THE ADVANCE.

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BY APPOINTMENT
RESIDENT PHYSICIAN TO KETTLE RIVER DISTRICT.
OFFICE : : : GREENWOOD CITY

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COMMISSION

In this and the following columns will be found a verbatim report (continued from our last week's issue) of the evidence taken by the Commission which was appointed to enquire into the facts relative to the alledged maladministration of justice by His Honour Judge Spinks, Judge of the County Court of Yale.

Q. By the way, most of your journeys are taken on horse back? A. All through this district on horseback.

Was there any other case when you were forced to adjourn on account of bad weather? A. I think not. There was a case last fall I was one day later at Grand Forks, but then there is a full explanation of that. I was about to start out from Vernon when I got a message from His Excellency the Governor General was going to call on me the next day, which was the day I was to start out. That kept me two days late, and I might have made it if I had had a respectable team, but in coming over to Graud Forks we had an accident, and I was thrown out, and cut my head, and so could not sit on the day of the court. That was in November, twelve months last November.

Q. Have you ever been detained by bad roads? A. Yes; I was detained in March, going from here to Osoyoos. I was detained here because I didn't know if the trail was open, and Mr. Thompson and Mr. Douglas told me it was impossible to get across to Osoyoos, and I had to wait until it was open. Directly I heard the trail was open I went across—I believe Mr. Deans and myself were the second two that went across. Another time I was detained here by the work, and was about three days late at Osoyoos. That was the time that the two Mr. Chapmans were travelling through with me, and I had to let them go on in front, which I certainly would not have let them do otherwise, because I was supposed to be taking care of them. Q. Now about criminals waiting for trial after the days appointed for trial? A. No criminal has ever waited for trial after the day appointed for his trial. County Court may have been adjourned, but I never get notice of a man waiting for trial, until I get there, and when I get the notice I immediately fix a day, and I never miss that day. Q. The Queen versus Davis case? A. Certainly; I got notice of it on the 18th of March; on the 18th March I asked him if he was ready and he said he was, and I tried him on the 18th of March. Q. There is another statement, that it is a matter of notoriety that cases are tried and decided before they ever come into court? A. Well, as a rule I have no knowledgd of a case until it comes before me in court. I generally arrive the day before the court, and I often wish I could have the opportunity of going through the papers. But from the nature of my work it is impossible for me to know what is going on, because I ride into town, and the next morning I sit in court and try the cases. I very seldom even see the Registrar before. Q. It would be better for you if you could? A. I never have an opportunity. I should like to see what I have to do. Q. Now, there is another statement that some of your decisions are grossly unjust and decidedly illegal? A. Oh, well; I will leave that to the Court of Appeal. Q. Well, I may say, too, that I think you can safely leave that to the Court of Appeal. There is one thing you might explain: how many instances, if any, that an appeal has been thrown out in consequence of your not getting your notes of the trial in in time? A. I don't know of any. Q. Do you know of this case of Nicholson and Dalrymple? A. I don't think that was thrown out because of my notes not being in; because they were in longhand. Mr. Fulton wrote for them, and I told him they were in loughand, and that he could have my books. Q. Then the notes in that case were not in shorthand? A. No; they were in longhand and I will produce them for you. The book was down at Osoyoos; but I was not down at Osoyoos; I was in Vernon. Q. Well, then, the book was accessable to the appellants? A. Certainly. Q. You might see if that was the case, and put the book in, so as to shew that it was in longhand? A. They are most of them in shorthand, but that was in longhand. I don't know why I did it in longhand, and I don't see why, either. I should copy it if they can do it themselves. (Producing book) Nicholson and Dalrymple, it is all in longhand, and it begins at page 30. Q. What year was that? A. That was in 1893. Q. Then, "in appeals from the Licensing Court, Judge Spinks has shewn an evident desire to favour the appellant", and so on. Q. What do you say about that? A. Well, since, 1889, the year I was appointed, I have once granted a license the magistrates refused. That is the license to W. T. Thompson. I granted that because the magistrates who sat on the first board had no knowledge at all of Rock Creek, and I had. I knew from reputation and experience that when you went there you could not get a bed, and sometimes could not get food. I knew also that Mr. Thompson was a very good hotel keeper, and I thought it would be for the public good to let him get a hotel there. I may add that as to the magistrates I never spoke disrespectfully of a magistrate in any case; I hold too much respect for the Queen's commission for that. Q. Accouding to law you sit in appeal from the magistrates in matters of that kind, do you not? A. Yes; I might have granted Quinn's license. Q. And when you did grant Thompson's license, you were sitting and exercising your appelate jurisdiction? A. Certainly. Q. The Mim's case; tell us the circumstances connected with that? A. The first I heard of the Mim's matter was when Mr. Lambly and I where riding from Grand Forks. He consulted me as to whether it was possible to grant two licenses to the one house. Talked it over and agreed that Mims could not have the license. That was before the Commissioners sat. The commissioners sat and refused the application. Mims appealed to me, and I refused. Some months after that he came to me again, and appealed to me as stipendiary magistrate; I told him I was not a magistrate for that district. He then said if I gave him a certificate he could shew it to Mr. Lambly that he was a fit and proper person to hold a license. I also said that I would write to Mr. Lambly telling him if he could see his way to grant the license. Mind you, he was not at this time applying for a license for the Grand Forks Hotel but for another house, said to be erected alongside of it. Mr. McCallum afterwards told me he hadn't granted the license. I signed the certificate knowing that he kept the only respectable hotel that I knew of in Grand Forks at the time. Q. The ground of refusal was not in respect of his fitness, but in respect of the premises? A. In respect to the premises. Q. A license is given not only in respect to the individual, but to the premises also? A. Certainly. Q. And with respect to Mim's as to his fitness, you were satisfied? A. Certainly. Q. And you gave him this certificate? A. To shew to Mr. Hussey. Q. That you as a magistrate were satisfied with Mims' fitness? A. Yes. Q. Now about the Queen and Hayes? A. My notes are in full there; I gave them to you transcribed.

Mr. Wilson:—I propose to put in the originals of these, if your Lordship pleases.

Witness: There is some evidence there that should be contradicted. Dr. Boyce's evidence is to the effect that he attended to him only for one week, and that he was not in danger; if inflammation had set in he might have been in danger.

"I attended Elliot on the morning of the 12th. There were two knife wounds; the first was half an inch in depth, and about half an inch in length; the second a little over an inch in depth, a third of an inch broad. The deepest was only a little over half an inch, but the lowest one was four inches from the heart. I cannot tell if he was in any danger at first; it might have caused inflammation, and so caused death. I attended him for it for one week". Cross-examined:—A penknife could have caused the wounds.

Q. Elliot is dead, isn't he? A. Yes; I have heard so; I don't know it as a fact. Q. Do you know how he died? A. I have heard he broke his neck falling down a shaft. Q. The cause of death was not this wound? A. No; I asked the Doctor distinctly, and he said he was not in danger. Q. Tell us what you did say about it? A. What I said from the Bench was this: I put myself in the man's place. I had a knife in my hands and a man strikes me on the mouth, I might on the impulse use a knife, although I would know a moment afterwards that I had done wrong. Q. Elliot was the aggressor? A. The evidence shews that Thomas Elliot, the store-keeper, pulled Bob Elliott, the agressor, back twice, to prevent him stabbing the other man, and he then struck him in the mouth. Q. You had nothing to do with Reynolds then? A. He is a strong personal friend of mine, but, then, that's got nothing to do with this. Q. Nicholson and Dalrymple; what is there about that? A. Dalrymple jumped one of Nicholson's claims, on the ground that the stakes were too small. The stakes were ordered into court and were measured, and it was found they were too small. Dalrymple won the case. Then Nicholson went out and jumped Dalrymple's claim on the same grounds. The stakes in that case were brought into court, and Mr. Ferguson measured the stake and the defendent measured the stake, and both said it was too small, and of course it was declared to be a bad claim, on the same grounds. Q. As a Judge you hold view with respect to mining stakes? A. I hold the view that the law reads that a mining stake shall be four feet high; and I hold that four feet are four, and four inches four inches; and I have never varied from it. Q. Ackers and Gillespie; what have you to say about that?—the case in which the man was robbed? A. Ackers sued Gillespie for wages. He called Mr. Sidley as a witness, and Mr. Sidley produced a note signed by Gillespie. When I saw the note—the note was not then due—I turned to Ackers and asked him why he did not sue on the note. He would not accept the note, so I said the note must go into court. Gillespie produced a contract which said that Gillespie was to employ Ackers, and he said that he had not done the work mentioned in the contract; and of course he was nonsuited. The note, not being accepted, was of course Gillespies property, and when he applied for an order to take it out of court, of course I gave it to him. Q. The Queen against Allison? A. In that case the only incriminating evidence was that of Luke Gibson. I should explain in that case that Mr. Allison, senior, is entrusted by all the stockmen to keep a check on the cattle and brands taken off the range. Young Allison and Gibson, who used to bring in the cattle to Hope, brought in 50 head of cattle. The brands were taken by Allison senior, and after that was done, Allison and Gibson went out on the range and brought in other cattle, five or six head. It was just after dark and they didn't put them in the corral. The next morning they ran them into the band and drove them to Hope, where they sold them to a man whose name I forget, who paid them

(continued on page 3.)

THE ADVANCE.

W. H. NORRIS.....PROPRIETOR

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A cross in this space indicates that your subscription to this paper has expired.

MONDAY, JANUARY 31, 1898.

EDITORIAL NOTES.

In this weeks issue the last of the evidence taken before the Commission which was appointed to enquire into the alleged mal-administration of justice on the part of Judge Spinks, of the County Court of Yale, is given to the public. Having the evidence before them, our readers will be able to draw their own conclusions, and form a correct idea of the gravity or otherwise of the case. They will also readily perceive how strange the Minister of Justice acted in appointing a Commission, without having had evidence *submitted to him, taken under* oath. To our mind this is the most peculiar feature of the whole affair, and we can only account for the course persued, by taking into consideration the fact that the representations to the Minister of Justice were made over the signatures of local magistrates, and therefore carried much weight. As to the result of the Commission, considering the evidence taken before it, there can be little doubt.

Railway Meeting.

A public meeting of the residents of Boundary Creek district was held at Greenwood on Wednesday evening, 26th inst. There was an attendance of about 150, including representative men from Midway and Anaconda. The chair was filled by Mayor Wood, who in opening the meeting, expressed his pleasure at seeing such a representative gathering. If the people of Boundary Creek desire to have any influence, or weight, or power, they must unite upon all public questions. The meeting had been called to obtain an expression of public opinion either favorable or otherwise to Mr. Heinze being granted a subsidy by the Dominion Parliament. Mr. Heinze's representative, Col. Topping was present by invitation and they accorded him a courteous reception. They should meet this railway question purely as a matter of business. They wanted competeing roads and on one hand they found in Mr. Corbin a man with a good backing prepared to build into the district immediately so, he thought, they should do all they could to assist him to obtain the necessary power to do so. Then they had the proposed Trail-Penticton line, but as Mr. Heinze had not carried out his promises to build the line and it appeared, did not intend to do so, he failed to see that that gentleman had any claims upon the people of Boundary Creek for support to his scheme.

Ald. C. S. Galloway in response to calls came forward. He would have preferred before speaking to have heard what Col. Topping had to say to them, but as their visitor would not address them until later in the evening he would proceed to move the following resolution:—

WHEREAS a representative of the Columbia and Western Railway company is in the district asking for signatures to a petition praying the Dominion government to grant further aid to the Columbia and Western Railway company, and

WHEREAS the Columbia and Western Railway company has been granted enormous land grants by the Provincial Legislature to assist it in building a railway between Trail and Penticton, and whereas in lieu of a land grant for a railway from Penticton to Boundary Creek a cash subsidy was granted by the Provincial Legislature, and whereas notwithstanding the fact that the Columbia and Western Railway company voluntarily placed itself under bonds to live up to the time limit in the Columbia and Western Subsidy Act it has made no bona fide effort to construct the road from Trail to Penticton, be it therefore resolved that in the opinion of this meeting no signatures from the people of Boundary Creek be attached to the petition presented by the representative of the Columbia and Western Railway company.

In conclusion Mr. Galloway said he thought the resolution he had moved placed the matter fairly before the meeting, the question for consideration was whether they would rather support Mr. Corbin's scheme for giving the district railway connections.

Col. Topping having been again requested to speak, Mr. A. Leamy expressed the opinion that as those responsible for calling the meeting had evidently made preparations for it, Col. Topping should be allowed to first hear what they had to say so as to be in a position to form a fair opinion of their views of the question. This was a matter in which they should make haste slowly. They should not antagonize any scheme, should rather support even a dozen railway proposals if thereby more would come into the district.

Mr. C. J. McArthur thought the resolution before the meeting a fair one to test the feelings of the people. He would be sorry to think that any attempt was being made to antagonise the people against Mr. Heinze. He would gladly see Mr. Heinze, the C.P.R. or Mr. Corbin come in, but would prefer which ever scheme cost the taxpayer least. He hoped the district would not support giving away large areas of land which twenty years hence their children will want.

Mr M. J. Phelan thought the meeting had been called to hear what Col. Topping had to say. He did not think they could deal justly with the matter before them until they had heard that gentleman.

Col. Topping remarked that he did not instigate that meeting but had been invited to remain to it. He was entitled to a little latitude and he intended to take it. At the request of Mr. Kerr he then read the petitions he he had been obtaining signatures to.

The chairman called attention to that part of the petition which expressed disapproval of the action of the C. P. R. Co. He though that company will eventually build into the district. Mr. Heinze wanted assistance so as to be in a position to ask that company more to buy him out.

Mr. F. Keffer agreed with Mr. McArthur that they should support any scheme that would give the district a railway at the least expense to the country. He was against giving subsidies. He thought there is mineral enough in this country to make it worth while for a railway company to build a line into it. If the mineral is not here there is no need for a railway. He was decededly in favor of the resolution.

As no one else responded to the repeated invitations extended to persons present to speak, Col. Topping addressed the meeting. After referring to the hostility to Mr. Heinze displayed there that night, he contended that as Mr. Heinze had already built 23 miles of road between Trail and Robson, this being part of the direct route to Penticton, it was not right to say that he had done nothing towards building the road. He had always been ready to build provided he had been properly assisted by the Dominion government. But he had met with strong opposition at the last session of the Dominion Parliament and the hand of the C.P.R. had been behind the opposition. He quoted figures to show that this province did not receive nearly so large a share of public money in proportion to the amount of revenue the Federal Government derived from it, as it should receive, consequently it had a good claim for the railway subsidy asked for. He had no doubt there will be a subsidy given this winter and there would be a fight for it between Mr. Heinze and the C. P. R., which was he thought the most cruel monopoly on the face of the earth. At Vernon lately they had been almost unanimous in support of Mr. Heinze's road. He believed that the portion of this country lying between the C.P.R. main line and the route of the Columbia and Western, an area of about 250 miles by 150 miles, has more mineral wealth to the square mile than any other similar area on the American continent. If the C. P. R. acquire the Columbia to Penticton line, this rich country will be entirely at its mercy. In his instructions there was not a word against Mr. Corbin who was not applying for a subsidy, knowing that he could not get one. When he applies for his charter Mr. Corbin will find that his strongest enemy is the C. P. R. which always endeavors to crush all opposition. When the Crow's Nest Pass line is completed coke will be delivered at Robson at half its present cost which will admit of a reduction of at least $2 per ton in smelting charges, and when that is brought about the question of the competition of American smelters will not come up at all—they will simply be not in it. He had Mr. Heinze's assurance that he will be quite prepared to commence building this railway as soon as he gets the subsidy, and he believed that to be the case. There certainly had been some negotiations between the C. P. R. and Mr. Heinze looking to the purchase of the latter's railway and smelter enterprises but nothing had come of them. They would find Mr. Heinze a stayer when he entered upon the construction of this Boundary Creek railway. Speaking of the mineral resources of the Boundary Creek district Col. Topping said that in 30 years experience he had

(continued on page 5.)

FAIRVIEW NOTES.

(From our own correspondent.)

The Tin Horn Mine has shut down for the present, the miners having been all discharged, but the mill is still running on Stemwinder and Winchester ores. A route for a wire rope tramway has been surveyed from the Stemwinder mine to the Tin Horn mill and it is said this tramway will be built immediately.

The erection of the Joe Dandy stamp mill is progressing favourably, and it is expected will be ready for crushing in about sixty days.

The new Hotel Dier is open. It is being run by Mr. Marbouf of the "Poodle Dog" Victoria. The hotel is elegantly furnished throughout, and cannot be outclassed by any similar establishment in any mining camp on the continent.

Mr. Manner the Secretary of the Joshua Hendy machine works of San Francisco is in town on business in connection with his company.

Dr. Foster, an old time friend of Dr. White, our resident physician, is spending a day or two in town, and upon leaving here he will proceed to Greenwood City

Mineral Act 1896.

Certificate of Improvements.

Notice.

FORTUNE, JUBILEE FRACTION, AND DIAMOND FRACTION MINERAL CLAIMS.

Situate in the Osoyoos Mining Division of Yale district. Where located;—Camp Fairview.

TAKE NOTICE, that I, Chas. de Blois Green as agent for the Tin Horn Quartz Mining company, free miner's certificate No. 8530a, intend, sixty days from the date hereof, to apply to the Mining Recorder for a certificate of improvements, for the purpose of obtaining a Crown grant of the above claims.

And further take notice that action, under section 37, must be commenced before the issuance of such certsficate of improvements.

Dated this 25th day of Nov., 1897.

MINERAL ACT 1896.

Certificate of Improvements

NOTICE.

BELMONT FRACTIONAL MINERAL CLAIM.

Situate at Fairview, Osoyoos Mining Division and adjoining the Mammoth on the south, the Atlas on the east, and the Lakeview on the west.

TAKE NOTICE that I. P. C. Stoess, free miner's certificate No. 1201a, intend, sixty days from date hereof, to apply to the Mining Recorder for a Certificate of Improvements, for the purpose of obtaining a Crown Grant of the above claim.

And further take notice that action under section 37 must be commenced before the issuance of such Certificate of Improvements.

Dated this 20th day of November, 1897.

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TENDERS WANTED.

TENDERS will be received by the undersigned until the 3rd day of February, 1898, for the re-construction of the dam and irrigating ditch belonging to the Lamb ranch, Midway, where plans and specifications can be seen by contractors. The lowest or any other tender not necessarily accepted.

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Limits of Weekly Indemnity $1,300.

AND, If such injuries are sustained while riding as a passenger in any passenger conveyance using steam, cable, or electricity as a motive power the amount to be paid shall be DOUBLE the sum specified in the clause under which the claim is made.

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Okanagan Flour Mills Company, Ltd.
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FAIRVIEW, B. C.

T. Elliot - - - Proprietor.

GOOD ACCOMMODATION. GOOD STABLING.

Stopping Place for Stages to and from Penticton and Oro, Wash.

(Continued from page 3.)

the Commissioner's offer.

Mr. Sidley, to Judge Spinks:- You have just said, Mr. Spinks, that you did not dismiss that second case; you have just sworn to that? A. I beg your pardon; I have sworn that I did dismiss it. Q. But you said you didn't know anything about the second case until I had left? A. I knew nothing about the second case until after you had left after the first case. Q. Probably you know your own handwriting, do you know these? They are the same date? (handing documents) A. I took the information in one and I tried it (examining exhibits 3 and 4). The Indians came that night and laid a second information. and I knew nothing of the second information until then. Q. With reference to exhibit No. 5, do you know that one? A. There seems to be a mistake in the dates there. Q. I think, Mr. Spinks, there is a mistake in your statement. After such a length of time, it is liable not to be very clear. After discussion as to the dates of exhibits 3, 4 and 5. Mr. Spinks:—I have no recollection of one of these informations. Q. You have no recollection of Exhibit number what? A. I have no recollection of taking the information in the case at all. Q. The Commissioner:—That is referring to exhibit number what? A. I have no recollection of either of these exhibits, 3 or 4. There were two informations laid before me, and I tried one case and dismissed it. I had in memory there were two; one was written by me, and the other was not written by me. After that was over the Indians ran in another case, and it appears that I took two informotions in the same case. Q. The Commissioner;—Then 3 and 4 refer to the same case? A. No; here is an information laid by an Indian George, and here is another information laid by an Indian George. Mr. Sidley:—Mr. Spinks has sworn positively that he heard one case, and that he didn't say that he would not hear the other. Now I produce these to show that he did. The Commissioner: The material point is the witness's statement that at the time of the first case he did not know anything of the second case. Mr. Sidley that is what I propose to show. The Commissianer:—Give him time; he is entitled to time. Evidently the information in both cases was laid on the 19th. Mr. Spinks: Yes; and one was tried on the 19th. The Commissioner:—What is not explained is this: under what circumstances the second summons was issued on the same information. It may be this: that one is in your handwriting. Both the summonses in the George cases are in your handwriting, so it is quite evident from that that you had the information, but then you state that you issued the summons on the 19th in the George matter, and afterwards the second summons on the 24th. That is what I don't understand. Both the summonses in your handwriting are on the same case. If you can remember, I would like to know under what circumstances the second summons in the same case was issued? A. I am afraid I can't tell you; I don't know that I issued one of the summonses. The Commissioner:—Go on, Mr. Sidley. Mr. Sidley:—That is the only point. He denied it, and I wished to prove it. Mr. Spinks:— One information was laid on the 19th, and on the 19th a summons was sent to Sidley, saying it was on the information of George, but the information was laid by Sophie. Then George laid another information, and a summons was sent for George, Mr. McMynn drew that; and I issued the summons for George; they were all mixed up together.

The Commissioner, to Mr. Sidley:—Is your cross-examination finished?—have you any other questions? Mr. Sidley:—No, your Lordship.

The Commissioner, to Judge Spinks:- Looking at the papers which are now before you; these several exhibits; bearing in mind the point pointed out, very properly by Mr. Sidley as far as his point is concerned—do you wish to add anything to or in any way vary the statement you made that, at the time you dismissed the first action, you had no knowledge of the second charge? A. I have no recollection of the charge in the second at the time I took up the first; until the other mare and colt were put into the corral. Examination closed.

W. T. Thompson, sworn; examined by Mr. Wilson:—

Q. Was it in March or April last that you met Judge Spinks here, Mr. Thompson? A. I think it was either the second or third of April. Q. And you had at that time come from—? A. Just come from Okanagan valley; Mr. Douglas and I crossed by way of Camp McKinney. Q. And what was the condition of the trail then? A. Well, they were the worst I ever saw; and I have gone over them in the dead of winter. The trail had not been broken for a month, and it was with the greatest difficulty that we got through. We had to hold on to the horns of our saddles, and had hard work to keep the horses up, for if they put a foot on either side of the trail they would go down. That kind of thing went on there, I suppose for a couple of miles. It was the worst time I ever had, and I have ridden a good deal in British Columbia on horseback. Q. And so you reported it to the Judge? A. When we met him on our arrival down here, he asked us about the trail, and we told him it would be far better to go around by the other way, because we would not attempt to go back again. We saw a horse floundering in the snow, and we saw an Indian leave the trail at Rock Creek crossing, and he only went a short distance when he had to get off and lead his horse, and then he himself couldn't walk in the snow, he had to jump. We met the stage, and they had left a couple of horses dead on the trail; they said they were stage horses. One of the horses' leg was broken in two places. So that when the Judge asked our opinion, we told him that we thought it highly inadvisable for him to go. There were about four feet of snow on the level at the time. Q. You are the Mr. Thompson who applied for a license at Rock

(Continued on page 6.)

W. H. WEBB,

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Silver Fox	$15 00 to	$150 00
Bear	5 00 to	25 00
Otter	4 00 to	9 00
Martin	2 00 to	9 00
Beaver per lb.	3 00 to	3 50
Wolf	1 00 to	2 00
Red Fox	1 00 to	2 00
Mink	75 to	1 00
Skunk	25 to	1 00
Gray Fox	60 to	75
Rat	20 to	25

Price-list of all other furs and skins furnished upon application. Full prices guaranteed, careful selection, curteous treatment, and immediate remittance on all consignments.

MINERAL ACT, 1896.

Certificate of Improvements.

NOTICE.

FAVORITE MINERAL CLAIM

Situate on Kruger Mountain, in the Osoyoos Mining Division of Yale District.

TAKE NOTICE that I, Chas. De Blois Green, acting as agent for Thos. Elliot free miner's certificate No. 90587, intend, sixty days from the date hereof, to apply to the Mining Recorder for a Certificate of Improvements fer the purpose of obtaining a Crown Grant of the above claim.

And further take notice that action, under section 37, must be commenced before the issuance of such Certificate of Improvements

Dated this 22nd day of Dec. 1897.

MINERAL ACT, 1896.

Certificate of Improvements

NOTICE.

WANETA MINERAL CLAIM.

Situate in the Osoyoos Mining Division of Yale District, located at Kruger Mountain.

TAKE NOTICE that I, Chas. DeBlois, Green agent for Thomas Elliot, free miner's certificate No. 90587, intend sixty days from date hereof, to apply to the Mining Recorder for a Certificate of Improvements, for the purpose of obtaining a Crown Grant of the above claim.

And further take notice that action, under section 37, must be commenced before the issuance, of such Certificate of Improvements

Dated this 22nd day of Dec., 1897.

ARMSTRONG HOTEL.

H. KEYES, Prop.

Good Accommodation,
Best Liquors and Cigars.
First-Class Stabling.

ARMSTRONG B. C.

W. DALRYMPLE

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FAIRVIEW, B. C.

All Kinds of Repairing. Horseshoeing a Specialty.

The Miners Home,

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THIS HOTEL offers the best of accommodation at moderate charges. Only the best brands of liquors and cigars kept on hand. A good table and good beds add much to the comfort of its patrons.

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REALLY GOOD ROUGH AND DRESSED LUMBER.

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Yards and Mills at Fairview, B. C. Correspondence solicited

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CASCADE CITY, B. C.

C. H. THOMAS, PROP

Headquarters for mining men visiting the Christina Lake district. Stopping place for stages on route from Marcus to Boundary Creek points.

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Sashes, Doors, Mouldings, Turnings, etc. All kinds of factory work kept in stock and made to order. Coast Cedar worked into Furnishings a Specialty. All kinds of Lumber, Lath and Shingles kept in stock. Best material always in stock.

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Through Tickets to and from the Pacific Coast to Eastern and European Points.

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Should carefully consider the cost of material, and by figuring, find out that all kinds of

Rough -:- and Dressed :-: Lumber, Shingles, - Laths, - Etc., can be purchased at the

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—ASSAYER—

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SUCCESSOR TO :—

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SAMPLES BY MAIL WILL RECEIVE PROMPT ATTENTION.

CAREFUL WORK GUARANTEED.

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Keep a First-Class stock of Drugs, Chemicals, Patent Medicines and Toilet Articles

Prompt and Careful Attention —GIVEN TO— MAIL ORDERS.

POSTOFFICE BOX 111.

Commercial Job Printing.

AT "THE ADVANCE."

(Continued from page 1.)

by a cheque. The cheque Allison received and handed it over to Gibson, and Gibson took it, knowing that it was the money received for these cattle: and he applied it to pay a partnership debt, that is he sent it to Nicholls and Renouf (Victoria), from whom he and Allison had bought a mowing machine. The evidence of Gibson was certainly the strongest that could be had against him, but it was that of an accomplic, and of course there could be only one course open. Q. You declined to convict? A, Certainly; I could not convict. Q. Now the Queen again Sidley? A. In the first case Sidley was charged with stealing a mare and a colt from the Indians. The Indians said the mare was theirs, and that they never sold it to Sidley, but on examination, they stated that the mare, I think, was two or three years old, but when Mr. McMynn examined her she was found to be six years old. I told the Indians they had made a mistake and dismissed the case. Mr. Sidley had hardly gone when the Indians brought in another mare and colt, and another charge was laid against him. In that case Mr. Lumby sat with me, and the depositions are in. — Mr. Wilson puts in the depositions. Mr. Sidley:—That is not the complaint at all. It is not that the Indians swore point blank against me; the complaint I made was not about the depositions, but that Mr. Spinks, after telling the Indians that they had perjured themselves and dismissing the case, saying he would not listen to them, did listen to that same purjured evidence again. That is all I have to say. I know the Indians perjured themselves, and he knows it, and he said so. I have no wish to have the case tried over again

Depositions, Reg. v Sidley, marked Exhibit 7 and 8. Q. Did you tell the witnesses in the first case that they had perjured themselves? A. No; I dont remember using those words. Q. Did you tell Mr. Sidley that you would not listen to the second case? A. No; the second case was not brought on when Mr. Sidley was there. It was brought on afterwards. Q. At the time the first case was dismissed had you any idea of the second case coming on? A. Not the least. Q. The information in the second case was laid after the first had been attended to? A. Yes.

Q. Now, both of these cases were dismissed. Why was it the second one was dismissed? A. Mr. Lumby sat with me, and although I was strongly of the opinion that the case should go to trial, Mr. Lumby thought otherwise. Mr. Lumby was an older man than I was, a very shrewd man and a good magistrate, and I gave way to him, though, sitting alone, Mr. Sidley would have been committed for trial. Mr. Lumby told me to express to Sidley how careless he had been in branding. I told Mr. Sidley if he was not more careful about branding, the chances were he would find himself in gail. Mr. Sidley got very angry and answered me back. and I said there was either one or two things; he had been extremely careless, or else he had stolen the colt. He had the opinion of both magistrates. Q. You didn't show any temper in the matter? A. No; no more than I am now. Q. And then you were not under the influence of liquor? A. I don't get drunk Mr. Wilson. Q. Now, the Grand Forks Townsite is owned by a joint stock company? A. Yes. Q Do you own any shares in it? A. I do. Q. Has the company ever been a litigant in your court? A. Never. Q. Has any of the individual members of the company ever been litigants in your court? A. Yes. Q. With what results? A. Mr. Manley was a member of the — — Mining company, but I didn't know that when I sat. The result of that case was that the mining company had judgement against them. Mr. Cummings had an action brought before me, and because of his being in the Townsite company I ordered a jury. The case was withdrawn. Mims had an action before me. He is not in the Townsite company, but it has been assumed that he was. I ordered a jury, and the jury found for Mr. Mims, and I gave judgment in accordance with the findings of the jury. Those are the only cases in which a member of the Townsite company has been before me. Q. Now, there is a letter written by Mr. Kerr in which he expresses the opinion that a Judge should not hold any shares in a mineral claim. Now, you recollect that the County Court had certain jurisdiction over mineral claims? A. Yes. Q. What was your position then as far as mining went? A. Up to 1896 the County Court had all the mining work practically of the whole country. In 1896 they took that away wholly from the County Court. Q The Legislature took it away? A. The Legislature. From that time no cases have been tried in the Count Court until 1897. But up to 1896, the time that Act was passed, I never owned, directly or indirectly any interest in any mining claim, or mine, but in 1896 I really had lost all jurisdiction, and I began speculating in mines and mining shares like the rest of the people. Q You didn't own a miner's license? A. I didn't own even a miner's license until the fall of 1896. Q Until the jurisdiction was taken away? A. Yes; I should say practically taken away, it was not absolutely taken away. This closed the examination-in-chief.

Mr. Sidley was asked if he had any questions to put. Mr. Sidley:—Not unless your Lordship thinks it is necessary that I should cross-examine the Judge.

The Commissioner pointed out that Mr. Henderson was present to render Mr. Sidley or anyone having complaints, all possible assistance, and that it would not be proper for the Commissioner to make any suggestion one side or the other, or to give any opinion upon the evidence. If Mr. Sidley wished, the Commissioner would hold another sitting this evening, so as to give time for consultation with Mr. Henderson on any point which Mr. Sidley wished brought out. Mr. Sidley expressed the opinion that it would not be necessary to take advantage of

(Continued on page 4.)

LICENSE AUTHORISING —AN— Extra Provincial Company to Carry on Business.

"COMPANIES ACT, 1897"

(Canada, Province of British Columbia.)

NO. 41.

THIS IS TO CERTIFY, that, The Midway Company (Limited), is authorised and licensed to carry on business within the Province of British Columbia, and to carry out all or any of the objects hereinafter set forth to which the legislative authority of the Legislature of British Columbia extends.

The Head Office of the Company is situate in the City of Montreal, Province of Quebec.

The amount of Capital of the Company is 60,000 dollars, divided into 1,200 shares of 50 dollars each.

The Head Office of the Company in this Province is situate in Midway, and Angus Kilbee Stuart, Agent, whose address is Midway, is the attorney for the Company.

The objects for which the company has been established are:—To acquire lands by purchase, lease or otherwise, in the Provinces of British Columbia and Manitoba and elsewhere in Canada, from the Dominion or any Provincial Government, or any corporation or individual; to sell, rent, mortgage, exchange or otherwise dispose of said lands; to survey, colonize, settle, improve, and build upon said lands; to lay out, operate, lease, and maintain in and upon said lands, roads, streets, water works, electric light and power works.

Given under my hand and seal of Office at Victoria, Province of British Columbia, this 3rd. day of January, one thousand eight hundred and ninety eight.

(L. S.) S. Y. WOOTTON.

Registrar of Joint Stock Companies.

Spokane Falls ...& Northern,

Nelson & Fort Sheppard, - - AND - - Red Mountain Railways.

The only all-round route, without change of cars, between Spokane, Rossland and Nelson. . .

DAILY EXCEPT SUNDAY.

GOING NORTH.		GOING SOUTH.
12:12 a. m.	MARCUS	2:28 p.m.

Close connections at Nelson with steamboats for Kaslo and all Kootenay Lake points.

Passengers for Kettle River and Boundary Creek connect at Marcus with stage daily.

MINERAL ACT 1896.

Certificate of Improvements.

NOTICE.

GILPIN FRACTIOAL MINERAL CLAIM.

Situate in Osoyoos Mining Division, and bounded on the north by the Cameron and Old England, on the south by the Joe Dandy and Daisy, on the east by the Daisy, and on the west by the Joe Dandy and Cameron mineral claims.

TAKE NOTICE that I, John R. Mitchell, free miner's certificate No. 90331, intend, sixty days from date hereof, to apply to the Mining Recorder for a certificate of Improvements, for the purpose of obtaining a Crown Grant of the above claim.

And further take notice that action under section 37 must be commenced before the issuance of such Certificate of Improvements.

Dated this 20th day of November, 1897.

MINERAL ACT, 1896.

Certificate of Improvements.

NOTICE.

ATLAS MINERAL CLAIM.

Situate in the Osoyoos Mining Division of Yale District, located at Camp Fairview.

TAKE NOTICE that I, John R. Mitchell, free miner's certificate No. 90331, intend, sixty days from the date hereof, to apply to the Mining Recorder for a certificate of Improvements for the purpose of obtaining a Crown Grant of the above claim.

And further take notice that action, under section 37, must be commenced before the issuance of such Certificate of Improvements.

Dated this 13th day of November, 1897.

MINERAL ACT, 1896.

Certificate of Improvements.

NOTICE.

GRANADA MINERAL CLAIM.

Situate in Kettle River Mining Division of Yale District, located in Graham's Camp.

TAKE NOTICE that I, Forbes M. Kerby, acting as agent for Edwin Smith Graham, free miner's certificate No. 89480, intend, sixty days from date hereof, to apply to the Mining Recorder for a certificate of improvement, for the purpose of obtaining a Crown grant of the above claim.

And further take notice that action, under section 37, must be commenced before the issuance of such certificate of improvements.

Dated this 12th day of Dec. 1897.

MIDWAY

THE FUTURE RAILWAY, MINING AND AGRICULTURAL CENTER OF

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Penticton Livery, Feed and Sale Stables

Good Single and Double Drivers, and Gentle Saddle Horses.

PACK HORSES AND GUIDES FURNISHED HUNTING PARTIES

GOURLAY AND JONES, PROPS.

WISHING ALL AND EVERYBODY A Happy and Prosperous NEW YEAR.

THE holidays being over we thank the public of Midway and vicinity for the generous patronage extended to us since the opening of our business and will try to deserve their future patronage.

We are through stock-taking and offer bargains in all branches especially in Dress Goods, Silks and Satins, ladies and gents Underware, Shoes, and Suits for gentlemen, youths and boys, Rubbers, Slippers in fancy velvet, leather and felt plush.

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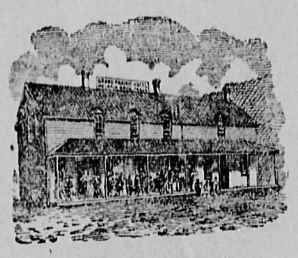

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GRAND PRAIRIE HOTEL,

Carson, B. C.

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McLAREN BROS. - - Proprietors.

J. P. FLOOD, Manager. J. KERR, Secretary.

The Kettle River Dressed Meat and Provision Co.

HAVE ESTABLISHMENTS AT GREENWOOD CITY GRAND FORKS AND MIDWAY

Orders will bedelivered in the towns named, and the several mining camps of the district.

LOCAL AND DISTRICT.

Colonel Topping left Boundary creek for Grand Forks on Thursday morning en route for Trail.

Mr. W. A. Corbett last week shot and killed a large cougar close to his camp on the Summit claim, Summit camp.

Mr. E. O'Shea, Treasurer of the Cariboo Mining Milling & Smelting Co., is at present sojourning in Camp McKinney, and has charge, temporally it is said, of the company's works.

Recently the owners of the Cascade City townsite, refused a cash offer of $100,000 for 640 acres of their land at that point, and although they have two or three thousand acres there, so great is their faith in the ultimate value of the land, that they refused the tempting offer.

On Wednesday last Mr. Rickards was pleased to welcome to Midway, his brother Mr. F. B. Rickards, of San Fancisco, Cal, where he resided for some time, but so impressed is he with the outlook for this district, that he has decided to become a resident.

Writing from Portland, Oregon, on 24th inst. to a friend in Greenwood Mr. W. W. Gibbs says that in that city one hears scarcely anything but Klondike talked of. Quartz claims in this province have no interest for residents there. Mr. Gibbs found his family all well, and he is enjoying very much the change of scene and climate.

A C. P. R. survey party is camped on Eholt Creek, having last week come in from the Kootenay. The country between Boundary Creek and the North Fork of Kettle River is being examined with the object of locating the route of the Columbia—Penticton railway through that part of the district.

The miners and prospectors who will be obliged to go up the main Kettle River this spring to prospect and work on their claims taken up last summer, are wondering what the government will do in the matter of providing a road or decent trail, and a bridge with which to cross the west fork of the stream.

Messrs C. G. Dixon, general agent, of the Great Northern Railway, and G. H. Martin, auditor and freight traffic manager of the Spokane Falls and Northern Railway, both having their head quarters at Spokane, came into the district last Wednesday evening and spent Thursday at Greenwood dealing with matters—chiefly connected with the freight business of the district—coming under their control in their respective departments. Both were favorably impressed with the business outlook and agreed that there are good grounds for the contention that the progress of the district is much retarded for lack of railway connection, the early provision of which would give the district a decided impetus, to the benefit of all concerned.

Mr. J. Christie had a narrow escape from a very serious, if not fatal, accident at the Winnipeg mine, Wellington camp, on 23rd inst. He was working on shift in the shaft and with another man was being hoisted in the bucket to the surface after lighting the fuse preparatory to firing several holes that had been charged. A sudden jerk threw the "Doc" out of the bucket against the timbers of the shaft. He grasped the edge of the bucket and was dragged up for about twenty feet knocking against the timbers all the way. He was, however, rescued from his perilous position and hauled to the surface, much bruised and shaken, but otherwise not seriously hurt. He was able to take his place in the shaft when his shift went on again, but he had the narrowest escape, and one he has no desire to have repeated.

MINING NOTES.

Ore was met with in the vertical shaft of the Winnipeg, Wellington camp, one day last week at the depth of 85 feet.

A contract for sinking the shaft on the C. O. D., at Long Lake, a further 50 feet has been let to Mr. Ole Sanford. The shaft was already down 18 feet.

The Nightingale claim, in Skylark camp, is to again have attention, Mr. J, Christie having arranged to do at least a couple of months more work on it.

On the Bruce, in Graham's camp, the tunnel is now in about 80 feet, and a somewhat softer rock having been encountered, more rapid progress is now possible in carrying on the work.

The adjourned annual general meeting of shareholders in the Boundary Creek Mining & Milling Company will be held next Thursday afternoon 3rd prox. at Rendell's hall, Greenwood, at three o'clock.

An experimental shipment of two or three tons of quartz will shortly be made from the Jewel mine, Long Lake camp, to Vancouver, for treatment by the cyanide process. A few tons will also be sent out for a smelter test.

A motion condemning the tax on working miners has been passed by the Rossland Trades and Labour Council, the legislative committe of which organization has been instructed to draft a resolution to that effect and to immediately forward a copy of it to the Provincial Government.

The matters in dispute in connection with the steam mining plant supplied by the Ingersoll—Sargent company for the Golden Crown, Wellington comp, were adjusted last week. The plant will probably all be on the mine very shortly. Meanwhile a difficulty regarding the heavy freight charges will in all liklihood be settled.

It is stated that Mr. P. C. Stoess, of Spokane, who a few weeks ago bonded the Golconda group, in Smith's camp, for an English company, has applied for an extention of time within which to commence development work on the claims, other business having so fully occupied his attention as to prevent a commencement being made by February 1st, the date named in the bond.

The Provinoial Mineralogist, Mr. W. A. Carlyle is reported to have said recently, when speaking to a representative of a Rossland newspaper: "Regarding changes in the Mineral Act, I hope that the Provincial Legislature will, at the coming session, amend the Act so as to require the prospector to do his assessment work before recording his claim. This provision, which is in force in Colorado and Montana, is necessary he said, to prevent the indescriminate location of land by men who have no intention of developing it.

(Continued from page2.)

never before known of such large masses of ore that will pay to work as those met with here. Although not in the district himself he had had two men out and he had assayed about 250 of the samples sent him. He found that there were numerous heavy veins running from $14 to $22, and some higher. In conclusion he characterised the "flim flam" anecdote as a very pretty but untrue story and one that Mr. Heinze is not likely to believe.

After some diverting remarks by Mr. Alex. Wallace, Mr. D. Ross spoke at considerable length going through the history of Mr. Heinze's actions in connection with the Columbia and Western scheme from the beginning, and expressing the opinion that the gentleman is now in a hole and has no reasonable claim to assistance to get out of it. He must either fulfill his railway obigations or be the loser.

Mr. Leamy sarcastically remarked that if Mr. Ross had delivered his eloquent indictment of bribery and corruption against both Dominion and Provincial governments that would settled the question. He had delivered an excellent political address and they might take a note of it for future use. He had damned both governments, so there was no more to be said about the matter.

The resolution was then put and was carried with only one dissenting voice.

Upon the motion of Mr. Jas. McNicol of Midway, seconded by Mr. C. J. McArthur, the following resolution was next unanimously adopted:—

WHEREAS the Kettle River Valley Railway company is making application to the Dominion Parliament for a charter to build a railway in Boundary Creek district, and

WHEREAS the company is asking for no public aid and has expressed its intention of beginning actual construction immediately upon the charter being granted, be it therefore resolved that the residents of Boundary Creek district urge upon the Dominion Parliament to grant the said charter to the Kettle River Valley Railway company.

Votes of thanks to the chairman for presiding and Col. Topping for attending and addressing the meeting, were then passed by acclamation. In acknowledging this courtesy Col. Topping said that the meeting had of course been unanimous in passing the resolutions. They doubtless all knew what they were doing, but he would now tell them that Mr. Heinze would certainly build his road. They would find too that Mr. Heinze could be a strong enemy as well as a strong friend, and would reciprocate.

Mr. Ross hoped that it would be made known in the Dominion Parliament that Col. Topping had told them Mr. Heinzie would make it hot for them if he got the chance. He hoped that no one there would sign the petition Col. Topping had read to them.

Col. Topping said that he had not asked a man there to sign it nor would he do so.

The chairman said he thought they had now gone far enough in this matter. Col. Topping had been corteously treated and he should be permitted to go away feeling that they could conduct their public meetings without going into personalities. If Mr. Heinze would build into the district, all the better, for they would then have competeitive roads, which was what they required. He then declared the meeting adjourned and the comparatively large assemblage dispersed.

J. A. Unsworth,
- DRUGGIST -
WRITING PADS
WIRE FRAMES
[FOR LAMP SHADES]
CREPE TISSUE PAPER.
CASE PIPES.
PHOTO FRAMES.
JAPANESE NOVELTIES.
MIDWAY, - B. C.

The Mighty Dollar
How to make it go the furthest is the
Burning Question
LISTEN TO THF ECHO
The White Front Store
—FOR—
Quality, prices and impartiality
DROP IN AND SEE US
Olson & Phelan.
GREENWOOD, B. C.

MINERAL ACT, 1896,

Certificate of Improvements.

NOTICE.

RIVERSIDE MINERAL CLAIM.

Situate in the Osoyoos Mining Division of Yale District. Where located: Camp Fairview.

TAKE NOTICE that I, Chas. DeBlois Green, agent for Hirschel Cohen, free miner's certificate No. 20635a, intend, sixty days from the date hereof, to apply to the Mining Recorder for a certificate of improvements, for the purpose of obtaining a Crown Grant of the above claim.

And further take notice that action, under section 37, must be commenced before the issuance of such certificate of improvements.

Dated this 16th day of Nov. 1897.

Mineral Act 1 96.

Certificate of Improvements.

Notice.

Situate in the Osoyoos Mining Division of Yale District. Where located:— Camp Fairview.

SHAMROCK, ORILLIA, BLACK PRINCE, EXCHANGE AND RELIANCE.

TAKE NOTICE, that I, Chas. deBlois Green agent for W. A. Dier, free miner's certificate 89492 and A. A. Davidson, free miner's certificate No. 89491, intend, sixty days from the date hereof, to apply to the Mining Recorder for a certificate of improvements, for the purpose of obtaining a Crown grant of the above claims.

And further take notice that action, under section 37, must be commenced before the issuance of such certificate of improvements.

Dated this 25th day of Nov. 1897.

McCuddy's Hotel
Is situated between Cam McKinney and Fairview, on e trunk road leading from Pent - ton to Boundary Creek.
The best accommodation affo ded travelers.
GOOD STABLE IN CONNECTION
J. P. McCUDDY, PROPRIETOR

J. REED,
WATCHMAKER and JEWELLER
MIDWAY, B. C.
Fine Watch Repairing a Specialty.
All Work Warranted. o3-2m

FOR SALE.
A HALF INTEREST in a hotel business in Greenwood. Apply to
ANDREW LEAMY, Barrister,
Copper Street,
Green wood, B C.

RUSSELL & CO.
GREENWOOD CITY, B.C.
Dealers in
HARDWARE, CROCKERY, GLASSWARE
WOODENWARE, SILVERWARE TINWARE
PAINTS, OILS, VARNISHES, COLORS.
....We carry everything in these lines....
Mail orders receive prompt attention.
First class tin-shop in connectio
Goods away up. Come in and see! Prices away down.

GREENWOOD CITY MERCANTILE CO.
GREENWOOD CITY, B. C.
GENERAL....
MERCHANTS
—AND—
Wholesale - -
Liquor Dealers
Special Reductions to
Out of Town Trade.
Goods Delivered Free.

ROSSLAND. GREENWOOD.
THE BEALEY INVESTMENT AND TRUST CO.
LIMITED LIABILITY.
Real Estate and Mining Brokers.
. . . FINANCIAL AND INSURANCE AGENTS . . . .
Fire Insurance a Specialty. GEO. R. NADEN - MANAGER
Greenwood City, B. C.

BOUNDARY FALLS HOTEL
Thos. Wake
PROPRIETOR.
The hotel is centrally located and is a stopping place for stage lines. Good fishing in the vicinity. Good stabling.
Meals will be served at all hours, the tables being furnished with the best. A variety of the choicest brands of liquors and cigars at the bar.
SITUATED AT BOUNDARY FALLS, B. C.

FAIRVIEW - HOTEL
Commercial and Mining men should put up at the Fairview Hotel when in camp.
GOOD ACCOMODATION, E ERYTHING EXCELLENT
Geo. J. Sheehan - - - Proprietor

THE
PIONEER - HOTEL
GREENWOOD CITY, BOUNDARY CREEK, B. C.
We have just opened the above hotel at Greenwood City, and are prepared to welcome guests and provide good accommodation. Good Catering. First class Livery Stable.
NELSON & TYNAN - - PROPRIETORS

(Continued from page 4)

Creek? A. Yes, sir. Q. What kind of accommodation was there at Rock Creek, then? A. Very poor. I remember distinctly that the bed I was to occupy that night had been occupied by a man with leather breeches—that was the first time I had any idea of the accommodation there. Then I submitted a plan to get a license and it was subject entirely to the erection of this building that I was to get the license. I said to the proprietors if they would put up a proper place, I would withdraw my application for a license, but I never used the license. Q. Did you own a house at that time? A. Yes; there was a house there at the time. Q. That is, you were doing business there at the time? A. Yes; I had a store there, and I was interested in seeing good hotel accommodation. And Judge Spinks at the time bound me down to the erection of a very good place, and the drawings had to be put in before he would issue me any right to have a license. Q. Mr. Henderson:—At the time you applied for the license, had you a hotel, or the necessary requirements? A. I had a building there that, with a very little alteration, would be far and away ahead of the one that was called a hotel. Q. I understand that Mr. Sidley's complaint is that at the time you were granted the permit, you had no accommodation for a hotel? A. No: the permit to have the license was issued to me on the condition that this building would be erected, a substantial building, and the plans were submitted to him before he granted me that permit, which gave me a right to have a license when that building was erected, and not before. Examination closed.

Some discussion ensued on the question of the date of receipt of exhibit 9, the letter from Mr. Thempson, Superintendent of the Tenasket Indian school, withdrawing his charges against Mr. Sidley; and it was found on comparison of the dates that the letter was received by the Judge after the proceedings against Mr. Sidley.

Mr. Lambly, recalled:—

List of County Courts from 1890 to 1896 put in and marked Exhibit "9".

Q. Mr. Henderson: — Referring to Exhibit 9, are you able to say why the County Court of the 5th December, at Fairview, was adjourned to April 10, 1893? A. I couldn't say why. Q. Mr. Wilson:—It might have been because there were no cases? A. There do not appear to be any cases entered between the 21st October 1892 and the 10th April, 1893. Q. That is one reason. And the next one, on the 14th of June 1893, County Court at Fairview adjourned till the 29th of June, 1893? A. I can't say why it was adjourned. Q. The Commissioner:—Is the reason entered up in the book in any way? A. No, sir. Mr. Wilson:—(to Judge Spinks) Can you give the reason? Judge Spinks:—It would seem to be on the request of Counsel; it was not on my account. Q. Mr. Wilson (to witness):—On the 15th April, 1895, Court at Midway was adjourned for two days? A. I havent the least idea why. Q. Then the Court at Osoyoos was adjourned? A. It has very likely clashed with some of the other courts. Q. Then we come down to the 4th May, 1896? A. (Judge Spinks):—The 4th of May is the time my horse broke down. Q. Then then the 15th July, 1896? A. That was on the request of counsel. Counsel at Kamloops wanted their court altered, and that necessitated the alteration here. Q. Mr Henderson:—(to witness) Exhibit 9 is a statement shewing the dates on which courts have been held in the district of which you are registrar, from June 7th, 1890, up to the 7th November, 1896; and this list also shews all the adjournments that have been made between those dates? A. I believe it does; to the best of my knowledge. Examination closed.

Mr. Sidley, being asked by the Commissioner, if he had anything to say, said:—I haven't very much to say, except what I have already said. I may say, however, that I had no collusion with any one else in making the charges. The Commissioner:—There is no suggestion by anyone, Mr. Sidley, that you have acted in collusion with anyone else. Mr. Sidley:—I don't know anything about these other charge, but seeing that the Commission was appointed, I certainly sent in the charges I did, because I naturally got a little hostile, when I heard that Mr. Spinks made these remarks about me. These charges were being made by everyone about Mr. Spinks, and I certainly thought that they should be investigated. I said distinctly in my letter that they were only hearsay, and I am prepared to tell Mr. Spinks my authorities for them, and my reasons for believing these things were so, and for writing that letter when I didn't know of them myself. But hearing these things, and hearing so much talk around, and hearing Mr. Spinks himself say things about people that I didn't believe, I thought it would be right to have a commission to investigate. The only reason I cross-examined Mr. Spinks on the point that I did was that he swore distinctly that he didn't adjourn that second case; now he did adjourn it from one day to the other. I was kind of surprised, and I think I remonstrated with Mr. Lumby, but he said he didn't wish to have anything to do with it. The other time I distinctly remember that Mr. Spinks said he would not listen to the witnesses, that they had perjured themselves. I think Mr. Spinks has probably forgotten the matter; after the lapse of time, his memory perhaps has proved a little treacherous. I don't think he would wilfully speak falsely. No honorable man, who had any regard for his neighbors, but would do what I have done; and that is my only motive. I have nothing to do with these other charges, and I regret very much that these other people have not come forward to back up their charges. I simply want the commission to understand that I am not acting in collusion with anyone. The Commissioner:—There is no suggestion, as I said before, Mr. Sidley, that you are acting in collussion with any person. The only observation which I will permit myself to make now with reference to those gentlemen, who, in formulating complaints rather vague, but in very strong terms, is this: it is not easy to understand, if they thought it their duty to make the complaints at all to the Minister of Justice, how they can reconcile with the exercise of that duty, their conduct in not even answering the formal request made for particulars of the charges; in not appearing here, although the enquiry was brought to their doors as nearly as possible, but in ignoring the commissson altogether.

The commission then adjorned to New Westminster on Tuesday the 28th December, 1897, to take Mr. Bullock-Webster's evidence.

New Westminster, Dec. 28, 1897.

The Commission sat pursuant to adjournment.

W. H. Bullock-Webster, sworn; examined by Mr. Henderson. Q. Your name is—? A. William Howard Bullock-Webster. Q. You are the Chief Constable on the Mainland here in the service of the Provincial Government? A. Yes. Q. And you formerly resided at—? A. Osoyoos. Q. In the County of Yale? A. Yes. Q. And you were acting as Constable there? A. I was Constable and Mining Recorder. Q. Do you recollect the case of Regina against Hayes? A. Yes. Q. Were you present at the trial? A. Yes: I prosecuted. Q. Do you know Mr. Sidley? A. Yes; I know Mr. R. G. Sidley. Q. Mr. Sidley was examined at Midway on the 21st instant, and with respect to this case of Regina against Hayes, he was asked the following question: "Now, with respect to that case, what have you to say?" His answer is this: "Merely that I got my information from the witnesses and also from a good number of persons who said they were there. Mr. Webster, the Constable said it was a most disgraceful case. He is now the Chief of Police at New Westminster." Now, what have you to say with respect to that statement of Mr. Sidley's? A. I have no recollection of saying anything of the kind. Q. Have you any recollection of speaking to Mr. Sidley on the case at all? A. I remember Mr. Sidley doing a great deal of talking but it is four years ago now, and just what was said I can't remember; but he was talking about it wherever I saw him, although I don't think he was present at the trial at all; I don't remember seeing him there. Q. Might I ask your opinion of the case? A. The man was charged with aggravated assault and the Judge found his guilt of common assault; a most reasonable conclusion to come to. Q. And would you deny—of course I cannot cross-examine you, Mr. Webster—but would you go so far as to make a denial of this statement? A. I have no recollection of using those words with reference to Judge Spinks; if I used those words it was probably that the Hayes case was a disgraceful affair; but if at all, I certainly did not use it with reference to Judge Spinks. Q. It was not your opinion? A. No.

Examination closed. No Cross-examination.

Paper, containing a statement made by the witness Peter T. McCallum, handed to the Commissioner, who promises to include it among the exhibits in his report to the Minister.

The following was the substance of the said paper:

Q. Who requested you to sign the letter to The Minister of Justice which was produced at to days enquiry? A. A. C. Sutton, Barrister, at Grand Forks. Q. Was anyone else present? A. Yes; Mr. Falconer. Q. Did Mr. Sutton press you to sign it? A. I hesitated to sign it, either he or Falconer read it over to me and Mr. Sutton told me that Mr. Sidley and other Justices were sending in other petitions to the Honourable Sir Oliver Mowat, and that it would result in an enquiry. Q. Did he ask you at that date or any subsequent date to sign any other letter? A. Yes. Q. To whom was that letter addressed? A. If I remember rightly it was addressed to Sir Wilfred Laurier. Q. What was in that letter? A. I don't remember the whole of the letter but the substance of it was asking him to use his influence to have a Commission appointed and have A. C. Sutton appointed Commissioner.

This statement made this 21st day of December, 1897.

Witness.
W. G. McMynn. Midway B.C.
W. H. Norris. J. P. Midway.
E. Jacobs, Greenwood City. B.C.

The Commission then adjourned.

Police Change.

Now that the official connection of Provincial Police Constable A. H. Lawder with the Corporation of Greenwood has closed it is a fitting time to acknowledge that since his appointment six or seven months ago as resident constable, the state of the town has continued to be orderly and very satisfactory. There have been no serious crimes reported, and when occasionally there has been a disposition towards boisterousness shown by one or two convivial persons, the tactful firmness of the officer has had the necessary repressive influence and so rendered unnecessary any severe measures. In matters conducive to the public health Mr. Lawder has rendered the local board of health much assistance, and in other ways has proved himself a zealous officer.

It does not follow that because he ceases to perform the duties of City Constable that he will be removed from Greenwood. In fact the increased and still increasing population of the several mining camps around Greenwood make it most necessary that there shall still be a resident Provincial constable, with numbers of men working at Long Lake camp eight miles north of Greenwood, at Summit camp 12 miles north-east, at Greenwood and Wellington camps five and eight miles east respectively, and at Deadwood three or four miles west, it appears evident that a police officer should be located within easy reach. It is therefore anticipated that Mr. Lawder will still be stationed at Greenwood, with the frequent patrol of the surrounding country as his chief duty.

KETTLE RIVER MINING DIVISION.

Records for the Week Ending January 24th, 1898.

MINERAL LOCATIONS.

JANUARY 19.

Ideal, Central camp, C. M. Crouse.

Snowdrift, Central camp, G. D. Cunningham.

JANUARY 21.

Modoc, Long Lake camp, T. F. Kane.

High Ore, Long Lake camp, J. Sutherland.

JANUARY 22.

Clipper, Skylark camp, T. F. Kane.

JANUARY. 24.

Waldorf, Skylark camp, F. Hanssener.

Rhine, Skylark camp, F. Hanssener.

M.W., fractional, Deadwood camp, M. M. Welsh, et al.

Klondyke, fractional, Greenwood camp, M. A. McDougal.

CERTIFICATES OF WORK.

JANUARY 22.

Queen Sabe, H. L. Morgan, et al.

St Lawrence, J. Fisher, et al.

JANUARY 25.

C. S. & H, Boundary Creek Mining & Milling Company Ltd. Ly.

P. H., Boundary Creek Mining & Milling Bompany Ltd. Ly.

Hidden Treasure, A. Castleman.

TRNSFERS.

JANUARY 25.

Denero Chico, all interest; Robert Emmett, ½ interest; Laura, ½ interest; Marjory, ½ interest, F. Shonquest to G. R. Naden.

OSOYOOS MINING DIVISION.

Records for the Week Ending January 21th, 1898.

MINERAL LOCATIONS.

JANUARY 20.

Owen Sound, Similkameen, R. S. Hall.

Puzzle, Osoyoos, F. H. Wollaston.

JANUARY 21.

Skylark, fractional, Fairview. Jno. W. Bartlett.

CERTIFICATES OF WORK.

JANUARY 17.

Susie, Geo. A. Guess.

JANUARY 19.

Highland Lass, J. T. Bell.

Bell, Alex. Wallace.

Dividend, H. A. Bowerman.

California, B. A. Anderson.

Lakeview, Geo. Y. Bowerman.

Orient, B. A. Anderson.

TRANSFERS.

JANUARY 18.

Pride of the West, all interest, Bank of Montreal to Thos. Elliot.

JANUARY 21.

Pride of the West, all interest, Oscar Peterson to Thos. Elliot.

IN THE . . .

ST. LOUIS HOTEL AT

Camp McKinney, B. C.

Patrons will find a new house, neatly furnished, and possessing all modern conveniences, tending to the comfort of guests. Strict attention paid to the wants and wishes of customers at all times.

GOOD STABLING ON THE PREMISES.

T. DONALD & Co. Props. T. DONALD, Magr.

Notice to Taxpayers.

ASSESSMENT ACT AND PROVINCIAL REVENUE TAX ACT.

Rock Creek Division of Yale District.

NOTICE is hereby given in accordance with the Statutes that Provincial Revenue Tax and all Taxes levied under the Assessment Act, are now due for the year 1898. All the above named taxes collectible within the Rock Creek Division of Yale District are payable at my office at Osoyoos, Yale District. Assessed taxes are collectible, at the following rates, viz:—

If paid on or before June 30th, 1898.

Three-fourths of one per cent on real property

Two and one-half per cent on assessed value of wild land.

One half of one per cent on personal property.

On so much of the income of any person as exceeds one thousand dollars the following rates namely:—Upon such excess of income, when the same is not more than ten thousand dollars, one per cent, when such excess is over ten thousand dollars and not more than twenty thousand dollars, one and one quarter of one per cent., when such excess is over twenty thousand dollars one and one half of one per cent.

If paid after 1st July 1898.

Four fifths of one per cent, on real property.

Three per cent on the assessed value of wild land.

Three fourths of one per cent on personal property.

On so much of the income of any person as exceeds one thousand dollars: the following rates namely:—Upon such excess, when the same is not more than ten thousand dollars: one and one quarter per cent., when such excess is over ten thousand dollars and less than twenty thousand dollars, one and one half of one per cent. when such excess is over twenty thousand dollars one and three quarters of one per cent.

Provincial Revenue tax $3.00 per capita.

C. A. R. LAMBLY.
Assessor and Collector.

Osoyoos, B. C.,
January, 3rd 1898.

FOR SALE BY TENDER.

SEALED TENDERS, will be received by the undersigned up to 2 o'lock p. m. of Tuesday, Feby. 8th 1898, for the purchase of the saw-mill, machinery and buildings belonging to the business lately carried on by Mr. G. O. Shurson, at Fairview. The mill is in good running order. Terms cash.

The lowest or any tender not necessarily accepted. Further particulars will be furnished on application to

L. W. SHATFORD.

Envelopes should be marked "Tender."

COUNTY COURT NOTICE.

A sitting of the County Court of Yale will be holden

At Grand Forks, on Monday, the 14th day of March, 1898.

At the hour of 11 o'clock in the forenoon.
By Command.

S. R. ALMOND.
Government Office, Grand Forks, D. R. C. C.
Jan. 27th, 1898.

NOTICE.

Vernon, Osoyoos, Kettle River, and Grand Forks Mining Division of Yale District.

NOTICE is hereby given that all placer claims legally held in the Vernon, Osoyoos Kettle River and Grand Forks Mining Divisions of Yale District, B. C., are laid over from the 15th day of November, 1897 to 1st day of June, 1898.

C. A. R. LAMBLY,
Gold Commissioner.

Osoyoos, B. C.,
Nov. 13th, 1897.

MINERAL ACT, 1896.

Certificate of Improvements.

NOTICE.

CHICKAMIN AND DIVIDE MINERAL CLAIMS. **Situate in the Osoyoos Mining Division of Yale District, located at Kruger Mountain.**

TAKE NOTICE that I, John A. Coryell, as agent for the Adams British Columbia Company, Ltd., Ly., free miner's certificate No. 6335a, intend, sixty days from the date hereof, to apply to the Mining Recorder for a Certificate of Improvements, for the purpose of obtaining a Crown Grant of the above claim.

And further take notice that action, under section 37, must be commenced before the ssuance of such Certificate of Improvements.

Dated this 25th day of October, 1887.

MINERAL ACT, 1896.

Certificate of Improvements.

NOTICE.

DAISY MINERAL CLAIM, **Situated in the Osoyoos Mining Division of Yale District. Where Located: Fairview.**

TAKE NOTICE that I, John R. Mitchell, free miner's certificate No. 9631, intend, sixty days from date hereof, to apply to the Mining Recorder for a Certificate of Improvements, for the purpose of obtaining a Crown Grant of the above claim.

And further take notice that action, under section 37, must be commenced before the issuance of such Certificate of Improvements.

Dated this 13th day of November 1897.

H. WRIGHT

Boot and Shoe Maker

Anaconda, B. C.

Repairing Neatly and Promptly Done

Orders by stage strictly attended to. Address Anaconda Mercantile Co's Store.

CERTIFICATE OF THE REGISTRATION

—OF AN—

Extra Provincial Company.

"COMPANIES ACT, 1897."

"The Cariboo Mining, Milling and Smelting Company."

(Registered the 7th day of December, 1897)

I HEREBY CERTIFY that I have this day registered "The Cariboo Mining, Milling and Smelting Company," as an Extra-Provincial Company under the "Companies Act, 1897."

The head office of the Company is situate in the City of Spokane, State of Washington, U. S. A.

The amount of the capital of the Company is eight hundred thousand dollars, divided into eight hundred thousand shares of one dollar each.

The head office of the Company in this Province is situate at Camp McKinney, and W. A. Hawley, miner, whose address is Camp McKinney aforesaid, is the atttoney for the Company.

The time of the existance of the Company is fifty years.

The objects for which the Company has been established are:—

For the purpose of owning mines and mining claims, and real property with all the necessary water rights thereto, in the Territories of Washington and Idaho, in the United States of America, and also in British Columbia, and also for the purpose of owning, controlling and operating all necessary mills, smelters and reduction works within said localities for the reduction of any and all ores mined, or extracted from any mines so acqured or worked by the said Company, within said respective jurisdictions; and also to work and reduce any and all ores in any of said works owned or operated by said Company, in any of said localities, and to produce bullion therefrom, and sell and dispose of the same, and to sell, transfer and dispose of any mining property or bullion therein, and do any and all things necessary to carry on a general mining, milling and smelting business within said respective jurisdictions; and for such purposes among others, to make, use and construct flumes, ditches, tramways, railways and rights of way necessary for the full and complete control of the business aforesaid; and the said Company has been registered for the purpose of carrying out or effecting all the objects aforesaid to which the legislative authority of the Legislature of British Columbia extends.

Given under my hand and seal of office at Victoria, Province of British Columbia, this seventh day of December, one thousand eight hundred and ninety seven.

S. Y. WOOTTON,
REGISTRAR OF JOINT STOCK COMPANIES.

THOS. R. McINNES.

CANADA.

PROVINCE OF BRITISH COLUMBIA.

VICTORIA, by the Grace of God, of the United Kingdom of Great Britain and Ireland, QUEEN, Defender of the Faith, &c., &c.

TO OUR faithful the Members elected to serve in the Legislative Assembly of Our Province of British Columbia at our City of of Victoria—GREETING.

A PROCLAMATION.

A. G. SMITH,
Deputy Attorney-General.

WHEREAS we are desirous and resolved as soon as may be, to meet Our people of Our Province of British Columbia, and to have their advice in our legislature;

NOW KNOW YE, that for divers causes and considerations, and taking into consideration the ease and convenience of Our loving subjects, We have thought fit, by and with the advice of Our Executive Council of the Province of British Columbia, to hereby convoke, and by these presents enjoin you, and each of you, that on Thursday, the Tenth day of the month of February, one thousand eight hundred and ninety-eight, you meet Us in Our said Legislature or Parliament of Our said Provinae, at Our City of Victoria, FOR THE DISPATCH OF BUSINESS, to treat, do, act, and conclude upon those things which in Our Legislature of the Province of British Columbia, by the Common Council of Our said Province may, by the favor of God, be ordained.

IN TESTIMONY WHEREOF, We have caused these Our Letters to be made Patent, and the Great Seal of the said Province to be hereunto affixed; WITNESS, the Honorable Thomas R. McInnes, Lieutenant-Governor of Our said Province of British Columbia, in Our City of Victoria, in Our said Province, this thirtieth day of December, in the year of Our Lord one thousand eight hundred and ninety-seven, and in the sixty-first year of Our Reign.

By Command.

JAMES BAKER,
Provincial Secretary.

COUNTY COURT NOTICE.

A sitting of the County Court of Yale will be holden

At Midway, on Thursday, the 10th, day of March, 1898.

At the hour of 11 o'clock in the forenoon.
By command,

W. G. McMYNN,
Government Office, Midway, D. R. C. C.
January 17th, 1898.

Application to Parliament.

NOTICE is hereby given that application will be made to the Parliament of Canada at its next Session, by the Columbia and Western Railway Company, for an Act declairing the railway and undertaking of the said Company to be a work for the general advantage of Canada, and declaring the said Company to be a body corporate and politic under the legislative authority of the Parliament of Canada, and to have all the rights, privileges and franchises conferred upon it by its present Act of Incorporation, and to extend the time for the completion of the said railway, and for other purposes.

D'ARCY SCOTT,
Cerleton Chambers, Ottawa,
Solicitor for applicants.

Commercial Job Printing.

AT "THE ADVANCE."