



MORE WITNESSES WERE EXAMINED

FURTHER EVIDENCE REGARDING RUDDER

One of Clallam's Crew Says Its Cracked Condition Was Subject of Comment Among Them.

(From Tuesday's Daily) This morning the inquest into the Clallam disaster continued, two witnesses being called. The first examined, Bert Renouf, testified that four months ago when he was employed on the ill-fated vessel, the rudder stock was severely split. Whenever it was put hard-a-fore or hard-a-astern it cracked. T. Morris, one of the passengers on the day of the wreck, was the second to give evidence. His testimony was much the same as those of previous witnesses.

Before taking evidence the coroner expressed surprise that the stock of the rudder had been indicated enough to express himself on the matter under investigation through the columns of the press. It was also surprising that the paper in question should have accepted such a communication. On this occasion it was given a warning. If such a thing occurred again, however, those responsible would be most severely dealt with.

Coroner Hart refused to discuss the matter further. Bert Renouf, the first witness, then took the stand. He was employed for about a week on the Clallam four months ago. He had noticed that the stock of the rudder passing through the galley crack when it was put hard-a-fore or hard-a-astern, splits could be seen in the stock. It was a matter which was discussed considerably among the crew.

Questioned by Coroner Hart witness could not say whether this was the first or second rudder. James Hibben he stated that this condition prevailed all the time the ship was aboard for about a week. The splits were deep. He had never heard that the ship was hard to steer. Whenever the rudder stock split those in the galley always rushed to the deck. They probably thought it was going to break. Mr. Morris, who was a passenger on the Clallam on January 8th, was next called. When he left Port Townsend witness was in the smoking room, and as the ship began to roll moved to the deck. The boats lowered, having unconsciously dropped asleep. The first intimation of any danger he received was when awakened by the crying of children. He then saw people standing around the life preservers and two boats swamped close by. Near the ship two men were clinging to a rope attached to the ship. Either the steering wheel or the rudder requested witness to push a passenger. Before doing this they pulled the two men from the water to the deck. Shortly after leaving Clallam afterwards came up and took the Clallam in tow, and an hour or so later the Sea Lion approached. The latter was sent ahead to tow the Sea Lion to tow her line. When this was done the ship commenced to settle rapidly. Those on board shouted the tags to hurry back as the ship was sinking.

Replying to C. H. Lagria, witness said he was on the saloon deck when asleep. Nobody roused him when the life preservers were being distributed. He saw a boat about 100 yards from the ship. It was well filled with passengers. He saw no women and children struggling in the water. The balling kept the water at a standstill. He could not tell where the water came from. The chief officer was below several times during the time balling was in progress. Witness was below at the time sails were set.

Do Mr. McPhillips—Witness had become acquainted with Homer H. Swaine while balling. He could not recollect the names of any others who were lost. He was of the opinion that about twenty persons were lost when the ship foundered. He had heard passengers say that they had asked Capt. Roberts to put them aboard the tug, but had got no satisfaction. It was five or ten minutes before the Sea Lion stopped towing that orders had been given to stop balling. Twenty minutes after this the ship went down.

After the examining of witnesses an informal discussion took place between the coroner, jurors and counsel. Coroner Hart announced that he had applied for plans and specifications of the Clallam from the Puget Sound Navigation Company and had been informed that the master builder and inspectors would come over to give evidence personally before the local jury. Mr. McPhillips asked whether the coroner had been given to stop balling. Twenty minutes after this the ship went down.

TOURIST ASSOCIATION. Suggestions Made as to How Victoria's Attractions Might be Added To.

A meeting of the executive of the Tourist Association, was held Tuesday afternoon at the rooms. Vice-President Henderson presided, and there were also present J. E. Wilson, B. S. Heisterman, H. B. Thomson, E. O. Smith, T. M. Henderson, Geo. Carter and the secretary, Herbert Cuthbert. A large amount of routine business was transacted and some important subjects discussed. A letter was received from the city council inviting the Tourist Association to co-operate with them and the Board of Trade in securing the Dominion exhibition for Victoria. This matter will be dealt with vigorously by the association and a memorial will be prepared showing that Victoria is by far the most suitable city west of Winnipeg to handle the exhibition. The association will co-operate with the city council and the matter was referred to the university and exhibition standing committee.

Many suggestions were made with reference to attractions for the summer in order to spread the fame of Victoria as a residential and tourist city. The government will be approached by the association to complete the road from Oak Bay to Cordova Bay, or as much of it as possible. This has been before the government several times, and an offer is now being made to have the work done this spring. The government will also be asked to repair the drive to the top of Mount Asgard. This is a very fine and excellent road by the expenditure of very little money, as most of it is in shape now, and considering that it is one of the favorite drives for visitors and for citizens, the expenditure of a few dollars should not stand in the way of having it made available.

A suggestion will also be made to the city council with reference to the filling up of the two vacant places in the newly paved Bastion square. They will be asked to help the association to secure two vacant places in the Bastion square, which will not only be very appropriate in such a place as Bastion square, but will be ornamental and an object of interest to visitors. The secretary reported that he had had several conversations with the managers of "Living Canada" with a view to securing several pictures of Victoria and also in the Old Country. This and many other matters were referred to the attractions committee for report.

Reports were received from the printing committee and the university committee which showed the progress taken by the executive to make this year's work effective. Another suggestion that was referred to the attractions committee was the holding of a "Broom" festival during that time of the year when the whole country is one mass of brooms. The meeting then adjourned.

RAILWAY TO NORETH. Resolution Passed at Public Meeting in Vancouver Will be Submitted to Government.

A public meeting was held in Vancouver on Tuesday night to discuss a railway to the North from the terminal city. There was considerable diversity of opinion amongst the audience. Mayor McGulgan, who occupied the chair, said they had met to consider the advisability of having delegates sent to the legislature in Victoria to urge the object of having a railway built from this city into the Cariboo country and northern part of the province. What they wanted to do was to send a delegation to express upon the legislature the views of Vancouver on this subject.

The following resolution carried: "That the citizens of Vancouver, in this meeting assembled, do hereby most respectfully ask that the government, in respect, during the present session of the legislature, arrange with the V. W. & Y. Railway Company to build north from Vancouver, via Squamish and Pemberton Meadows, and through Lillooet, Cariboo and Omineca, via Quesnel, and to such other northern part of the province as may be found desirable; that reasonable assistance be given such railway, and that if it be found desirable, it be in the form of a joint grant to be given not that settles the matter, but that it be thoroughly safeguarded and the country rapidly developed; and that we most respectfully request that the representatives of the city, in their capacity as members of their best efforts to bring about the object of this meeting, viz. to secure railway facilities from Vancouver north to the entire possible day."

The following committee was appointed to wait on the government at Victoria: Mayor McGulgan, Messrs. J. C. Keith, T. J. Smith, J. W. Strang and W. Shannon.

NEW ACCLEAR THE SITUATION WITH REGARD TO THE MAYORALTY QUESTION

City Barrister Says the Third Section Covers Points Raised in Wednesday's Times.

(From Thursday's Daily.) The article in the Times dealing with the curious situation with regard to the mayoralty was drawn to the attention of the city barrister at an important meeting of the council yesterday afternoon. Mr. Taylor, after a careful perusal of his contents, said that the points raised would have been serious at one time, but that the situation, as it stood, was not so serious. He stated that the office of mayor in consequence of the disqualification of Mr. Barnard his course would have been to apply to the Supreme court for a mandamus for the returning officer to declare him returned. But this had not been done. Although Mr. Redfern may have had a right to claim the office, he was not in fact mayor, as of course he had not taken the necessary oath nor been duly installed. If mayor de jure he was not so de facto. Happily Mr. Redfern was not a candidate for reelection which would complicate or tend to embarrass the conduct of city business. A curative statute had accordingly been passed in the interests of the city. Section 1 of this statute validated all acts of Mr. Barnard as mayor, section 2 relieved him of penalties, while section 3 declared that he was mayor for about two weeks, and ordered a new election to be held in the usual manner. Section 3 cleared the situation, it imposed a statutory duty on the council, and the next step was to hold an election as soon as possible consistent with the directions of section 3 of the Elections Act. This was done at the meeting of the council on the 12th. It would also enable the six days' notice of the nomination by publication to be given. The act provided that the nomination should be held within ten days from the resignation or removal from office. Mr. Barnard resigned on the 1st of February. The section then provides that the nomination should be held within ten days from the resignation or removal from office. Mr. Barnard resigned on the 1st of February. The section then provides that the nomination should be held within ten days from the resignation or removal from office.

Reference is made to the satisfactory condition of the reading room, the chess and billiard tables, the gymnasium, fencing, the theatre, and the other amusements of the club. The committee recommends that the club should be incorporated in the North Pacific Whist Association and that the club should be incorporated in the North Pacific Whist Association and that the club should be incorporated in the North Pacific Whist Association.

The club's successes in inter-association whist and their incorporation in the North Pacific Whist Association find special mention in the report. Under the heading of basketball the report explains the status of the club's team, and the conditions of the provincial league. It also says: "From a financial point of view the club is in a very satisfactory position. The report recommends that the club should be incorporated in the North Pacific Whist Association and that the club should be incorporated in the North Pacific Whist Association."

The report then touches on the progress of the club in handball, and football. It also says: "The club's successes in inter-association whist and their incorporation in the North Pacific Whist Association find special mention in the report. Under the heading of basketball the report explains the status of the club's team, and the conditions of the provincial league. It also says: "From a financial point of view the club is in a very satisfactory position. The report recommends that the club should be incorporated in the North Pacific Whist Association and that the club should be incorporated in the North Pacific Whist Association."

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DEPUTY ATTORNEY-GENERAL APPOINTEED

Mr. McLean Withdraws Objectionable Language Addressed to Mr. Hooper Wednesday Afternoon.

(From Thursday's Daily.) The inquiry into the Government House contract conducted by a select committee of the legislature was continued this morning. Deputy Attorney-General McLean put in the original contract for the building made between Hon. W. C. Wells and R. Drake, and also the plans and specifications. Mr. Phillips, by request, produced the plans in his possession. Mr. McLean asked the witness, Thos. Hooper, if these were the plans, which had differed from the others and referred to by him yesterday. Mr. Hooper said they were the plans. Mr. McLean wanted an explanation of the points in which they differed from the original contract. Mr. Hooper said that he refused to answer any questions until Mr. McLean apologized for calling him a coward the day previous. At first refused to do so unless Mr. Hooper withdrew the provocative remarks.

Chairman Clifford called the attention of the committee to the fact that his language had not been parliamentary. Mr. McLean thereupon apologized for the language he had used. The examination then continued. Mr. Hooper said that these plans were not the original tracings. But the government would not give the board even the plans produced. There was some sense in that. Other copies were given. When he asked Mr. Gamble for the original tracings the latter replied that he had them. Witness pointed out that the plans of Mr. Phillips had pieces pasted on them. They did not agree with the blue prints furnished by the department. The examination then continued. Mr. Hooper said that these plans were not the original tracings. But the government would not give the board even the plans produced. There was some sense in that. Other copies were given. When he asked Mr. Gamble for the original tracings the latter replied that he had them. 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BRITAIN WILL WORK FOR PEACE

SPEECH FROM THRONE REFERS BRIEFLY TO CRISIS

Parliament Opened by King Edward, Who Was Accompanied by Queen Alexandra.

London, Feb. 2.—King Edward opened parliament to-day with all the ceremony that has been in vogue since His Majesty's accession to the throne. Early in the day occurred the time-honored search of the vaults of the houses of parliament for conspirators, and later came the crowds under a forest of umbrellas, but their ranks were thinned by the inclement weather. In the passage of the royal procession along the troop-lined route from Buckingham Palace to St. Stephen's there was no novelty introduced, and the event was marred by the drenched appearance of the cortege. Half a dozen state carriages, with suites preceded the coach of state, drawn by eight cream-colored Hanoverians and bearing the King and Queen. The procession was surrounded by the usual retinue of equerries, outriders, Yeomen of the Guard, exercising their ancient right to be close attendance on the sovereign, and an escort of Household Cavalry.

MRS. MAYBRICK IS IN CONVALESCENT HOME

Will Remain There Until Summer, When She is to Be Given Her Freedom.

London, Feb. 2.—Replying to a question in the House of Commons to-day Home Secretary Aker-Douglas confirmed the reports that Mrs. Florence Maybrick had been removed from Alcatraz prison to a convalescent home, where she will remain until summer, when she will be allowed her freedom, and said that she had been granted a license under the Penal Servitude Act.

A SAD ACCIDENT AT THE FOUL BAY SCHOOL

Freeman Norman, a Seven-Year-Old Boy, Killed by the Discharge of a Pea Rifle.

At noon Tuesday a most deplorable accident occurred near the Foul Bay school, and as a result the bright little life of Freeman Norman, a boy of seven years of age, was suddenly terminated. So far as can be gleaned from the facts gathered early this afternoon the little fellow was playing with a number of small school companions on the side of the road. Between them they had what is known as a pea rifle in their possession, which they were using somewhat carelessly.

LIFE-SAVING SCHEME

Gov. Riley, M. P., Makes Some Useful Suggestions—Comprehensive Plan.

In conversation with a Times representative on Thursday regarding the objects of the Lifeboat Association recently organized, Mr. Riley, M. P., dropped a few valuable suggestions. He said that in his opinion the best plan would be to reveal upon the government to establish a life-saving station, with a number of lifeboats, and these men would have every opportunity for training, and might look after the telegraph line as well. This was a source of considerable expenditure to the government.

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WAS JACKSON MURDERED?

Cap of Suspected Indian Found in a Canoe.

Nanaimo, Feb. 4.—It begins to look as if a triple instead of a double murder has been committed on the waters between Chehalis and Kuper Island, Jackson, the Indian who was under suspicion, being the third victim of the tragedy. The police searched diligently yesterday for the bodies of Wilson and his wife, but were unsuccessful. They found, however, Jackson's canoe with a cap in the bottom, which leads to the belief that he also was murdered. The police have arrested Johnny, an Indian, who is suspected, and are also after Skookum Tom, another Indian.

DEPUTATION WILL NOT COME

John Henry refused to put up expenses, and Delegates Remain at Home.

Vancouver, Feb. 4.—John Henry today declined to put up the expenses for a deputation to interview the government at Victoria regarding the proposed northern line from Vancouver, and the delegates, among whom is the mayor, refused to go.

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DEFENDED PREMIER BAIFOUR'S ATTEMPT

THE TASK FELL ON AUSTEN CHAMBERLAIN

Former Colonial Secretary Took His Seat as Private Member—Liberal Leader's Attack.

London, Feb. 2.—"My Right Hon. friend, the member from West Birmingham," as Austin Chamberlain described his father, was the central figure in the drama that marked the opening of parliament to-day. For the first time since Joseph Chamberlain took his seat as a private member of the House of Commons, and was separated from his former colleagues in the cabinet by the gateway. From this seat he saw his son act as leader of the House of Commons, and in which Joseph Chamberlain with all his years of parliamentary experience, never attained. Premier Balfour was unable to be present because of illness.

A FINE LECTURE ON FISH PROPAGATION

Given by Fishery Commissioner Babcock Before the Board of Trade Wednesday Night.

Those who attended the illustrated lecture on "Salmon Propagation—Results and Methods," by J. P. Babcock, provincial fishery commissioner, in the board of trade rooms Wednesday night, certainly enjoyed a treat. The lecturer's complete mastery over his subject enabled him to present every intricacy and phase so clearly that the education value of the lecture was thoroughly appreciated. The various features were illustrated by limelight views projected on the screen by Mr. Fleming, and the proceedings were of an exceptionally high order.

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RUSSIANS MOVING TOWARDS KOREA

ACTIVITY AMONG THE TROOPS IN MANCHURIA

Chinese Massing to Resist the Encroachment of the Bear—The Court Prepares for Flight.

Tokio, Feb. 4.—The Japanese commercial agent at Vladivostok, was notified on Wednesday by the commander of the Russian garrison that he might at any time, in accordance with orders from St. Petersburg, have to proclaim a state of siege. Consequently he directed the agent to make preparations for the eventual departure of Japanese residents. Should any wish to remain they will be ordered to repair to Hahrovsk. The Japanese officials report marked military activity in Manchuria. Houses have been prepared at Liao Yang, Hai Cheng, Kaichow, and other places for the accommodation of Russian soldiers. Carriages also have been requisitioned to transport Russian troops. Troops are steadily moving in the direction of the Yalu, and the Chinese residents of Ying Chow are preparing for flight.

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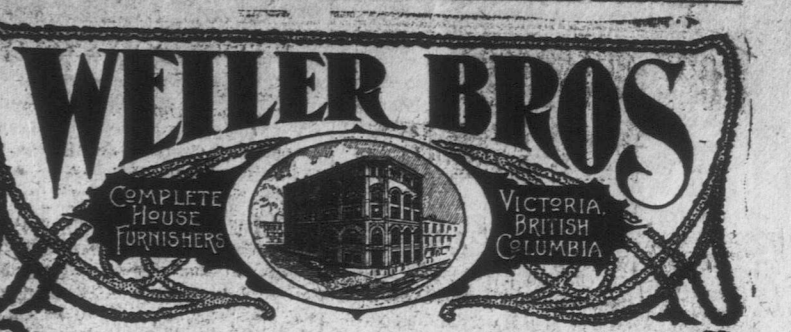
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TURN YOUR STEPS

Right to our store if you are looking for Home Furnishings. This store is so well filled with new goods that it is difficult to single out one thing more than another. Just now we want to talk to you about Enamelware. If you have not seen our samples of all the lines we carry, you wouldn't imagine there was such a stock of this useful ware in Victoria. We have practically everything that is made in Agateware, and at the right price, too.

BEST BY TEST

Is guaranteed to be better than any other Enamelware that is made in this or any other country. It is a little higher in price, but it is worth it.

Graniteware

Seamless Milk or Rice Boilers. If you don't use one of these double Saucepans you cannot fully appreciate their value in the kitchen. In four sizes, 80c, \$1.00, \$1.50 and \$1.75 each.

Marmalade's Time

We have just received a fine shipment of Fancy Navel Oranges in prime condition for Marmalade. Oranges and Grape Fruit will make the finest Marmalade. Try this combination.

Dixie H. Ross & Co.

CASH GROCERS. The Only Independent Grocers. We have just received a fine shipment of Fancy Navel Oranges in prime condition for Marmalade. Oranges and Grape Fruit will make the finest Marmalade. Try this combination.

TEMPT THE APPETITE

And satisfy it as well. You can do that when you buy from these stores. We are prepared for this season with a choice collection of groceries as was ever shown in this city.

The Saunders' Grocery Co., Ltd.

The "West End" Grocery Co., Ltd. 42 Government Street.

THE MOUNTED POLICE

Government Will Ask For Power to Increase the Force by One Hundred Men.

THE FISCAL QUESTION

John Morley Will Introduce Amendment in Commons on Monday—Government's Offer Declined.

THE CAUSE OF CANCER EXPLAINED

Our booklet, "Cancer, its Cause and Cure," written by a physician who has made a special study of the disease, will be sent to any address for 6 cents in stamps. Dr. Stoddard & J. J. Bowman, Victoria, B. C.



PROCEEDINGS OF THE LEGISLATIVE COUNCIL. C. W. D. CLIFFORD SHOWS INCLINATION TO REBEL. Moves Adjournment of Debate Pending Statement of the Government's Railway Policy.

Victoria, Feb. 5. In the legislature, this afternoon the time was to a great extent taken up with the estimates as reported to the House. The leader of the opposition again exacted a promise of an answer from the Premier within a day or two. The Premier attempted a bluff, charging that the opposition had not the right to demand an answer to the question which the Premier had promised to answer in a few days. Again he believed the Premier had given his word again that he would bring down an answer in a few days. Again he believed the Premier had given his word again that he would bring down an answer in a few days.

New Bills. The following bills were introduced, read a first time and ordered to be read a second time to-morrow: By Hon. C. Wilson—A bill intituled "An Act to amend the 'Complaints Act'"; a bill intituled "An Act to amend the 'Complaints Definition Act'"; and also a bill intituled "An Act for prevention of Frauds and Perjuries." (For prevention of many fraudulent practices which are commonly endeavored to be upheld by perjury and subornation of perjury.)

By J. D. McEwen—A bill intituled "An Act respecting the Incorporation of Labor Organizations." By J. Hawthornthwaite—A bill intituled "An Act respecting Railway and Steamship Transportation in certain Cases." By Hon. R. F. Green—A bill intituled "An Act to amend respecting the Official Map of a portion of Comolken District."

By John Oliver—A bill intituled "An Act to amend the Municipal Elections Act." By J. A. Macdonald—A bill intituled "An Act to further amend the 'Legal Professions Act'."

Returns Wanted. On motion of James Murphy, seconded by H. Jones, it was resolved: "That an order of the House be granted for a return of all cases for the years 1901, 1902 and 1903 tried by the justices of the peace in the counties of Albermarle, Queens, 150 Mile House, Soda Creek, Lytton, Clifton, Lillooet, Ashcroft, Yale and Nicola, for offences against the Indian Act, whether the accused in each case is a swab or not; the cost of these cases individually to the province; the return of fines to the treasury; the amount of fines imposed; and whether the prisoner followed a following commencing at a paid fine or underwent imprisonment; the cost of taking the prisoner to Kamloops, or the cost of detention in the fall of the locality."

Ruled Out of Order. T. W. Paterson moved the following resolution: "Whereas the construction of the Grand Trunk Pacific Railway will open for settlement a large area of this province: Be it resolved, that this House is of opinion that it would be to the advantage of this province if an arrangement could be made with the railway company to permit of an officer of government accompanying each party to the survey of the route, and to report fully on the natural resources of the territory through which the line will pass."

The Premier thought this resolution was out of order, and would incur considerable outlay. The government would be willing to act in conformity with it as far as possible. The Speaker ruled it out of order. Mr. Paterson said that he considered this as one of the most important opportunities the government would have to gather information respecting the country to be opened.

Questions and Answers. Mr. Oliver asked the Minister of Finance the following questions: 1. What was the cost of sending specimens of fruit to the Agent-General in London? 2. In what state did those fruit specimens arrive in London? 3. Who packed the said specimens? 4. What was the cost of transportation for the said specimens? 5. How many of the specimens were lost? 6. How many of the specimens were damaged? 7. How many of the specimens were returned to the sender? 8. How many of the specimens were sold? 9. How many of the specimens were given away? 10. How many of the specimens were used for other purposes?

Mr. Murphy asked the Chief Commissioner of Lands and Works the following questions: 1. What amount of money, if any, was expended by the government during the past year in the construction of a dam across the outlet of Long Lake, situate about 4 miles from the City of Vernon? 2. What was the object of such expenditure, and on whose recommendation was it made? 3. Has the government been notified of damage having been caused by said dam to property belonging on said Long Lake, and if so, is it the intention of the government to compensate the parties whose land has been damaged? 4. If not, why not? 5. How much money was expended in the construction of the dam? 6. How much money was expended in the construction of the dam? 7. How much money was expended in the construction of the dam? 8. How much money was expended in the construction of the dam? 9. How much money was expended in the construction of the dam? 10. How much money was expended in the construction of the dam?

Mr. Macdonald asked the Premier concerning railway legislation. He wished to know if any legislation was to be brought down, and if so, when? The Premier said that he was not prepared to say anything just now. He hoped to-morrow or the day after to-morrow he might be able to relieve the anxiety.

Mr. Macdonald therefore suggested that the estimates should stand over after such an announcement was made. The Premier said that he could not agree with that. It would make no difference to postpone the estimates.

reasons for asking this. When he had asked ten days ago respecting railway legislation, the Premier had promised to give an answer in two or three days. Now the Premier makes the same answer to the question. The government, once the estimates were passed, was in a position to progress the House. He wanted something definite in this respect before the government was enabled to take this course. The opposition wanted to know whether anything was to be done in the way of opening up the province by railways before supply was voted.

The Premier thought the leader of the opposition was inconsistent in not pressing the matter earlier in the session. The government did not wish to keep either the legislature or the country in the dark. Macdonald said that surely the Premier could not say that he had not pressed for an answer. Early in the session the Premier had promised this. He believed the Premier would do so as he had promised to do so in the past. The Premier had given his word again that he would bring down an answer in a few days. Again he believed the Premier had given his word again that he would bring down an answer in a few days.

The Estimates. Mr. Taylor moved the receiving report of the committee of supply, and the estimates were read. The Premier said that he had completed the estimates for the year. He had received the report of the committee of supply, and he had completed the estimates for the year. He had received the report of the committee of supply, and he had completed the estimates for the year.

The Premier said that he had heard complaints before, but it was impossible to get any one to go definitely on record in preferring charges. To remove a man of Mr. Robertson's standing without well founded reasons might work disastrously to the credit of the province. He had heard complaints before, but it was impossible to get any one to go definitely on record in preferring charges.

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place recognized at New Westminster. He had been passed over at different times though he was recognized to be the man in that office "who knows." Mr. C. Wells took exception to the cutting down of the office. The government, he alleged, to the cutting of the Undermere office, and the fact that an officer as Golden had been assured of an increased salary in the event of his leaving service. The previous government had arranged to do so, but the salary yet remained as it was.

The Finance Minister cited the report of the Inspector of agencies as the reason for doing it. Dr. King pointed out that the agency should be removed from Fort Steele to Cranbrook. The Finance Minister said the matter was under consideration. Mr. Brown, in connection with the Greenwood salaries, pointed out that Mr. Cunningham, a clerk in the office at a salary of \$80, should have an increase. He really did the work of mining recorder. He was paid more than \$100,000 throughout the country for the same character of work.

Mr. Henderson thought Quesnel Fort could be cut down in point of expenditure where there was little to do now. One officer was all that was required. A part of the work could be done at the Mill house. The Inspector of agencies, he thought, was too great in view of the work done. The Premier said that he had completed the estimates for the year. He had received the report of the committee of supply, and he had completed the estimates for the year.

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The legislature spent all this afternoon in the discussion of the estimates upon report. At the night sitting this work was completed, and the estimates were reported. In connection with it considerable interest centred in showing how well the Chief Commissioner had provided for his constituency in preparing the estimates. The Ottawa Delegation. The Premier presented further correspondence in connection with the report upon the subject of the Ottawa Delegation. The Premier presented further correspondence in connection with the report upon the subject of the Ottawa Delegation.

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EXPOSURES MADE IN INVESTIGATION DEPARTMENT BLAMED MORE THAN ARCHITECT

Arbitrator Hooper Charges That Documents Were Kept Back From Them by Officials.

(From Tuesday's Daily.) The committee inquiring into the charges in connection with the Government House contract met again this morning. Little or nothing was done. It was very late before the members appeared, and as a government caucus was called for 10.30 it was decided to postpone again until 10 o'clock to-morrow morning.

Chairman Clifford announced that the committee had decided that it was not competent to touch the award, as that had been agreed to be binding upon the parties to it. It had been decided to call the men who had made the report and ask them to make a statement as to what led them to come to the conclusions to which they came.

Thos. Hooper was first called. He said that he did not know that he was supposed to be called upon to give evidence. He had not been subpoenaed. He stated that the arbitrators were a properly constituted court.

The findings had been set forth. He did not know how they could separate the award and the report.

He did not propose to appear as a prosecutor. He said that he had called upon the authority they had to call him or the other members of the board of arbitrators under the act. Had it been decided by the Supreme court who sat on the case they would not have been called. The court had taken evidence, and it was all there. On that they had made their decision.

He took objection to what Mr. Rattenbury had said touching the work of the board. He had said it was personal spite which actuated the board.

If he was to appear as a prosecutor he would want counsel. Who was to pay for counsel? Would the government? He had not yet been paid for the work the board had done acting under the arbitration act.

If any one was to prosecute Mr. Rattenbury, surely the arbitration board was not to do it. That was the work of the government. It was dissatisfied with Mr. Rattenbury, the Deputy Attorney-General, after appearing before the board, had been particularly told that his services were not desired.

Mr. Hooper said no. He would explain. Mr. Duff gave Mr. Hooper a letter written by the Deputy Attorney-General. The letter was as follows:

Victoria, October 6th, 1903. The Honorable the Attorney-General: Sir—Pursuant to your instructions on the 28th and 29th ultimo, I attended before the arbitrators who are authorized by the act to inquire into the sum of \$29,085.75 for extra work done by him in connection with the construction of Government House.

On the morning of the 29th ultimo I also attended before the arbitrators. Before the hearing of any testimony was proceeded with, Mr. Muir, who is the arbitrator appointed on behalf of the government, appeared to consider my presence before the arbitrators a reflection upon his ability to safeguard the interests of the government. Mr. Dalton, the third arbitrator, seemed to think Mr. Hooper was acting on behalf of the government and made some remarks which I felt that the government should be represented by someone else, as Mr. Drake was not represented by counsel. Upon the expression of opinion that the arbitrators should not proceed with the proceedings and did nothing further than prepare a formal submission of the matter in dispute to the arbitrators.

I have the honor to be, Sir, Your obedient servant, (Sgd.) H. A. MACLEAN, Deputy Attorney-General.

Chas. Munro said that it appeared to him that Mr. Rattenbury held himself out as a defendant in the proceedings, and that he had not had a chance to defend himself against charges made. The work of the committee was to look into the matter and ascertain whether or not this was well grounded.

Hooper continuing, said that he was willing to produce the evidence taken at the inquiry and upon that the board based its opinion.

In explaining the incident of Mr. McLean's refusal to sign the report, Mr. Hooper said that the facts were hardly as stated by Mr. McLean in the letter. The latter had not been asked to leave the room by Mr. Dalton. The board had great difficulty in getting documents. The question of rights at the inquiry had come up, and Mr. McLean had gone to look at a document. An adjournment was taken in order to allow of this.

The committee then adjourned until 10 o'clock to-morrow morning, subpoenas being issued to witnesses, including the members of the board of arbitration.

(From Wednesday's Daily.) The select committee of the legislature on the government House contract sat again this morning and made some progress. Thomas Hooper, one of the board of arbitration, was sworn and produced a vast number of documents dealing with the matter.

Deputy Attorney-General McLean appeared and said that he had been instructed by the government to appear before them and assist in the inquiry in every way.

Chairman Clifford said this was very good of the government.

The department of the government had refused documents when asked for them the time of the investigation. The department refused to give their signature. The principal charges were not made against Mr. Rattenbury. They were against the government. The land and works department had time and time again refused documents. It had taken six long weeks to get the information which the board of arbitrators got. It would give the committee all the documents which he had in his possession. The committee need not expect, however, that it could complete this work in four hours or a few weeks.

"We'll attend to that," said Chairman Clifford, "we are not getting \$25 a day for investigating."

The committee then considered the matter in private.

Upon resuming the examination of Mr. Hooper was proceeded with by Deputy Attorney-General McLean. Mr. Hooper again entered his protest. He was willing to help the committee in every way possible, but he did not know what trap he was being led. He was there as an arbitrator, and as such was the same as a judge of the Supreme court.

Mr. McLean asked that Mr. Muir be excluded from interfering with the witness.

Mr. Muir said that he was a fellow arbitrator with Mr. Hooper, and that they were not witnesses in the true sense of the word. He objected to Mr. McLean being present as he had reasons to believe he was not unbiased in the matter.

The award bill of the cost of arbitration was put in. The latter amounted to \$4,927.20.

Mr. McLean wanted the evidence produced.

Mr. Hooper said he had not all the evidence. He did not know that he was called upon to produce all the documents which he had. He produced the original accounts furnished by the department, the evidence of J. S. Pearce, Mr. Rattenbury, Mr. Jeeves and Mr. Macleure. The remainder of the evidence was not taken in shorthand. Mr. Hooper asked Mr. Dalton to call for the bill of extras were also put in.

Mr. McLean also asked for the refusal from the department to produce documents.

A letter from Mr. Gamble was produced addressed to Mr. Dalton, chairman of the board, dated 21st October, 1903. The letter stated that in reply to the demand for the invoice for marble, that this invoice was not in the department.

Mr. McLean wanted to know if this was what was referred to when witnesses said that the department of lands and works had refused to produce documents.

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Mr. McLean wanted to know if Mr. Rattenbury was examined on that point. Witness said that he had not known it when Mr. Rattenbury was being examined. When they found it out Mr. Rattenbury was in Montreal.

The account needed explanation. It was in the writing of Mr. Rattenbury in his account to the government.

On the score that the plans were of an imperfect character, the board could not get the original tracings of the building. There was a deficiency of about two feet, costing about \$800.

Witness had gone to the department to get documents. Mr. Gamble insisted on him, telling him that the board did not know what they were doing; that they were going outside of their work.

Mr. Rattenbury sent them to the department. Mr. Gore came and said they were in the department. Mr. Gore went and produced blue prints. Witness said that these were not what were wanted.

It was not tracings they wanted. It was impossible to get them. Mr. Gamble told witness that he had not the tracings. The blue prints were damaged and he did not know where the original plans had been in the department. These were there, as Contractor Drake got them from the department just before the close of the inquiry. After they had got along without them. He sent them back to Mr. Gamble. Mr. Gamble refused. It cost the government, however, about \$400.

There were important connections with the drawings. The specifications did not give the size. If the original tracings had been produced it would have been much easier to arrive at a conclusion. Mr. Rattenbury tried to get the tracings for them, admitting that it would be much more satisfactory to have them. He was not blaming Mr. Rattenbury.

Another imperfection was that a chimney was shown which cost \$743. This was ordered by Mr. Rattenbury. The drawings would show that there had been a change made. Mr. Rattenbury's plans differed very materially also.

The plans differed from the specifications in the wisecracking and copying. The drawings were altered, and the original was also shown in the plans and not covered by specifications. By consulting the evidence this could be seen.

Two many persons seemed to have power to act in ordering changes in the name of the supervising architect. These were Messrs. Rattenbury, Macleure, Pearce, and Jeeves. It was impossible to find just what capacity Mr. Pearce appeared in. Mr. Macleure was engaged, he said, by Mr. Rattenbury. He also said he had no contract with the department. The copy of the specifications showed Mr. Macleure as architect and Mr. Rattenbury supervising architect.

The explanation of the charge that the architect performed the functions of the contractor, he said among these was the purchase of hardware, electric lighting, the bath, leaded light, marble, etc. The contractor was supposed to do this. The architect was to select the materials, and name the firm, but he was not to purchase them—that was the duty of the contractor. Witness said there were commissions on these transactions.

Mr. McLean wanted to know if the contractor was out of a commission. Witness said he was not going to say that. He could put their own construction on it.

Mr. McLean wanted to know if the architect saved this commission and gave it to the government, if it would not be all right.

Mr. Hooper said no other architect in the province would usurp the powers of a contractor.

Mr. Hooper said that money was paid to firms for furnishing marble, ironware, etc., without invoices. These sums were paid on the order of Mr. Rattenbury. He did not see any of the invoices. They had not been paid out for the marble and for part of the leaded lights. It was a long time before they saw the invoices for the grates. Even since the board of arbitrators was set up, Mr. Rattenbury had not paid out \$2,000 had been paid out in this way.

During the examination, Mr. Hooper took occasion again to state that Mr. McLean was ready to defend Mr. Rattenbury. Before the board of arbitrators the same had occurred, and Mr. McLean had attempted to hinder the work of the board.

Mr. McLean said that he would attend to that when he gave evidence. He would tell just what took place before the board and would give facts which were not in dispute.

Mr. Hooper said he could tell of what took place before the board and what Mr. McLean would not make known.

Mr. McLean returned that he was ready to have the fullest investigation into that matter, and Mr. Hooper was a coward if he said he was not.

Mr. McLean raised the point that if Mr. McLean was going to be a witness against the board of arbitrators, it was surely irregular for him to appear as counsel.

Chas. Munro also thought Mr. McLean should not appear as counsel and then give evidence.

Mr. McLean passed it over as not likely to cause any trouble.

The committee adjourned at 1 o'clock to-morrow at 10 o'clock.

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AMERICAN DAY HAS BEEN FIXED

RESIGNATION OF THE MAYOR IS ACCEPTED

Ald. Graham is Temporarily Filling His Position—Committee Appointed to Secure Dredge.

The city council Monday reached a unique crisis in municipal government. Mayor Barnard, whose position in regard to disqualification has already been described in these columns, gave formal notice of resignation in consequence of acts related in last night's Times. His resignation was accepted by the council, and dates were fixed in a notice given by the acting Mayor for nomination and election days to fall on the 12th and 17th inst.

Ald. Graham was voted to the chair in the absence of a Mayor, and first in the order of communications came a letter from the acting Mayor setting forth the facts leading up to his disqualification and formally announcing his resignation. The communication was accompanied by a cheque for \$50 sent by the Municipal Act.

Ald. Beckwith moved that the Mayor's resignation be accepted, although not approving of the manner in which the Mayor had taken good advice, and his course was the proper one. The motion, which was seconded by Ald. Stewart, was unanimously carried.

Stewart could not see how His Worship had been disqualified.

On motion, the cause of resignation being satisfactory to the council, the cheque will be refunded.

Frederick Secretary moved that the government had presented to the legislature an act, which declares Mr. George H. Barnard to have been elected Mayor and to have been lawfully elected to the said office.

The city solicitor being asked as to the legality of the Mayor's further business, he said that the proper course for the council would be to call a special meeting over which a chairman should be appointed, and that the Mayor should be in order to duly nominate and elect the Mayor.

Chairman Graham did not see why the Mayor's business of the corporation should be held.

Ald. Fell, reading from the statute, contended that the council was fully constituted to transact the business. It would be an outrageous thing that in event of some delay in electing a Mayor the business of the city should be deferred. He moved that the business be proceeded with, and the motion was carried.

Messrs. Drake, Jackson & Helmecke acknowledged the appointment of an arbitrator to settle the settlement of Mr. Bertie's claim.

Hon. J. S. Helmcke acknowledged the receipt of a letter from the council regarding the purchasing of thirty feet of waterfront opposite the Chemical Works.

W. G. Cameron, M. P., asked if the council wished to make any changes in the Municipal Act.

The board of school trustees submitted the estimates for school purposes for the year ending on the 31st of March, and laid on the table until the city estimates are taken up.

John Deaville asked that the name of Elizabeth street off the Gorge road be changed to the name of the road to prevent confusion of names.

Ald. Vincent did not think Braydon and Burdick would do well together.

Mr. Vincent referred to a committee to be appointed in the future.

Thomas Whitwell asked for an extension of time in which to connect with the street, bridges and sewers committee.

City Clerk Dowd reported as having received a number of communications, which he referred to the proper officials for report.

The city building inspector reported having examined the different buildings complained of in Ald. Fell's motion last week, and that he had recommended on motion of the committee to be referred to will be notified of the council's intention, and will be asked to explain why they should not be destroyed.

The fire committee reported accounts totalling \$2,855. Approved.

AN APPEAL TO THE LEGISLATORS

DELEGATES DESCRIBE NICOLA COAL FIELDS

Members Asked to Give Aid in Building Line into Important Mining Section.

The delegation representing the people of Nicola, now in this city, have addressed a letter to the members of the legislature setting forth the advantages of the proposed railway through that section. The letter is as follows:

Nicola, B. C., 1st February, 1904. Dear Sir:—We respectfully beg to submit to you our considerations with reference to the Nicola, Kamloops and Similkameen railway, the necessity for and advantages of its immediate construction, and to request your careful attention to the same.

Resources the Railway would develop. The Nicola valley and the country to the south of it form a very rich and fertile portion of the province.

They are rich in coal, the precious and base metals, and in a large area of good agricultural soil.

The coal measures of the Nicola valley are well known, and require only the execution of railway construction to be actually developed by companies with the capital ready for the purpose.

Enough development work has been done in the Nicola valley to show up the possibilities of several immediately productive mines located within 20 miles of the coal and coke supply.

Advantages of the Road.—A country like the Nicola valley and adjacent territory is capable of supporting a large and prosperous population, from whose industry the province would derive a very considerable revenue.

The construction of this road would set the wheels of industry moving in the vacant tract of land between the productive districts of Kootenay and the Nicola Coast, create inducements for the extension of other systems as well as its own, and lead to the closing of the gap which has been a hindrance to the harmonious development of the province.

The coal fields would benefit very greatly. The business men would have a splendid market for their products, and their doors, and their industry would be stimulated by an abundant supply of cheap coal and coke.

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Much anxiety and doubt with regard to the future is certain. Russia will not initiate hostile negotiations, but she will remain quiet until the position is interpreted favorably in Japan.

The Reply. St. Petersburg, Feb. 5.—Reply to Japan was forwarded by Alexieff yesterday. It will finally reach the emperor on Monday.

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