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that action. ommenced be-tificate of im-., A.D. 1899. A. KIRK.

VEMENTS.

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E. Devereux, ckberger, F. D. Root, F. Hansen, F. sixty days f obtaining hat action. menced be

rust, 1899. EREUX, P. L. S.

VEMENTS

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MR. CLUTE'S INQUIRY

Several Witnesses Examined by the

Several Witneases Examined by the for a prese would be in debt at the end of year if he and he write for a year if he and he write live as the comment of the married of the same of the s Union. There was no atempt made by the union to coerce the

so commence.....shall be deemed a warver as they saw fit. He had encountered no difficulties in meeting with any of the mine managers and discussing any labor question with them. The witness said he had worked under both the eight and lobour shirt was an incompany state and to company's time and two kactually was put in meet and managers in practically the same place in the Le Roi. The same amount of time and work actually was put in meet the eight-hour as under the 10-hour shirt. Under the 10-hour plan the men went to work on company's time and it took them from 20 minutes to balf an hour to get to assembly to work on company's time and it took them from 20 minutes to balf an hour to get to assembly the men are always at their place in the last half shift. Under the eight-hour shirt work on company's time and it took them from 20 minutes to balf an hour to get to assembly the same time would be taken at lunch time and in the last half shift. Under the eight-hour shirt work on company's time and it cook them from 20 minutes to balf an hour to get to assembly the same and the same time would be taken at lunch time and in the last half shift. Under the eight-hour shirt work on company's time and it cook them from 20 minutes to balf an hour to get to assembly the same place in the mine and the same time would be taken at lunch time and in the last half shift. Under the eight-hour shirt work on company's time and it cook them from 20 minutes to balf an hour to get to assembly the same place in the mine and the same time would be taken at lunch time and in the last half shift. Under the eight-hour shirt work on company is the mine and more than \$4 a day. They had been trying to let a shaft by contract within the last 10 days. By submitting the mathematical time to the shift to get down to work.

Now the meet climb down 360 to 600 feet in less than 15 minutes. It takes about half an hour to work in the company's the walking delegate that contracts were allowed in the camp, and was informed by the walking delegate tha right to work by the day or by contract 10-hour The men had better advantages to work harder under the new law. the company furnishing more tools and ore prompt in supplying the men with what was needed. The work done both before and after the eight-hour law has been measured by the mine superintendent. The men prefer the eight-hour system to the 10-hour. The witness said he would prefer to retain the eight-hour law even if he had to make some sacrifice, but the majority of the men would prefer to work the full 10 hours rather than lower the standard wage. Under the present did under the old system. In the shaits and other portions of the mines three be at their places in the mine when work eight-hour shifts are worked every 24 16 hours at a stretch and for the remaining eight hours out of the 24 the mine is practically idle and no work is done. *

Herbert E. Abell was sworn and said he had worked as car man and mucker for several years at the mines. He got \$2.50 per eight-hour shift, the same as he re-ceived under the old system. He thought a man put in more work under the new system than under the old. Formerly they were very lax in getting to work. Usually the mine was smoky and the men used to loiter around till things got ready. Now a man is supposed to be at his post at the time work commences. He then work work a ght hours straight away with the excepted of 20 minutes for lunch. Unuer the 10-hour system the men were away rom work at lunch time for two hours and this time counted in the 10-hour shift. Under the old law 212 skips was the record day's work for hoisting. Under the new law from 160 to 260 skips have been boisted in the eight hours without any change being made in the number of men working. On the surface now they accomplish the same work at the Le Roi in line or ten hours that they used to do in 12 hours. The witness said be was a contract work at the rate of \$22 per foot and was guaranteed \$4 per day. This was in August last. He only worked one day, as Mr Devine told him that the union had passed a resolution against all contract work at the rate of \$22.

\$15. A married man who got \$2.50 a day long run.

To Mr. Houston, the president of the principle of equity enunciated in Hobbs work harder on a contract than he would be in debt at the end of a year if he and his wife live as they

time. He was now president of the local Miners' Union. The percentage of members was strongly British, principany where he had been working in the Le Roi mine the percentage of British subjects was about 70. He did not think contract work could be used in the stopes in the aloss land mines but it could be used in drifts, shafts and raises. Occasionany more i.an the usual wages could be made on contract work, out often less. The commissioner and the witnesses went into the whole question of the contract system and the witness finally said that the system whole question of the contract system and not been thoroughly tested in unis camp yet. The majority of the men opposed contract work. The men had a right to work by the day or by contract. posed contract work. The men had a worked the actual loss of time under the new law is one hour 40 minutes per cay. The longer hours would likely tell upon

was to submit them to the best men in the mine, as what we require is speed.

The plaintiff established by the evidence by adverse action; and as the plaintiff by adverse action; and action by adverse action by adverse action; and action by adverse action; and action by adverse action; and action by adverse action by adverse action by adverse action; and action by adverse action by adverse action; and action by adverse action by adverse action by adverse action; and action by adverse action by adverse action by adverse action; and action by adverse action by adv

eight-hour system they blast every 16 hours in place of every 10 hours as they some times they only start when the whist-

eight-hour shifts are worked every 24 hours. That is the drills are worked for the remaintument the rule in the mines mentioned for some

tract to do the work at the rate of \$22 married man and was now organizing secretary of the Miners' Union. He was a summber of the Coeur d'Alene union, but not the local one here. He was an

men.

Witness though a man could do as much capital invested by the B. A. C. in the work on their claims.

Witness though a man could do as much capital invested by the B. A. C. in the

and no threats were used. The Ymir mine is the only mine in the camp that aces is the only mine in the camp that aces is the only mine in the camp that aces is the only mine in the camp that aces is the only mine in the camp that aces is the only mine in the camp that aces is the only mine in the camp that aces is the only mine in the camp that aces is the only mine in the camp that aces is the only mine in the camp that aces is the only mine in the camp that aces is the only mine in the camp that aces is the only mine in the camp that aces is the only mine in the camp that aces is the only mine in the camp that aces is the only mine in the camp that aces is the only mine in the camp that aces is the only mine in the camp that aces is the old only in the working of the eight-hour law.

R. E. Palmer testified that he was a manabandoned shaft, and then represented to the mining recorder that the necessary in the best results and everything was work in ing smoothly.

John M. Long, superintendent of the Josie, the No. 1 and the Ide Roi mine. The witness verified that he was a manabandoned shaft, and then represented to the mining recorder that the necessary work had been engaged in mining engineer graduate from McGill in 1887; had, been engaged in mining engineer graduate from McGill in 1887; had, been engaged in mining engineer of the Le Roi mine. The witness verified that he was a manabandoned shaft, and then represented to the mining engineer of the Le Roi mine. The witness verified that he was a manabandoned shaft, and then represented to the mining engineer graduate from McGill in 1887; had, been engaged in mining engineer graduate from McGill in 1887; had, been engaged in mining engineer graduate from McGill in 1887; had, been engaged in mining engineer graduate from McGill in 1887; had, been engaged in mining engineer graduate from McGill in 1887; had, been engaged in the best results with the work in the local work in the local work in the do the work in the local work in the local work in the work in the l

JUDGMENTS OF JUSTICE INVING.

was to submit them to the best men in the mine, as what we require is speed. The men are asked what they will do the work for. Contract work is advantageous to good men, not for second-class miners. Had never been in a camp before where contracts were forbidden. The tendency of the contract system was to increase wages for first-class men.

Under the eight-hour law in the No. I and the Josie the men start down about the blows; some times they only start when the whistle blows; some times they only start when the whistle blows; but the rule is that they should be at their places in the mine when—work starts.

Eight-hour shifts in shaft work had been time prior to the act coming into force. More work could be done in 10 hours than in eight. From five to 20 feet a Miners' Union, and the witness replied that he was at one time a member of a minon. In reply to further questions by the evidence of the Big Four group he into the men are asked what they will do the work for. Contract work is advantageous of Wells that the No. I of the Big Four the No. I of the Queen Lil, and in this space he staked the Maggie Fraction. Wells' evidence is the Maggie Iroation does not conflict. As the Maggie location does not conflict. As the Maggie location does not conflict. The case then resolved itself into the question whether the plaintiff was entitled to the Maggie or whether it was starts.

Eight-hour shifts in shaft work had been time prior to the act coming into force. More work could be done in 10 hours than in eight. From five to 20 feet a Miners' Union, and the witness replied that he was at one time a member of a minon. In reply to further questions or the owner of two other mines. The four claims known as the Big Four group he section 1 dees not say by whom the action to the difference between the language used in S. 23 and that in S. 37, sub-sec. 1.

It is possible to explain this. Section 37 the a Miners' Union, and the witness replied that he was at one time a member of the owner of two other mines. The four claims whic

union. In reply to further questions oy, Mr. Devine the witness stated he had never been notified by the Miners' Union under their official seal, nor had he corresponded with the union on the subject of the corresponded with the union on the subject of the corresponded with the union on the subject of the corresponded with the union on the subject of the corresponded with the union on the subject of the corresponded with the union on the subject of the corresponded with the union on the subject of the corresponded with the union on the subject of the correspondence never been notified by the Miners' Union under their official seal, nor had he corresponded with the union on the subject of contract work. The witness further added that he had been approached by the president of the Miners' Union and Mr. Devine, and requested to discnaige a miner named Stewart. They said they could not give the reason, but Mr. Devine stated that Stewart would not join the Miners' Union. Stewart afterwards stat-

baby he paid per month: Rent, \$12; answered that the majority of the boys sumation of Wells' fraudulent scheme, groceries, \$25 to \$30; fuel, \$6 to \$7; clothing, \$12 to \$15, and for meat from \$12 to or three, but would hurt them all in the is theirs, either as part of the original

for the Ymir mine and came to the mine in the camp to meet the demand. Men only come there who want to work. There all quit Iney were not induced to quit are few attractions in the camp for idle

A. C., including the miners mentioned, ure of the defendants to do the assess-

work in eight hours as in ten; he could, and no threats were used. The Ymir mine is the only mine in the camp that goes not work full blast under the eight-hour law. Some of the other mines mentioned were temporarily closed down at present for one reason or another.

Albert Leon Houston of Rossland, a Working aman could do as much work in eight hours as in ten; he could, and no threats were used. The Ymir mine work in eight hours as in ten; he could, and he had worked under both systems. The 10-hour shift was too severe, men could not stand it and do their work well. The men were satisfied in Camp McKinney and the owners were getting the best results and everything was work. Albert Leon Houston of Rossland, a

commence an action in the supreme cour Two Cases Tried at the Recent Sittings of the Supreme Court Here.

Mr. Justice Irving has handed out ude.

Commence an action in the supreme court toenforce his claim..... A failure to so commence.....shall be deemed a waiver of the plaintiff's claim.

This action is an ingenious contrivance.

allowed in the camp, and was informed by the walking delegate that contracting was not allowed in the camp. The nature of the ground here makes it suitable for contract work. The mane is being developed. No shipments have been made yet. The usual practice in letting contracts took up as the St. Luke Fractional min
The usual practice in letting contracts took up as the St. Luke Fractional min
took up as the St. Luke Fractional min
took up as the plaintiff by the ment of the proper than the proper took up as the plaintiff by the method of attack by any one interested is

deposit of the bills of sale was a sale by him to Acorn, and that he was not concerned in the sale by Acorn to the defendants.

Evidence of intermediate sales by verbal agreements was allowed in Brown vs. Harrowe, 3 Man. 441, in order to show that the grantee whose name appeared in the deed was not the original purchaser from the grantee whose name appeared in the defendants.

After the purchase had been the defendants of the defendants of the defendants of the defendants of the sale by Acorn to the design of the proper person to such a sale by Tuesdays and Saturdays at 7 a. m.; meeting steamer International from Kaslo at Pilot Bay.

Returning, leaves Bonner's Ferry at 8 a. m. Wednesdays and Sundays.

Bit and the proper person to such a sale by the sale Miners' Union. Stewart afterwards stated that he had joined the union.

Thomas H. Hughes, the sub-contractor referred to by the previous witness, was then sworn. He said he was a working miner in the No. 1 mine. He took a contract to do the work at the rate of \$990 to the previous at the sale by Acorn to the defendants.

Chasers were delivered to them. Wells the attorney-general is the proper person to sue. Bradlaugh vs. Clarke, 7 Q. B. D. 505, and 8 App. Cas. 351; in re Weir deposit of the bills of sale was a sale by Nova Scotia p. 97; Boggs vs. Mercede, him to Acorn, and that he was not concerned in the sale by Acorn to the defendants.

British subject and was born in Toronto. He solicited members for the local union and was paid a salary of \$105 per month for his services. The witness described his method of inducing men to join the union and said they generally. "came down" after he talked with them a few down" after he talked with them a few times. The cost of living here was high. For himself, wife and a 12 months old

After the purchase had been completed the defendants sent out a surveyor to have their claims surveyed.

After the purchase had been completed the defendants sent out a surveyor to have their claims surveyed.

On the surveyor's arrival there he found that wells had that very day as agent to the the contract quit the work after the first day and he came to see Devine and find out what was the trouble. He asked Devine and find out what was the trouble. He asked Devine and side they generally. "came down" after he talked with them a few limits and a the United States. To for the plaintiff may have the benefit of it in the event of the full court considering it in Canada and the United States. To see the first day and he came to see Devine and find out what was the trouble. He asked Devine and find out what was the trouble. He asked Devine and find out the work after the first day and he came to see Devine and find out the born and at other claims surveyed.

On the surveyor's arrival there he found that they have their claims surveyed.

On the surveyor's arrival there he found that they agent at other claims surveyed.

On the surveyor's arrival there he found that they agent at the defendants sent out a surveyor to have their claims surveyed.

On the surveyor's arrival there he found that they agent at the defendants sent out a surveyor to the defendants sent out a su

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