POST OFFICE

ELECTION CIRCULAR CASE IS DEALT WITH

Baxter and Johnston Held to Insurgents Who Are Strongly Have Infringed Regulations -Must Rectify Error

The decision of the then actingmagistrate, C. J. Prior, who decided against the post office last September, in the case brought by the department were charged with infringement of the post office regulations, was on A company of American troops is in back to the police magistrate to be rectified, and for the imposition of the proper penalties. All four judges in the coming battle are a force which heard the appeal.

Johnston arose out of the mailing of hills, where they have thrown 25,400 circulars for the Licensed Vint- trenches and are strongly fortified ners' Association. During the provincial election, in November, 1909, the day at San Ignacio and Guadeloupe firm sent the circulars sealed in en- and though the assault on the rebe velopes by the Dominion Express position may be put off until to-mor Company to every city in British Co- row, there is every indication that i lumbia in large parcels. These were will be delivered about sundown. received there by agents of the association who mailed them, with one the number of the rebels from what offices, the object being, under the new post office drop rate, to save one cent postage on each discular. At about the cent postage on each dircular. At about the same number, and a brisk Vancouver one of the packages was handed into the post office department with the Dominion Express Company's labels attached, and the post office inspectors traced the matter throughout lish a thorough patrol along the Texas the province and back to Baxter and border, four troops of the Third cav-Johnston, whereupon the action was airy to-day left Fort Houston bound commenced.

The magistrate gave a written judgment against the department and was applied to for a stated case to the ap- tion with other troops already scatterpeal court. The stated case read as ed along the border and it is expected follows:

The accused, during the latter part of September, 1909, undertook a contract for the Licensed Vintner's Association of British Columbia to print, address, seal stamp and dispatch a two-page circular to every voter in the vember, 1908, at the City of Victoria, the accused packed the letters addressed to all persons in each city and town of British Columbia (with the exception of the City of Victoria) in separate boxes and forwarded such boxes by the Dominion Expressed boxes and forwarded such boxes by the Dominion Expressed boxes and forwarded such boxes by the Dominion Expressed boxes and agent in each pity with inspensal contained.

New York, Jan. 25.—The fortification special meeting of that body will be successfully recled of 18 1-2 knots. The Adelalde is driven in the successfully recled of 18 1-2 knots. The Adelalde is driven in the successfully recled of 18 1-2 knots. The Adelalde is driven in the successfully recled of 18 1-2 knots. The Adelalde is driven in the successfully recled of 18 1-2 knots. The Adelalde is driven in the successfully recled of 18 1-2 knots. The Adelalde is driven in the successfully recled of 18 1-2 knots. The Adelalde is driven in the successfully recled of 18 1-2 knots. The Adelalde is driven in the successfully recled of 18 1-2 knots. The Adelalde is driven in the successfully recled of 18 1-2 knots. The Adelalde is driven in the successfully recled of 18 1-2 knots. The Adelalde is driven in the successfully recled of 18 1-2 knots. The Adelalde is driven in the successfully recled of 18 1-2 knots. The Adelalde is driven in the successfully recled of 18 1-2 knots. The Adelalde is driven in the successfully recled of 18 1-2 knots. The Adelalde is driven in the successfully recled of 18 1-2 knots. The Adelalde is driven in the successfully recled of 18 1-2 knots. The Adelalde is driven in the successfully recled of 18 1-2 knots. The Adelalde is driven in the successfully recled of 18 1-2 knots. The Adelalde is driven in the successfully recled of 18 1-2 knots. The Adelalde is driven in the successfully recled of 18 1-2 knots. The Adelalde is driven in the successfully recled of 18 1-2 knots. The Adelalde is driven in the successfully recled of 18 1-2 knots in the successfully recled of 18 1-2 knot province of British Columbia. Each one could tell what they contained. The epidemic is due to the pollution of The boxes were addressed and con- Ottawa river from which the capital signed to the respective agent as gets its water supply. aforesaid, and on arrival were opened by them and all letters therein contained were mailed in the post office of the city or town in which the agents respectively resided. At Vanthe letters had been sent to the agent guilty, the acting magistrate said:

AUTHOR SUCCUMBS TO HIS WOUNDS

David G. Phillips, Shot by F. C. Goldsborough, Dies in Hospital

(Times Leased Wire.) David Graham Phillips, the author who 10 of the Pennsylvania Coal Company succumbed in Bellevue hospital late at Pittston. A spark from a motor last night to bullet wounds inflicted by caused an explosion of the powder F. C. Goldsborough, was taken to the National Arts club early to-day. Sens - die. tor Beveridge of Indiana, was in charge | The crash came while 30 men were of the removal and has arranged that en route to work. Most of them carfuneral services be held in the Little ried kegs of powder when they board. White, of Oskalossa, Iowa, was to-day Church Around the Corner. No hour for the services had been set when the body was removed. Phillips will be buried in Indiana.

Phillips made a brave, though futile fight for life. At 11 o'clock last Light he whispered to his brother, Harrison Phillips, who was at his bedside: there were only two bullets in me l might win out, but with five or six. it is pretty hard." A hemorrhage followed, the author relapsed into unconsciousness and expired at 11.07 o'clock. The body of Goldsborough, Phillips' assassin, arrived to-day in Washing. ton, where it was shipped at midnight.

"In the name of my father, my mother and myself. I wish to express the Coast. The Bayard will be the second greatest sorrow over the shooting of ter to-day. brother was irresponsible and insane." The police, after a full investigation

of Goldsborough's antecedents, are today convinced that the slaver was de-

MEXICAN TROOPS PREPARE TO MOVE

SHARP FIGHT EXPECTED **NEAR TEXAS BORDER**

Fortified Await Advance of Federal Forces

(Times Leased Wire.) El Paso, Tex., Jan. 25.—Hot fighting is expected between insurgents and a force of President Diaz's troops before

against Baxter and Johnston, who sunset to-day at San Ignacio, just across the border from Fort Hancock. Tuesday upset unanimously by court camp near the scene of the expected of appeal, which remitted the decision collision, and are under instructions to preserve neutrality at all costs.

The insurgents which will take part charged the town of San Ignacio on The charge against Baxter and Sunday last and then retired into the The federal troops are massing to-

While there is little certainty as t

encounter is expected. Patrolling the Border Houston, Texas, Jan. 25.-In line with a plan of the war department to estabtoward the border. Simultaneously the STATEMENT MADE 23rd infantry started from Fort Lillis. Two detachments will work in conjunc that no section of the boundary line

unpatrolled Activity of Mexican rebels and lawless bands styling themselves revolu-tionists, has brought about a state of near-anarchy and pleas for protection from Texas ranchers and border mer-

between Mexico and Texas will be left

TOBACCO GROWING.

Windsor, Ont., Jan. 25.—South Essex world's commerce. couver the post office authorities be- McAlpine Tobacco Co. agreeing to decame aware of the means by which liver 2,000,000 pounds of tobacco. This Great Britain which will go far toward set the services of one of the most industry is steadily growing and many there and the letters were intercepted prominent farmers are devoting their and it was required that additional energies to the cultivation of the leaf. within its vast boundaries, is obviously wards the execution of the big underone cent postage for each letter be paid, there being some 25,400 letters. In giving his reasons for his de-In giving his reasons for his de-

THRTEEN INJURED

Spark From Electric Motor Ignites Powder in Pennsylvania Mine

Wilkesbarre, Pa., Jan. 28.-Thirteel miners, of whom three are reported to he fatally injured, were burned to-day New York, Jan. 25.—The hody of by a powder explosion at Celliery No with the result that thirteen were maimed, of whom at least three will

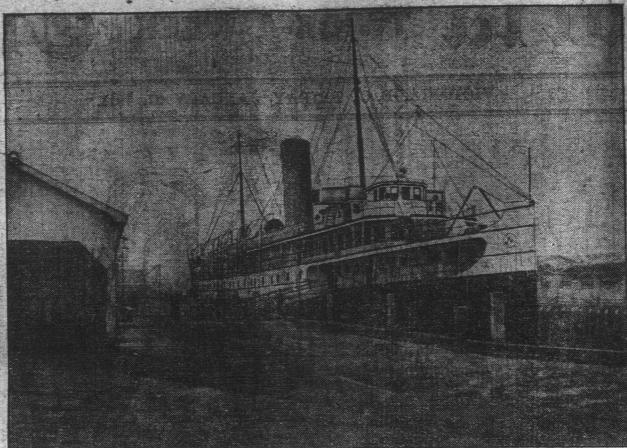
> tor's spark ignited the powder the men popular ballot of the 350,000 men of flesh were hanging from their hands, years has headed the organization. faces and necks. All were terribly mangled.

BAYARD GETTING READY.

Towards the end of the present Workers' organization has there been month the sealing schooner Thomas F. a fight so vigorously contested as that Bayard will leave for the hunting which to-day ended in the victory of grounds off the Californian coast. She White over Lewis. Little opposition was is now taking on stores for a nine manifested to Perry succeeding him-tion to consolidate the street railways plant of the New York Shipbuilding months' cruise, and her owners are self as secretary-treasurer, though W. signing an Indian crew on the West Green, of Coshocton, Ohio, his opponschooner to get away this season, the Mr. Phillips," said Goldsborough's sis- first being the Pescawha, which left "There is no doubt that my last month. It is not known when the other vessels of the fleet sail;

MAY BE ABOLISHED.

mented. In his diary, after quoting at length from one of Phillips' books, post for wife-beaters in Oregon prob-Goldsborough wrote: "I deem Phillips ably will be abolished. Representative day, never a moment was wasted by an enemy of society and my own per- Buchanan's bill, that is calculated to his foes in the effort to send the presiput the post out of business, has been dent of the union "back to the mines." Nothing has developed to show that reported favorably by the house judi-Phillips ever was sufficiently closely clary committee and it probably will



PRINCESS ADELAIDE ON HER FIRST RUN.

This photograph of the latest addition to the C. P. R.'s fine fleet of ferry steamers was taken Tuesday afternoon, a few hours before the wessel left on her maiden trip in the Victoria-Vaneouver service. gers in these commodious, well-lighted preparation of the scheme it is planned.

BY ANDREW CARNEGIE

Says Taft is Now Planning Broad Treaty With Great Britain

warlike project, but one purely def pecessary for this purpose. When the project, but one purely def pecessary for the actual carrying fensive. The Panama forts, if built, No contract for the actual carrying would never fire a shot unless the canal out of the work involved in the under-would never fire a shot unless the canal out of the work involved in the under-would never fire a shot unless the canal out of the work involved in the under-would never fire a shot unless the canal out of the work involved in the under-would never fire a shot unless the canal out of the work involved in the under-would never fire a shot unless the canal out of the work involved in the under-would never fire a shot unless the canal out of the work involved in the under-would never fire a shot unless the canal out of the work involved in the under-would never fire a shot unless the canal out of the work involved in the under-would never fire a shot unless the canal out of the work involved in the under-would never fire a shot unless the canal out of the work involved in the under-would never fire a shot unless the canal out of the work involved in the under-would never fire a shot unless the canal out of the work involved in the under-would never fire a shot unless the canal out of the work involved in the under-would never fire a shot unless the canal out of the work involved in the under-would never fire a shot unless the canal out of the work involved in the under-would never fire a shot unless the canal out of the work involved in the under-would never fire a shot unless the canal out of the work involved in the under-would never fire a shot unless the canal out of the work involved in the under-would never fire a shot unless the canal out of the work involved in the under-would never fire a shot unless the canal out of the work involved in the under-would never fire a shot unless the canal out of the work involved in the under-would never fire a shot unless the canal out of the work involved in the under-would never fire a sh

"President Taft, I now planning a broad treaty with orable to the city securing at the outrace, which has abolished private war and it is likely that a first step to world over. If the United States and and reside during the period of the cision that the defendants were not try is becoming the most important in Great Britain agree on this point other work.

"I urge all lovers of peace of our country to support the president's holy work, to trust him and to stand pre-

L. Lewis is Defeated After Occupying Position for Three Years

(Times Lessed Wire.) Columbus, O., Jan. 25.-John P ed an electric motor and entered the elected president of the United Mine passages of the mine, When the mo- Workers of America, winning by a were all hurled from the truck and the organization over Phos. S. Lewis, were found along the gangway. Shreds of Bridgeport, Conn., who for three Frank J. Hayes, of Springfield, Ill., was elected vice-president, and Edwin Perry was re-elected secretary-treas

urer.

Never in the history of the Mine ent, made as hard a fight as he could. Hayes was opposed by E. S. McCullough, of Bay City, Mich., and he, too, won without great effort. But the war cludes stocks and bonds. between Lewis and White was hard and bitter from the start. There was great opposition to various policies Lewis had fathered in the organization,

Phillips ever was sufficiently closely ciary committee and it probably will about 600,000 penguin eggs are gathered connected with Goldsborough to have come up for the third reading and final personal injury.

About 600,000 penguin eggs are gathered from nearby islands and sold for rood in passage Thursday.

WATER COMMISSIONER DESTRUCTIVE FIRE PRESERVE PEACE IS PREPARING REPORT

Soon Have Recommendation on Sooke Lake Scheme Ready for Council

Pursuant to instructions from the mayor and council, James L. Raymur, water commissioner, is preparing a suggested plan of action in respect to the manner which the big scheme of bringing water from Sooke lake shall be attacked. This report will be ready for presentation to the council at au

preventing war. The English-speaking eminent hydraulic engineers available.

FISHERMEN SUFFER

Vancouver, B. C., Jan. 25.-This winpared to urge the senators to pass the ter will go down in fishing history as H. J. Craig, who was defeated by Digby great treaty he is now negotiating, a bad one for the hallbut steamships Horrell by three votes, disclosed the mpared with which the purely na- fishing from Vancouver. The fleet fact that three ballots marked for Horcompared with which the purely having the purely have the pure

> only 46,000 pounds. She is now being repaired. She met with continuous storms, huge seas preventing the men-getting out in the dorles.
>
> The steamship Manhattan was forced, to shelter for ten days in an Alaskan harbor without being able to fish and she then steamed for Ketchikan to get

more supplies. She is now having

Proposed Merger Would In clude All Elevated and Surface Lines

(Special to the Times.)

of Chicago is being considered. be capitalized at \$271,000,720. This in- few minor changes.

While it is admitted that the deal may not be carried through it is said that negotiations are far advanced.

The full load displacement of the discovery has been made that the deal may not be carried through it is said that negotiations are far advanced.

The full load displacement of the discovery has been made that a smallpox ing on More coats to fi and fired. Rumor says that Henry Blair of the battleships Wyoming, Arkansas, New veloped in the neighborhood. Chicago Railways Company, is engineering the deal.

WILL QUARANTINE SHIPPING. Amoy, China, Jan. 25.—Shipping of all sorts will be quarantined here until the bubbanic plague, reported to be spreading in the northern provinces, is checked.

PORTION OF TOWN ALMOST WIPED OUT

Three Hotels and Bank Among Buildings Burned — Loss Estimated at \$100,000

would never fire a shot unless the canal out of the work involved in the work were endangered by an enemy, which taking shall be entered into, however, to baccoist, Carier & Bright, druggists; means an enemy to other nations as well, because an injury to the canal would mean serious injury to be approved of by the ratepayers at a vote to be taken on a by-law setting world's commerce.

Tobaccoist, Carier & Bright, druggists; has a splendid system of ventilation. She has also patent stockless anchors office, Gray, Barber, Mint saloon, Brownlee pool prome, Cherette saloon, Blackhawk livery, Boumaint saloon, Blackhawk livery, Boumaint saloon, Topgth of 290 feet between perpendicu-A number of the aldermen are fav-Prospect hotel, Miners' Union hall, lars' beam of 46 feet and 17 feet The origin of the fire is not known.

BALLOTS MISSING.

Judge Will Investigate the Midland Mayoralty Contest.

(Special to the Times.) Barrie, Ont., Jan. 25.—On January 30 GGARETTE GAUSES land mayoralty contest. A recount held on Saturday on the application of

The Kinghener agrived on Saturday, TWO LOSE THE IN which he a record long trip, and had

They Ignored Warning and Fell through Thin Ice Into the Lake

(Special to the Times.) Lunenburg, N. S. Jan. 25.—Two sons of Capt. Lambert Lohnes of Middle Lahave, were drowned last night while skating on Lahave river. They ignored a warning about thin ice and skated to a spot where the ice gave way. Their bodies, which were swept away by the current, have not been recovered.

LARGEST U. S. WARSHIP.

Washington, Jan. 24.-Another Dreadnought will be added to the Chicago, Jan. 25.-It is rumored in March, when the first class battleship financial circles to-day that a proposi- Utah, now nearing completion at the Company at Camden, N. J., will be de-According to the report the proposed livered to the government. She will merger shall include the elevated and be immediately put in commission and surface lines and the corporation will sent to the New York navy yard for a

> The full load displacement of the York and Texas will be still more powerful when completed. The speed of the Utah will be 20% knots. The Floride, which is the sister ship

NEW FERRY WENT INTO COMMISSION LAST NIGHT

Arrives Back Here at 6 o'Clock Engineer of Public Works De--Cuts Considerable Time Off the Schedule

(From Wednesday's Daily.) Carrying a full list of pessengers, the instigation of Ald. Peden, chair any of whom were prominent Vicorians invited by officials of the B. C. council, for a comprehensive scho Coast service to make the inaugural foreshore protection of the most trip of the new steamer on the Vic- manent character. It is hinted that oria-Vancouver run, the palatial ac- groyne system, as it has been uti ruition to the C. P. R. fleet, the Prin- in the British Isles, will be employed ess Adelaide, with Capt. Hunter, on a very extensive scale. formerly master of the Charmer, in ormerly master of the Charlier.

Ald Langley, who, ward five, who ommand, left port last night at 11.45 a representative of ward five, who o'clock on her first inter-city run to lies the district embracing the area the Terminal city, where she arrived quiring foreshore protection, is heart this morning at 6 o'clock.

to-date type to be found on any vesse! of the groyne system in respect to of her class in the world. Her 118 experiments already made with it he and the comfort provided the passen-operate with the city engineer i and well-ventilated rooms met with to follow. warm praise. For those who were unfortunate in not securing berths they reposed upon the soft chairs, lounges and settees found in the spacious sacons, smoking and observation rooms. tion with the city engineer. The latte A feature of the new vessel which is is already engaged in drawing tentative bound to prove popular with the greatrepart of the travelling public is the restaurant on the deck, in addition to the elegant dining-room below. It is fitted up as finely as any grill room on land, while the dining-room is beautifully frished in webut with rold fit.

fully finished in walnut with gold fittings. At the after end of the promenade deck is the smoking room, which is handsomely done in solid oak with ranels of ancient hammered brass, and is probably the most artistic room on the chir. the ship.

Davis restaurant, Coldwell & Coldwell. depth. She is constructed of steel with call election, nearly 70,000 have sign cellular double bottom, seven transverse bulkheads, two watertight flats, and is otherwise as nearly unsinkable as possible. She has ample cargo capacicy for any of the C. P. R.'s local or

addition to the fleet on the coast. FATAL EXPLOSION

Miner Instantly Killed and Six Other Members of Family Are Injured

(Times Leason Wire.) Ellensburg, Wash., Jan. 26. - The lighting of a cigarette caused the death of one child of Matt Harrison, a miner, and the serious injury of six other Hawthorne bridge into the Willamette members of the family, who are in a river, where he was drewned last hospital in this city to-day suffering night, because he had a quarrel will from terrible burns.

Harrison had taken a can of powder to-day. The couple had been married to his home and sparks from his cigar three months. He was the seventhette caused the stuff to explode. The person to commit suicide in as many house was demolished and none of the days. children can recover, the dectors declare.

TO INVEST IN CANADA.

devote its energies very largely to the in- the bridge, he handed me his watch restment of funds in Canada. It is the six dollars in silver and kissed Scottish and Canadian General Investment Then he climbed over the railing mpany, with head offices in Edinburgh, caught hold of his coat, but could and a cable to the Star states that the hold him. He shouted 'good-bye deal ssue of 150,000 preferred and 100,000 or- as he fell." dinary shares of 21 each have been largely over-subscribed. It is stated upon ex-American navy the latter part of cellent authority that the Royal Securi-sank before the skiff reached M. P., is president, took 20,000 ordinary shares of the issue, and that Mr. Altken's company will act as agents and advisers in Canada to the Scottish enterprise.

London, Ont., Jan. 25 .- The startling

SMALLPOX IN LUCAN.

KILLED BY TRAIN. Seattle, Wash., Jan. 25.—Unable to see patch from Pekin states that the Chir

BIG SCHEME OF FORESHORE PROTECTION

partment to Assist Angus Smith

Plans are now being formulated a

Ald. Langley, who, like Ald. Peden is co-operating with the chairman of The Adelaide represents the very last word in construction and equipment, and her accommodation and convenience for travelling are of the most upoms were well filled last night that gentleman should be asked

Ald. Peden is agreeable to this

The new Princess made one of the fastest night passages to Vancouver that has been accomplished for some which was let some months and to the project for the erection of the sea wall of Dallas road foreshore, the contract for the project for the erection of the sea wall of Dallas road foreshore, the contract for the project for the erection of the sea wall of Dallas road foreshore. that has been accomplished for some time. She cut considerable time off the performances of the boats that have been on the run prior to her arrival. Although only built under contract to make seventeen knots, on her trial trips she successfully recled of 18 1-2 knots. The Adelaide is driven by a

that they will be used by the city in work along the southern waterfron

ATTACKS SEATTLE'S MAYOR

Seattle, Wash., Jan. 25 .- With three days more for registration for their intention of voting. George Dilling, whom the Welfare League has put forward as a candidate Mayor H. C. Gill from office, bega northern services, and is a very useful Gill for permitting the police depart hot campaign last night. He attac ment to have protected vice agents

LEAPS TO DEATH IN SIGHT OF WIFE

Portland Man Kisses Wife and Then Jumps From Bridge Into the River

"(Times Leased Wire.) Portland, Ore., Jan. 25. - Grover Townsend, aged 25, jumped from the his wife, according to Mrs. Townser

"Grover and I quarrelled over some money Saturday," said Mrs. Tow send. "He remained away from h and yesterday I went to his place employment and asked him to return just been created in Scotland which will He said he would. While crossing

Boatmen below the span rescue the struggling man, but The body has not been recovered.

ACCUSED OF MURDER

Houston, Miss., Jan. 25 .- Reuben Davi 70, the wealthiest man in this county, is fail charged with the murder brother, John Davis, 76. The shooking was the result of a four-year feud be twten the brothers over politics. ing on Monday, the men pulled off their and kept it quiet for fear of being coats to fight. Reuben drew a revolv

IGNORED TREATY RIGHTS.

St. Petersburg, Jan. 24.-A news dis this city to-day, Michael F. Brown was run down and killed. Brown worked for a local tusboat company it is believed. a local tugboat company, it is believed, rights in Manchu

ARINE DEPT. AT PR

Dominion Govern Tender of P Construction

(Special to t Ottawa, Jan. 24.the construction of ent depot at Princ awarded to the Pacif tion Company, of V in the neighborhoo struction is to c

The above from

correspondent is of

Interest, not only f It indicates the succ cern in bidding again who were seeking th cause of the fact th Pacific Coast Comp Dominion governme seal of its approval concrete pile, which into the work to h Prince Rupert, and have been the determ awarding of the cor A Times reporter viewed Thomas Ste nanager of the Paci tion Company, and plain the nature of t ominion governm at Prince Rupert u the contract which awarded to his firm "The work which trusted to my firm government consists large wharf set or crete piles, dredging wharf, considerable buoy shed and resid The site of the depot in a little bay on the entrance to the harb miles from Prince R ion government has a work on the establish tine station near thi "The work which

dertake will cost appr We purpose starting to have the whole jo end of the year. We sment for most of that of 150 men." The Pacific Coast (pany was formed in and it has been rem in its business ope date. W. H. Kirkbrid L. Gillespie is secrets Thomas Stedham is

all of Victoria. Tht lat experience in engine magnitude, notably and New Zealand. Since the formation last year much stree done for the city. The engaged in doing all t ment work in con opening up of the big prised in the section quith, Cecil, Forbes a besides having been tract for the construct road sea wall, a job penditure of about \$8 pany has also a large on hand in the Oak B "I feel sure," 'that the determining getting the contract ion government at P

success in the recon Macdonald wharf at (Concluded or WAR IS DECL

our ability to furnish

concrete piles. They

amous Hennebique which are used so ext Britain, Australia ar

These piles have been

Unsafe to Send School Because ing of Au

(Times Leased San Jose, Cal., Jan. an eye, a tooth for a to a life," is the placard has been posted by mo Cruz for the benefit of In addition to the th so have been made ney Free to the effect to send children to se the speeding.

ATLANTIC LINER Dover, Eng., Jan. 24

American steamer Pr which left New York the American liner Ta on Sunday. They wer the Goodwin sands. Tugs sent in respon calls for assistance, he into the harbor, es President Lincoln, th was ablaze with elect stood by the injured The President Linco amage, but the Ta came into the harbor down by the head.

The United States is 7,000,000 tons of ice a y 00,000 tons are natural ons are artificial.