character he meant truthfulness, honesty, purity, and cleanliness in mind as well as of body; obedience and respectfulness to all in authority; kind, courteous, and considerate behavior to everyone with whom they may come in contact. It was the possession of qualities such as these that made the gentleman, no matter what the birth, and without such qualities no man could hope to be successful in life. Then those boys who aimed to be leaders of men must be possessed also of self-control, self-reliance, fortitude, and determination. Above all things, they must possess moral courage and readiness to face responsibility. If they possessed those qualities, they might depend upon it, that, other things being equal, they would be a success in life, an honor to their country, and a benefit as well. He was glad to hear that they possessed a miniature rifle range, because they were aware what a great stress he laid upon everyone learning to shoot. It was important to have a miniature rifle range and practice with it. Let them not think that it was not good practice. He had known men come to Bisley who had never known what it was to shoot on any other but a miniature rifle range, and yet they were able to hold their own and to shoot as well as those who had been shooting for years at a long range. Yet with all his desire that miniature rifle shooting should be a pastime in this country, and that every man should be able to use a rifle and shoot with skill, they must not suppose that he thought that was to be the end of things. Unless they laid stress upon discipline, they would not be of much use as citizen soldiers or soldiers in the army. It was not expected that every boy would enter the army or navy, but it was essential that he should be a citizen soldier. If he was to be called upon to fight, it was essential that he should be trained beforehand, otherwise the country would find itself at a very great discount in the face of a prepared enemy. Fighting was now very difficult to what it was when he first entered the army. At that time troops were drawn up in close order and shooting was quite a secondary thing. They were forbidden to shoot until they could see the whites of the enemy's eyes. Let them test how near they must approach one another before they could see the whites of the eyes. It was about forty paces. At one point on the field of Waterloo, French and British forces were drawn up on opposite sides of the road, and actually fought across that narrow space. Now when a force entered the zone of fire the troops took up extended order, where a man might find himself, without an officer, twelve paces from his nearest comrade fighting by himself the whole day through. It involved a tremendous trial of pluck and nerve. Finally, he entrusted the gun to them with every confidence and wished them all success in their future careers. Addressing 2nd Lieut. Vickers, Lord Roberts congratulated him on the smartness of his men, and presented to him, as the best all round representative of the school, a copy of "Forty-one Years in India," with cordial wishes for his future prosperity.

GOOD FARMING LAND ON GRAHAM ISLAND

Prince Rupert Wharf to Be Longest on Pacific Coast.

Prince Rupert, July 12.—A prominent timber cruiser arriving here to-day from Queen Charlotte Islands says that a great extent of fine farming lands exists near Massett, on Graham Island. This land is first-class in all respects. Large tracts of this farming land are now being acquired by many American companies. One Seattle firm has just staked some sixty claims of 640 acres each. The American capitalists are taking time by the forelock in securing this land, while the Canadians represent only a small portion of the land owners of Graham Island. The climate there is ideal, only a small rainfall and very mild.

It is to-day stated that the Grand Trunk Pacific railway will at once extend their wharf at Prince Rupert a further distance of 750 feet east, and 750 feet west. Already this wharf is 1,500 feet long and this new extension will make it just 3,000 feet in length, giving the largest water front on the entire Pacific coast. The work of building this extension will be started just as soon as Harbor Engineer Bacon has returned from Victoria.

The final survey of the townsite of Prince Rupert will be commenced tomorrow, according to the present arrangements. The work will be done under the supervision of Fred. Ritchie, the government surveyor. It is also stated that the lots will be placed on the market in September for sure, and it is very probable that some of the streets will be graded before that time. It is fully expected that 5,000 people will be here by September 30th, and it is very probable that the lots will be sold by public auction this fall right in Prince Rupert.

FIRST APARTMENT HOUSE FOR VICTORIA

Plans Are Now Ready and Work it Is Announced Will Begin Shortly to Meet Demand.

The first apartment house in Victoria is to be built shortly at the corner of Douglas and Superior streets, upon three lots, 158 feet x 165 feet, which were sold to a Victoria syndicate some months ago for this purpose by Herbert Cuthbert & Co.

J. L. Skeene is to have the building of the block, which is a sufficient guarantee of the manner in which it is to be constructed, considering his excellent work on the Empress hotel, Pither & Leiser building and St. Joseph's hospital.

A company was incorporated yesterday under the name of the Victoria Apartment House Co., Ltd., composed of some of Victoria's most prominent citizens. In conversation with a Times reporter this morning Mr. Skeene, one of the largest shareholders, said that it would be one of the most up to date apartment houses on the Pacific coast, and in its dividend earning capacity will be second to none. It is to be of five stories high, and there will not be a foot of waste room in the while building. It will be entirely fire proof, all the floors being of reinforced concrete, and the partitions will be of hollow tile that will not only be fire proof, but will deaden the sound between each room, and will make it comparatively easy to throw two apartments into one if it is ever necessary.

There will be about 40 apartments and 30 single rooms, in each of which will be a bath and toilet. All the rooms will be steam heated, and will be supplied with hot and cold water, and every kitchen will contain an ordinary stove and a gas range and refrigerator.

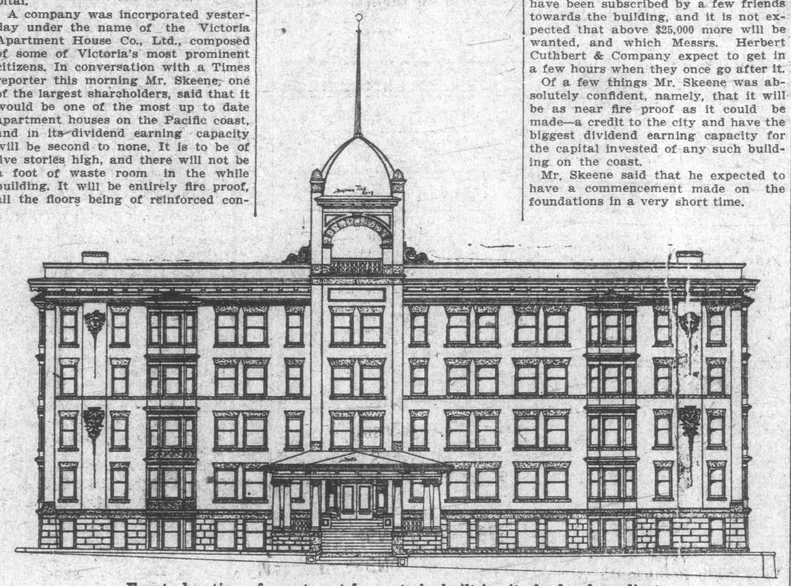
On the ground floor there will be a spacious rotunda and large dining room; an excellent elevator service will be maintained. There will also be a large laundry with steam dryer for the use of tenants.

Speaking upon the financial end of it, Mr. Skeene said that it will be a money maker from the start. In Vancouver these houses are paying from 20 to 25 per cent., and there are so many of them that one would think that the competition would keep down rents, but it does not seem so. The owners of all these houses have had to pay large sums for their sites, but in this case, fortunately, the site has been acquired for very little money, and there is no big charge against the earnings of the block for interest on a big price paid for it. The site is one of the finest in the city, and much more suitable than if it were in the centre of traffic. It commands a fine view from every side, and has all Beacon Hill park in front of it, and yet it is only one block from the parliament buildings, street car and Empress hotel; two blocks from the steamboat landings and post office, and four minutes' walk from the centre of the business life of the city. It is also away from the noise of traffic and of the street cars.

At the present time about $65,000 have been subscribed by a few friends towards the building, and it is not expected that above $25,000 more will be wanted, and which Messrs. Herbert Cuthbert & Company expect to get in a few hours when they once go after it.

Of a few things Mr. Skeene was absolutely confident, namely, that it will be as near fire proof as it could be made—a credit to the city and have the biggest dividend earning capacity for the capital invested of any such building on the coast.

Mr. Skeene said that he expected to have a commencement made on the foundations in a very short time.



Front elevation of apartment house to be built in city by local syndicate.

SALMON CATCHES ARE ON SMALL SIDE

Reports Received Indicate That Season is Late in Starting.

Vancouver, July 15.—Reports from the different points indicate that the salmon season has scarcely started, although at some of the places catches have been made that are above the average for this time of the year.

The details of the catch are:

Vancouver—Boats only got about 200. High boat, about 40; low boat, 2. Nothing in yesterday morning.

St. Munro—Boats got about 500. Average, 20. High boat, 54; low boat, 8.

Brunswick Camp—Average, about 15. High boat, 32. Nothing in yesterday morning. Boats did very little of Monday.

British America—Average, 30. High boat, 40. Got about 1,300 fish on Monday. No boats in yesterday morning.

Imperial—Twenty-three boats delivered. Average, 22 fish. High boat, 90.

Bellingham—Got about 3,000 from the salmon banks; 3,000 from Lummi, and about 9,000 from the Gulf. All trap fish. The seiners got about 2,000 in the straits on Monday.

No word received from Anacortes.

LID OFF GREENWOOD.

Greenwood, July 15.—The Ledge says:

The lid was off in Greenwood during the celebration days and the populace clustered around the poker, blackjack and roulette tables like a band of Arabs around a tank of ice water upon the desert of Sahara. Ed. O'Brien came over from Oroville and stood behind the wheel in the Victoria. He was out of luck, for even the two zeros could not save him and he quit $60 in the cellar. The genial Ed. hurried back to Oroville, where he played even selling schooners on the Fourth of July. At the Pacific Gene Shea and Batt Bowen twisted the little ball. From the way Gene was buying drinks and the smile Batt had on his face the goddess of chance must have been kind to the stalwarts from Phoenix. In the Windsor Doc. had a Monte Carlo in miniature and the wheel must have paid a thousand dividend. One Grand Forks sport plunged against it to the extent of 500 cold plunks, while the chubbers lost from two bits upwards. The games were on the dead level and both losers and winners seemed to enjoy the unusual event in Greenwood of being permitted to throw kisses at the Goddess of Chance even if the fickle jade did not always smile upon them.

DO YOU USE FOOT ELM OR ONLY AN IMITATION.

There is all the difference in the world between the two—a poor thing is never imitated. "Foot Elm" has dozens of imitators but no equals. Get the genuine—the kind that gave such relief during the South African War. The kind that Col. Otter, Capt. Baker and others spoke of so highly—19 powders, 25c.

LAUNCH FOUNDERS DURING TYPHOON

MANY PASSENGERS CARRIED BENEATH WAVES

Twenty-five Lives May Be Lost—Str. Suveric to the Rescue.

Manila, July 16.—A pleasure launch bound from Manila to Correigidor Island, carrying about 75 passengers, was caught in a typhoon to-day and foundered. It is believed 25 of the passengers, including three Americans, were drowned. The other number of about fifty were picked up by the British steamer Suveric, which was passing close to the launch when it foundered.

The Suveric lowered its boats immediately and together with the boats from other craft that came to the rescue picked up the fifty passengers with much difficulty.

It is reported an army surgeon is among those lost. Details of the disaster have not yet reached Manila. Correigidor Island is at the entrance of Manila Bay, thirty miles distant from the city.

MAINLAND BISHOPRIC IS DIVIDED

Rev. Father Munoz to Share Charge With Bishop Dontenwill.

Vancouver, July 15.—The Catholic bishopric of the Mainland of British Columbia, over which His Lordship Bishop Dontenwill has been in charge, has become so large and is growing so rapidly that it has been divided. The line of demarkation is an imaginary one drawn across the centre of the province from Prince Rupert to Stewart Lake. Bishop Dontenwill will remain in charge of the southern section.

The northern section, which will also include the valley of the Yukon, will hereafter be known as the Vicariate of Prince Rupert. It will be in charge of Rev. Father Bunoz, a well known northern clergyman, who will have the title of Vicar Apostolic. Later, the northern vicariate will be raised to the dignity of a bishopric.

HINDU OUTRAGE.

New Westminster, July 15.—Sand Singh, a Hindu, who was found by the police wandering around on Clarkson street during the early hours of the morning and suffering from a severe wound on his neck, told the police a weird tale of treachery on the part of two countrymen. Singh stated in broken English that he was walking from Port Moody with two fellow countrymen when they attacked him without warning and struck him on the neck with a small axe. He was stunned by the blow, and when he recovered his companions had disappeared.

ASSESSMENT ROLL IS COMPLETE FOR YEAR

Time for Entering of Appeals to the County Court Judge is Past.

The assessment roll for the city of Victoria for the present year has now been completed and shows an increase of $2,690,685 over the revised figures for last year. This year's revised figures are $15,385,025 for land assessment and $9,250,740 for improvements, as against $13,718,250 for land and $8,226,830 for improvements last year, the increase in the former being $1,666,775 and in the latter $1,023,910.

The revised list for this year shows very little change from the figures submitted by the assesor, the total reductions made by the court of revision amounting only to $15,085, of which $1,235 was in land values and $13,750 in those of improvements. As the improvements are taxed for only half their value, the changes made by the court of revision represent only $8,210 worth of taxable assessment.

The roll was returned to the council on May 14th, and the court of revision was held June 23rd. Following this any dissatisfied with the decisions of the court had the right to appeal to the County court judge. The time for entering such an appeal has now expired without any such action being taken by anyone, so the roll stands.

INCREASING SUPPLY OF GOLDSTREAM WATER

Waugh Creek to Be Turned Into General Supply.

The Esquimalt Water Works Company is making radical improvements at Goldstream this summer. A large force of Chinamen are at work preparing to divert the waters of Waugh creek into the general supply at the works.

About 100 men are at work on this undertaking, which includes the construction of a dam 40 feet high and about 300 feet in length. This will make a very marked increase in the capacity at Goldstream, increasing the supply by several million gallons.

The Esquimalt company has manifested business like methods in all its work of converting their Goldstream property into a great gathering ground for a water supply. T. Lubbe has the reputation of carrying out the work in the most approved manner.

The additional supply of water will put the Esquimalt company in an excellent position to meet all demands put upon it.

Mr. Lubbe has all along maintained that his company was not particular whether the city of Victoria took its supply of water from Goldstream or not, and that he was not particular whether the B. C. Electric Company depended upon his company for a power supply. Mr. Lubbe apparently realizes that the Goldstream water supply is something which will always find a ready purchaser.

Eat Lots of Fresh Fruits

By doing this you may save a doctor's bill.

STRAWBERRIES, 3 boxes	25c
RASPBERRIES, 2 boxes	25c
BLACK CURRANTS, 2 boxes	25c
BARTLETT PEARS, per lb	10c
TABLE APPLES, 3 lbs	25c
LARGE MUSKMELONS, each	10c
APRICOTS, per basket	40c
LARGE RED PLUMS, per basket	40c

ECONOMY JARS

Miss Dowling, demonstrator, is here and cordially invites you to call and learn about the best way to can fruit.

W. O. WALLACE
The Family Cash Grocery,
Cor. Yates and Douglas Sts. Phone 312

MERCHANTS' ANNUAL PICNIC ABANDONED

Business Men Have Shown No Desire to Join in the Event This Year.

Unless some decided move is made in the matter in the very near future there will be no merchants picnic this year as there has been for some years past. The event has always proved a most enjoyable one both to the clerks and proprietors but this year inertia appears to have overtaken the business community of the city in so far as this matter is concerned. Alex Peden, who was president of the Merchants' Association in charge of last year's celebration, has twice called meetings this year to arrange for a celebration, but the first of them he was the only one who attended, while on the second occasion he had only two others to keep him company. This was not even enough to constitute a quorum and so the gathering disbanded and nothing further has been done although Mr. Peden is willing to move in the matter at any time and to do the best he can to make the event the success it has always been in the past.

Discussing the matter to-day Mr. Peden said that apparently both the clerks and employers were losing sight of the fact that a little pleasure now and then was good for the best of men. This was a mistake, he thought. A good day together would do both bosses and workers all the good in the world. However, they did not appear anxious for it and so the matter would likely drop. As president of last year's celebration association, he had done his duty in calling meetings to arrange for this year's event, and he considered that he had discharged his duty to the full. However, even if the merchants would yet show any willingness to go ahead with the idea he would do what he could to assist.

DIES FROM WOUND.

General Rafael Portuondo Succumbs to Knife of Assassin.

Santiago, Cuba, July 16.—Gen. Rafael Portuondo died last night at Mayari as a result of the wound inflicted upon him on July 13th by Augustin Aguelara, a member of a prominent local family and brother of the Miguelista, candidate for mayor of Mayari.

The stabbing followed a political meeting in Mayari. The murderer's knife passed through Gen. Portuondo's left lung, and his condition has been practically without hope.

A special train with the body is expected to reach Santiago to-day. Gen. Portuondo was prominent in the Cuban revolt against Spain, and after the American intervention was made chairman of the executive committee of the first Cuban assembly. He was beloved universally. Flags at Santiago to-day are at half mast in honor of his memory.

The House of Lords consists of 3 princes of the blood royal, 2 archbishops, 22 dukes, 23 marquesses, 124 earls, 40 viscounts, 24 bishops, 334 barons, and 16 Scottish and 28 Irish representative peers—a total of 616.

The Deadly House Fly

Nothing carries or transmits disease more than the common house-fly and the mosquito. Wise people rid their houses of these dangerous pests. So easy, too, with these excellent exterminators:

"SURE KILL FLYPAPER
10c Per Package
"TANGLE FOOT"
50c per Box of 25 Sheets
The two best fly destroyers known.

CYRUS H. BOWES
CHEMIST
Government St., near Yates.
VICTORIA, B. C.

THIS WEEK WE WILL PLACE ON SALE ALL OUR

Ladies' Silk Gloves

DISCOUNT—20%—DISCOUNT

Including Black, White, Tan, Brown and Greys, in 12 and 16 button lengths.

A delayed shipment of men's French Lisle Fancy Hose just received; 100 dozen to choose from, ranging in price from 50c to $1.25. We will clear 1-4 off.

FINCH & FINCH
THE EXCLUSIVE STYLE STORE
HATTERS
1107 GOVERNMENT ST.

DEATH OF PIONEER.

William McKitrick Passed Away This Morning After Long Sickness.

(From Thursday's Daily.)

The death occurred this morning at 4 o'clock of William McKitrick at the family residence, 904 Caledonia avenue. The deceased was 57 years of age, and was a pioneer of Victoria, having come here in the early part of 1877 from Quebec. He then started in the blacksmith business and entered into partnership with Knight and McGregor. On the death of his partners, Mr. McKitrick took over the business himself. About six months ago he sold out on account of ill-health. Some two years ago he underwent an operation and has been ill ever since. He is survived by a wife, four daughters and three sons. The funeral will take place on Saturday at 2:30 from the family residence.

FLUE-CLEANING
—a dirty, heart-breaking job.
AND
FLUE-CLEANING
—a clean, record-breaking job.

THE FLUE DOORS

Situated "singly" over feed door —on some furnaces.

Situated "doubly," same distance from each other, same distance from feed door—on "Sunshine" Furnace.

"SUNSHINE" ADVANTAGE:

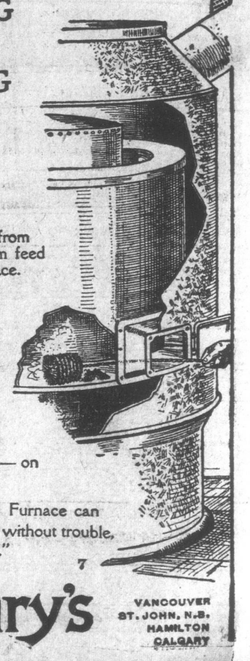
Operator can easily clean every bit of soot out of radiator.

THE OPERATION

Fire put out, smoke-pipe pulled down—on some furnaces.

Fire stays in, smoke-pipe stays up — on "Sunshine" Furnace.

"SUNSHINE" ADVANTAGE: Furnace can be cleaned out any time in season without trouble, dirt, or "fear of chilling the house."



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