

MAN HAS  
A CLOSE CALL

Res and Occupant  
Escapes Losing  
his Life.

Arch St.—J. W. Wilks, of very close to a watery day afternoon, and but aid of W. McKinley, hadly have perished in d water. Messrs. Wilks left the shore here in about 2.30, to row across Wilks intending to visit ch, and McKinley going ce.

out. Mr. Wilks got up eat's painter which was water, and in doing immediately falling over skiff. Being a good was able to recover the fortunately, in trying to ed it. At this juncture rowed up and seized the waist.

GARDING  
DREADNOUGHT

oBride Had Not  
ything of Prop-  
osition.

port in the East to the ish Columbia might onario in providing a or the Imperial navy pursued by the Aus-

hide, when questioned on ve no evidence that he consider the proposition id it was the first he had roposal.

ertainment will be held pril 13th, by the mem- es' Guild of St. James' schoolroom of the s to be known as the All the refreshments to fetaire. There will be a art stall, a paper stall useful and fancy ar-

o. Ld.

is no question but will be selling at a in any corporation. It is in operation. ure. large and perman- paper, and there is ould not pay at favorable conditions. up to 25 per cent. ke a profit of ap- on wrapping paper, the Pacific Coast t, after deducting imately \$15.00 per ards and this after Laurentide Paper Pulp and Paper ical United States 25th, 1907. Bulletin a profit of 20-2-3 three mills in the expenses, of 15 per or the year ending

. President of the rges against the on to Hon. Chas. J. n are now making 0 per on the e Co. \$2.50 per ton. up-to-date mills et of manufacture, more than 40 per red for a modern

here is no reason re more dividends Australia imported ada and Europe. Eastern Canada, sition to control it should be furnished e the goods, what e Orient than Brit- ews and Wrapping Canada and Ameri- the great Oriental is gradually in- and New Zealand supply of pulp and s of the world are s squares miter, nimal cost there is s than the present end of 7 per cent. stock. After 7 per nary shares, both

F 100 SHARES  
ER SHARE  
lly paid.

Courtesy. nal Bank of India. Co., Ltd., Victoria. Canadian Weed

# Victoria

TWICE-A-WEEK

# Times.

VOL. 37.

VICTORIA, B. C., TUESDAY, APRIL 6, 1909.

NO. 27

## DRASTIC REMEDY IS THREATENED

### U. S. GOVERNMENT BRIEF IN STANDARD OIL SUIT

#### Hints at Confiscation if Court is Unable to Grant Relief Required.

St. Louis, Mo., April 5.—Pointing out abuses, which it is alleged are proved by testimony, the final brief of the government in the suit to dissolve the Standard Oil Company of New Jersey, the one hundred million dollar Rockefeller holding company, was filed to-day in the United States Circuit court here.

In summing up the facts regarding the monopoly, which it is alleged the Standard maintains, the brief says that the question is whether the Standard, as constituted, is a legal organization. It states that if the court holds that the corporation is legal, then there can be no doubt that it is not guilty of monopoly. But if the court makes such a ruling, it asserts, the company will have carte blanche to pursue its own methods and can eliminate every competitor inside of two years. The brief says:

"There is no question if this court holds that the Standard Oil Company of New Jersey is a legal organization, that it is not guilty of monopoly. In other words, such a decision gives the company carte blanche to pursue its methods, and it can eliminate every competitor inside of two years.

Hints at Confiscation.

"We do not wish to be understood to be discouraging enterprise or taking a position against legitimate competition, but if the Sherman Act means anything, it means monopoly acquired by such methods of competition as practiced by this concern, and unless it is enforced the small corporation or individual who wishes to engage in business will have absolutely no opportunity at all."

The government hints at confiscation of the Standard's products if the court is unable to grant the relief required. The brief declares that the government has hesitated to invoke the drastic remedy of confiscation, but expresses a doubt whether any other remedy suggested by law is adequate to stop the encroachments of such combinations. In this connection the brief says:

"Either the Sherman Act had better be repealed or it should be enforced, so that the people will respect it."

Claims Monopoly is Proved.

The brief alleges that the testimony proves that a monopoly is maintained by the Standard in various lines. It refers to the absolute monopoly throughout the Rocky Mountain region, and in most of the Pacific coast states. The government makes the following statement:

"We venture to say that there never was a combination before a court bearing so many earmarks of oppression. (Concluded on page 3.)

MME. MODJESKA.  
Famous Actress Has Been Unconscious for More Than Seventy-six Hours.

Los Angeles, Cal., April 5.—Throughout the night no change in the condition of Helena Modjeska, the famous Polish actress, was reported and today her physician, Dr. Boyd, who, with two nurses, has been constantly at the sick bed, declared that the actress might pass from her state of coma into death. The countess has been unconscious for 76 hours and nourishment has been given her by injection. No effort has been made to arouse her and her condition this morning gave no indication of when the crisis will be reached.

Count Schlapowski, the patient's husband, and her son Ralph, stand the greater part of their time at the bedside and sleep within easy call of the nurses.

ASIANIC QUESTION NOT LOCAL ONE

### A. S. Goodeve, M. P., Declares It Affects Canada and the Empire.

Toronto, Ont., April 5.—"The Asiatic question is not one for British Columbia alone. It is for Canada and for the British Empire. We have the right to say who shall and who shall not come to and possess our lands. The life of the Japanese is such that he can never assimilate with the Canadian. It is not that they are too low to associate with us, it is almost exactly the opposite. They are our friends to-day, but they are also our enemies to-morrow. I am not an alarmist, but if trouble comes, will the Japanese fight under the British flag? No, they will return to fight for the Mikado."

In sentences like the above A. S. Goodeve, M. P. for Kootenay, referred to the Oriental question at the coast in the course of an address in the new club rooms of Central and South Toronto Conservative Associations on Saturday night. George Cowan, Vancouver, who had been expected to address the club members, was unable to attend.

LIVERPOOL WHEAT.  
Liverpool, April 5.—May wheat opened 8-6 3/8; closed 8-6.



THE TWO "PRINCESS" FLYERS IN A TRY-OUT  
Stirring manoeuvres by the C. P. R.'s fleet passenger vessels off Beacon Hill yesterday. (1) A run for port-Charlotte leading. Victoria behind Trail Island in the background. (2) The Princess Charlotte bow on. (3) Princess Charlotte showing her "wake." (4) Group of photographers who took the manoeuvres. Capt. Troup is seated second from the right of the picture.

### BIG POWER PLANT AT STAVE LAKE

FINANCES COMPLETE; WORK TO BE RUSHED  
Current Will Be Delivered in Coast Cities Within 18 Months.

Vancouver, April 5.—All financial arrangements for the completion of the huge works of the Stave Lake Power Company have been underwritten by Eastern Canadian capitalists. William McNeill, secretary of the company, returned last night from Montreal where he completed the financial arrangements which were under negotiations for the past two months.

C. H. Cahon, representative of large capital now interested in the Stave Lake Power Company, will arrive on the coast in ten days' time to consult with President John Hendry, with whom he will be associated in the management of the enterprise. Mr. Cahon will not remain on the coast long as he will have his headquarters in Montreal. The Royal Trust Company, of Montreal, is trustee of the company's bonds, and the banking will be done by the Bank of Montreal. The Montreal Trust & Deposit Company is transfer agent and registrar.

The work of completing the big power plant at Stave Lake falls will be immediately rushed, and within eighteen months power will be delivered in Vancouver and New Westminster.

### CHINAMAN USES KNIFE

Oriental in San Francisco Stabs His Cousin During Quarrel Over Loan of \$20.  
San Francisco, Cal., April 5.—A stabbing affray between two Chinese cousins, who quarreled over a loan of \$20, started a wild rumor last night that another Tong war was imminent in Chinatown. To prevent the rival hatching men taking advantage of the excitement to renew hostilities, the police force in the Chinese quarter is to-day using extraordinary precautions to keep the troublesome highlanders in check.

The fight last night took place in a wine shop. On Hung drew a knife and lunged at On Lie Fook, cutting him in the neck and narrowly missing his jugular vein. Fook was hurried to the hospital, where he is reported to-day, to be comparatively out of danger. Hung after making his escape, was later caught in one of his old haunts. Both men are members of the Sue Sing Tong.

### TOURIST TRAVEL HEAVY.

Many Coming to Coast From Middle West States and Atlantic Seaboard.  
San Francisco, Cal., April 5.—According to the statements to-day of hotel managers and transportation agents, the tourist trade to San Francisco is heavier than in any previous year in the history of the city, and continues with no signs of abatement. Hotels are filled to overflowing and prospective tourists are turned away daily.

The unusual influx of tourists is ascribed to the greatly reduced railroad rates, and the ever increasing popularity of the coast for a winter sojourn. The greater part of the travel is from the middle west and the eastern seaboard.

### PACIFIC MAIL LINER ASHORE

PASSENGERS RESCUED BY CRUISER CALIFORNIA  
Vessel Went Aground During Heavy Fog and May Be Total Loss.

Los Angeles, April 5.—(By wireless from Magdalena Bay.)—The steamship Indiana, of the Pacific Mail Company, went ashore during a heavy fog in Magdalena Bay last night, and while resting easily to-day on the rock bottom on Cape Tresco, it is feared she will be a total wreck if eastern winds set in.

The big steamship, which was bound from Mazatlan to San Francisco, struck in the heavy fog that settled over the bay. Every one of the passengers were taken aboard the armored cruiser California, and are now bound northward.

Officials of the steamship company received wireless message to-day announcing that the water in hold No. 1 is fourteen feet deep, and in hold No. 2 the depth of water is 16 feet. They do not think the vessel can be saved.

The Indiana is sheltered from all but an east wind.

The Indiana is not equipped with wireless apparatus and communication is established only by means of a service on board the cruiser Albany, which transferred the Indiana's passengers to the cruiser California late yesterday afternoon. The California will arrive at San Diego to-morrow morning. With the Indiana remains the Albany, and the navy tug Portune and Navajo. Owing to the weather, no wireless communication with the Albany to-day was possible, after sunrise.

The Indiana with her cargo is valued at \$500,000.

### DOG TEAMS NOW ON HOME STRETCH

Berger's Entries Likely to Take First and Second Places in Alaska Race.  
Nome, Alaska, April 5.—With a good lead over other contestants, Berger's teams number 1 and number 2 seem sure of first and second places in Alaska's big annual dog race, the all-Alaska sweepstakes, the value of which to the winner is \$11,000 in gold and a magnificent gold trophy cup. The teams are now mushing along the trail homeward bound, all entries having passed Candle, the northern terminus of the course. The team entered by Goosuk and Johnson, of Fairbanks, is in the third place, but the race for show money is exciting much interest. Gilmore's team is close at the heels of the Goosuk-Johnson entry. The other teams are far behind, and are not considered dangerous.

### B. C. LUMBERMEN ADVANCE PRICES

Winnipeg, April 5.—British Columbia lumber manufacturers to-day advanced prices throughout Western Canada \$1 to \$3 per thousand. They claim there has been a heavy demand for railway and bridge timber, and for lumber for building railway cars all season.

### OUTLOOK BRIGHT FOR MINING IN LILLOOET

New Stamp Mill for the Ben d'Or—Drudge at Work on the Fraser.  
Vancouver, April 3.—J. H. S. Rowbottom, of Lillooet, now visiting the city, says that the prospects are particularly bright for that district during the present season. On Cayoos creek, a placer proposition, controlled by the Vancouver Enterprise Company, is being worked with eighteen men, operations having started there within the last few days. In addition to this work has opened up on a hydraulic proposition on Alexander creek, a tributary of ridge river, and work has been started in the Ben d'Or mine. This last mentioned is a gold quartz proposition, and the stamp mill will be started up as soon as weather conditions are favorable. Mr. Rowbottom says that the gold dredge, which has been operating on the Fraser river at Lillooet, is now at work and, as he believes, with satisfactory results.

### SAANICH WILL SEEK TO PREVENT BLASTING

Endeavor Made to Stop City's Operations at Mount Tolmie—Residents of District Present Complaints to Council.  
(From Monday's Daily.)  
Residents of Saanich living in the vicinity of Mount Tolmie are determined that blasting for rock for the city streets shall not be carried on there if by any means it can be stopped. As announced in Saturday afternoon's Times, a petition was circulated among those coming within the radius affected. On Saturday evening the petition was presented to the Saanich council and a strong delegation appeared to back it up. The petition was the largest signed one ever brought before the council. The reeve and councillors decided to take action and go as far as they can in the matter. A lawyer will be consulted before deciding upon the line of action, but from the tone of the residents and the council the municipality is determined to leave nothing undone to right what they look upon as a serious grievance. Those concerned have three bodies against which they claim a grievance, the city, the Lineham-Scott Sand & Gravel Company and the B. C. Electric Company. The city of Victoria is held to be responsible for creating trouble at Mount Tolmie by entering into a contract to take rock from that point. It is further alleged that without asking permission the city has proceeded to put up the necessary shops supplementary to the crusher either on the road or close alongside of it at the mount.

The sand and gravel company is held responsible for having spoiled a beauty spot in the district by taking out gravel and rocks there and of cutting up the roads to such an extent that they have become almost impassable.

The electric company, it is represented, have really aided in all the work of spoliation by giving a freight line to the pits and in addition to all that it is represented that the electric company has not kept faith with the residents of that district in not furnishing a passenger service on the line.

The decision to begin blasting for the city streets was the last straw. Residents then decided to protect themselves to the fullest and accordingly ask for an injunction. Consultation with a solicitor will have to be had in order to ascertain whether the step can be taken and against whom they shall proceed.

University School Affected.  
It was represented that the University school would take action also in the matter, claiming that the school will suffer if blasting is to be allowed. The faculty of the school all signed the petition to the Saanich council. The petition was circulated within a radius of a mile of the place and about seventy-one signed it. Only one refused to affix his signature. The deputations that waited upon the council consisted of H. Lloyd, J. A. Windsor, J. F. Dean and Sydney Williams.

Incidentally during the discussion before the council the question arose as to whether the city park supposed to exist on Mount Tolmie really still remained a park or whether the land had gone back to the original owners.

Present Petition.  
The petition presented was as follows:  
"To the Reeve and Councillors of the Municipality of South Saanich—  
"Gentlemen—The residents of Mount Tolmie and neighborhood petition as follows:  
"Whereas a certain company have entered into a five years contract with the city of Victoria to supply that corporation with rock for street paving purpose, this rock to be obtained from and crushed at Mount Tolmie.  
"And whereas the work will entail heavy and continual blasting, the noise and concussion of which will form a public nuisance.  
"And whereas the said company and the city of Victoria by removing large quantities of gravel and rock are utterly destroying the beauty of one of the most attractive and popular resorts adjacent to the city.  
"And whereas this company together with the B. C. Electric Railway Company are turning the Richmond road into a freight railway line which together with the hauling of heavy loads in wagons has almost ruined this important highway for driving purposes.  
"And whereas by these actions the property in the neighborhood is likely to be very seriously depreciated in value.  
"Therefore your petitioners humbly pray that your honorable body will cause an injunction to be immediately placed upon this company and the city of Victoria to stop the work complained of and the further defacement of this beautiful spot, and also take what further action be deemed necessary to permanently put a stop to the same.  
"And your petitioners as in duty bound will ever pray.  
Mr. Lloyd, addressing the council on the subject, said the petition had been signed by the residents within a mile radius of the place. This rock was to be blasted out by the city of Victoria. This year 50,000 cubic yards would be taken out. Succeeding years would see more than that taken out. The (Concluded on page 3.)

### HEINZE WILL RE-OPEN MINES

TRYING TO RETRIEVE SHATTERED FORTUNE  
Full Force to Be Employed on Valuable Property at Wardner, Idaho.

Coeur Alene, Idaho, April 5.—By far the most interesting and important news that has reached this district in many days is the report, which seems to be well founded, that Augustus Heinze, the copper king, has decided to resume mining operations in the Coeur d'Alene district with all the activity that marked those of former years, to recoup his fortune.

After an absence of three years he has ordered work resumed in the Stewart mine at Wardner, his most valuable property. It is learned here that a full force will be employed almost immediately. The news of Heinze's return is being discussed with cumulative interest to-day, for it means employment for hundreds of men. A large force is now clearing all the tunnels of the Stewart mine to have them in good condition when Heinze arrives to inspect the property.

The copper king suffered heavy losses as the result of the last financial depression. It is to regain his fortune, it is said, that he has decided to reopen his mines.

### ARCTIC CLUB FORMED AT TERMINAL CITY

Has Been Organized by Members of the Arctic Brotherhood.  
Vancouver, April 3.—At a largely attended meeting of the Arctic Brotherhood held at night, it was unanimously decided to form an Arctic club, which will be based on similar lines to the one that has been established in Seattle for several years, and which has a membership of 1,500 members. Applications will be made immediately for incorporation and at the next meeting which will be held a week from next Wednesday night, steps for permanent organization will be taken, and the nominations for officers, etc., will also take place then. Several committees, including one to secure a building for the use of the club, and another one the credentials committee whose object it will be to secure members, were appointed, and will report to the executive next week. One of the brothers present offers to provide the funds for securing quarters, but it is not known yet whether his offer will be accepted.

### 400 QUIT WORK IN ANTHRACITE REGION

Scranton, Pa., April 2.—The first strike in the anthracite coal regions, following the expiration of the agreement between the miners and the operators, was inaugurated to-day at the Keystone colliery in independent operation near Pittston. About 400 men quit work. It is alleged by the strikers that the company made repeated cuts in wages and the strike is said to have the sanction of the national and district officers of the miners' union.

### ZEPPELIN TAKES ANOTHER FLIGHT

Will Endeavor to Remain in Air for Twenty-four Hours.  
Friedrichshafen, April 5.—With the intention of remaining aloft 24 hours, Count Zeppelin, accompanied by fifteen passengers, ascended from this city in his new airship this morning.

The flight was started in the presence of a large crowd of spectators who applauded the plucky aeronaut as his great craft lifted gently from the earth. Ascending gradually until a moderate height was reached, the airship drifted rapidly northward before a strong wind and soon disappeared in the direction of Ulm.

Reports from that city five hours later announced that the big ship had been sighted, and was proceeding leisurely toward the north.

According to the report the craft was riding well and the count's ambition to remain in the air 24 hours apparently will be fulfilled.

BURNED TO DEATH.  
Ogden, Utah, April 5.—Lying helpless and drunk in his burning shack in the rear of a saloon, Peter Oline, 70 years of age, was slowly cooked to death last night while hundreds of spectators looked on, powerless to save him. Oline had been drinking heavily and was caught in the fire before he could escape.