

LEGAL OPINION

WILL BE TAKEN

POWER TO ENFORCE B. C. E. R. AGREEMENT

Lighting Rates Charged Private Consumers Come in for Criticism From Council

At the meeting of the city council on Friday the city solicitor reported that the manager of the B. C. E. R. had not yet replied to his letter with reference to the agreement over electric light and power rates, and meanwhile he had asked the comptroller to pay the city bills, less the amount to be reduced under the terms of the agreement.

Alderman H. M. Fullerton wished some action to be taken in connection with the rates to be taken by the city, but he had heard unoptimistically that it was the intention of the manager to consult with the officials in Vancouver before giving a reply.

Alderman F. M. Fullerton contended that even if the schedule of rates under agreement was maintained citizens would be paying far too much for their light in comparison with other cities.

Alderman Ross, as a member of the council when the agreement was passed, said it was definitely understood there was to be a big reduction in the lighting rates when power was available from Jordan river.

FOURTEEN SAILORS PERISH IN WRECK

Steamer Goes Ashore on Cornish Coast—Schooner May Have Sounded

London, Dec. 9.—Fourteen members of the crew of the Belgian steamer Vanduyck were drowned when she was wrecked off the Cornish coast on Thursday.

GOES TO SUPREME COURT OF CANADA

Interesting Points Are Involved in Real Estate Action

Vancouver, Dec. 9.—An appeal to the Supreme Court of Canada was launched yesterday in the case of Nasmith vs. Bentley and Weir, in which the Court of Appeal of British Columbia recently upheld the judgment of Mr. Justice Clement at the trial.

WOMAN MURDERED.

Spokane, Wash., Dec. 9.—The body of Anna Weber, thirty years old, daughter of George Weber, a dairyman, was found yesterday on Summit boulevard, four blocks south of St. Luke's hospital. It was indicated that she was murdered and robbed. A deep wound pierced the skull appears to have been made by a sharp instrument. No clue to the murder has yet been found.

NOT LET MORE CONTRACTS

PAVING WORK MUST WAIT TILL SPRING

Council Decides Against Carrying on Further Street Work in Rainy Weather

The council decided on Friday after a long and, at times, acrimonious debate, that no further contracts should be let for street paving, and therefore the streets which have been passed will have to wait to the end of the rainy season.

The debate brought out an interesting statement from Alderman Gleason that of the twenty-one streets let to the Worswick Paving Company not one was complete, and of the first contract of eighty-five streets let to the Canadian Mineral Rubber Company, thirty-four were completed, ten partially complete, and forty-one not started, and of the second contract of twenty-five streets, none had yet been started.

Alderman W. F. Fullerton, after Alderman Ross formally moved that tenders should be called for paving the streets which are passed, said the time had come for a municipal paving plant, and this could be done as cheaply as the company were able to carry on their work.

Alderman Gleason said the last argument of Alderman Fullerton fell to the ground because the engineer knew as the bylaws passed what streets he had to work upon, and while the council had acted wisely in letting a large contract in the spring, he was opposed to any further contracts being let at the present time.

Alderman H. M. Fullerton was against the commencement of lateral work on streets which had not been disturbed, but he hoped there would not be further delay in providing facilities for owners who had petitioned for improvements.

Alderman Okell said the fault of the present year had been the policy adopted of rushing things. The engineer's work of the department had been working at high pressure all year, and errors had been inevitable.

Mayor Morley called Alderman W. F. Fullerton to the chair, and then advised the council that he would not be willing to allow of any civic policy of paving to be advanced until the city was in a very different position to systematic work. A great deal has been said about the late contract, but they must wait till they knew if it was cheap in the true sense of the word or cheap in the other meaning. Only when finished could they finally judge if they had done right.

There had been slackness in the engineering department, in consequence of which the streets were not ready for the contractors. The engineer knew better than the council what was wanted. A remark that since 1906, the year he became mayor, the city had taken an advance, was greeted with ironic laughter, and interruption from Alderman Humber, and his worship went on to explain that he did not claim the credit for himself, but only a fair share! However, the time had now come when they depended on the council for a sound, and not an excessive paving policy, and they should provide for the future, and have work spread over several years, so that there would not be the slump they knew a few years ago. They should provide for the margin of safety, and rather consider their own people than the introduction of large numbers from the other side for a time. A large floating population, such as would be accentuated by the Sooke Lake water scheme, brought with it dangers to the community.

Alderman H. M. Fullerton said the mayor had again used his position to take a slam at the engineer. The official was without funds till the middle of the year, and could not go ahead with sewer work. The mayor wished to be known as the watch dog of the city, but he had failed as a business

MAY BE REMOVED TO PENITENTIARY TO-DAY

San Francisco Labor Leaders Will Be Asked to Appear Before Grand Jury

Los Angeles, Calif., Dec. 9.—Sheriff Hanson announced at his headquarters today that the McNamara brothers might be on their way to San Quentin some time between now and to-morrow morning.

Though the federal grand jury will not meet again until next Tuesday, Oscar Lawler, the government's special prosecutor of the alleged dynamiting conspiracies, was occupied to-day with several witnesses, among them being Mrs. D. H. Ingersoll of San Francisco. The latter kept a lodging house where James B. McNamara lived for a time.

Mr. Lawler admitted to-day that the McNamara brothers could not testify for the government. Asked whether the grand jury had nearly completed its probe, Mr. Lawler answered in the negative, indicating that it would take some time for all the witnesses to be examined.

The McNamara brothers told the jury to-day that they were anxious to leave Los Angeles and begin their terms in the state prison. J. B., who has a sentence of life imprisonment, before his brother, who has only 15 years to serve, according to the deputy who has been guarding the cell where both are confined.

William Young, before whom Burt H. Franklin is charged with bribing a juror for the McNamara case and was released on bail, conferred with Judge Bordwell to-day about the use of the McNamara trial in the preliminary examination on Monday. It was said on good authority that Franklin would waive preliminary examination and be bound over for trial before a Superior court magistrate.

The state already has secured a postponement until January 4 of the trial of Bender, Maple and Connor, the union men charged with attempting to dynamite the Hall of Records a month before the Times was destroyed.

Seattle, Wash., Dec. 9.—Warren Camp, 23 years of age, a musician, employed at the Olympia Cafe, died suddenly last night under peculiar circumstances. Camp left his position at the piano about midnight and a few minutes later was picked up outside the door unconscious. He died on the way to the hospital. He was apparently in good health and the hospital physicians were unable to account for his sudden death. Camp was married and his home was at St. George's apartment, 14 Acme avenue.

London, Dec. 9.—Dr. Orville Owen, of Detroit, who earlier in the year conducted excavations in the river Wye for manuscripts which he believed would establish that Bacon was the author of the Shakespearean plays, later abandoning them, sails to-day for America. He says he will find the boxes containing the library if he has to remain in Europe for the next forty years.

Shanghai, Dec. 9.—A telegram from Nanking says that General Chiang Hsiung, commander of the Imperial troops, who escaped from the city with a considerable number of troops when the revolutionists captured it, annihilated a band of revolutionists who attempted to bar his retreat one hundred miles up the Tien Tsin-Pukow railroad. North of the scene of this fight the revolutionists are reported to be blowing up bridges with dynamite.

NOT TESTIFY

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PRINCESS PATRICIA

Daughter of Duke and Duchess of Connaught Arrives at Ottawa.

Ottawa, Dec. 9.—Ottawa had her first admiring glance of H. R. H. Princess Patricia of Connaught to-day when the princess arrived in the city. The only daughter of the Duke and Duchess of Connaught reached Sparks street station at 11.15 on a C. P. R. train from Montreal. She travelled with her suite on the government car.

The trip from Halifax to the city was made without incident and Princess Patricia received a most cordial reception all along the line.

In a great many places news of her coming had been received and large crowds gathered to welcome her. On her arrival in Ottawa she entered a motor car and proceeded direct to Rideau Hall.

TWO MINERS SHOT.

Globe, Ariz., Dec. 9.—Jim Johnson and Jack Bowen, employees of the Live Oak Mine, were shot and Angelo Prenotti, an Italian, was wounded in a shooting today in Miami, near here, at the American and foreign laborers and a race riot was feared, according to information given the sheriff's office.

FINED FOR SPEEDING.

Providence, R. I., Dec. 9.—The rigors of the Rhode Island traffic laws were demonstrated to Mrs. Pankhurst, the English militant suffragette, yesterday when her automobile was held up for over-speeding as she was coming into this city from Sherbourne, Mass., to address a meeting. The suffragist leader explained the urgency of her engagement and the chauffeur was allowed to take her to her destination before being taken into court. He was fined \$16 and costs.

TROLLEY CAR CAMPAIGN.

Bridgewater, Conn., Dec. 9.—The Woman's Suffrage Association of this state will devote the winter to a trolley car campaign by which they hope to reach more than two-thirds of the people of Connecticut. The work will begin on January 1, and last for two months.

THREATENS TO CANCEL FRANCHISE

VANCOUVER COUNCIL AND B. C. E. R. COMPANY

Special Meeting Discusses the Matters in Regard to Electric Railway Service

Vancouver, Dec. 9.—"That the city clerk be instructed to take immediate steps toward cancelling the franchise of the B. C. E. R. Company in the event of their non-compliance with the orders of the council, as passed on December 8, 1911, within the time limit as set out in the agreement made with the company of October 14, 1901."

That the provincial government be asked to terminate the franchise held by the company in Hastings townsite and D. L. 361, so that it will be made to conform to the franchise held in other parts of the city.

That the company construct a double permanent carline on Hastings street from Campbell avenue to Nanaimo street.

That the company construct a similar line on Keefer street from Vernon Drive to Victoria Drive, as these streets are to be permanently paved in the spring.

NEARLY TWO HUNDRED MEN ENTOMBED IN MINE

Imprisoned By Dust Explosion—Rescue Parties Who Advanced Mile Into Main Shaft are Driven Back By Flames.

Knoxville, Tenn., Dec. 9.—A "dust" explosion in the main mine of the Cross-Mountain system near Bryceville, 34 miles north of here, early today, entombed a large number of workmen who had just entered for the day's work. The number of men entombed is now variously estimated at 125 to 260.

Rescue parties at once prepared to enter the mine from other parts of the company's property.

The mine is owned and operated by the Knoxville Iron Company, and is about 35 miles from Knoxville.

News of the explosion spread about the Bryceville district and throngs of women and children rushed to the mouth of the shaft and clamored to be allowed to make their way inside.

Members of the rescue squads who were driven from the mine by flames and smoke declare they had advanced a mile into the main shaft before they were forced to retreat, and that they had discovered no signs of the imprisoned men. Just before these rescuers were driven out they encountered a cave-in near the entrance.

WANNIPEG CIVIC ELECTION.

Supporters of Municipal Ownership Returned—Controller Waugh Elected Mayor.

Winnipeg, Dec. 9.—Winnipeg rejected its municipal ownership council yesterday, headed by Controller Richard Waugh as mayor, with a two-thirds majority. Controller George Coombs, father of the power plant, McArthur and Harvey, are re-elected, and Alderman Douglas is the fourth member of the board.

The result of the elections is significant, chiefly in the attitude of the mayor, board of control, and aldermen who were elected, toward reviving the street railway purchase. In each instance the men elected are hostile to commercial purposes in Winnipeg.

Spokane Mining Men Favor Free Admission of Lead and Zinc Ore From British Columbia.

Spokane, Wash., Dec. 9.—Resolutions were adopted by the Spokane mining men's club at a meeting in the city hall last night, asking Congress to pass a bill for reciprocity on lead and zinc ore and products which will admit ores from British Columbia mines to the United States free.

POWER PLANT DESTROYED.

Montreal, Dec. 9.—In a fire which broke out about two o'clock this morning the power plant of the Saraguay Electric and Power Co. was totally destroyed.

The city fire brigade received a hurry-up call to Cartierville at about 2.30 o'clock this morning and upon arriving at the scene of the fire District Chief Dargons and the men of the northern division of the brigade found the two buildings enveloped in flames. The men had to confine their efforts to preventing the fire from spreading to nearby buildings.

BANQUET TEND TO THE L

Upon Eve of Vancouver Will R

Citizens of all provinces in the dining Nanshalmo hotel last night to Mr. Ralph Smith for Nanaimo district Commons, who left Smith is leaving in five days to take up his cover. That all political differences the guest of the town to the honesty of the close of his life with tumultuous representative gath board. Men in view the city's business life expressed regret departure from Nanaimo was Nanshalmo's loss.

The toast to Mr. Mayor Planta tribute to the late Smith was given by the Party from the banquet hall. In the course of Mr. Mayor and G. in reply to the Dominion of Canada greatness of that friend Mr. Stocke attempt to do justice to the city's politics is but the interests of the country are a honor of having community's great royal attachment of. However often your opinions (and I were wrong) in my political career I have always tried to stand like a rock, and as expressed composition of the much to my credit in the politics is but the interests of the country are a honor of having community's great royal attachment of. However often your opinions (and I were wrong) in my political career I have always tried to stand like a rock, and as expressed composition of the much to my credit in the politics is but the interests of the country are a honor of having community's great royal attachment of. However often your opinions (and I were wrong) in my political career I have always tried to stand like a rock, and as expressed composition of the much to my credit in the politics is but the interests of the country are a honor of having community's great royal attachment of.

The trouble arose over discontent among the men as to their quarters which are described as worse than those of sailing ships in the early days of navigation. Aongists for the vessel say the only trouble with the quarters was if they were not finished because of lack of time.

Whiston Churchill, the first Lord of the Admiralty, will reply to a question on the subject in the House of Commons on December 13.

NAVAL ENGINEERS ARE IMPLICATED

Disclosures Made at the Espionage Trial at Leipzig

Leipzig, Saxony, Dec. 9.—Reports which have leaked out regarding the espionage trial now taking place before the imperial court, in which the ship broker, Max Schultz and four German associates who were arrested at Hamburg on March 18 are accused of attempting to procure information in regard to naval secrets, say it has been established that Schultz is connected with the general organization of an English information bureau.

The activities of this institution are said to cover all the shipping and railroads, which is the purpose of naval development. It is expected that Schultz and two German naval engineers, who are among his accomplices, will be punished severely.

ANNUAL BALL.

Dunce, Dec. 8.—At a meeting of the executive committee of the Agricultural Society Howard Fry, appointed secretary. The following committee was appointed to arrange for the annual agricultural ball: F. H. Matland-Dougall, H. D. Evans, T. A. Wood, Jr., G. S. Rothwell, F. C. Shook. The date of the ball is to be January 11th.



Chicago Record-Herald. HOW IT LOOKS TO UNCLE SAM.