

HOUSTON'S CASE IN HIGHER COURT

C. J. V. SPRATT GIVES
EVIDENCE FOR DEFENCE

Prosecution Closes and Magistrate Holds There is Sufficient to Commit Accused

(From Tuesday's Daily.)

At the preliminary hearing of the charges of receiving stolen navy stores proffered against C. J. V. Spratt, director, and Wm. Houston, foreman, of the Victoria Machinery depot, continued in the police court this morning, the prosecution concluded the calling of evidence.

W. J. Taylor, K. C., for Spratt, and Stuart Henderson, for Houston, made addresses asking for a dismissal, on the ground that no evidence had been called.

J. A. Alkman addressed the court for the prosecution and the magistrate reviewed portion of the evidence and held that there was evidence of Bullock, which was corroborated by two or three other witnesses, and decided that at that stage he thought there was sufficient evidence on which to commit the two accused for trial to a higher court.

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der Vivian full, in his attempt to get money and there could be no conclusion that Bullock had manufactured evidence to get revenge when he failed to extort money. Mr. Taylor offered to get authority to show the magistrate why he should not send Mr. Spratt for trial. He asked for a dismissal.

Stuart Henderson, counsel for William Houston, said even if the charges were true his clients gain must have been infinitesimal. He said there was no evidence of theft or who stole the goods, therefore there could be no case of receiving stolen goods. So far as accused was concerned the case was in the same position as when the information was sworn. The crown had not called all. The articles are ordinary articles of commerce. They could be easily recognized. Even if the goods were not sold at naval sales they did not know the things had not been sold at 2 or 3 years and they were entitled, when a man offered for sale these things, to buy them. There was nothing to warrant the thought that the goods had not been honestly bought. He was corroborated by the evidence, saying even if Bullock was telling the truth and had stayed with the corrupt company, he certainly became an accomplice and his evidence could be treated accordingly. The evidence did not trace where the goods came from. The crown had failed to show that the goods had been stolen. The prosecution could have obtained the company's books had it wanted to. The defendants were managing a large business and it was in their interest to take steps to keep their names as clean as possible. It was a large industry in the city.

"To my mind the evidence is very slight and if your worship thinks there is no prima facie case made out the charge should be dismissed," Mr. Taylor concluded.

J. A. Alkman commented on the fact of the long addresses made by the two accused, and said that he was not calling evidence for Houston, but would later call evidence for the other accused.

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OAK BAY TO ESTABLISH INCINERATOR PLANT

Municipal Hall Postponed—
Beacon Fire and Decorations
for Coronation Day

Provided no unlooked-for hindrance or objection arises, the Oak Bay municipality will show its loyalty on coronation night by lighting a great beacon fire on the top of Gonzales hill. Some fear was expressed Monday night at the meeting of the council that such a scheme was too dangerous because no water could be brought near the summit of the hill. Upon this Councilor Pemberton, who granted the council permission to light the fire on Gonzales hill, which is his property, offered to supply three chemical fire extinguishers. His offer was accepted with thanks. The fuel used will be oil and tar.

The general works committee reported that its meeting on June 12, an offer was received from Bandmaster Rogers, of the Fifth Regiment band, to play a series of eight concerts at the Oak Bay hotel, at the rate of \$50 per concert. The committee wrote to Mr. Rogers informing him that as no appropriation had been made for this in the estimates they could take no steps in the matter.

The health committee in its report informed the council that a petition had been received asking for an adequate system for the disposal of garbage. It was resolved to take steps to construct an incinerator plant. The report was adopted as read.

The joint committee of the Oak Bay and Victoria councils, which met to arrange for the cost of a trunk sewer, reported that it had been agreed that the city should pay two-thirds and the municipality one-third.

Among the communications was an invitation to the council from Dean Doull to attend the service in St. George's Cathedral on Thursday. This was accepted with thanks and the clerk instructed to notify the Dean to that effect.

Herbert Cuthbert, on behalf of the management committee of the coronation celebration, wrote to thank the council for its resolve to light a beacon fire to help in the work of celebrating. The council is also going to decorate the schoolhouse.

Two petitions asking for improvement on Foul Bay road and Newport avenue were received, property signed, and the work will be proceeded with in the usual way. Another asked for sidewalks on Foul Bay road, and that three-fifths of the cost of laying same be borne by residents of the east side of the street and two-fifths by those on the west. The reeve thought that this could not be done, so the matter was referred to the solicitor and engineer to thresh out.

Plans for three private houses and for the Oak Bay Anglican church were approved. There was some discussion as to the fee for building the new present \$2. Councilor McGregor wanted it reduced to twenty-five cents, but the reeve objected strongly. Plans for a new house were also discussed and dealt with at committee meetings instead of in council.

The question of constructing a municipal and fire hall was once again put off; this time the general committee of works, which meets next week, will deal with it.

Knocked into River.

Mount Vernon, Wash., June 20.—J. E. Robinson, foreman for Grant, Smith & Co., on the repair of the Great Northern railroad bridge which crosses the Skagit river at Riverside, two miles north of Mount Vernon, was known from the top girder of the structure on Sunday morning and drowned.

Robinson was finishing his last bit of work on the big contract which he had been through in a few minutes.

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CANADIANS ARE HONORED BY KING

BARONETCY CONFERRED
UPON DR. W. OSLER

Hon. L. M. Jones, William Whyte and Judge Routhier Are Knighted

London, June 20.—The coming coronation of King George is signalled by a free handed distribution of honors. In the list announced last night the colonial premiers figure prominently. Sir Joseph G. Ward, prime minister of New Zealand, is promoted to a baronetcy. Andrew Fisher, premier of Australia, and Sir Edward Morris, premier of Newfoundland, are made privy councillors.

The bestowal of a baronetcy upon Dr. William Osler, regius professor of medicine at Oxford, and formerly professor of medicine at Johns Hopkins University at Baltimore and McGill University at Montreal, is the most interesting item in the honor list to Canadians.

Knighthood is also conferred on Hon. L. M. Jones, Toronto; Judge Routhier, Quebec, and William Whyte, C. P. R. vice-president.

The Earl of Crewe, who was the Liberal leader in the House of Lords until his withdrawal on account of illness, is made a marquis. Lord Rosebery, Lord Curzon of Kedleston, and Lord Brassey are made earls of the United Kingdom. Lord Rosebery, the former member of the House of Commons, is made a duke of Midlothian. His former earldom was of Scotland only, and he sat in the House of Lords as Baron Rosebery.

The Right Honorable Alexander William Murray, master of Elibank, the chief Liberal whip in the House of Commons; Baron Knollys, the King's secretary; Baron Alendale, and the Right Honorable Arelas Akers-Douglas, secretary of the House of Commons, are made viscounts.

Both of the King's secretaries are recognized, Lord Knollys and Lieut. Colonel Sir Arthur J. Biege, the latter being one of nine new barons created. The others are Lord Mountgarret, Sir Charles B. McLaren, Sir Alexander Acland-Hood, the chief Unionist whip; Sir William T. Lewis, the noted mining expert; Sir James L. Mackenzie, who has given much time to Indian affairs; Archibald Corbett, member of parliament for Glasgow since 1885; Thomas Gairns Ashby, M. P. for Bedfordshire, and Geoffrey R. H. D'Almeida.

Altogether twenty new baronets and forty knights are created. The stage has been recognized by the knighting of George Alexander, the actor-manufacturer. Sir Isaac, the attorney-general, and Sir Edmund Wood, the parliamentary secretary of the foreign office; Dr. J. McManis, secretary to the admiralty; Sir T. Veazey Strong, Lord Justice of Appeal; and Lord H. Jackson, a prominent banker, are among the new privy councillors. The baronets and knights include men conspicuous in commerce and science.

Several hundred decorations have been bestowed on the army and navy. The Duke of Devonshire, the Duke of Argyll and the Duke of Fife are given the Order of the Garter. Sir Charles Fitzpatrick, chief justice of Canada, has been made a knight of the Order of St. Michael and St. George, while Robert Alexander Falconer, president of Toronto University, and Charles J. James, deputy minister of agriculture, Toronto, are made companions of St. Michael and St. George.

General Sir William G. Nicholson, chief of the general staff, and General Lord Paul Sanfey, who commanded the first division of the Canadian army corps in the South African war, were last night gazetted field marshals.

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FALKNER GUILTY ON MOST SERIOUS COUNT

Admits Doing Wrong but Denies Guilt of Defence Charged

(From Friday's Daily.)

The trial of George Falkner continued yesterday afternoon and this morning and went to the jury at noon. Falkner took the box on his own behalf yesterday afternoon, and placed the blame for his position as an accused man upon the little girl. He was a very Adam. His story was: "She met Larry and I in the park, and said 'Hello boys.' She did the driving. She told me she wanted to run away and I felt sorry for her. I naturally became attached to her that is in a friendly way, and she appealed to me. Nothing improper ever took place between us. We parted on good terms on the Friday and I took her out again on the Sunday."

In cross examination by H. W. R. Moore the accused denied every allegation contained in the crown case, but admitted taking the girl for three weeks. He said he got back the ring which she had bought for him and he had lent to another small girl he had met in the Beacon Hill Park. He had not received the second ring back yet and was not acquainted with the parents of the girl who borrowed it.

A good deal of the blame for his position in the dock was thrown by Falkner on the man known as Larry. His lordship took the witness in hand and asked him, with a touch of sarcasm, whether it was not a fact that the little girl was the tempter and he the innocent victim. According to the story told by accused, his lordship remarked, the girl did everything else. Asked why he had