after date I intend to apply to the Hon Commissioner of Lands and orks for a special license to cut an away timber from the follow ands in West Kootenay di vict: Limi-Commencing at a post about 6 miles up S'ocan river, and marked "A. L. feCulioch's southwest corner," thence-80 hains north; thence 80 chains east; thence obains south: thence 80 chains west to Located, Apr'l 27, 1907.

No. 2 Limit-Commencing at a post planted about 7 1-2 miles up Snake creek, and marked "A. L. McCulloch's northeast corner," thence 80 chains south; thence 80 chains west; thence 80 chains north; thence 80 chains east to point of com-

Located, April 27, 1907. No. 3 Limit-Commencing at a post planted 7 1-2 miles up Snake creek, and marked "A. L. McCulloch's non-hwest corer," thence running 80 chains south; chence 80 chains east; thence 80 chains north; thence 80 chains west, to point of Located, April 27, 1907.

No. 4 Limit-Commencing at a post planted obout 1 1-2 mbles up the south ork of Snake creek, and marked "A. L. McCulloch's southwest corner post," thence inming 80 chains eas; thence 80 chains thence 80 chains west: thence 80 nains south, to point of commencer Located, April 27, 1907.

Limit No. 5-Commencing at a post blanted about 1 1-2 miles up the south fork of Snake creek and marked "A. L. McCulloch's northwest corner post," thence ning 80 chains east; thence 8) chains outh; thence 80 chains west; thence 80 hains north to point of commencement. Located. April 27, 1977. A. L. McCULLOCH.

JOHN McCOLL, Agent

NOTICE is hereby given that 30 days after date I intend to apply to the Chief commissioner of Lands and Works for a ecial license to cut and carry away ber from the following described lands Commencing West Kootenay district: at a post planted on the north side of the rdo river, about two milse west of Popr creek, marked "B. F. Reamy's south ast corner," thence north 160 chains; ence west 40 chains, to east boundary lot \$38; thence south following the east oundary of lots \$38, \$37 and \$36, to point ement, containing about 640

cres. Located April 22, 1907. B. F. REAMY, Locator.

NOTICE

NOTICE is hereby given that the Canadian Pacific Railway Company, as lessee of the British Columbia Southern railway, has this day deposited in the District Land Registry office at Nelson, in the Province of British Columbia a plan, pro-file and book of reference showing the proposed spur to the A. E. Watts sawmill, situate on the shore of the west arm of Kootenay lake and distant about 20 miles east of Nelson, in the Province of British Columbia, and that 30 days after date he said Canadian Pacific railway Company intends to apply to the Board of Railway Commissioners for Canada for approval of the said spur in accordance with the provisions of eSction 175 of the Railway Act, 1903. Dated at Vancouver, this 18th day of

April, 1907. R. MARPOLE, General Executive Assistant

NOTICE

NOTICE is hereby given that the Canadian Pacific Railway Company, as lessee of the British Columbia Southern railway, has this day deposited in the District Land Registry office at Nelson, in the Province of British Columbia a plan, profile and book of reference showing the proposed spur to the Canada Zinc Com-pany's works, situate on the shore of the vest arm of Kootenav lake, near the City of Nelson, in the Province of British Col-umbia, and that 30 days after the date hereof the said Canadian Pacific Railway Company intends to apply to the Board of Railway Commissioners for Canada for approval of the said spur, in accordance with the provisions of Section 175, of the Railway Act, 1903. Dated at Vancouver.

April. 1907. R. MARPOLE, General Executive Assistant.

NOTICE

NOTICE is hereby given that the regular annual shareholders' meeting of the Lucky Boy Mining and Development Co., Ltd., of Erie, B.C., will be held at the Company's office in Erie on the 27th day of May, 1907, at the hour of 7 p.m. for the purpose of electing directors for the en suing year, and such other business as come before the meeting S. L. MYERS, President.



March 27, 1907.

Headquarters for Pacific Coast grown Carden, Field and Flower Seeds

Large stock of HOME-GROWN Fruit and Ornamental Trees now matured for future planting. No expense, loss or delay of fumigation or inspection.

BEE SUPPLIES, Spray Pumps, Spraying Material, Greenhouse Plants, Cut wers. We do business on our own grounds -no rent to pay and are prepared to

meet all competition. Catalogue free. M. J. HENRY

CRAWFORD SECURE IN HIS SEAT. Portage la Prairie, Man., May 2.—The petition against the return of John Crawford, liberal M. P., for this constituency, was dismissed today, no evi-dence being submitted.

STEVE ADAMS TO TESTIFY

VOL. 6

Self-Confessed Murderer to Be a Witness Against

Haywood. State Seek to Identify Moyer With Man Who

Was Imprisoned in Chicago Years Ago With View to Injure His Character.

(Special to The Daily News)

Boise, Idaho, May 10.—A report reach-ed here today, originally published in the Chicago Journal, that Moyer was convicted in Chicago in 1887 on a charge of larceny and served a year in Joliet penitentiary. This statement was published here this afternoon. The defense deny emphatically that Moyer was even in such trouble. But it is claimed by the prosecution that they have been in possession of the information for a year. They have a report covering the matter in detail. What the truth of the matter is seems to be involved in doubt. The report shows that Moyer went to the Black Hills in 1885 and that he was in Chicago afterwards and got into trouble there. It is claimed he was in the Black Hills at the time he is alleged to have been imprisoned. If that be true, the fact will be brought out quickly with-

out doubt. Steve Adams and his wife have been placed on the list of witnesses by the state. This fact arouses great interest. It will be recalled that Adams, who made an alleged confession and after-wards withdrew it, is now in jail at Wallace where he was tried last February on a charge of murder to which he The confessed in his earlier staement. jury disagreed and he is held for anther trial. What attitude he is expected to take when placed on the stand by the state no one knows. Another witnes for the state is the wife of Harry Orchard.

Today the sheriff appointed seven additional deputies. These are to serve about the court room and wherever so far the defense has filed no list of witnesses and it is not known when they will do so.

The men in the jury box when the court adjourned yesterday, today have been walking around in company with balliffs who keep all persons from approaching them.

Bolse, Idaho, May 10.-Sheriff "Shad" Hodgins started out today to summon a special venire of 100 men ordered yes-terday by judge Wood, of the district court, when the regular term venir was exhausted in the effort to secure a jury to try William D .Haywood, the first of the officers of the Western Fed eration of Miners, called to the bar to answer the charge the state has placed against them of conspiracy and complicity in the murder of former gover-nor Frank Steunenberg. The trial was adjourned until 2 o'clock

next Monday when it is expected the new panel will be in attendance. Counsel on both sides of the case were con fident today that a jury will be secured by Friday next week at the latest and believe that the taking of testimony may be begun before the week ends. The task of summoning 100 men in this hig country is by no means an easy one and the sheriff expects to be busy until the last minute allowed by court.

One important part of Harry Orchard's confession is to be annihilate by testimony from disinterested wit-nesses, men who reside in San Francis co, who are not miners nor mine own ers. Orchard told governor Gooding and detective McParland that he placed a bomb on the porch of the Linfort flats in San Francisco a year ago las November and that the purpose was to kill F. W. Bradley, a mining superin tendent An explosion occurred and wrecked the front of Linforth's property. He sued the gas company, cla ing that the explosion was caused by leaking pipes. Judgment was given against the company and subsequently Orchard said he had put a bomb on the steps. Governor Gooding and detective McParland sent affaidavits to San Francisco containing Orchard's confessio and the gas company demanded a new trial on the ground of newly discovered

Bradley, the man who was injured made affidavit that it was absurd t think that any one wanted to kill him; that he had been in mining camps al his life, and that if any one wanted to get him out of the way it could have been done easily. He said gas was ignited by his cigar. Orchard said h bought ten pounds of dynamite to make the bomb from the Judson Powder com pany. Only two ten-pound sales o powder were made in this company history. One was a year before the Linforth flat explosion and the other a year after. The San Francisco court denied the gas company a new trial. Attorneys for Haywood will use the Linforth case to cross-examine and im

Chicago, May 10.-The Journal prints a story under a Boone, Iowa, date line which is substantially as follows: 'Frank S. Moyer, chief of police of

peach Orchard.

11

Boone, for four years, and now a con-ductor on a street car line here, who is a brother of Charles H. Moyer, said here today: 'I heard that Charley got into trouble in Chicago once and was arrest-ed, probably the least said about it the better. I knew that Oharley went to Chicago in 1884 or 1885 and was gone about a year and a half. I did not hear from him during that time. Later Char-ley went to Deadwood and then to Denley went to Deadwood and then to Der

ver.' "It appears that soon after the ar-rest of Moyer the Pinkerton Detective agency became aware that a man named Charles H. Moyer had been in the pen-itentiary at Joliet. Men were sent to work at once to collect evidence as to the identity of the convict, Charles H. Moyer for introducing it at the trial of Moyer, for introducing it at the trial of the president of the Western Federation of Miners, in a certain contingency. "No evidence of the subject can be in-troduced except an attempt is made to show good character. If this be done at the trial of Mover witnesses will be an

the trial of Moyer, witnesses will be on hand to show that the president of the Western Federation of Miners is the Charles H. Moyer who served a term in Joliet penitentiary for burglary. If Moyer was at work in the Black Hills, in 1886, and can produce proof of this the jury will have before them the de cision of the question of preponderen of evidence."

Denver, Colo., May 10.-The story that Charles H. Moyer, president of the West-ern Federation of Miners, served a term n Joliet penitentiary for burglary discredited at the Federation headqua ters in this city. C. E. Mahoney, vice-president and acting president said he had no record of Mr. Moyer's entire career, but was positive that the man who served a term in Joliet penitentiary was not the man who is now president of the Western Federation of Miners.

Boise, Idaho, May 10 .- There was no. iceable an air of relief in Boise today Notwithstanding an outward appearance Notwithstanding an outward appearance of apathy and lack of interest in the case there has been for some time in Bolse an extremely tense feeling. Re-ports as to possibilities before the trial opened or during it progress, have tend-ed to create decided uncasiness. The presence have of a number of rivers presence here of a number of private detectives employed by each side and outspoken attacks by the radical element of the socialists, caused many rumors purporting to come from authentic sour ces of probable trouble, such as an at tack on the jailer, an attempt to spiri tack on the jailer, an attempt to spirit away some of the prosecution's chief witnesses. The proceedings in the court room yesterday did much to dissipate this. There was a spirit of give and take. A joke by one or another of coun-sel, or a laugh caused by the answer by a talesman acted as sufety valves, and when the day was over the strain was gone and everyone breathed easier. Mr. Richardson one of Haywood's leading counsel said today.

ading counsel, said today: "We expect the sheriff will select hi eniremen with firmness and with care so as to enable use to procure an impar-tial jury. If the right class of men is se-lected we will not take a long time to

obtain a jury." While the number of witnesses to be called on both sides looks formidable, there is reason to believe that a large number of those witnesses will not be in attendance. A considerable por ion of the vitnesses for the prosecution live in Cot orado or in other neighboring states. This is also true of the defence, for the home of the prisoner is in Colorado, and it is impossible to bring such winesses to Idaho against their will. Boise lawyers not connected with the case, but who know a much as is known of what both sides expect to do, said that when the jury obtained the trial ought to be over two weeks; that Judge Fremont Woods expects to waste no time and an adjourn-ment is not looked for after Monday. The court will sit from 10 a. m. till noon and till 6 o'clock, with one long session on Saturdays.

Webb City, Mo., May 10 .- Rober Hulser a miner has made a deposition ere in the Moyer-Haywood case, swear ing before justice Cresswell that whil in the office of mine superintenden Cornish at Victor, Colo., in Septembe 1903, he heard Cornish say to the pres

ent adjutant general of Colorado: "We have Moyer where we want him and will put him underground. Hulser says paymaster Travell said

"We have the money and must got Moyer out of the way, and break up this iners' union.' Hulser says the military officer said:

"All right, gentlemen, I'll do all I can or you.

To Meet in Vancouver on Wednesda June 19.

shipful sovereign grand Orange Lodge of British America—the largest and most important annual gathering of Orangemen on the continent-will con-vene in Vancouver o Wednesday, June 19. News of the final selection of the date for the big gathering here of Orangemen from all parts of the dominon, was received by William Dunmore county master of Vancouver county lodge, in an official communication from the most worshipful grand master Dr. Sproule, M.P. The sessions of the sov ereign grand Orange Lodge will probab last three days.

TEDDY SENDS CONGRATULATIONS Washington, May. 10.-PresidentRoos-evelt sent king Alfonso the following

to the throne of Spain."



Vast Area in Western Prov inces Yet to Be Surveyed for Settlement.

Surveyor-General Deville E timates That Over One Handred Million Acres Are Still Open for New Settlers.

(Special to The Daily News) (Special to The Daily News) Ottawa, May 10.—During the present season the surveys by the branch of the department of the interior, will map out some twelve to fifteen million acres in Mantioba, Saskatchewan and Alberta, so as to make the land available for settlement.

This surveying has been proceeding for some years at the rate of ten to twelve million acres a year. The depart-ment is doing its best to keep ahead of the tide of immigration which of late years has increased enormously. There have been one hundred and There have been one hundred and twelve million acres of the Canadian west surveyed to date and in the opinion of Mr. Deville, surveyor general, who has a wide knowledge of conditions in the Canadian prairies, there is an area of at least one hundred and twelve million acres of land suitable for farming still to be surveyed and taken up.

INTERESTED IN COBALT

GREENWOOD MEN AND MONEY INTO NEW FIELD.

BIG CELEBRATION TO BE HELD ON EMPIRE DAY .

(Special to The Daily News) Greenwood, May 10.-Neil Morrison, Spencer Bennerman and W. H. Jeffery, all well known men around Greenwood, have left for Cobalt, Ont. One or two local syndicates are being formed to send some of our best pros-pectors into the Cobalt and Larder Lake,

Ont., districts. Bishop Dontenwell, of Westminster, held confirmation services in the Roman Cath-olic church here this week. The Pacific hotel, owned by Greigg & Morrison, which was burst out when the associated boards of trade met here in March, is fast nearing completion, and will be finished in time for the grand celbration to be held here on May 24th and 25th

County court will be held here on May 14th by his honor Judge Brown. There are five or six items on the docket, be-sides several applications for naturalization. Greenwood is celebrating the Queen's

Birthday on May 24th and 25th in grand style. Over \$2000 in prizes are offered. Sports of all sorts are to be indulged in, including horse racing, drilling contests, tug of war, firemen's races and basebal. Visitors from Nelson, Grand Forks, Cascade, Phoenix, Eholt, Midway and other adjacent towns are guaranteed two days of good, clean sport and plenty of hotel accommodations of the best sort.

Alex. Robinson, who had a contract last fall to work on the Golconda, in South Deadwood camp, has secured anthe tunnel.

Several forest tires have occurred within the last two weeks, to the north and south of town. It is hard to say how they started, but the C.P.R. and the me wning cattle are geiting the credit H. M. Tory, of Montreal, and severa

of the students of McGill university are in town, being shown through the differ-ent mines and smellers. The students are charge of Dr. Porter.

CROOKEDNESS IN THE RING

To Lie Down. Los Angeles, May 10.—The greatest sensation in the history of puglism on the Pacific coast was aprung here when Tommy Burns (Noah Brusso) the Canadian heavyweight who on Tuesday night won the world's championship tule from Philadelphia Jack O'Brien, in explaining the flasco, stated positively that O'Brien refused to enter the righ unless Burns would consent to lie down. Burns says he consented to the agreement, bu mentally resolved to whip O'Brien as soon as the gong sounded. This ex-posure of O'Brien's alleged crookedness is corroborated by manager McCarey of the Pacific Athletic club, and is further proved by O'Brien's cowardice in the ring when the Canadian started after him. Referee Eyton believes Burns' ac count of the affair and states that there were many suspicious circun prove it. All bets were declared off.

Toronto, May 10.-Hon. George Ross was married to Miss Mildred Peel, aughter of the late John R. Peel, London, at 3 Elmsley place, at 2.30 a'clock yesterday afternoon, Rev. Dr. Milligan officialing. The bride was given away by her brother-in-law, Mr. R. B. Belden, and was attended by her two nieces Claire and Mildred Belden. The newly newly married couple immediately left for a prolonged trip through the western states. Miss Peel is well known in Can-ada as a sculptress of ability. Many of her paintings are hung in Toronic pub-tic buildings. She is a sister of Paul PROGRESS FOR CRANBROOK

NELSON, B. C., SATUEDAY, MAY 11, 1907

Ratepayers Endorse a Meritorious Pro

THE WEEKLY NEWS

(Special to The Daily News) (Special to The Daily News) Cranbrook, B. C., May 10.—The by-law Whereby the Cranbrook Electric Light company obtains its franchise to carry on and extend its business with-in the city for the next 25 years was voted on today. The result has just been announced—165 voting for the by-law and only seven against. From the moment that the issue was put plainly before the people the final verdict was admitted to be a foregone conclusion, and this no doubt accounts for the smallness of the vote. The re-sult occasions the utmost possible pub-lic satisfaction. lic satisfaction.

KEEP AWAY FROM WYOMING Larami, Wyo., May 10.-For two days snow storm has raged in the south Wyoming mountains and the snow is seven feet deep on the level. Since April 15 the sun has not shone a moment. The temperature has been between zero and ten below during that time.

NELSON'S NEWS OF THE DAY

Neil McKay, M. L. A., Kaslo, was a the Hume last night on his way home after attending to his legislative duti at Victoria.

Criticism of the C.P.R. telegraph ice being prohibited, it must suffice remark that last night's service was u qualifiedly rotten,

His worship Mayor Jeffrey Hammar, Grand orFks, the recently elected gram chancellor, of K. of P. grand lodge, spen yesterday in looking about the city a returns to the Boundary this morning.

F. E. Simpson, of Cranbrook, provin cial grand master of British Columbi I. O. O. F., passed through the city las evening on his way home, after paying two most successful official visits to the Odd Fellows of Trail and Ross and,

A special general meeting of the 20,000 club will be held in the city hall on Friday next, May 17, at 8:30 p. m., to pass upon the constitution and bylaws and to trans-act other buriness. As the club is en tering upon a new lease of life, a well at-tended meeting is anticipated.

At the mining recorder's office on Ma and the mining resolution of the sound of the sound of the violet, on Duck mountain, and to R. Henderson on the Silver Hill and Copper Chief, Ralph Young recorded the location of the Rosa, on Duck moun-

The Miner records the doubt of Mrs. Kathleen Cruickshank, wife of Graham Cruickshank, at the Sisters' hospital In Rossland on Thursday afternoon, subse-quent to an operation performed for ap-pendicitis. The deceased was a daughter of the late John Boultbee, formerly po-lice magistrate of Rossland, and her hus-band is the assayer at the Centre Star-War Eagle mines. She was married in April, 1905, and was well known in this city. sland on Thursday afternoon, subse city.

Gus Matthew will shortly own a sun mer hotel op the Main Kootensy lake. He has purchased the Great Northern Raifway's old steamer Alberta, that has teen lying on the shore near Kasto for some years past, and is going to put the boat years past, and is going to put the out-in shape and take it down to his ranch near the Blue Bell mine, opposite Alms-worth. The steamer will be beached, and as there are plenty of staterooms, Mr. Matthew will have a summer hotel all

Secretary Flumerfelt, of the Vancou Tourist association, thus acknowledge copies of the folder recently issued by th Nelson 20 000 dlub: "We are in rec of your new folder recently published, and will have pleasure in giving them widest publicity possible. We must con-gratulate you on the excellence of this recent production; it is the most comprenensive folder of its kind yet placed be fore the public from British Columbia There can be no question as to the far reaching effects of literature of this kind Our province needs just such advertising and it would be a good thing if othe districts would emulate the example that has already been set by the cities of Nelson, Revelstoke, Kamloops and Vernon.

SPRING WORK UNDERWAY Edmonton, May 10.—The spring work of farmers on their lands commence last week. Although one of the lates seasons known for several years here farmers for the most part are optimis tic over the crop outlook. In othe years spring work began earlier an seed often lay in the earth for two weeks without germinating owing to the cold weather. This year it is expected that the warm weather will follow a most immediately as the season is l thus causing the grain to grow quickl There is plenty of moisture in the ear o promote rapid growth.

WELL MERITED HONOR. Baltimore, Md., May 10.--I Bathmore, Md., may 10.—In an interview today Samuel L. Clemens (Mark Twain) said he had been offered the degree of bachelor of letters by Oxford university and would sail for England on June 8th, to receive the board. the honor. _____

Columbia.

of her hu

O'Brien Wanted Canadian Heavyweight

HON. G. W. ROSS MARRIED.

ORANGE GRAND LODGE

Vancouver, May 10 .- The most wo

message today: "I congratulate your majesty and the Spanish nation on the birth of an heir

NORTH FORK PROPERT

Bertha Group to Be Ceveloped on an Extensive Scale.

Construction of Kettle Valley Line Provides Good Transportation Facilities -Will Be Large Shipper.

(Special to The Daily News) Grand Forks, May 10.—Alex. Miller, of Greenwood, has been in town the last few days on business connected with the Bertha Oonsolidated Co. which was formed about three months ago. A strong organization exists the capital formed about three months ago: A strong organization exists, the capital being subscribed locally and some of the directors being the following prominent business men: Dr. Kingston, Jeff Davis, W. K. C. Manly, W. H. May, Thios. Powers, R. A. Henderson and E. C. Lane. The group of claims control-ted consist of the Little Bertha, the E. P. fraction, the Derby, and the Jasper. The properties are situated about four-teen miles up the north fork. Excellent showings have been made on all claims but the principal work has been done showings have been made on an owner but the principal work has been done on the Little Bertha. When the pres-ent company acquired the claims from the late owners a considerable amount of shaft and tunnel work had been done of shaft and tunnel work had been done, and some 200 tons of ore had been ship-ped to the Granby and Northport smel-ters with resultant values of from \$34 to \$70 per ton. The Little Bertha has a true fissure vein, quartz, carrying gold and silver. Expense of treatment at that time and lack of transportation facilities made further shipments in-advisable, but an entirely different face is out on things now by the construction

advisable, but an entirely different face is put on things now by the construction of the Kettle Valley Lines whose road will run right below the property. A contract was let recently to Jos. Fring-ler to drive a tunnel, and early this week, when Mr. Miller visited the pro-perty the ore had ben encountered at 26 feet giving a dapth of some 120 feet. Mr. Miller brought down samples which

zo reet giving a depth of some 120 feet. Mr. Miller brought down samples which assayed \$35.40 per ton. The ore is easy to treat either by smelting or cyaniding and it is the intention of the company later on to instal a cyaniding plant and treat the ore on the ground. There are about 500 tons on the dump, and with that from the old workings and stopes together with what is obtained from the work in progress, there will be no diff-

up for a time. The river is sum before the usual mark at this time of the yea but there is lots of water for the Yale Columbia Lumber Co.'s logs to swin down to Cascade in good shape and th drive is well on now. Part of R. A Brown's boom of ties broke away yes Brown's boom of ties broke away yes-terday and those that are floating down amongst the logs will be used at Cas-cade instead of fulfilling their original mission of reposing on the Kettle Valley Lines' track. A heavy traffic has been going on up the north fork wagon road this week. Work has beeen resumed at the Maple Leaf in Franklin camp, and many prospectors have wended their the maple lear in Franklin camp, and many prospectors have wended their way north from this point. Several parties have gone from here to locate timber claims up the west fork near the head waters of which is located some of the finest timber in southern British Columbia.

TO COMMAND STRATHOONA'S Ottawa, May 10.-Sir Elzear Tascher-eau and lady Taschereau will leave for Great Britain this week. Sir Elzear will take part in the deliberation of the privy council in London on June 2. Col. S. B. Steele, formerly commander of Strathoona's Horse, has been appoint-ed D. O. C. of Alberta and Saskatche-wan, and Col. Evans is confirmed as D. O.C. at Winnipeg. Major A. H. Mac-donell is to command the new Strath-cona's Horse with headquarters at Calcona's Horse with headquarters at Cal-

GOLD MINING IN LUZON

San Francisco, May 10.—The first ex-port of gold from the Phillipine islands to the United States, has been received here. The shipment consisted of an in-got valued at \$1800, the precious metal being the product of a mine in the norhern part of the island of Luzon.

FAITHFUL SERVICE REWARDED Livingston, Mont., May 10.--A check for \$4,000 to Mrs. F. W. Clow in token of her husband's faithful service to the Northern Pacific and a check for \$1000 in recognition of fireman Sullivan's pluck in the crisis of Tuesday morning's holdup, is the substantial accompani-ment to the response that came from headquarters at St. Paul to the notice of Tuesday's tragedy. General manager Horn wired from St. Paul to superin-tendent F. N. Finch of this division ask-ing him to present the check of \$4000 to Mrs. Clow with the sympathy of the managers of the road and to express to her their appreciation of her husband's long and faithful service to the company. Fireman Sullivan is in Butte.

DISLIKES ASIATICS AND CHILDREN DISLIKES ASIATICS AND CHILDREN Oakland, Cal., May 10.—What his fam-ily says was a murderous mania against Chinese and children caused George Williams, a painter, living at 1563 Brush street, to attempt the murder of Lim Pong, a Chinese. Williams walked in-to Yot Lee's laundry at 715 San Pablo avenue and shot Pong in the back with a shotgun as the latter was bending over an ironing board. "That makes one Chinese less," Wil-liams is alleged to have remarked, as

"That makes one Chinese less," Wil-liams is alleged to have remarked, as he wakked out of the laundry shop. He was later arrested and will be examin-ed as to his sanity. Pong was taken to the Receiving hos-pital, where 107 No. 6 shot were picked out of his baok. It is expected that he will recover. Williams' family can give no explanation of his act save that he has always disliked Chinese and childhas always disliked Chinese and children.

LAKE ONTARIO STORM SWEPT

LAKE ONTARIO STORM SWEPT Rochester, May 10.—Lake Ontario was swept last night by one of the worst storms in years, which drove back in-to the harbor such boats as ventured out on the lake, kept many others in port and caused many narrow escapes from wreck. In fact, grave fears are felt for the safety of such vessels as were caught out on the lake and had to endure the full fury of the storm which piled the surface of the lake into huge waves which swept over the boats from bow to stern.

SAMPLE NEWS DESPATCH BOOST FOR C. P. R. IRRIGATED

LANDS.

AND NEW PRIVATE CAR FOR USE OF LAND BUYERS.

Winnipeg, May 10.—A party of about 25 American capitalists passed through the city yesterday on route to Calgary, where they will impect the trigated lands of the C. P. R. company with a view to making large purchases of the lands if they are satisfactory. The party includes: Dr. A. M. Pervus and F. C. Walton, of Des Plaines, Ills.; J. K. N. McAllister, of Council Bluffs, Ills.; J. Brewer, of Three Oaks, Mich.; A. W. Walker, of Le Marse, iowa; H. K. Russ, of Sloux City; G. B. Bur

that from the old workings and stopes together with what is obtained from the work in progress, there will be no diff-culty in shipping from 1000 to 1500 tons by the time the Kettle Valley is con-structed to that point which should not be later than August of the present year. The development of this promis-ing property will be watched with great interest here. Contractor W. P. Tlegney will com-mence the grading of the first mile of the Kettle Valley Lines above Lynch toreek on Monday next. It is his inten-tion to push grading work as fast as each mile is ready. Contractor Wood-ward will be through with clearing the ten miles of right-of-way above Lynch trenek this month, Lynch creek being about 18 miles from this city. A slight tar lake yestenday but can be filled in a couple of days with the cars. The rising water will delay progress of the bridge across the North fork 12 miles to the usal mark at this time of the year but there is lots of water for the Yale-

NEW YORK CANADIAN CLUB.

NEW YORK CANADIAN CLUB. New York, May. 10.—Unusual prepar-ations are being made for the forthoom-ing banquet of the Canadian club of New York at the hotel Astor, May 16th. An interesting feature of the event is that the Canadian clubs from St. John, N.B., to Victoria, B. C. will send their presidents. Each president in turn will be called upon to introduce one of the speakers. The occasion is looked upon in New York as possessing considerable international importance.

PREMIER GOLD PRODUCER PREMIER GOLD PRODUCER. San Francisco, May 10.-In an inte view here Charles M. Schwab said: "The day is not far distant when N' vada will be the leading gold producin state of the United States. Colorado now first, with California a good secon Alaska promises much as a gold pring territory and may outstrip Coland California. Nevada, in my opi will safely get and hold first pl the near future."

G. T. R. ARBITRATION

Ottawa, May 16.-D. J. O'Donoughu has been chosen to represent the Gran Trunk machinists on the proposed com mission of enquiry into the dispute that have arisen between them and the G. T. R. company in the matter of wages. Wallace Nesbitt, K. C., will re-present the rallway company, and pro-fessor Shortt will be the chairman, appointed by the minister of labor.

SEEDING ON PRAIRIES.

SEEDING ON PRAIRIES. Winnipeg. May 10.—Reports were re-ceived today from representative points in Manitoba, Saskatchewan and Alberta regarding the prporess of seeding and the outfook for the season's crop. They in-dicate that about 15 pe rcent of the crops in Manitoba and 18 per cent in Sasistiche-wan is sown, and with favorable weather a good crop is anticipated. The rough wheat area will be somewhat curtailed.



NO. 3

Consolidate.

Great Movement to Establiah Independent Telephone System Throughout North - America.

Chicago, May 10 .- Development of a plan to cement 7000 telephone companies of the United States and Canada into one gigantic organization is expected to fol-low the gathering in Chicago next month of 1000 managers and presidents of the in-terested companies. The men wil come as delegates to the convention of the Inciational Independent Telephone asso-ciation, to continue for three days from June 4, at the Auditorium hote!. Independent telephone associations of thirty states, with approximately \$350,000,00 in-vested, are to send delegates to the convention to urge forward the

Success of the movement inaugurated means the building of long distance tele-phone lines throughout the country, giv-ing unified toll service to more than 3,000, the country, giv-100 users of independent telephones. Ohio is leading the agliation for consolidation, with 200,000 independent telephones in use. Indiana, with 200,000, is second. Other states having complete organizations are: Alabama, Arkenses, California, Colorado, Illinois, Iowa, Kansas, Kentucky, Maine, Minnesota, Michigar, Missouri, Ncbriska, New York, North Carolina, North Da-kota, Oregon, Pennyivania, South Da-kota, Texas, New Hampshire, Virginia, Washington, West Virginia, Tennessee and

The call for consolidation has come at the close of the most prosperous year in the history of independent likephony. Starting as a rural departure, the inde-pendent telephone growth first included only the smaller cities. Now it is seeking entry to the large centers of population. Within the last year no riy \$100,000,000 was expanded in independent plants. Denver, Omaha and Milwaukes, in the west, grant-ed franchises, while Boston and Provt-dence stand out as the leading eastern cities giving the new system admittance. Delegates to the convention will hear reports that the independent telephone organizations now practically control the Pacific coast, and that all the principal cities of Oregon and Washington have The call for consolidation has cilies of Oregon and Washington have adopted the new system within the last few months. Southern delegates will report that all the independent plants in Alabama have been enlarged and that half a score of Tennessee cities, including

structed. Canada is expected to send 150 delegates to the convention. The high points of in-terest in Canadian affairs center in On-tario, where scores of new companies have (ario, where scores of new companies have been organized. Manitoba voters have obtained power from the government to build a complete long distance system and sixty municipalities will construct local exchanges. The Independent sys-tem in Manitoba and Alberts are to be compacted show how long distance lines. connected soon by long dist through Saskatchewan.

Nashville, are having exchanges

MEXICO AND GUATEMALA STRAINED DIPLOMATIC RELATIONS

HAVE BEEN RELIEVED.

THREATENED OUTBREAK OF HUS-TILITIES HAPPILY ADJUSTE

Washington, May 10.—The Mexican ambassador, Mr. Creel, anthorized the Associated Press tonight, to say that the trouble between Mexico and Guate-maia, which has threatened to termin-ate the diplomatic relations between the two countries, has been definitely and satisfactorily adjusted. Mr. Creel received advices from his home government to this effect tonight. home government to this enect constant. The basis of the agreement, the ambas-sador declined to discuss.

SUPREME COURT AT FERNIE

(Special to The Daily News) Fernie, May 10.—The first sittings of the supreme court of British Columbia in East Kootenay was opened in Fernie today before his lordship Mr. justice Clement, and members of the bar from Nelson, Rossland, Cranbrook and Fer-nie were present. Only one case was concluded before the court arcse. Sev-oral cases are on the dorler for to. eral cases are on the docket for toorrow.

TOUCHED BARE WIRE.

Utica, May 10 .- Fred Garrison, 30 years old, manager of the municipal electric light plant at Tupper lake in the Adirondack mountains, was instant-ly killed last night while fixing a strest hamp. The ground was very wet and Garrison touched a bare wire.

CANADA IN IRELAND. London, May 10.—The Canadian pavillon at the Irish exposition, Dublin, has re-ceived unanimous praise from the press, being generally decayabed as the most in-teresting of the special features. It is sug-gested that it might pay the dominion to have such a natifion permanently in to have such a pavilion the west of Ireland. permanently in

TRIAL OF MOYER, HAYWOOD AND PETTIBONE

Western Federation Officials, Charged With Murder of ex-Governor Steunenberg, Issue Statement Asking for Fair Treatment.

(Special to The Daily News) Boise, Idaho, May 1.—Tonight Clar-ence S. Darrow, chief counsel for Moyer, Haywood and Petilbone, accused of the murder of former governor Steunen-berg, issued the following statement on their behalf after a consultation with them and with his associate counsel. "We have been charged with the kill-ing of ex-governor Steunenberg with dynamite bombs. Our trial is to be given on the 9th of this month. The details of the assassination have been published broadcast throughout the civilized world for more than a year. During all this time the press of the country and especially of the section Haywood and Pettibone, accused of the murder of former governor Steunen-berg, issued the following statement on them and with his associate counsel. "We have been charged with the killing of ex-governor Steumenberg with dynamite bombs. Our trial is to be given on the 9th of this month. The details of the assassination have been published broadcast throughout the During all this time the press of the country and especially of the section where we will be placed on trial, has bitterly denounced us and the Western Federation of Miners to which we be-Federation of Miners to which we be-long. The most powerful interests of the country are seeking to take out lives. We were not in Idaho for four years be-fore the crime was committed. Under the law we could not be extradited from Colorado. -But, in spite of this, we were arrested on a perjured affidavit, chargarrested on a perjured anndavit, charg-ing that we were in Idaho at the time of the commission of the crime, and more, the we fied immediately from the state, and on this perjured affidavit charging that we were in Idaho at the

time of the commission of the crime, and that we immediately fied from the state and on this perjured affidavit, known to and on this perjured affidavit, known to be false, the governors of the two states of Idaho and Colorado, kidnapped us in the night time, refused us an interview with our family, friends or counsel or a chance of appeal to the courts and brought us an a special train a thousand miles from home and into a state and community systematically poisoned against us by the newspapers and offi-cials. We have been confined in the jail for 14 months against our protest and denied bail while constantly de-manding a trial. Every effort has been made to convince the farmers, businessmen and workingmen of the community that we were assassins and outlaws. "After all this time our case has been about reached and the president of the United States, in no way interested or otherwise, sends two letters broadcast over the country charging us with guin

and crime and these are published in every paper in the land, and especially in every paper in Idaho. "The governor of Colorado, a day or two later, addressed his words to aug-ment the venom of the president and says we are not only guilty of the crime charged but of many others too. While the president of the United States and governor of Colorado are sending out their statements to compass death, the judge of this county brought a citizen before him for con-tempt, on the charge that he tried to influence the mind of a prospective juror by saying that 'the state administration was trying to railroad us to the gal-

"On the appearance of this rumor the judge promptly told the state's attor-ney that he should have this obscure farmer indicted for felony because he tried to influence the mind of a prospective juror. "The president knows how much

greater weight will be given to his words than to those of an outsider, or private citizen, if we are to be tried in

"Every law-abiding citizen, however, great or humble, should do everything in his power to cool the passions of men than add fuel to the flames. "If we are to be thrown to the mob the officers should at least open our prison doors and give us some chance to defend ourselves." leaders under indictment charged with the murder of governor Steunenberg M

Western Federati of Miners, will be placed on trial for his life at Boise in a few days. With Charles H. Moyer, pres-ident of the Miners' union and George and the meeting in congress hall, which few days. With Charles H. Moyer, pres-ident of the Miners' union and George A. Pettibone, an honorary member of Miners' Union, he is charged with instigating the assassination of former governor Steunenberg at Caldwell, lua. The special prosecutors have decided to try Haywood first, as he is considered the most influential man in the labo movement in the mining states, and his activities in the movement have brought upon him the bitter hatred of the mine owners. Moyer and Pettibone were caught, with Haywood, in a dragnet handled by James McPharland, head of the Pinkerton detective agency at Denver, and the sole evidence, so far as known, against the accused is an alleged confession made by Harry Orchard, who is reported by McPharland to have admitted killing Steunenberg. Orchard, according to his reported confess (which has never been published), declares that the crime and many other atrocious acts were instigated by Haywood Mover and Pettibone.

President Roosevelt has increased pub-lic interest in the forthcoming trial by hinqualifiedly denouncing the miners' officials in advance of the testimony in court

fabor organizations throughout the country are more deeply interested in this case than in any other subject now confronting unionism. If the accused nice are guilty, the union men of the country want to know it. If they are not guilty, the people of the nation are inerested to learn why these three men were kidnapped, under the guise of law, from their homes in Derver, taken to

mony corroborating Orchard. On the witness stand he declared his confession was false. The jury disagreed as to his

guilt of murder. President Roosevelt's condemnation of Moyer, Haywood and Pettibone, at this time, just on the eve of trial, may seriously interfere with the securing o a jury at Boise. Governor Gooding o a jury at Boise. Governor Gooding of Idaho has repeatedly, and officially pronounced the accused men guilty, and now the president declares they are "undesirable citizens." These utterances by men in executive positions who pronounce judgment in advance of judge and jury, are likely to produce such pre-judice in the minds of citizens of Adah county, Idaho, as will prevent the ob-The change of a fair and impartial jury. The change of venue, on account of pre-judice against the defendants, has al-ready been granted, and if the presi-dent's declarations are generally read in Adah county it may follow that opinions will be formed that will disqualify jur ors, and Moyer, Haywood and Pettibe may be compelled to remain in jail an-other year before they are tried. That the trial will be a bitter contest between the prosecution and the defense is absolutely certain. Prosecutors Haw-ley and Borah, with the aid of detective McPharland, will endeavor to inter ject into the trial all the labor troubles of Idaho and Colorado for the past fif-teen years. This will be done in an ef-fort to show that the Western Federa tion is directed by men who are anal chists and dynamiters. The defense will combat this testimony, if it is ad-mitted by judge Wood, with evidence to show that the mine owners' associa-tions have been greater anarchists than the irresponsible individuals who have committed outrages in strike times. Judge Wood, who will rule on these questions, was United States attorney during the Coeur d'Alene strikes, when the miners were herded into "the bull nen" her troops and tent there. He prospen" by troops and kept there. He pros ecuted the miners for conspiracy. The list of venire men for trial jur ors has already been drawn and the defense has been working to ascertain what measure of prejudice has been cre-ated against the defendants by president Roosevelt and governor Gooding. The Colorado Mine Owners' Asso

tion is doing all it can to assist the prosecution. Money and detectives have been supplied by the mine owner to procure evidence. The state intends to call about fifty witnesses who wil tell of crimes alleged to have been com mitted during strikes by the union miners.

New York, May 1 .- With the "Mar seillaise" as their marching hymn, more than six thousand socialists and labor unionists paraded through the Bron and east New York sections of Brooklyn today to show their sympathy for Moy er, Haywood and Pettibone, the labo prison doors and give us some chance to defend ourselves." Boise, Idaho, May 1.-William D. Haywood, secretary-treasurer of the in a righteous cause were also display. followed it there were no disorders. This meeting adopted resolutions of sympathy for Mover. Haywood and Pettibon One of the speaker's criticized presi-dent Roosevelt's allusion to them in the Harriman letter.

> New york. May 1 .-- U. Solomon, can paign manager of the socialist party for New York and a member of the Moyer Haywood-Pettibone conference of Man hattan borough, said to day, in connec tion with the efforts of the conference here and in other cities to collect funde for the defense of the accused official of the Western Federation of Miners: "On April 1st the sum collected was \$101,587, and out of this \$92,000 had been paid in preliminary expenses, Since then many large contributions have come in, and some individual unious have contributed as much as \$5000. There are 3,000,000 organized workers in this country alone, and we expected eventually to raise \$1,000,000."

> (Special to The Daily News) Boise, Idaho, May 7 .- Arrangemen borse, mano, may 7.—Arrangements have been completed for the opening of the trial of Wm. D. Haywood, secretary of the Western Federation of Miners, on Thursday. He is charged jointly with Charles H. Moyer, president of the Fed-eration, and George A. Petilbone, a for-may member of the avecuity committee mer member of the executive committe with the murder of Frank Steunenberg, former governor of this state. The defendants demand separate trials

from their homes in Derver, taken to Idaho and held in jail for a year with-out trial. out trial. So far as the newspapers have been able to get the inside of the case, it ap-pears that the prosecution is not could dent of securing a verdiet against the accused. Harry Orchard's confession; standing alone as it does, is not suff-cient, the lawyers for the state admit, all announce they are ready, John H. Murphy, of Denver, attorney for the western Federation for many years ar-rived today. He is in poor health and Dervented from taking an active part in the trial. There are 25 visiting newspaper men in the city, representing many of the April, there remain 27 unexcused.

great journals and both the news asso-ciations, and more are on the way. The Associated Press has made elaborate preparations for handling the news and will be equipped to send out as much as ten thousand words a day. The Scripps association is likewise well equipped for serving its patrons. It has been quite a job to arrange the court for such a great number of newspaper men, but everything has been adjusted in such a manner that all will have a perfect opportunity to gather the news. Though there are a great number of visitors in-terested in the case the city shows no evidence that it is so soon to be the scene of one of the greatest criminal trials in the annals of the court. The people are composed; no excitement is shown anywhere, and there is no danger of disturbance of any character. The argument on the demand of the detenses for a bill of particulars was heard by judge Wood yesterday and the matter taken under advisement until tomorrow morning. So far as any outsider knows that will dispose of the last preliminary. These have hear no developments of inthat will dispose of the last preliminary. There have been no developments of in-terest. Many of the visitors to town nbers of the Federation, but they are members of the Federation, but they are quiet and seem to be simply watch-ing the situation. Some of them discuss the matter with cltizens and it is under-stood they feel satisfied a sentiment of fairness prevails generally among those subject to call for jury service.

day morning and a seilement was ar-rived at in the damage action of august Nagorsen against the Granby company. When the court opened in the morn-ing Mr. Taylor addressed the court on behalf of McMillan speaking for ten min-utes short of an article set. (Special to The Daily News) behalf of MoMillan speaking for ten min-utes short of an hour. Without caling on defendant's coun-sel the learned judge immediately an-nounced his decision, dismissing MoMil-lan's action with costs. His lordship in delivering his judg-ment said. Boise, Idaho, May 8 .- This morning District Judge Fremont Wood overruled the motion of William D. Haywood, charged with the murder of former governor Frank Steunenberg, for a bill of particulars, the court de-ciding the defendant waived his right to such a bill, not only by pleading on the indictment, but further by permit-ting the case to be set for trial before making his application. In rendering his decision Judge Wood fully reviewed the motion and the court records of previous proceedings. He pointed out the fact that the mo-tion for a bill of particulars was filed in his court on April 26, when the case was first set for trial. Judge Wood states in his decision that he is clearly of the opinion that it would be an abuse of discretion to grant the motion former governor Frank Steunenberg, abuse of discretion to grant the motion and order the bill of particulars, which, and order the bill of particulars, which, in his opinion, has been repeatedly waived by pleading to the indictment and by repeated statements of the at-torneys for the defense that they were ready for trial, and by permitting the case to be set and preparations made for trial upon the assumption that the defendent may need for trial upon the rounding circumstances. To find that the defendant A. D. Wheeler entered in-to such an agreement as alleged at the Hotel Structhcona would be to find that at one particular moment during this transaction he executed a volte face, if I may use the term, of the most pro-nounced description. Consistently throughout he insisted that his price was \$100,000, and that he would give the plaintiff a reasonable chance to sell the property for more than that. He went so far as to agree, to give him the as-surance, that when his man was in a position to make an examination he would hold off from any atempt to sell to other parties during such examina-tion; but beyond that I do not think he ever agreed. defendant was ready for trial upon the charge against him. In passing on the case the judge said. in part, that the statutes of this stat make no provision for a bill of partic ulars similar to the one under consid mars similar to the one under consul-eration. The supreme court of Call-fornia, under a criminal practice act, from which our own has largely been taken, has ruled that the practice of delivery to defendant of a bill or particulars in a criminal case is held not to prevail in the state. Our own su-preme court, however, in state vs. Rathbone, 8 Idaho, 161, has considtion; but beyond that I do not think he ever agreed. "Then after the alleged arrangement at the Hotel Strathcona there came two particular occasions upon which the plaintiff should have spoken; there is a time to speak and a time to keep sil-ence. When these parties came together at the property, McDowall, Wheeler and the plaintiff, and the matter was being ered the question not with reference to the power of the court to order a bill of particulars, but with reference to the question whether or not a reisal of the trial court to order such a bill could be only assigned as error. In passing upon this question, the court says: "Owing to the fact that In passing upon this question, the court says: "Owing to the fact that this is the first time this court has ever been called upon to determine the rights of the defendant to demand a bill of particulars in a criminal case, we have carefully examined all of the authorities to which our attention has been called. Our statutes make no provision for such a demand, and all the learned counsel for the appellant claim is a legal right, not a statutory one. This being true, it would certain-ly be a matter of discretion in the trial court and should never be disturbed ly be a matter of discretion in the trial court and should never be disturbed until, it is apparent that there has been

one. This being true, it would certain-ly be a matter of disorction in the trial court and should never be disturted until it is apparent that there has been a gross abuse of it. "In passing upon this question, even assuming the power of the court to grant a motion for a bill of particulars. I think the court should first take into consideration the purpose and object to be obtained thereby. The reason, apparently, for furnishing and supply-ing bills of particulars in explanation of indictments or informations of the charge upon which he is tried, is in order that he may properly meet the same and prepare defense therefor. In other words, bills of particulars are usually furnished where it becomes ap-parent to the court that the defendant cannot prepare his defense by reference alone to the facts set forth in the in-dictment, and needs the more sepecific and detailed statement of a bill of paralone to the facts set forth in the in-dictment, and needs the more sepecific and detailed statement of a bill of par-ticulars. If this is the reason, the ap-plication, in my opinion, should be made before the case is set for trial

alone to the facts set forth in the in-dictment, and needs the more sepecific nud detailed statement of a bill of participation should be made before the case is set for trial and the weight of authority seems to be made before the case is set for trial and the weight of authority seems to be that the application should be made before the defendant has pleaded to the indictment." The defense not.d an exception. The great feature of the case today is attorney for the defense. Mr. Wilson was paid a very large fee, somewhers formerly a member of congress. For 20 years he was a law partner of Fre-mont Wood until the latter went on the district bench in January last. Mr. Wilson has never been engaged in the criminal branch of the law unless it was when he started at the bar. Berrenting try panel called for the present term of court, which began early in April, there remain 27 unexcused:

There temps is a chausie of the first the panel is chausied or an only of the state to proceed in either manner. There has been a report here that it was the intention of the socialists to hold street meetings during the proprietions are very quiet. There is no excitement, and it has been felt by the angineer should have started throwing this time. There proves that it would be most units at this time. The report was that Dr. Titus, editor of the Socialist, at Seattion at this time. The report was that Dr. Titus, editor of the Socialist, at Seattion bold of the matter, and after gettings the hold of the matter, and after gettings to hold of the matter, and after gettings. The addited to head a meeting, the first bold of the matter, and after gettings. The addited to head a meeting, the first bold of the matter, and after gettings. The addited to head a meeting the first bold of the matter, and after gettings. The addited to the addited into his officient bold of the matter was talked or or the socialist of the socialist, at Seattle, bold of the matter, and after gettings. The the court met again after the midday adjournment counsel announced that a settement had been arrived at where the plaintiff.

Dr. Titus disclaimed any purpose of heading such meetings. He sai dhe had given the subject some thought, and he agreed with the mayor that such a course would be unwise.

BY JUSTICE CLEMENT.

G. B. McMillan's action against A. D.

Wheeler and wife for \$25,000 commission

on the sale of the Krap mine was

promptly dismissed with costs by MI. justice Clement at the assizes yester-

KRAO CASE IS SETTLID MCMILLAN'S CLAIM FOR COMMIS-

SION THROWN OUT. TEXT OF JUDGMENT DELIVERED

> PLUNGING INTO HARBOR-SEVERAL WORKMEN, CAUGHT IN THE STRUCTURE, DROWNED

Baltimore, April 27-With a roar tha errified thousands, and a rush that drove wave six feet high to distant parts the inner harbor of Baltimore, nearly had of a pier under construction at Locust Point today broke away from the shore and plunged into the water.

Three dead bodies have been taken from the wreckage, five men are missing and their bodies are almost certainly beneath I. FRED HUME reainst both resolutions. the ruins and about ten men are suffer-ing from injuries more or less severe. The lead include Howard Ellender, civil engi-After some discussion and with the coun oil's consent, the minutes were am nded t In any's action with costs. His lordship in delivering his judg-"As I intimated during the course of the argument, I think the issue is a dir-ect one of fact as to the event that took place in the Hotel Strathcona, Apart from that, the contract set up by the plaintiff has I think clearly not been broken by the defendant. With regard to the question as to the making of the agreement at the Hotel Strathcona I find as a fact that no such agreement was ever entered into. That means of course that I believe the story of the defendant and I do not believe the story of the defendant stubbs, and the defendant A. D. Wheeler er; taken of course in conjunction with the documentary evidence and the sur-rounding circumstances. To find that the detendant A. D. Wheeler er; taken of course in conjunction with the documentary evidence and the sur-nounced description. Consistently I may use the term, of the most prio-nounced description. Consistently M. J. HENRY'S put Ald. Selous on record as opposing both of the resolutions in ques.ion. - On motion of Ald. Selous, seconded by AM Hume, it was decide in future that NURSERIES AND SEED HOUSES the minutes of the council show the votes of the aldermen on all divisions. The report of the finance committee was nutes of the council show the vote adquarters for Pacific Coast grown Garden, Field and Flower Seeds received and adopted. The chief of the fire brigsde sent in his report for the month of April, showing that two fires had cocurred, occasioning Large stock of HOME-GROWN Fruit and Ornamental Trees now matured for future planting. No expense, loss or delay of fumiga a loss of \$850, cover d by insurance. The chief asked that large consumers of water be asked to turn off their service when a tion or inspection. BEE SUPPLIES, Spray Pumps, Spray-ing Material, Greenhouse Plants, Cut fire alarm is given in order to keep up the pressure; the appoin ment of H. Ver-rinder to a position on the brigade, and We do business on our own grounds the placing of a main in the Grand .Cen -no rent to pay and are prepared neet all competition. tral hotel, made up the balance of the report. On motion of Ald. Selous the re-Catalogue free port was received and adopted with th port was received and adopted with the proviso that the ordinary rule be applied to the Grand Central hotel's application. W. J. Hurt wrote, complaining of the nuisance caused by the sawmill at the city wharf. He is a boat builder and says the shower of sparks which dai y reach his boathouse are a menace from a fire transfort builder balar on inture to bush M. J. HENRY EREE danger. His body was recovered. At the pler adjoining the wrecked struc-ture was moored the North German Lloyd steamer Casseland, and on board of her his obtained by the second sec FOR: were a large number of immigrants. The immense wave that followed the plunge of the new pier into the water lifted the Ald. Selous said Mr. Hurt was no doub **ROYAL GROWN** vessel high in the air, dashed her agains SOAP the pier and crushed it badly, tore steamer from her moorings and oast AM. Irving and the mayor took objection

IN CHARGE OF PROFESS OR BELL OF THE MINING DEPAI TMENT

The students who are all in the junior class at McGill, are accompanied by J. W. Boll, assistant professor of mining at the university. Those making up the party are E. E. Campbell, H: michael K B. Carruthers, V. E. Daw michael, K. B. Carruthers, V. E. Daw-son, W. J. Dick, H. I. Gilmour, W. K. Harding, J. C. Kemp, M. Meyerstein, E. C. Montgomery, H. G. Morrison, A. E. Pere, W. W. Raymond, E. B. Rider, C. N. Ross, C. W. M. Sanders, C. S. Sproule, L. H. D. Sutherland, E. H. Sprou Yuell. AN ANTI-DYSENTERIC SERUM A communication has been made to the French academy of medicine by Dr. Vai-lard announcing the satisfactory results that continue to be obtained by him in the cure of baciliary dysenity by the use of a serum obtained from horses. Dur-ing the last year 243 cases of baciliary

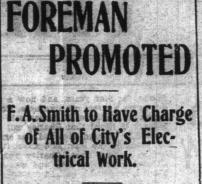
When the court met again after the midday adjournment counsel announced that a settlement had been arrived at whereby the plaintiff was to get \$1500 and his full costs of action. Nagoreen elatmed \$10,000 and accounted what he would have probably got under the workmen's compensation act. The court these adjourned until 10 o'clock on Monday morning, there be-ing no further cases ready. Genetic vs. Genelic is the next case on the list.

DISASTER AT BALTIMORE

SECTION OF PIER BREAKS AWAY.



n ish Columbia where they will spend the next few months gathering some know-ledge of actual mining operations at the larger mines of the Pacific coast prov-



School Loan By-Law Read Third Time-To Be Submitted for Ratepayers' Approval on May 20.

(From Tuesday's Daily) Ald. Annable was the only absen

the regular fortnightly meeting of the council last night. In addition to routine business the coun-cil appointed F. A. Smith, the present foreman of the transway system, to the position of city electricial engineer, incl-dentally in full charge of the elty's new \$300,000 phant at Bonnington, not yet taken over, and passed the third reading of the new school building bylaw for a \$60,000 structure, the voting on which will take place on Monday, May 30.

place on Monday, May 30. After the reading and adoption of the inutes of the last regular meeting, the report of the finance committee was submitted recommending the payment of: Waterworks maintenance and service pay-roll, \$201.85, and electric fight construction and sidewalks payroll, \$278.10. Ald. Selous asked if the vote given by him at the last meeting of the council on the two resolutions, declaring the electric im at the last meeting of the tramway superintendentship avcant, and

celaring that the position of tramway oreman and electrical superintendent be ombined, go on record; he had voted

TO DO PRACTICAL WORK SCORE OF MCGILL UNIVERSITY STUDENTS EN ROUTE TO B. C. AM. Irving and the mayor took objection to the tone of Mr. Hurt's letter. Aldermen Selous and Rose expressed the wish that something could be done to abate the nuisance complained of, but the replied to, regretting the intemperate inguage used and stating what efforts had been made in the past to affect a change.

petition for a new sidewalk on the east side of Ward street, from Houston to Richard street, was referred to the

position of electrical engineer for the city, a position created at the last council meet-ing combining the positions of electrical superintendent and superintendent of the transway system; the official to have the tramway system; the official is have the charge of ah city electrical matters. D. W. Clark of Spokane, who wrote from Grand Forks; H. C. Cummins of Nelson, who made the proviso that his pay should be \$150 a month, the council having offered \$135 a month, and F. A. Smith the present tramway summintenhaving offered \$155 a month, and Smith, the present tranway superinten-dent. Numerous testimonials were at-tached to each of the three applications. Aid. Irving-I'm a little disappointed there are not more applications. I sup-pose it's the salary; such men are in da-

Ald. Selous-Mr. Clark is the only one who makes any claim to a knowledge o hydro-electric workings and his testimon ials show very little of what his past ex perience has been or of what his attain-ments are. Ald. Rose said he was ready to take a

Ald. Selous-I am not prepared to vote on any one of these applications; the ne-

on any one of these application; the ne-cossivy qualifications are all lacking so far as I can see. Ald Hume—This is a very serious situa-tion; we need a good man in charge. Ald McMorris was ready for a vote, the one gatting the highest vote to get the job. Ald Hume seconded the motion. Ald Selous objected very strongly, that not one of the three men were of the class required. It was proposed to place the city's 1300.000 plant in charge of one of these applicants and this without any evidence that any one of the men was properly qualified. It was trifling with the situation, considering the known diffi-cultes ahead with the plant, to take up an unknown man and put the whole plant under bis care. The man who should be given the work should be thoroughly com-petent and there was nothing to show that any of these applicants were. any of these applicants were. The motion carried, Ald. Selous alone oting against it.

On a ballot being taken the mayor an-

unced as follows: Smith. 4; Clark, 1 Cummins, 1. This gives the position to Mr. Smith, who will assume his duties on May 21 as city electrical engineer in charge

May 21 as city electrical engineer in charge of all electrical work. Bylaw 176, the interpretation bylaw, was finally read, passed and approved. Bylaw No. 177, to raise \$6,000 for the erection of a new puble school building was read a third time, Ard Selous dis-Voting on the school building bylaw will

Voting on the school building bylaw will take place on Monday, May 20. The vot-ing places will be the city hall for the East ward and for the West ward the old board of trade room or some other place to be engaged today by the city cterk. The hours of volng will be from 9 a.m. to 7 p.m. On a ballot being taken it was decided to multich the bylaw in The Douby Core-

to publish the bylaw in The Daily Canadian, the vote being two for The Daily News and three for the other paper. It was decided to take the assessment

roll of 1906 for the present year. City engineer Lawrence produced a plan showing the proposed water main through Bogustown to the shipyards, and a long discussion ensued as to the exact route to be followed. It was decided to adopt the Chatham street and Nelson avenue route. Hydrants will be placed where residents are prepared to pay for t The council then adjourned to May 20



Hotel Hume, 2 lots and furniture, \$60,000 Block V., Balfour ,12 lots Lot 3 and E 1-2 2, block 1, with build-

ings, partly rented, \$45 month .. 10,000 7 lots block 44D., bearing fruit trees 2,500 Lots 7 and 8, w half 9, block 14, with

169 acres Pass valley 6,000 Half interest 70 acres, 3 miles up Cot-



NOTICE

NOTICE is hereby given that the Cana-OF THE MINING DEPARTMENT Winnipeg, Man., April 29.—A party of twenty students of the mining depart-ment of MoGili university pa sed through the cit ytoday en route to brit-through the cit ytoday en route to britfile and book of reference showing the proposed spur to the Canada Zinc Com-pany's works, situate on the shore of the pany's works, situate on the shore of the west arm of Kootenay lake, near the City of Nelson, in the Province of British Col-umbia, and that 30 days after the date hereof the said Canadian Pacific Railway Company intends to apply to the Board of Railway Commissioners for Canada for approval of the said sput, in accordance with the provisions of Section 17° of the with the provisions of Section 175, of the Railway Act, 1908. Dated at Vancouver, this 18th day of April, 1907.

R MARPOLE

General Executive Assistant

NOTICE

NOTICE is hereby given that the regular annual shareholders' meeting at the Lucky Boy Mining and Development Co., Ltd., of Erie, B.C., will be held at the Company's office in Eric o nthe 27th day of May, 1907, at the hour of 7 p.m. for the purpose of electing directors for the en-suing year and such other business as may come before the meeting. S. L. MEYERS, President. March 27, 1907.

-----CERTIFICATE OF IMPROVEMENTS

The Exe, Ell and Eye Fraction mineral Claims; situate in the Slocan Division of West Kootenay District-Located 43

Robinson creek. TAKE NOTICE that I, J. Murray Mc-Gregor, Free Miner's Certificate No. Bi615, intend, sixty days from the date hereof to apply to the Mining Recorder for Certificates of Improvements for the purpose of obtaining Crown Grants of the above claims. And further take notice, that action

under section 37, must be commenced be-fore the issuance of such Certificates of Improvements. Dated this 2nd day of April, 1907.

J. M. MCGREGOR.

11

SOTICE is hereby given that three after date application will be r the Lieutenant-Governor in Count the "Yale-Kootenay Ice, Fruit, Fr Poultry Company, Limited" to chan name of the Company to the "K Ge and Fuel Company, Limited," Dated this 10th day of April, A. ARCHIE MAINWARING-JOHN itor for the Company, Nels

LAND NOTICES

NOTICE is hereby given that anter da.e I intend to apply to the the Chief Commissioner of Lan Works for permission to purchase lowing described lands, situate Kooteney District: Commencing a planted on the south side of Lem. ear the mouth of the first Nor and marked "R. W. Gladstone's east corner post," thence running 4 west; thence 20 chains south: chains east; thence 20 chains no place of commencement. R. W. GLADST

Aprii 29, 1907.

NOTICE is hereby given that NOTICE is hereby given that is after da.e I intend toap ply to it the Chief Commissioner of Lan Works for permission to purchase lowing described fands in West K district: Commencing at a post at the southeast corner of Lot 74 thence 40 chains east; thence 40 south; thence 40 chains west; th chains north to place of commen ontaining 160 acres of land, more C. G. SAPINDOWSKI EFFIE H. STEVENS,

Burton City, B.C., May 6, 1907

NOTICE is hereby given that after date I intend to apply to t the Chief Commissioner of Lan Works for permission to purchase lowing described lands, situate nted on the west side of U ake about three miles south of and near W. O. S.evens' N.E. con marked "I. R Poole's S.E. corner, west 40 chains; thence north 80 htence east 40 chains; thence the western shore of Upper Ar ement, containing 320

Dated Aril 29, 1907.

NOTICE is hereby given that after date I intend to apply to to the Chief Commissioner of Lan Works for permission to purch blowing described lands, situat buth side of Lemon creek, West district: Commencing at a post "Jno. M. Lyons' northwest corne being on the west boundary of b thence 60 chains south; thence 1 east; thence 60 chains north; thence 1 chains west, to the point of co ment, containing 640 acres, mon JNO. N. L. Nelson, B.C., April 27, 1907.

NOTICE is hereby given that a after date I intend to apply to the the Chief Commissioner of Lame Works for permission to purchase lowing described lands situate a Valley, West Kootenay district: Coo ing at a post planted 20 chains wes N. E. corner of L. C. Morrison emption. and marked "D. J.,s pu S.E. corner," running 80 chains thence 40 chains west; thence 80 south; thence 40 chains east to p commencement.

Commencement. D. JOHNSTON. L. C. MORRISON, Ag Dated, April 25, 1907.

NOTICE is hereby given that ar date I intend to apply to t aissioner of Lands and Wo ssion to purchase the follow after date I intend scribed lands, situated on the Sloc in West Kootenay district: Comme a post marked "A. L. McCulloch corner post," being also the N.E. of P. M. Schonberg's pre-emption, 10 chains east; thence 80 chains thence 30 chains west; thence 40 north; thence 20 chains east; chains to place of beginning, April 20, 1907.

A. L. McCULL

NOTICE is hereby given that after date I intend to apply to the Chief Commissioner of Lo Works for permission to purchase lowing described lands: Commence post planted about two chains we northwest corner post of Lot 7704, north 20 chains; thence east 20 thence south 20 chains; thence east 20 chains, along the nor.h line of Lot point of commencement, containing more or less. GEO. M.

Nelson, B. C., April 15th, 1907.

NOTICE is hereby given that 60 day date I intend to apply to the Chie missioner of Lands and Works f mission to purchase the following ed lands: Commencing at a post near the S.E. corner of lot 2637 G Kootenay and marked "H.N.'s S. ner," thence north about 65 chains west about 34 chains; thence a about 30 chains; meandering alon enay lake to point of commencer H. NEW March 22nd, 1907.

NOTICE is hereby given that si NOTICE is nereby given that an after date I intend to apply to t Commissioner of Lands and Works mission to purchase the following ed lands, situate in the West B District: Commencing at a post chains north of the S.E. corner lat 2502 there south 40 chains the lot 2542, thence south 40 chains; the 20 chains; thence north 40 chains west 20 chains, to point of comme containing so acres more or less HAROLD Nelson, Feb. 8, 1907.

NOTICE is hereby given that 60 date I intend to apply to the Ch issioner of Lands and Works mission to purchase the foll

ounced as follows: Smith. 4; Clark, 1; Cummins, 1. This gives the position to Mr. Smith, who will assume his duties on May 21 as city electrical engineer in charge all elec rical work. Bylaw 176, the interpretation bylaw, was

finally read, passed and approved. Bylaw No. 177, to raise \$6),000 for the erection of a new public school building was read a third time, A'd Selous dissenting.

Voting on the school building bylaw will take place on Monday, May 20. The voting places will be the city hall for the East ward and for the West ward the old board of trade room or some other place to be engaged today by the city crerk. The hours of voing will be from 9 a.m. to 7 p.m. On a ballot being taken it was decided

to publish the bylaw in The Daily Cana-dian, the vote being two for The Daily News and three for the other paper. It was decided to take the assessment of 1906 for the present year.

City engineer Lawrence produced a plan showing the proposed water main through Bogustown to the shipyards, and a long discussion ensued as to the exact route to e followed. It was decided to adopt the Chatham street and Nelson avenue route Hydrants will be placed where residents are prepared to pay for them. council then adjourned to May 20.

FOR SALE

Hotel Hume, 2 lots and furniture .. \$60.000 Block V., Balfour ,12 lots I. Lot 3 and E 1-2 2, block 1, with buildings, partly rented. \$45 month .. 10,000 lots block 44D., bearing fruit trees 2,500 Lots 7 and 8, w half 9, block 14, with 8-room dwelling 4,000 lots, town of Silverton 1,000 Half interest 200 acres Slocan Lake ... Quarter interest Trout Lake City .. 2,500 160 acres Pass valley Half interest 70 acres, 3 miles up Cot-.... 5.000 tonwood Creek.. 258

I. FRED HUME

M. J. HENRY'S NURSERIES AND SEED HOUSES

Headquarters for Pacific Coast grown Garden, Field and Flower Seeds

Large stock of HOME-GROWN Fruit namental Trees now mature future planting. No expense, loss or delay of fumigaion or inspection. BEE SUPPLIES, Spray Pumps, Spraying Material, Greenhouse Plants, Cut

We do business on our own grounds -no rent to pay and are prepared to catalogue free.

M. J. HENRY



Drop us a post card asking for a cata logue.

NOTICE

NOTICE is hereby given that the Cana dian Pacific Railway Company, as lessee of the British Columbia Southern railway, as this day deposited in the District and Registry office at Nelson, in the Province of British Columbia a plan, profile and book of reference showing the proposed spur to the Canada Zine Company's works, situate on the shore of the west arm of Kootenay lake, near the City of Nelson, in the Province of British-Colmbia, and that 30 days after the date ereof the said Canadian Pacific Railway Company intends to apply to the Board of Railway Commissioners for Canada for approval of the said spur, in accordance with the provisions of Section 175, of the Railway Act, 1908. Dated at Vancouver, this 18th day of

R. MARPOLE, General Executive Assistant

NOTICE

April, 1907.

NOTICE is hereby given that the regular annual shareholders' meeting of the Lucky Boy Mining and Development Co. will be held at the Ltd., of Erie, B.C., will be held at the Company's office in Erie o nthe 27th day of May 1907, at the hour of 7 p.m. for the purpose of electing directors for the en-suing year and such other business as may come before the meeting. S. L. MEYERS, President.

March 27, 1907. CERTIFICATE OF IMPROVEMENTS

The Exe. Ell and Eve Fraction mineral Claims; situate in the Slocan Division

of West Kootenay District-Located 43 Robinson creek. Gregor, Free Miner's Certificate No. B1615, intend, sixty days from the date ereof to apply to the Mining Recorder for Certificates of Improvements for the urpose of obtaining Crown Grants of the above claims. And further take notice, that action

under section 37. must be commenced fore the issuance of such Certificates of: improvements.

Dated this 2nd day of April, 1907. 5-6 J. M. McGREGORe-

NOTICE is hereby given that three mo date application will be made to Lieutenant-Governor in Council, by "Yale-Kootenay Ice, Fruit, Fuel and ry Company, Limited" to change the name of the Company, Limited to change the Ice and Fuel Company, Limited," Dated this 10th day of April, A.D., 1907. ARCHIE MAINWARING-JOHNSON. Solicitor for the Company, Nelson, B.C.

LAND NOTICES

NOTICE is hereby given that 60 days after da.e I intend to apply to the Hon. the Chief Commissioner of Lands and Works for permission to purchase the fol-lowing described lands, situate in West contenay District: Commencing at a post ated on the south side of Lemon creek, near the mouth of the first North Fork, and marked "R. W. Gladstone's northsast corner post," thence running 40 chains west; thence 20 chains south; thence 40 chains east; thence 20 chains north to the place of commencen R. W. GLADSTONE.

April 29, 1907. 5-3 NOTICE is hereby given that 60 days after da.e I intend toap ply to the Hon. the Chief Commissioner of Lands and Works for permission to purchase the fo!lowing described fands in West Kootenay district: Commencing at a post planted at the southeast corner of Lot 746, G 1, thence 40 chains east: thence 40 chains nce 40 chains west; thence 40 chains north to place of commenceme containing 160 acres of land, more or less. C. G. SAPINDOWSKI, EFFIE H. STEVENS, Agent. Burton City, B.C., May 6, 1907.

NOTICE is hereby given that 60 days after date I intend to apply to the Hon.

the Chief Commissioner of Lands and Works for permission to purchase the following described lands, situate in West Kootenay District: Commencing at a post planted on the west side of Upper Arrow lake about three miles south of Nakusp, and near W. O. S.evens' N.E. corner post. arked "I. R Poole's S.E. corner," west 40 chains; thence north 80 chains; htence east 40 chains: thence south along western shore of Upper Arrow lake, chains more or less, to point of commencement, containing 320 acres more or

I. R. POOLE, Dated Aril 29, 1907. 5-3

NOTICE is hereby given that 60 days after date I intend to apply to the Hcn. the Chief Commissioner of Lands and Works for permission to purchase the following described lands, situate on the south side of Lemon creek, West Kootenay district: Commencing at a post marked "Jno. M. Lyons' northwest corner post," being on the west boundary of block 382, thence 60 chains south; thence 105 chains east; thence 60 chains north; thence 105 chains west, to the point of comm ment, containing 640 acres, more or or less. JNO. N. LYON. Nelson, B.C., April 27, 1907. 4-28

NOTICE is hereby given that 60 days after date I intend to apply to the Hon. the Chief Commissioner of Lands and Works for permission to purchase the fol-lowing described lands situate in Fire Valley, West Kootenay district: Commence ing at a post planted 20 chains west from N. E. corner of L. C. Morrison's preemption, and marked "D. J.,s purchase, S.E. corner," running 80 chains north; thence 40 chains west; thence 80 chains

south; thence 40 chains east to place of commencement D. JOHNSTON. L. C. MORRISON, Agent. Dated, April 25 1907.

NOTICE is hereby given that 60 days after date I intend to apply to the Chief Commissioner of Lands and Works for permission to purchase the following described lands, situated on the Slocan river in West Kootenay district: Commencing at a post marked "A. L. McCulloch's N.W. corner post," being also the N.E. corner of P. M. Schonberg's pre-emption, thence 10 chains east; thence 80 chains south; thence 30 chains west; thence 40 chains north; thence 20 chains east; thence 40 chains to place of beginning, containing 160 acres April 20, 1907.

A. L. McCULLOCH.

NOTICE is hereby given that 60 days after date I intend to apply to the Hon. the Chief Commissioner of Lands and Works for permission to purchase the folowing described lands: Commencing at a post planted about two chains west of the northwest corner post of Lot 7704, thence north 20 chains; thence east 20 chains; thence south 20 chains; thence west 20 thence south 20 chains; thence west 20 chains, along the nor.h line of Lot 7704, to point of commencement, containing 40 acres GEO. M. GUNN.

Nelson, B. C., April 15th, 1907. NOTICE is hereby given that 60 days after date I intend to apply to the Chief Comissioner of Lands and Works for permissioner of Lands and while the following describ-ed lands: Commencing at a post placed near the S.E. corner of lot 2637 GL West Kootenay and marked "H.N.'s S.E. cor-

thence north about 65 chains; thence west about 34 chains; thence sou about 80 chains; meandering along Kootenay lake to point of com H. NEWCOMEN.

March 22nd, 1907. ----NOTICE is hereby given that sixty days

after date I intend to apply to the Chie ommissioner of Lands and Works for perission to purchase the following describ-l lands, situate in the West Kootenay District: Commencing at a post about 20 ins north of the S.E. corner post of 2542, thence south 40 chains; thence eas 20 chains; thence north 40 chains; thence vest 20 chains, to poire of commencement,

containing 80 acres more or less HAROLD SELOUS. Nelson, Feb. 8, 1907.

NOTICE is hereby given that 60 days after date I intend to apply to the Chief Comer of Lands and Works for per-

mission to purchase the following de-

cribed lands situate in West Kootenay district: Commencing at a post marked "R. H. Ross," placed half a mile north of Summit creek, adjoining Angus Curry's north and south line on the west side, running 40 chains morth; thence 40 chains west; thence 40 chains south; thence 40 chains east to place of commencement. Located the 4th day of April, 1907. R. H. ROSS the east and described as follows: Commenc-ing at a post marked "W.W.'s S.W. con-ner," and planted at the southeast corner of lot 6905, thence 40 chains north; thence 40 chains east; thence 40 chains south; ANGUS CURRY, Agent.

thence 40 chains west, to place of com-mencement, containing 160 acres more of Dated, March 27, 1907.

NOTICE is hereby given that 60 days after date I intend to apply to the Hon, the Chief Commissioner of Lands and Works for permission to purchase the following described lands, situate in West Kootenay district: Commencing at the southwest corner of Lot 4632, thence south 60 chains; thence west 40 chains, more or less to the Koolenay river; thence following the shore of same river northeasterly to point of commencement , comprising 160 acres, more or less.

Dated March 6, 1907. PATRICK SHERAN.

NOTICE is hereby given that 60 days after date I intend to apply to the Hon. after date i intend to apply to the rion, the Chief Commissioner of lands and Works for permission to purchase the fol-lowing described lands situate on the east side of Trout creek, Burton valley, proside of Trout creek, Burton valley, pro-vince of British Columbia: Commencing at a post plan ed on the east side of Trout creek, adjoining W. Lovett's S.W. cor-ner post, about four miles from Burton City and marked "Wm. Fisher's N.W. corner post," thence 80 chains south; thence east 80 chains; thence north 80 Chains; thence mort 80 chains to exist of chains; thence west 80 chains, to point of commencement, containing 640 acres, more or less. WM. FISHER.

W. H. HAMILTON, Agent. April 19, 1907.

NOTICE is hereby given that 60 days after date I intend to apply to the Hon. the Chief Commissioner of Lands and Works for permission to purchase the foi-lowing described land, situated on the west side of Kootenay river, and covering all of A. L. Stewart's abandoned pre-emp-tion No. 759 and about one-eighth of a ion No. 759 ,and about one-eighth of a mile north of Angus Curry's pre-empt Commencing at a post marked "Sidney J. Cummings' southeast corner post," thence north 40 chains; thence west 60 chains; thence south 40 chains; thence south 4 aining 240 acres more or less.

Dated this 28th day of February, 1907. SIDNEY J. CUMMINGS. NOTICE is hereby given that sixty days after date I intend to apply to the Hon. the chief commissioner of Lands and Works for permission to purchase the folowing described lands, situate in West Kootenay district: Commencing at a post marked by name "Gerald Rees' N.E. corner post," at the northwest corner of the purchase claim staked April 20th, 1906, by D. A. Boyd_and F. J. Sammons, thence 20 chains west along the C.P.R. right of

way; thence 20 chains south; thence chains east; thence 20 chains north, post of commencement contrining 40 acres Nelson, B. C., April 1, 1907. G. S REES

NOTICE is hereby given that 60 days after date I intend to apply to the Hon. the Chief Commissioner of Lands and Works for permission to purchase the fol-lowing described lands in Kootenay district, B.C.: Commencing at a post marked "J. Cameron's S.E. corner post," said post being on the west side of Upper Arroy lake, opposite Nakusp, and at the N.E. corner of lot 7310, running thence west 16 chains; thence north 60 chains; thence east 7 chains; thence following the lake shore in a southerly direction 60 chains, more or less, to point of comme containing 60 acres, more or less.

Dated this 11th day of March, 1907.

NOTICE is hereby given that 60 days after date I intend to apply to the Hon. the Chief Commissioner of lands and Works for permission to purchase the fol-lowing described lands situate on the east side of Trout creek, Burton valley, pro-vince of British Columbia: Commencing at a post p'an ed on the east side of Trout creek, one mile south of Wm. Fisher's N.W. corner post, and one mile south of W. Lovett's S.W. corner post, and marked "W. A. Hami'ton's N.W. corner post," thence south 30 chains; thence east 80 chains; thence north 80 chains; thence west 80 chains, to point of comm w. A. HAMILTON W. H. HAMILTON W. H. HAMILTON, Agent

April 19, 1907.

NOTICE is hereby given that 60 days after date I intend to apply to the Hon. the Chief Commissioner of lands and Works for permission to purchase the fol-lowing described lands situate on the east side of Trout creek, Burton valley, pro-wince of British Columbia: Commencing at a post plan;ed on the east side of Trou rceek, three miles south of W. Lovett's S.W. corner post, and marked "W. S. Fisher's S.W. corner post," thence north 80 chains; thence east 80 chains; thence south 80 chains; thence west 80 chains to point of commencement, containing

w. S. FISHER W. H. HAMIL/TON, Agent. April 19, 1907.

NOTICE is hereby given that 60 days after date I intend to apply to the Hon. the chief commissioner of lands and works for a special license to cut and carry away ber from the following described land, situated in West Kootenay district: Commencing at a post planted on the west side of Lardo river, opposite S. W. corner of lot \$27, marked A. E. Fowler's N. E. corner, thence south 40 chains, thence west 40 chains, thence north 80 chains. thence east 80 chains along west side of Lardo river to point of

Dated this 6th day of March, 19 A. E. FOWLER NOTICE is hereby given that 60 days after date I intend to apply to the Hon. the Chief Commissioner of Lands and Works for permission to purchase the following described lands, situate in West Kootenay District: Commercing at a post model of C. B. Cuitter's sciences." marked "C. B. Cutten's southeast corner," and planted about six miles up Lattle Slo-can river, running north 80 chains; thence west 80 chains; thence south 80 chains; thence east 80 chains, to place of com-

c. B. CUTTEN March 27, 1907.

THE WEEKLY NEWS, NELSON, B.C SATURDAY, MAY 11 1907

NOTICE is hereby given that 60 days after date I intend to apply to the Chief Commissioner of Lands and Works, at Victoria to purchase 160 acres of land on the east side of the Arrow lake, on Bates orack and decomber of the Arrow lake, on Bates thence so chains east, to point of com-

4-11

W. WALTON. FRANK ORANGE Locator

IOTICE is hereby given that 60 days after

date I intend to apply to the Hon. the Chief Commissoneir of Lands and Works for permission to purchase the following lescribed lands, in West Kootenay Dis-

trict, situate on the south side of the Col-umbia river, about 7 3-4 miles west from

Robson, starting at an initial post marked "R.A.H." on the south side of the river, thence 10 chains east; thence 10 chains south; thence 10 chains west; thence 10

chains north to the place of commence

ment, said to contain 25 acres more or less, said claim adjoining Cryderman's pur-chase.

NOTICE is hereby given that 60 days af-

ter date I intend to apply to the Hon. the Chief Commissioner of Lands and Works for permission to purchase the fol-lowing described lands, situate in West

Kootenay district: Commencing at a post planted on the west side of Upper Arrow

ake, marked "W. O. Stevens' N. E. cor

ner," thence west 40 chains; thence south 30 chains; thence east 40 chains; thence

orth along the western shore of Uppe

Arrow lake 80 chains, more or less, to the

NOTICE is hereby given that 60 days after date I intend to apply to the Hon, the Chief Commissoneir of Lands and Works

for permission to purchase the following described lands, in West Kootenay Dis

trict: Situate on the Lower Arrow lake, about 8 miles west from Robson, and known as McCormick's landing, said land

eing on the north shore of said lake.

commencing at a post p'anted at the north west corner and known as "initial post G.B.," thence 10 chains east; thence 1

said to contain 20 acres more or less. 4-8 G. BEAUMONT

Locator W. L. PAYNE.

chains south: thence 10 chains west; then

chains north to place of commer

W. O. STEVENS.

coint of commencement, acres, more or less.

Dated April 18, 1907.

4-8

April 3rd, 1907.

R. A. HOWE. Locator W. L. PAYNE.

Located April 12, 1947. Located April 12, 197. B. JF REAMY. No. 8 Limit — Commencing at a post planted about 9 1-4 miles up Poplar creek, about a quarter of a mile wester, y from No. 1 kimit, marked "B. F. Reamy's south-east corner post." thence south 80 chains; htence west 80 chains; thence north 80 chains; thence east 80 chains to point of commencement. Located April 12, 1907. B. JF REMANY,

B. F REAMY. B. F REAMY. No. 8 Limit - Commencing at a post planted on the second south tributary, about 1 14 miles up tributary, about 200 feet from creek, about 11 miles up Poplar creek, mdrked "B. F. Reamy's northwest corner post," thence west 40 chains; thence south 160 chains; thence east 40 chains; tuence north 160 chains to point of com

nencement. Located April 12, 1907. B. .F REAMY. B. F REAMY. No. 4 Limit — Commencing at a post planted on the west side of the second south tributary, about one-quarter mile from the forks of Poplar creek, marked "B. F. Reamy's northeast corner post," thence north 80 chains; thence west 80 chains; thence south 80 chains; thence east

80 chains to point of commencement. Located April 12, 1907. B. .F REAMY. B. JF REDAMY. No. 5 Limit — Commencing at a post planted on the east side , about 100 feet from Poplar creek, 14 miles up Poplar creek marked "B. F. Reamy's northeast corner post," thence sast 80 chains; then south 80 chains; thence west 80 chain thence north 80 chains to point of cor mencement.

mencement. Located April 15, 1907. B. .F REAMY. No. 6 Limit — Commencing at a post painted by No. 6 limit, about 14 miles up Poplar creek, marked "B. F. Reamy's northwest corner post," thence 40 chains west; thence 160 chains south; thence 40 chains east; thence 160 chains north to oint of commencement. Located April 15, 1907. 4-25 B. F. REAMY. point of con

TAKE NOTICE that 30 days from date TAKE NOTICE that 30 days from date 1 intend to apply to the Hon. the Chief Commissioner of Lands and Works for a special license to cut and carry away timber from the following described lands: Commencing at a post on the south side of the Nakusp and Sandon railway, near H. Irwin's N.W. corner post and marked W J Cameron's northeast corner Dost." 'M. J. Cameron's northeast corner post, thence south 80 chains; thence west 80 chains; thence north 80 chains; thence east chains to point of commencement.
 Dated this lith day of March, 1907.
 M. J. CAMERON,
 J. M. CAMERON, Agent

NOTICE is hereby given that 30 days

after date I intend to apply to the Hon. the Chief Commissioner of Lands and Works for a special license to cut and carry away timber from the following de-scribed lands, situate in West Kootenay district, British Columbia, about seven and one half miles east of the Columbia river and just north of the international Boundary line, and situate on the South East creek that emptier into Fish creek, Fish creek emptying into the Pend d'Orielie river: Commencing at the southeast cor-ner post marked "R.G.," thence westerly along the international boundary line chains; thence northerly 80 chains; then easterly 30 chains; thence southerly 30 chains to the place of beginning, containing 640 acres more or less.

Dated this 26th day of March, 1907. RALPH GILLISPIE. NOTICE is hereby given that 30 days after date I intend to apply to the Hon. the Chief Commissioner of Lands and Works for a special license to cut and carry away timber from the following described lands situate in West Kootenay district iands situate in West Kootenay district: I. Commencing at a post marked "O. L. Boynton's northeast corner®" planted at the southeast corner of Lot 7665. Group L thence south 40 chains; thence west 180 chains; thence north 40 chains; thence east 160 chains to point of commencement. 2. Commencing at a post marked "O. L. Boynton's southeast corner." planted at the southwest corner of Lot 7665. Group 1 thence west 40 chains: thence north 180

thence west 40 chains; thence north 160 chains; thence east 40 chains; thence south 180 chains to point of commencement, O. L. BOYNTON, Locator, J. R. BOYNTON, Agent. Dated March Sth, 1-07.

NOTICE is hereby given that 30 days after date we intend to apply to the Hon. the Chief Commissioner of Lands and Works for a special license to cut and carry away timber from the following de-sertbed lands, situated in West Koote-ner district: nay district:

No. 1 Limit-Commencing at a post planted one mile up and on the east side of the first south fork of Poplar creek. marked "C. O. Woodrow's and Jack Port-gal's N.W. corner post," thence 80 chains south; thence 80 chains east; thence 80 hains normencement, eint of commencement, Located April 9th, 1907. C. O. WOODROW, JACK PORTGAL, Commencing at chains north; thence 80 chains west

No. 2 Limit - Commencing at a post planted 3 miles up and on the west bank planted 3 miles up and on the west back of the first south fork of Popkar creek, marked "C. O. Woodrow's and Jack Port-gal's S.W. corner post; thence 80 chains North; thence 80 chains east; thence 80 chains south; thence 80 chains west 10 point of commencement. Located April 9th, 1907.

C. O. WOODROW. JACK PORTGAL.

NOTICE is hereby given that 30 days after date I intend to apply to the Hon, the Chief Commissioner of Lands and Works for special licenses to cut and carry away imber from the following described lands, situate in the West Kootenay district: Location No, 1-Commencing at a post planted about 20 rods west and 350 paces north of the confluence of the South Fork of the Salmon river and Wilson creek, about 14 miles south of Salmo, B.C., thence about 14 miles south of Salmo, B.C., thence about 14 miles south of Salmo, B.C., thence west \$0 chains; thence south \$0 chains; thence east \$0 chains; thence morth \$0 chains to point of commencement, Said point of commencement ean be reached from the said confluence of the South Fork of the Salmon river and Wilson creek by going west up a guich about \$0 reds to a point where a trail, running in a portherly direction, has been blazed for about 350 paces. Located March 5, 1907. Located March 9, 1907.

chains; thence west to point of comme Dated this 11th day of April, 1907. T. G. PROCTER

TIMBER NOTICES

NOTICE is hereby given that 30 days after date I intend to apply to the Hon., the Chief Commissioner of Lands and Works for a special license to cut and carry away timber from the following de-sroibed lands in West Kootenay, district: No. 1 Limit-Commending at a post planted about nine miles up Poplar creek, on the north side, about 150 feet from the creek, marked "B. F. Reamy's northeast corner post," thence north 50 chains; thenes 30 chains west; thence 30 chains south;

NOTICE is hereby given that 60 days af-ter date I intend to apply to the Hon. the Chief Commissioner of Lands and Works for permission to purchase the following described lands, situate on the east side of the Columbia river, adjoining Bur-ton City on the south: Beginning at a post marked "J. G. Billings' S.W. corner," running east 80 chains; thence north 40 chains; thence west 80 chains; thence south 40 chains to point of commencement.

April 3rd, 1907.

Dated March 22nd, 1907. J. G. BILLINGS, Locator. J. CAMERON, Agent.

NOTICE is hereby given that 60 days after date I intend to apply to the Hon. the Chief Commissoneir of Lands and Works for permission to purchase the following described lands, in West Kootenay District: Situate about 8 miles west from. Robson on the north side of the Columbla river, starting at the initial post marked "J.H.R.," thence 10 chains easi; thence 5 chains north; thence 10 chains west; thence 5 chains south to place of com-mencement, said to contain 15 acres more

les, adjoining Annable's purchase. -8 J. H. RINGROSE. Locator W. L. PAYNE. April 3rd, 1907.

NOTICE is hereby given that 60 days after date I intend to apply to the Hon. the Chief Commissioner of Lands and Works for permission to purchase the following described lands, situate in West Kootenay District: Commencing at a post marked "Victor W. Odium's southwest corner post," and planted west of Little Slocan river, about six miles from the mouth. running north 80 chains; thence mouth, running north 80 chains; thence east 80 chains; thence south 80 chains; thence west 80 chai

VICTOR W. ODLUM. C. B. CUTTEN, Agent.

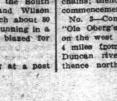
NOTICE is hereby given that 60 days after date I intend to apply to the Hom. the Chief Commissioner of Lands and Works for permission to purchase the following described lands, situate in West Kootenay District: Commencing at a post marked "M. E. M. Rogerson's land" and planted cheut five miles up Little Stocan planted about five miles up Little Slocan River, on the west side, running 30 chains south; thence 80 chains west; chains north: thence 80 chains east, to

lace of commencement. M. E. M. ROGERSON. C. B. CUTTEN, Agent. March 27, 1907. NOTICE is hereby given that sixty days after date I intend to apply to the Chief

Commissioner of Lands and Works for permission to purchase the following land, on Kootenay lake shore, in West Kootenoy district: Commencing at a post marked "T. G. Procter's S.W. corner," planted at the S.E. corner of lot 1663, thence north 20 ohains; thence east 5 chains; thence outh, following meanderings of lake, 20

J. W. SMITH, Agent,

Location No. 2-Commencing at a post



B.C.

nencement, containing 640 acres, more March- 27, 1907.

and reader of the

planted about 20 fods south and 50 chain west of the confluence of the North Form of the South Fork of the Salmon river, and the South Fork of the Salmon river, about 20 miles south of Salmo, B.C., thence about 20 miles south of Saimo, B.C., thence north 80 chains; thence east 80 chains; thence south 80 chains; thence west 80 chains, to point of commencement. About 700 paces north of said point of commence-ment will be found an earth slide about 50 feet in height, where the said South Fork of the Saimon River makes a turn, and where a small creak from the contement where a small creek from the southwes

Hows therein. Located March 16th, 1997. Location No. 3—Commencing at a p-planted about 20 rods south and 80 cha east of the confluence of the North Fork of the South Fork of the Salmon river, and the South Fork of the Salmon river, about 20 miles south of Salmo, B.C., thence about 20 mlies south of Saimo, B.C., thence south 40 chains; thence west 160 chains, thence north 40 chains; thence east 160 chains to point of commencement. Located March 16th, 1907. PHIL BOSELY, Agent. N. BANGS.

Dated April 11th, 1907.

NOTICE is hereby given that 30 days after date I intend to apply to the Hon. the Chief Commissioner of Lands and Works for a special license to cut and carry dway timber from the following de-scribed lands, situate in West Kootenay district, on the East Fork of Mission creek, about 12 miles east of Rykerts, B.C. Timber Limit No. I-Commencing at a post planted about 40 chains east of where the East Fork of Mission creek crosses East Fork of Mission creek crosses international boundary line and markthe international boundary line and mark-ed "Charles G. Reeder's southeast corner post." thence north 40 chains; thence west 40 chains; thence north 40 chains; thence west 30 chains; thence south 40 chains; thence east 40 chains; thence south 40 chains east 30 chains, to the place of com-mencement.

nencement. Located March 15th, A.D., 1907. CHARLES G. REEDER, Locator A. J. KENT, Agent.

A. J. KENT, Agent. Timber Limit No. 2-Commencing at a post planted at Charles G. Reeder's south-east corner post of timber limit No. 1, and marked "Charles G. Reeder's south-west corner post of timber limit No. 2," thence 40 chains east; thence 80 chains north; thence 40 chains west; thence 40 chains north; thence 40 chains west; thence hains north ;thence 40 chains west; thence 0 chains south; thence 40 chains eas; hence 40 chains south to place of begin-hing.

Located March 29th, 1907. P. J. GALLAGHER.

 4-5
 P. J. GALLAGHER.

 orthod
 Homoson

 O. L.
 after date I intend to apply to the Hon.

 the Chief Commissioner of Lands and

 Works for a special license to cut and

 oarry away timber from the following de-scribed lands, situate in West Kootenay

 district: Commencing at a post plan.ed at

 the south end of timber license 3.65, on

 Russell creek, thence 60 chains south, along

 J. T. Burgess' timber claim; thence 40

 chains west; thence 100 chains north;

 thence 80 chains east, to place of com-mencement, containing 640 acres more or

 4-5

Dated this 15th day of March, 1907.

NOTICE is hereby given that 30 days after date I intend to apply to the Hon. the Chief Commissioner of Lands and Works for a special license to cut and carry away timber from the following de-scribed lands, situate in West Kootenay district, British Columbia; about eight miles east of the Columbia river, on the international boundary line. Situate on South East creek, that empties into Fish creek, and adjoins the piece of land on the east located by Raiph Gillispie: Commenceast located by Ralph Gillisple; Commenc-ing at a post marked "C.E.L." on the southwest corner, thence east 30 chains; thence north 80 chains; thence west 80 chains; thence-south 80 chains to the place of beginning, containing 640 acres, more

Dated, this 26th day or March, 1907. C. E. LEGG. 4-9 RALPH GILLISPIE, Agent.

NOTICE is hereby given that 30 days after date I intend to app'y to the Hon. the Ohlef Commissioner of Lands and Works for special license to cut and earry away timber from the following described lands, situate in West Kootenay district,

No. 1-Com mencing at a post marked "Ole Oberg's S.E. corner post," planted on the west bank of Taylor creek, about 2 miles from where it empties into the Duncan river, thence west 30 chains;

thence north 80 chains; thence east 80 chains; thence south 80 chains to point of commennement. No. 2—Commencing at a post marked "Ole Oberg's S.E. corner post," planted on the west bank of Taylor creek, about 3 miles from where it empties into the Duncan river, thence west 80 chains; thence north 80 chains; thence east 80 chains; thence south 50 chains to point of

No. 3-Commencing at a post marked "Ole Oberg's S.E. corner post," planted on the west bank of Taylor creek, about 4 miles from where it ampties nito the Duncan river, thence west 80 chains; thence north 80 chains; thence east 80 NOTICE is hereby given that 30 days

ins; then is south so chains to point of commencements. No. 4-Commencing at a post marked "Ole Oberg's S.E. corner post," planted on the west bank of Taylor creek, "about 5 miles up Taylor creek, thence west 30 chains; thence north 30 chains; thence east 30 chains; thence south 30 chains to point of compresentent.

east 80 chains; thence south 80 chains to point of commencement. No. 5-Commencing at a post marked "Oie Oberg's S. W. coriter post," and planted on the east bank of Tay or creek, about 6 miles up Taylor creek, thence south 80 chains thence west 90 chains; thence north 80 chains to point of commencing at a post marked "Oie Oberg's S. W. correr post," and planted on the east bank of Tay or creek, about 6 miles up Taylor creek, thence south 80 chains to point of commencing at a post marked "Oie Oberg's S. W. correr post," and planted on the east bank of Tay or creek, about 7 miles up Taylor creek, thence south 7 miles up Taylor creek, thence east 80 chains; thence north 80 chains to planted on the east bank of Tay or creek, about 7 miles up Taylor creek, thence south 7 miles up Taylor creek, thence east 80 chains to point of commencement. Docked, April 27, 1907. No. 3 Limit-Commencing at a post planted 7 1-2 miles up Snake creek, and marked "A. L. McCulloch's north; thence 80 chains east to point of com-merement. Docked, April 27, 1907.

thence weat 30 chairs; thence south 30 chains to point of commencement. Located March 2567, 1907. O'LE OBERG, Locator. No. 7--Commencipies at a post marked "Ole Oberg's S. W. corner post," and planted on the seat bank of the head-waters of the Duj can river, near the rall-way belt line, thence east 80 chains; thence north 80 chains; thence weat 80 chains; thence south 80 chains, to point of com-mencement. No. S--Commencing at a post marked "Ole Oberg's S. W. corner post," and planted on the east bank of the Duncan river and one mile further south than No.

river and one maile further south than No. 7. thence east 30 chains; thence north 50 chains; thence west 30 chains; thence south 30 chains to point of commencement.

ment. No. S-Commencing at a post marked "Ole Oberg's S.E. corner post," and planted on the east bank of the Duncan river, and adjoining No. 7 on the west, thence west \$0 chains: thence north \$0 chains: thence a chain is thence north \$0 ohains; thence east 80 chains; thence south 80 chains to point of commencement.

80 chains to point of commencement. No. 10--Commencing at a post marked "Ole Oberg's S. W. corner post," and planted on the ests bank of the Duncan river, three miles from hardwaters, thence east 30 chains; thence north 80 chains; thence west 30 chains; thence south 80 chains to point of commencement. No. 11--Commencing at a post marked "Ole Oberg's S.E. corner post," and pleated on the east side of the Duncan river, and adjoining No. 10 on the west, thence west 30 chains; thence south 80 chains; thence est 80 chains; thence south. 80 chains to point of commencement.

hains north ; thence 60 chains west; thence 0 chains south; thence 60 chains east; hence 40 chains south to place of begin-ing. Located March 15th, A.D., 1907. CHARLES G. REEDER, Locator, A. J. KENT, Agent. AKE NOTICE that 30 days from date 1 intend to apply to the Hon. the Chier commissioner of Lands and Works for special license to cut and carry away imber from the following described lands: Commencing at a post 40 chains south 40 thence seat 80 chains; thence north 80 chains; thence south 80 chains; thence north 80 chain east 80 chains; thence north 80 chains thence west 80 chains; thence south 8 chains to point of commencement. No. 17-Commencing at a post marked "Ole Oberg's S.E. corner post," and "Ole Oberg's S.E. corner post," and planted on the east side of the Duncan thence west 80 chains; thence north 8 chains; thence east 80 chains; thence

chains; thanks east 30 phains; there south 30 chains to point of commencement. Located March 29, 1907. OLE OBERG, Locator. No. 13—Commencing at a post marked OLE OBERG, Locator. No. 13—Commencing at a post marked OLE oberg's S.W. corner post," and planted an the asst bank of the Duncan river, and about 7 miles from headwaters, there east 30 chains; there north 30 chains; there west 30 chains; there south 30 chains to point of commencement. No. 19—Commencing at a post marked OLE oberg's S.W. corner post," and planted on the east adde of the Duncan river and about 8 miles from headwaters, there east 30 chains; there north 30 chains; there west 30 chains; there outh 30 chains to point of commencement. No. 19—Commencing at a post marked OLE obtains; there west 30 chains; there south 30 chains; there north 30 chains; there west 30 chains; there of the south 30 the ans, there north 30 chains; there west 30 chains; there south 30 chains to point of commence GEORGE A. HUNT. No. 19-Com south 80 chains to point of com

> ment. No. 30-Commencing at a post marked (Oze Oberg's S.W. corner post," and planted on the east side of the Duncan river, and about tan miles from headwaters thence east 80 chains; thence north 80 chains; thence west 80 chains; thence south 60 chains to point of commancement. 60 chains to point of commancement, No. 21.—Commencing at a post marked "Ole Obeng's S.E. corner post," and planted on the east bank of the Duncan river and adjoining No. 20 on the west, thence west 80 chains; thence north 80 chains; thence east 80 chains; thence south 80 chains to point of commencement. No. 22.—Commencing at a post marked (Ole Oberg's S.W. corner post," and planted on the east bank of the Duncan-river, and about 11 miles from headwaters?

river, and about 11 miles from headwater dhemes east 50 chains; thence morth 53 chains; thence west 50 chains; thence south 50 chains to point of commencement. No. 23-Commencing at a post marked "Ole Oberg's S.B. corner post," and planted on the entri side of the Duncan river, and adjoining No. 22 on the west, thence west 50 chains; thence north 50 chains; thence seat 50 chains; thence south 90 chains; thence south of commencement

60 chains to point of commencement, No. 26-Commencing at a post marked "Ole Oberg's S.E. corner pose," and planted on the east bank of the Duncan and river, about 12 miles from headwaters, chence west 80 chains; thence north 80 chains; thence east 80 chains; thence south 80 chains to point of commencement. 60 chains to point of commencement. No. 25-Commencing at a post marked "Ole Oberg's S.E. corner post," and planted on the east bank of the Duncan

planted on the east bank of the Duncan river, and about 13 miles from headwa-ters, thence west 80 chains; thence north 80 chains; thence east 80 chains; thence south 80 chains to point of commencement. Located March 30, 1907. OLE OBERG, Locator.

after date I intend to apply to the Hon. the Chief Commissioner of Lands and Works for a special license to cut and Garry away fimber from the following described lands in West Kootenay district: No. 1 Limit-Commencing at a post planted about 6 miles up Snake creek from the Slocan river, and marked "A. L., McCulloch's southwest corner," thence 80 chains north; thence 80 chains east; thence 80 chains south; thence 80 chains west to

marked "A. L. McCulloch's nonthwest corner," thence running 80 chains south; thence 80 chains east; thence 80 chains north: thence 30 chains west, to point of commencement. Located, April 27, 1977.

Mo. 4 Limit-Commencing at a post plusted about 1 1-2 miles up the south fork of Snake creek, and marked "A. L. McCulloch's southwest corner post," th nce running 50 chains east; thence 50 chains north; thence 50 chains west; thence 50 chains south, to point of commencement.

Located, April 27, 1907. Limit No. 5-Commencing at a post planted about 1 1-2 miles up the south fork of Snake creek and marked "A. L. fork of Snake creek and marked "A, L. McCulloch's nonthwest corner post," thence running 80 chains east; thence 8) chains south; thence 80 chains west; thence 80 chains north to point of commencement. Located, April 27, 1997. A. L. McCULLOCH, JOHN McCOJLL, Agent,

NOTICE is hereby given that 30 days after date I intend to apply to the Chief Commissioner of Lands and Works for a special Heense to cut and carry away timber from the following described lands in West Kootenay district: Commencing at a post planted on the north side of the Lardo river, about two milse west of Pop-lar great marked "B E Descrite with ar creek, marked "B. F. Reamy's south lar creek, marked B. F. Keamy's south-east corner," thence north 160 chains; thence west 40 chains, to east boundary of lot 838; thence south following the east boundary of lots 838, 837 and 836, to point of commencement, containing about 640 Located April 22, 1907

B. F. REAMY, Locator.

NOTICE is hereby given that 30 days after date I intend to apply to the Hon. the Chief Commissioner of Lands and Works for a special license to cut and carry away timber from the following isseribed lands in West Kootenay district: Commencing at a post planted on the routheast side of Poplar creek, about two miles from the mouth of the creek, marked "A. G. Johnston's northeast ner post," thence south 160 chains; thence west 40 chains; thence north 160 chains; thence east 40 chains to

Located April 30, 1907. ARTHUR G. JOHNSTON. ALEX, MACDONALD, Agent.

NOTICE is hereby given that 30 days after date I intend to apply to the Hon. the Chief Commissioner of Londs and Works for a special license to cut and Works for a special license to out and carry away timber from the following described lands in West Kootenay district: Commencing at post planted three miles up Poplar creek from the mouth, on the southeast side of Poplar marked "A. G. Johnston's northeast corner post," thence south 30 chains; thence west 80 chains: thence north 80 chains; thence east 80 chains to point of commensue hains to point of commencement Located April 30, 1907.

ARTHUR G. JOHNSTON ALEX. MACDONALD, Agent,

NOTICE is hereby given that 30 days after date I intend to apply to the Hon. the Chief Commissioner of Lands and Works for a special license to cut and works for a special neerse to cut and carry away timber from the fo towing described lands in West Kootenay district: Commencing at a post planted on the southeast side of Poplar-creek, and about four miles from the mouth of the creek, marked ',A. G. Johnston's northeast cor-mer nost "thence south 36 below: there

NOTICE is hereby given that 30 days after date I intend to apply to the Hon. the Chief Commissioner of Lands and Works for a special license to cut and arry away timber from the followin escribed lands in West Kootenay district amencing at a post planted on the Commencing at a post planted on the outheast side of Poplar creek, and about four miles from the mouth of the creek, marked "A. G. Johnston's northeast cor-ier post." thence south 160 chains; thence west 40 chains; thence north 160 chains; thence east 40 chains to point of com-nencement. Located May 1, 1907.

ARTHUR G. JOHNSTON. ALEX. MACDONALD, Agent.

NOTICE

NOTICE is hereby given that the Cana-dian Pacific Railway Company, as lesses of the British Columbia Southern railway, has this day deposited in the District Land Registry office at Nelson, in the Province of British Columbia a plan, pro-file and book of reference showing the proposed spur to the A. E. Watts sawmill, situate on the shore of the west arm of Kontenay lake and distant about 20 miles columbia, and that 30 days after date the said Canadian Pacific railway Company intends to apply to the Board of Railway Commissioners for Canada for approval of the said spur in accordance with the provisions of eSction 175 of the Railway Act, 1903. Dated at Vancouver, this 18th day

April, 1907. R. MARPOLE, General Executive Assistant,

KILLED WIFE AND BABE Washington, May 7.-William Orr, of this city today shot and killed his wife, fatally wounded their baby, and then committed suicide by shooting,

THE WERKLY NEWS, NELSON E & BATUABAY MAY I 1807

PEACE IN COAL FIELDS FOR TWO YEARS

New Agreement Signed at Noon Yesterday by Representatives of Men, Full Text of Which Is Given Below---Men Secure Some Material Increases in Pay.

(Speelal to The Daily News) Fernie, May 6.-From appearance everything is now satisfactorily settled and some men will retern to work tomorrow morning. Notices have been placed all over town reading as follows: "To the Officers and Members of

the United Mine Workers' Association of America, District No. 18: "The result of the voting upon the new agreement is as follows: For 1124 ; against 747; majority 337. "The agreement has been duly sign-ed today and all members of our unions are requested to end their vacation and resume work at all

vacation and resume work at all mines immediately. (Sgd.) "F. H. SHERMAN, "Pres. District 18, U. M. W. of A." Secretary Macdonald of the mine workers, when seen today, stated that about 700 or 800 men had already left the district but that there would be a the district but that there would be a full complement of men in every mine inside of two months.

"By two weeks," he said, "all the men will have returned to work, that is, those who are still in the district. Regarding the new agreement, there are still a few minor differences to be arranged some camps but a board composed of three miners and three operators will sit to adjust these. For instance at Canmore and Bankhead there are dif-Canmore and Bankhead there are dif-ferences already. There are certain seams in those mines which at present are worked by day wage scale and these will have to be put on contract work, of course. The miners will continue working until after the heard eric. working until after the board sits. I believe all the men will go back, even those that voted against doing so; of course, some of them will not exactly be satisfied, but it is safe to say they will return. Even if the conciliation board had sat I don't think we could have obtained a better agreement than the one we have just signed. The Coal Creek and Fernie men will doubtless return tomorrow. They will not be placreturn tomorrow. They will not be plac-ed in the mines at once as it will take a week or so to straighten things up. There will be falls to be cleared and several other things to be looked after. They will not be require d to sign on again, but can start in right where taey left of " left off."

The operators signed the agreement on Saturday, according to promise, and several of them then left for home, whilst G. G. S. Lindsey left for Tor-onto, to consult his board of directors. onto, to consult his board of uncessful Before going away Mr. Lindsey called on your correspondent regarding a statement that on behalf of the opera-tors he refused to co-operate with the miners in obtaining an investigation board to expedite matters as quickly as excelled. He denied this and produced possible. He denied this and produc correspondence showing that he had written president Sherman and offered to co-operate and do anything in his power to facilitate matters. President Sherman, however, still

says the first report was correct. He admits receiving the letters shown by Mr. Lindsey, but claims that Mr. Lindsey did not carry out his promise of co-

operation. "Its alright to say a thing," said president Sherman, "but when Mr. Lindsey does not do what he says he will, whit is one to believe? That report (pointing to the one in question)

s correct. President Sherman states that it wi probably be two weeks before all the men are back to work again and even then the mines will be shorthanded as so many men have left the district. "In any case," he said, "I predict a coal famine next fall. This cessation of work has already assured this, and even if the men were to go back today the mines would not get a full complement of men before the fall."

The agreement occupied four pages of typewritten matter and the accom panying schedules take up eight more. The parties are the Western Goal Operators' association, consisting of the ators association, consisting of the seven companies operating in the dis-trict and the employees of these com-panies as represented by the United Mine Workers of America, District No. 18. By it the provisions of agreements existing prior to April 1, 1907, are confirmed for a further period of two years excepting in so far as they are changed by the provisions of the new agree-ment. Sixty days before the expiration of the new arrangement a conference will be held by the parties to discuss a renewal . All persons accepting em-ployment at the mines, coke ovens and outside plants are to be governed by the rules laid down in the agreement. In the event of a local dispute, the men with the grievance shall submit the complaint to the pit boss. If the pit boss and employes are unable to agree the matter shall go before the pit com-mittee and the mine superitendent. If they fail to agree it shall be referred to the general manager or general superin-tendent of the company concerned, and the members of the district board. Should they fail to agree the dispute shall be referred to a joint committee comprising representatives appointed by the Western Operators' association and reperesentatives of the miners appoint-ed by District 18 of the U. M. W. of A. It this committee is unable to agree it shall endeavor to choose an independent chairman. If it cannot do so the minister of labor shall be asked to appoint fuch a chairman. The decision of the ittee thus constituted shall be committee thus constituted while the dispute is being considered the men must remain at work. In the event of an employe being discharged he shall not remain in the employ of the comthe case is being investipany gated. If a claim is made for time lost

the joint committee shall determine the ; while disputes are being investigated amount of compensation, if any. One important sub-section reads as

"Any breach of this agreement by any of the parties hereto is not to void the said agreement, but the same is to con-tinue in full force an deffect. It is not tinue in full force an aerect. It is not intended, however, by this sub-section to abridge the right of the men to sus-pend work after the final settlement as herein provided if any operator or op-erators refuse to be bound by any deol-sion given against them under this cattale? article." The article referred to is, of course that arranging for settlement of dis-

putes. Payment for new work which may arise is to be on the basis of day wages

arise is to be on the basis of usy ways of until the wage has been fixed by a joint committee. The promise of Hon. W. H. Cushing, minister of public works for Alberta, that his government would introduce legislation for the enactment of an eight legislation for the enactment of an eight hour day, bank to bank, has apparently been considered in the section pertaining to hours of work. This clause reads: "It is understood that nothing herein shall be held to afford any grounds against the enactment of legislation re-porting hours of labor in the moving against the enactment of legislation re-specting hours of labor in the province of Alberta." The balance of the agreement proper

leals with rates of wages, etc. It pro-vides that there shall be a 5 per cent ncrease on contract mining rates at the collowing mines: No. 9, Coal Creek; No. 3, Michel, Lundbreck and Canmore. There shall be added on outside labor an increase of 25 cents per day to all \$2 rates and an increase of 5 per cent to all rates of \$2.50 and over; there shall be added an increase of 25 cents per day to drivers, tail rope riders and hoist men. It provides that at Canmore, Bankhead, Lundbreck and Lille an increase of 5 per cent on all other ransportation men and those connected with the handling of coal. mainder of story not received, C . R. wires going out of business.]

The full text of the agreement fol-

It is hereby agreed between the West-

It is hereby agreed between the West-ern Coal Operators' association (con-sisting of the Pacific Coal Co., Ltd., the H. W. MoNelli Co. Ltd., the Brecken-ridge-Lund Coal Co., Ltd., the Brecken-ridge-Lund Coal Co., Ltd., the Ganadan' American Coal & Coke Co., Ltd., and the crow's Nest Pass Coal Co., Ltd., and the Crow's Nest Pass Coal Co., Ltd.) of the one part, and the employee of the said companies, as represented by the United Mine Workers of America, Dis-trict No. 18, on the other part: that trict No. 18, on the other part: that the agreements existing prior to April 1, 1907, respecting general provisions and scales of contract prices and wages shall govern the parties hereto for the period term may compare the parties of the the period of two years commencing April 1, 1907, and ending March 31, 1909, in so far as the same may not be modified or affected by the provisions of this agree ment, it being understood and agreed that the parties thereto will meet in conerence 60 days prior to the expiration of this agreement to discuss a renewal hereof. This agreement covers all the mines

coke ovens, and outside plants operat-ed by the companies and all persons ccepting employment at these mines agree to be governed by the following rules and regulations:

SETTLEMENT OF LOCAL AND GENERAL DISPUTES

(a) In case any disputes or grievances arise under this agreement or any local ent made in connection ther with, whether the dispute or grievance is claimed to have arisen by the company or any person or persons employed or by the men as a whole, then the par-ties shall endeavor to setle the matter as hereinafter provided. But before as nerenatice provided. But before any grievances or disputes shall be sub-mitted to the pit committee, the person or persons affected shall endeavor by personal application to the pit boss to settle the matter and in the event of them agreeing their decision shall be

(b) In case of any local dispute arising in any mine and failure to agree between the pit boss and any employe the pit committee and mine superinten-dent shall endeavor to settle the matter and if they agree their decision shall be final.

(c) In the event of the failure of the pit committee and the mine superintend-ent to setle any dispute so referred to them, as well as in the event of any other dispute arising, the matter in dis-pute shall be referred to the general perintendent or general manager the company and the officers of distric No. 18, U. M. W. of A., for settlemen and if they agree their decision shall be final. Should they fail to agree it shall be referred to a joint com ittee, sai committee to be made up of three open ators appointed by the Western Con committee to be made up of three oper-ators appointed by the Western Coal Operators association and three miners. appointed by district No. 18, of the U. M. W. of A., for settlement. If they agree their decision shall be binding upon both parties. A majority of the full committee must vote in favor of env settion before it can be declared any action before it can be declared carried. In the event of a failure to agree the committee shall endeavor to select an independent chairman and failing to agree upon an independent failing to agree upon an independent chairman the minister of labor shall be asked to appoint such a hairman. The decision of the committee thus consti-tuted shall be binding upon both par-ties. The joint committee when neces-sary shall meet on the second Monday of each month. (d) In the meantime and in all cases

and settled the miners, mine laborers and all other parties involved must conand all other parties involved must con-tinue to work pending investigation and until final decision has been reached, but where miner or miners, mine lab-orer or mine laborers, has or have been discharged by the company, he or they shall not remain in the employ of the company while his or their cause is be-ing investigated and setled. If a claim be made within five days where a man or men has or have been unjustly disor men has or have been unjustly dis-charged, the case shall be dealt with according to this article and if it is proven that he or they have been unjustly dealt with, he or they shall be reinstated. If claim is made for compensation for time lost in cases where reinstatement has followed it shall be left to the joint committee to decide (e) Any breach of the agreement by any of the parties thereto is not to void

any of the parties thereto is not to void the said agreement but same is to con-tinue in full force and effect. It is not intended, however, by this sub-section to abridge the right of the men to sus-pend work after final settlement as here-in provided if any operator or opera-tors refuse to be bound by any decision given against him or them under this article. rticle. NEW WORK.

Whenever any new work arises, a price for which has not been provided for in this agreement, on the request of the company or the miners the joint committee of the Western Coal Operators association and district No. 18 of the U. M. W. of A. shall meet within 30 days after the said request and arrange a price. Meantime and until such price has been arranged all men shall be paid. upon the day wage scale. HOURS OF WORK

HOURS OF WORK It is understood that nothing herein shall be held to afford any grounds against the enactment of legislation re-specting hours of labor in the province of Alberta. CONTRACT MINING RATES

There shall be added a 5 per cent in-crease on contract mining rates at the following mines: No. 9 Coal Creek, No. Michel, Lundbreck and Canmore. chedule A. OUTSIDE LABOR

There shall be added an increas 25 cents per day to all \$2 rates, and an increase of 5 per cent to all rates of \$2.50 and over. See Schedule B. INSIDE LABOR.

There shall be added an increase 25 cents a day to drivers, tall rope rid-ers and holstmen. See Schedule C. At Bankhead, Canmore, Lundbreck and Lille there shall be added an increase of 5 per cent to all other transportation men, and those connected with the handling of coal, this increase being given on account of the longer hours of work at those mines. See Schedule D. Schedule A-Mining Rates Coal Creek No. 9 mine, 52 1-2 cents per

gross ton. Michel, No. 3 mine, 57 3-4 cents per gross

Lundbreck mine, main and counter gangways, 63 cents per cubic yard; angle work, 7 3-4 cents Canmore mine No. 1. seam

.77 1-2 per lineal vard: pillars, 6.30; skips 2.62 1-2; No. 2 mine, seam breasts, \$1.05 per lineal yard for each foot in thickness; pillars, 1.31 1-4; skips, 2.52 1-2; No. 3 mine, eam breasts, 5.77 1-2; pillars, 6.30; skips, 1.62 1-2; No. 4 mine, seam breasts, 6.30; pilars, 6.30; skips, 3.15.

Schedule B-Day Rates and Hours Bottom men, per day, \$2.62 1-2, 10 hours. Slate picker boys, \$1.25, 10 hours, S'ate picker men, \$2.25, 10 hours. Car offer boys, \$1.50, 10 hours. Tally boys, \$1.25, 10 hou Tally boys, \$1.25, 10 hours. Teamsters, \$2.62 1-2, 10 hours.

Blacksmiths \$,3.67 1-2, 10 hours B'acksmith's helpers, \$2.62 1-2, 10 hours Carpen ers, \$3.67 1-2, 10 hours. Carpenters helper's, \$2.62 1-2 10 hours Power house engineers, \$3.67 1-2, 12 hours Power house engineers; \$3.15, 8 hours. Fan men, \$2.62 1-2, 12 hours.

Hoisting engineers, \$2.89, 8 hours. Tailrope engineers, \$3.36, 8 hours Tailrope engineers, \$3.67 1-2, 10 hours Box car loader engineers, \$3.15, 10 hours Tipple engineers, \$3.15, 10 hours. Locomotive engineers, outside, \$3.15,

urs. Locomotive engineer's helper or switch an, \$2.75, 10 hou

Firemen, \$2.67 1-2, 8 hours.

WEEK'S ORE SHIPMENTS GREATLY REDUCED FIGURES FOR PAST SEVEN DAYS

VITH COAL TROUBLES OVER THE

OUTPUT WILL JUMP UP The ore shipments and smelter receipt

for the past week show a marked decrease as might be expected from the coal situation.

Only the Dominion Copper company owever, failed to make any sh'pments at all; all the other plants received a limited supply as will be seen from the detais given hereunder. With the reopening of the collieries the shipments and receipts will doubtless resume their normal condilons.

Appended will be found the ore shipmen and smelter receipts in detail for the pas week and year to date in tons BOUNDARY SHIPMENTS MINE

Franby

Mother Lode

Week ...13,993 Yea 206,501 65,947 28,433 2.860

ROSSLAND SHIPMENTS lentre Star 2.876 Le Roi Ne. 2 7,563 4,172 . 5.174 85.485 KOOTENAY-SLOCAN SHIPMENTS Sullivan La Plata, milled 425 Queen, milled Second Relief, milled . 2,620 Queen Victoria t. Eugene 1,733 7,392 Other mines 40.154 . 1,943 Total ments from the mines in The total shipments from the mine the above districts for the past week 19,655 tons and for th eyear to date tons. GRANBY RECEIPTS Grand Forks, B.C. 206,501 Granby 1,321 Total 13.992 207.82 B. C. COPPER CO. RECEIPTS Greenwood, B.C. Mother Lode 5,650 Snowshoe ... Other mines 17,400 5,857 Total 8.510 89.204 sionists. TRAIL SMELTER RECEIPTS Trail, B.C. . 1,873 Centre Star 7,663 853 768 Queen Victoria Silver King st. Eugene Providence ... Other mines 2,602 HALL MINES SMELTER RECEIPTS

Nelson, B.C. 51 Hunter V. St. Eugene 234 LE ROI SMELTER RECEIPTS

Northport, Wash. Le Roi . 2.876 Hunter V. . Other mines 27,490 . 2,962

MARYSVILLE SMELTER RECEIPTS Marysville, B.C. 600 10,800 ullivan ... The total amount of receipts reported from the local and foreign mines for the past week were 28,900 tons and for the year to date 475,054 tons.

Other

STILL IN NEED OF COKE. Boundary Smelters Cannot Yet Resume

Boundary Smellers Cannot ret Resume Normal Operations. (Special to The Daily News) Phoenix, May 10.—There have been no developments in the situation in the Boundary this week, as regards resump-Boundary this week, as regards resump-tion of work at the mines which were closed last week, as a direct result of the coke shortage at two of the district smelters. The British Columbia Cop-per Co. has been enabled to keep two furnaces at its smelter in operation, as well as its Mother Lode mine, by having had a goodly supply of coke off hand when the coal miners quit work. However, little or no coke has been re-However, little or no coke has been re-ceived of late and almost any day one reduction works must be blown out, which will mean a shut down also at the company's mine. This will leave all three of Boundary's smelters idle, the Granby and Dominion smelters hav-ing been out of commission for two or three weeks. News of the definite settlement of the

coal miners' trouble was received all through the Boundary with much satisfaction, but it is expected to be two or three weeks, more or less, before any sort of coke supply adequate to normal needs can be received. Meantime, it is expected that another conference of Boundary miners and mine managers will be held and that an agree-

ment regarding the proposed wage in-crease will be arrived at.

ACCIDENT AT SLOCAN (Special to The Daily News) Slocan, May 10.—Tom Waring met with a very painful, and what might have proved a fatal accident this after-noon. He was standing on a step ladder cleaning windows in the Wilson hotel, when the ladder slipped and he fell through the window, the glass severing arteries in his arm in two places. He bled profusely and only the prompt and rough and ready first aid assistance of those who witnessed the ascident saved his life. Dr. Browse, in response to a telephone call came down response to a telephone call came down from New Denver to dress the injured man's wounds.

WINNIPEG GETS GZOWSKI CUP Winnipeg, May 10.-At a field battery neeting today the commanding officer resented to the batery the Gzowski cup, eing first prize for efficiency in drill and manoeuvres in annual competition against all batteries in Canada. Inscrip-ions on the cup show the following and me

Quebec battery, 1892; Durham, 1893; 2nd Field battery, 1897; 2nd Field battery, 1897; 2nd Field battery, 1897; 2nd Field battery, 1905; 13th Midland battery, 1905; 13th battery, 1905; 13 The cup is of sterling silver, mount

on an ebony base and is surmounted by a model of a field gun. RIOT LEADERS JAILED

RIOT LEADERS JAILED Attahabad, British India, May 4-All na-tive lawyers who are said to have been ringleaders of the agitation which led to the rioting at Rawip have been arrested and placed in jai', bail being refused. A mob subsequently attacked the residences of the district magis:rate and assistant magistrate and did much damage. Troops are still pairabiling the city. are still patroling the city.

CAUGHT IN STEEL TEETH Sterling. In. May 4-Slipping down a gravel bank in a railroad pit near here yesterday, George Nelson fell between the jaws of a huge steam shovel and his body was bitten in two by the teeth 4.4

county.

TRIAL OF HAYWOOD NOW IN PROGRESS

First Day's Proceedings Devoted to Work of Securing a Jury---Good Progress Made---Court Is Being Conducted in Very Orderly Fashion---No Evidence of Excitement or Disorder.

(Special to The Daily News) Boise, Idaho, May 3.—Today the trial of William D. Haywood for the murder of Frank Steunenberg began before Judge Fremont Wood. Fair progress was made in getting a jury, and when the day's session was closed there were three men in the box who had been passed by both sides for cause. There was a fair-sized crowd in the court room when the morning session opened and all the attorneys on both sides were present, together with about 40 newspaper men. The spectators this morning were all men of the appearance of the average

The spectators this morning were an imen of the appearance of the average assemblage in this section, strangers made up about half of the number and residents the balance. A number of faces of Caldwell people were visible, as were some of the Portland excur-sionists.

sionists. Mrs. Haywood was brought into the cour troom just before 10 o'clock in her invalid's chair and stationed just her invalid's chair and stationed just at the back of the attorneys for the defense and her husband. With her were a surse and her two daughters. Promptly at 10 o'clock Judge Wood took his seat on the bench. Sheriff Hodgins 'called the court to order, and Denuity Clock Reserven and the min

37,207Hodgins 'called the court to order, and
Deputy Clerk Peterson read the min-
utes of yesterday's proceedings.BIPTSTwo photographers with large cam-
eras were stationed at the east and
rear side of the court room and were
permitted to take views of the room
with atorneys, reporters and the de-
fendant, without molestation.
The defendant was ordered to be
homester into court While this was head

24,446 24,446 429,446 123,55 24,55 24,55 24,55 24,55 24,55 24,55 24,55 25,55 26,5 names of witnesses endorsed on the in-dictment. The nemes were presented to the clerk and the order made with the consent of the attorneys for the defense. He said the list included all witnesses known now, but that others would probably be presented later, per-haps during the week. When the calling of the jury began

it was noticeable that the questioning of the defense took a much wider range than that of the state, and its most atriking feature dealt with the possible effect on the minds and attitudes, of jurors of the letter of President Roosevelt in calling Haywood and his asso-ciates "undesirable citizens," the speeches in Idaho of Secretary Taft, the message of Governor Gooding to the legislature of Raho, the speech in Bolge of Senator Heyburn and the ac-tion of the Idaho legislature in passing a resolution and appropriating money for the prosecution of the three pris-

Mr. Richardson, who conducted and examination of the talesmen , was also particular to ascertain their attitude toward socialists and members of labor organizations and whether they could give them a fair trial. He was also anxious to know if they had any pro-fessional, personal, fraternal, religious or political affiliations with any of the counsel for the state, any connection counsel for the state, any connection with detective agencies, any experience in the pursuit or prosecution of crim-inals, or were members of the Mine Owners' association. Richardson also asked if they had contributed to any fund for the prosecution of the pris-omers, if they were members of the Cit-izens' Alliance. If they remembers det ens' Alliance, if they remembe old labor troubles in Idaho and if they had taken sides in labor troubles at any time. A remarkable feature of this examination was that all of the tales-men questioned by the defense swore that they had not been influenced by the letter of President Roosevelt, or the speeches of other officials of the national or state governments, and a majority of them said they were re-publicans.

The chief concern of the counsel for the state in the examination of talesner in which the prisoner and his com-panions were brought from Colorauo, the views of the talesmen as to the death penalty for murder in the first degree, and of union labor. They also questioned each talesman as to his ac-quaintance with the murdered gover-nor, with a view to asclosing friend-ship or enmity. Their examination brought out the fact tha toertain labor and socialistic papers are being disand socialistic papers are being dis-tributed free of charge in parts of Ada

The custom of the Idaho courts in selecting jurors for criminal cases is to call 12 talesmen to the jury box and to keep the box full by immediately filling keep the box full by immediately filling any vacancies that may occur. The state first conducts a complete exami-nation that continues until the 12 man have been passed, when the body of talesmen pass to the defense for exam-ination. The state passed 12 men early this afternoon, and the general examination is in the hands of the de-fense. Of the 11 men remaining in th-box at the close of today's session, only three have been passed by both sides. They have not been finally accepted and sworn and are still subject to personpsworn and are still subject to peremp-tory challenge. They are A. L. Ewing, a carpenter and veteran of the civil war; William Vanorsdall, a grocer, of Boise, and Samuel D. Gilman, a farmer. who lives in the country 10 miles from Boise. Gilman served in the Philip-pines with the Idaho volunteers. Under hite law as recently amended, each side has ten peremptory challenges. Judge Wood announced that he in-

tended to give both sides a wide lati-tude in the examination of talesmen. He also showed a willingness to grant challenges where there seemed any rea-sonable objection to the attitude of the talesman, and in the one contest of the talesman, and with the defense which talesman, and in the one contest of the day he ruled with the defense, which day he ruled with the defense, which had challenged the talesman and was resisted by the state. The state filed today a supplement.

The state filed today a supplement-ary list of 151 witnesses who are called to testify against Haywood, Moyer or Petthone, and Mr. Hawley announced that additional names will be filed la-ter. The list includes former Governor Peabody of Colorado and his daughter, Miss Cora Peabody; Charles Sweeney, mineowner, of Spokane; Detective James McParland, Steve Adams, Mrs. Steve Adams, Bulkeley Wells, adjutant general of Colorado; A. E. Carlin, pres-ident, and A. A. Hamlin, secretary, of the Mine Owners' association, of Crip-ple Creek; Julian Steunenberg, son of the dead governor; a number of resithe dead governor; a number of resi-dents of Caldwell, Coeur d'Alene, Colo-rado, officials of Idaho and Colorado and several detectives in the employ of the Pinkerton and Thiel agencies.

Richardson asked that the jury when called be requested to take seats in the order named. Judge Wood assured him this was usually done and would be carried out.

The following were drawn as jurors: A. L. Ewing, Henry W. Baker, George Walker, George H. McIntyre, W. A. Simpson, Sylverton Gaunt, W. W. Bis-by, Samuel Wingate and Samuel F.

by, Samuel Wingate and Samuel F. Russell. J. H. Hawley, senior counsel for the state, proceeded with the examination of these men as to their qualifications to serve on the jury, first making the following brief statemen: "This case, gentlemen of the jury, is a charge of murder against the defendant, William D. Haywood. He is charged with hav-ing unlawfully killed one Frank Steu-nenberg on the 30th day of December, 1905, at Caldwell, in Canyon county, in this state. The proceedings is on in this state. The proceedings is on an indictment found by the grand jury of that county, transferred here upon

an indictment found by the grand jury of that county, transferred here upon a change of verue." The examination developed very lit-tile showing of prejudice. In a number of cases the talesmen stated they had formed fixed opinions and were excused. One man was excused because he had received news of liness at home. On motion of the state seven in all were excused and others called in their places. One of these announced that he was opposed to capital punishment, but the others had simply formed opin-ions. When the state had accepted of panel as it stood after these men had been excused, the defense, represented by E. F. Richardson, took them in hand and excused three, while passing three for cause. One of these was ex-cused on challenge by the defense Captain John E. Yates, went out on the statement that, if the shoe were on the other foot, he being tried and Hay-wood in the jury box, he would ob-ject to the latter. There were if men in the box when 4:45 o'clock arrived, and the panel was then exhausted. The there men who had been passed The three men who had been passed by both sides for cause are A. L. Ew- tend the afternoon sessi

TO DEVELOP SUDBURY GROUP

spokane Capital Interested in Deadwood Camp Copper Claims. Phoentx, May 10.—James Schiewe, of Spokane, president of the Sudbury Mining Co, recently organized to take over and operate the Sudbury copper group in Deadwood camp, has just com-pleted a visit to the properties after arranging details for undertaking some systematic development.

The Sudbury group, recently acquired by Mr. Schlewe and associates is located but two claims distant from the Sunset group owned by the Dominion Copper Co., where development and shipping has been going on for a year and a half with most favorable results. He has just ordered a 20 h.p. electric hoist, and will secure power from the Greenwood City Waterworks Co., Ltd., which fur-

time the case will be postponed. The 11 men in the box at the close were: The three passed for cause by both sides and J. L. Waggoner, George Walker, George McIntyre, W. N. Rudge, O. Rich, W. W. Bishee, Samuel F. Russell and Samuel Wingate. The jurors are housed in a house prepar them just across from the court house. They have all modern conveniences, and a cook serves their meals. They are closely guarded by balliffs. It is believed a jury can be secured in two or three days more.

(Associated Press.)

Boise, Idaho, May 9 .--- William D. Haywood, first of the alleged participants in the avenging conspiracy by which, it is averred, the assassination of former Governor Frank Steunenbe was plotted and executed, was placed upon trial for his life today. Counsel for state and prisoner entered at once. in a business-llike way, upon the selection of prospective jurors and kept steadily at the task for five hours. No juror was finally accepted, but substan-tial prrogress was made, and the in-dications at the close of the session were that a jury could be obtained the end of next week. The opening day of the trial went

through to its conclusion in quiet har-mony, unmarked by unusual incident. It was earnest and business-like. Its through to its cor striking feature was the entire ab-sence of crowds or demonstration in any form. At no time morning or after noon, was the court room more than half filled and the streets forming the

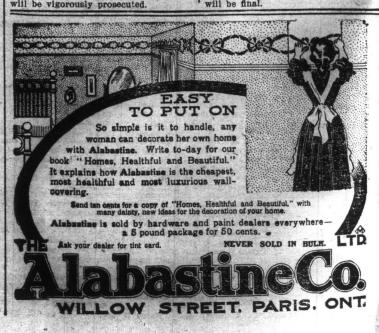
hair filed and the streets forming the court house square contained not a single loiterer. The case was halted shortly before 5 o'clock by the exhaustion of the jury panel and an adjournment was taken until Monday morning. Meantime, the sheriff will summon a special venire of 100 men. The eleven men under ex-amination, but not yet finally accepted or rejected, were locked up and will be closely suarded.

examination of talesmen began. Mrs. Haywood and her children did not at-

ONTARIO'S MINING ASSESSOR New Official Vested With Extensive

Powers. Toronto, May 10.—An order in coun cil was passed at a meeting of the cabinet today appointing professor G. K. Mickle, of the school of practical Mining Tax Act, which was put through during the last session of the legilsture. Professor Mickle will leave in a. few days for the north where his first. duty will be to assign districts to the eight new inspectors of mining claims whose appointment was announced a day or two ago. The Act vests very wide powers in the

mining assessor. If his decisions do not give satifaction, appeals may be takin to the bureau of mines and these the City Waterworks Co., Ltd., which fur-nishes power for a number of the small-er mines around Greenwood. The holst is to be delivered in 30 days, the power line to be built to the Sudbury in the meantime. The hoist will be installed at an incline shaft, where there is a good showing of ore, and development will be vigorously prosecuted. The holst is to the Sudbury in the state of the sudbury in the installed at an incline shaft, where there is a good showing of ore, and development will be tigorously prosecuted. The holst is the substate appeal may be carried to the court of appeals, and the decision of this court will be final.



TA

Defense Take Excepti Press Correspond **Stories of Orchar**

TO INFLUEN

THE JURO

VOL. 6

Judge Wood Raises the Point at of Court-Attempt of Govern Whit : ash Orchard Says Defe

Boise, May 17-The publica stories of the interviews secu newspaper men with Orchard ye led to a lively tilt in court this ing. These statements were nat of the visit to the prison and r tures of the man, together with ments from him on subjects unc ed with the trial now in progre statements wired from here by th clated Press was one of these pu of the visit to the prison and while two signed statements

on the list. To the surprise of every on Wood at the opening of cour attention to these publications attention to these publications that it was possible they were in that they had so in pressed him a he would be glad to hear from neys on the subject. He tho might tend to prejudice jurors such pen pictures of Orchard as encoded among the neople.

such pen pictures of Orchard as is spread among the people. Mr. Hawley for the state, sprosecution had always discount publications which could have a sible effect upon the public mi the newspaper people had the views and often published thing the state would prefer kept out of Mr. Richardson, for the defen that he thought the publication per, but felt restrained from what he thought in the presence specifive jurors. Judge Woods at once asked such to leave the room and the

such to leave the room and the hour a highly interesting. d

followed. Mr. Richardson said it was h Mr. Richardson said it was m that the governor had admit newspaper men to see Orchard possible purpose of prejudicing it had developed, he said, that judice exised against Orchard, t ing been shown on examination ors These publications were m ing been shown on examination ors. These publications were n the possible dissipating of thi dice. He talked very earnestly subject and was followed by Borah. The latter said the gree papers had sent their best m to report this case; they wa possible aspects of it; they wer be criticized for desiring to chard or for writing their imp of him.

of him. Mr. Darrow was indignant a tire matter; it was a deliberate to prejudice the jury by the gov the state. He expressed a the governor called into plain his actions. Judge Wood finally said he fer the matter to the prosec torney to look into it and see was any action the court mi Mr. Koelch, the state prosec expressed the belief that the thing of which the court can

One of the statements publ by a newspaper corresponden New York Sun. It was as "Harry Orchard has bala books. It has been a long a task, and the marks of its h hours are visible on the fact bookkekeper. But the task is at last. Harry Orchard kin he owes to the people of Amer his own conscience and he h mined to pay the bill. It may his own conscience and he mined to pay the bill. It may the currency of reparation h the wherewithall to settle wit ditors, but that he is willing rupt himself in the effort to d is no manner of doubt. Th events is the impression wh ried away with me after the talk I had with him yesterd state prison. Harry Orchard be today a very different pe the man who entered the months ago, and moreover it believe it. Today at least he in body, keen in mind, seren its, master of himself and a poses. What he said in the of yesterday is told elsewh newspaper. It is not necess peat it here. But it may be to read the impression tha upon one of those who saw these many months of sectu these many months of seclu he is soon to leave for the that beats on the witness ch that beats on the witness ch "Of course the clearness o mind and the vigor of his b of importance and interes most vital thing of all is i of his mind towards the ta just before him. That what said or done since his conf gan, has been done volu without coercion or inducen his word in my hearing. I statement implicitly, not bec anything of his credibility, he is convincing. anything of his credibility, he is convincing. "Whatever the Harry Orc cember 30, 1905 may have who look like the Harry May 16, 1907, are men w truth. There is a consei those blue, unfaitering eyes it to be there, ho will

11