Daily Strike Edition

The District Ledger

Industrial Unity is Strength | The Official Organ of District No. 18, U. M. W. of A. | Political Unity is Victory

VOL. IV. No. 36 | FERNIE, B. C., APRIL 13th, 1909 | $1.00 a Year

FALLS SILENT AT NIAGARA AT LAST

Ice Jam Resulted in an Amazing Condition

$1,000,000 DAMAGES

Inestimable Loss Will Result if Weather Turns

BUFFALO, April 13—Twice this year for the first time since the white man has come to the banks of the Niagara, the voice of Niagara Falls has been mute.

The first time was late in February when, following a esvere northerly blow, the falls ran dry and now for the second time following a severe southwester, when the flood is frozen solid from bank to bank.

During the past week the river, unable to escape by its natural channels, rose by leaps and bounds. The highest flood level recorded from previous years is 28 feet above the normal.

On Friday night the river was forty feet above normal.

Conservative estimates place the damage at $1,000,000.

All day long a constant stream of visitors poured down the railway and trolley tracks, and even rode and walked across country to witness a sight that is not likely to repeat itself in the life of the present generation. Under brilliant sun the river lay white and glistening to the horizon absolutely voiceelss for the first time within their memories.

The weight of that silence was an imponderable thing, but it hung heavily on all who listened with a chilling solemnity more awful than the roar of the rapids.

All estimates of ultimate damage are conditioned by what the weather may have in store. The best that can be hoped for is a succession of calm warm days.

Then the ice will melt gradually and subside bit by bit. Already it has gone down, some places five feet and in some places ten, as the support of the water is withdrawn.

The worst that could happen would be another blow from the southwest. By no means all the ice in the lake is out. For the moment the upper part of the river is running clear, but as far as the eye can see the white mantle of frost blankets the lake. If this great mass should over be driven on the jam below the loss woud be inconceivable.

For Selling on Sunday

HAMILTON, April 13—Louis Birk, the news vendor is once more in the limelight. It is claimed that he sold papers on Sunday. The police took the names of the people who bought the papers and then went after Louis but he locked himsef in his office in the Spectator building and at last reports things were at a deadlock for the cops could not get in and Louis could not get out.

May be Another Murder

REGINA, Sask. April 13—Ernest A. Morris was brought from Milestone to Regina yesterday charged with murder.

Morris is alleged to have murdered his brother by two blows on the head with some blunt instrument.

Miss Gladys Andrews will entertain a few of her friends at a bridge party this evening.

BIG DEMAND

The demand for the Strike special was simply great. It will appear daily during the strike. Read it and keep informed.

Vinegar Factory Up in Smoke

QUEBEC, April 13—There was a fire this morning on La Place Sans Bruit near St. Charles cemetery, and Robeltales' vinegar factory with all its contents was destroyed.

There was some insurance on the building but the amount of the loss will be much greater than the insurance.

New Gold Fields

SPECIAL TO THE LEDGER

On the banks of Cascade river, above the entrance of Devils Creek, gold has been discovered. This location is three miles from the mining camp of Bankhead. In the month of August 1908, while fishing, an engineer saw shining particles in the sand near the water's edge and submitting some of the material to Dr. Taylor of Bankhead for his opinion and analysis, was informed that the sand contained gold of high value. The Cascade river has its source in a glacier fifty miles north of Banff near Bankhead, and the washings indicate the existence of a Mother Lode. No well defined trail exists northward but preparations are being made to exploit the territory as soon as the season opens. Great excitement exists as the present strike has laid a large number of miners idle. Important developments are erpected in a few weeks.

President Castro in an Air Ship

NEW YORK, April 13—According to advices received to-day by friends of former president Castro of Venezuela the plans under consideration by the now exiled president was the landing on Venezuelan territory from an airship.

Pugsley is To Resign

OTTAWA April 13—Notwithstanding all the rumors to contrary there is little likelihood of Hon. Wm. Pugsley handing in his resignation as cabinet member.

The minister will give his side of the case in the House of Commons in a few days.

NAPLES, April 13—Mount Etna is in eruption. A great cloud of smoke is pouring out of the crater and ashes are falling thick on the surrounding country. Considerable apprehension is felt and the progress of the eruption is being watched anxiously.

ENDORSE OFFICERS

Delegates in Convention Stand Pat--No Agreements to be Signed Unless Entirely Satisfactory

The convention reopened this morning at 9 o'clock, the following being present:

President F. H. Sherman.
Vice-president Robert Evans.
Secretary-Treasurer Carter.
Board Members Whitehouse and Dunlap.

Honore Jaxon was admitted as a representative of the Farmers of Saskatchewan.

Bankhead, No. 29, W. Fisher.
Bellevue, 431, C. Stubbs.
Canmore, 1387, H. Fox.
Coleman, 2633, W. Graham.
Fernie, 2314, T. Addison
Fernie 2314, T. Biggs.
Frank, 1263, W. Wrigley.
Hillcrest, 1058, J. O. Jones.
Hosmer, 2497, T. Chambers.
Lethbridge, 574, J. Larson.
Lille, 1233 F. C. Gessler.
Michel, 1234 C. Garner
Michel, F. France
Maple Leaf 2829, J. Coghill.
Royal Collieries, Lethbridge 2589, W White.
Taber 1959, Hopkin Evans.
Taber 102, D. L. Miller.
Passburg, 2352, S. Dunn.
Corbin, 2877, W. Ryan.
Middlesboro, Chas. Brooks.

After the delegates had been called to order the following resolution was submitted to the delegates and received their hearty endorsation:

"That whereas the action taken by the District Officers was the only one that could be taken to protect the interests of the Mine Workers of this district;

Be it therefore resolved: That we indorse such actions as have been taken, and that the full situation be placed before President Lewis, showing that not only have the operators broken faith with the officers of District 18; but have also wrongly stated their own position to President Lewis for the purpose of discrediting the organization.

The resolution seemd to meet the views of all present, and no alterations or amendments were suggested, and it may be taken to embody the sentiments of all delegates,

Board Member Present

International Board Member Morgan was present, and in view of the startling rumors that have been circulated by the press in the district to the effect that he was here to sign up the agreemnts over the heads of District 18, and that President Lewis was behind him in whatever he did, some uneasiness was felt in some quartesr as to the ultimate outcome of his mission.

States his Position

During the discussion this morning following President Sherman's report yesterday and the resolution as passed this morning, Board Member Morgan was given a hearing.

Mr. Morgan reviewed briefly the manner in which he had been sent to Fernie for the second time, and also touched on the situation as it appeared to him.

In no uncertain language Mr. Morgan pointed out that he was here, not to dictate to District 18, but simply to ascertain the real state of affairs. He stated that he had no intention of signing any agreement that was not satisfactory to the officials of District 18, and further that he was willing at all times to be of any service to them in their struggle.

Mr. Morgan was given a first class hearing by the delegates who thus are assured of a square deal from the international.

Were After Him

A story having some foundation is told of a prominent official in the Operators Association trying to head Morgan off before he reached Fernie and saturate him with the Operators side of the story. The extent to which the operators are prepared to go, and the picayunc methods they are willing to adopt is once more made apparent.

Gone to the Creek

General Manager Hurd and General Superintendent Simister are at Coal Creek to-day and extensive changes are under contemplation for the obtaining of an increased output from these collieries.

It is stated on good authority that the car shortage, which has long been a thorn in the flesh at the Creek, is soon to be a thing of the past, which will be good news to the diggers.

In recent months the salute has been changed up there from "Good-day' to "How many cars had you today?"

Mr. Hurd stated not long ago that the output of the mines here would be doubled, and every day they are signing on the very pick of the miners of the Pass who are flocking here because the mines controlled by the remnants of the Operators association have ceased to offer employment.

After a Policy

This afternoon the miners are endeavoring to outline a policy which will be rigidly adhered to in the present struggle. The best of feeling prevails among the delegates, and the length of the duration of the strike apparently is a second matter to them.

The following resolution was also passed:

Whereas on March 22 in the negotiations at Macleod between the Western Coal Operators Association and the representatives of District 18 U. M. W. of A. a request was definitely made by the operators committee that consideration and discussion by the Miners Scale committee be deferred until competent legal advice could be obtained by the Operators association, and whereas:

On March 17th in the course of the same negotiations the stipulation was definitely placed on record first by the operators and then by the miners (vide minutes) and whereas:

On March 31 being the concluding day of the same negotiations, the operators committee, did as a matter of fact precipitate that final breaking of negotiations contemplated as a possibility by their above stated stipulation on March 17th, by refusing absolutely and unqualifiedly to consider in any case the question of premable previously deferred on their own request on March 2nd as above set forth; therefore be it resolved:

That for the purpose of terminating the conditions of inaction and non-operation now existing at the mines of the members of the western Coal Operators association, who up to this time have not come to any agreement with District 18 U. M. W. of A.

We, the delegates in convention assembled, declare our willingness to negotiate and hereby extend to all operators who have not now got agreements an invitation to open up negotiations for the purpose of formulating working agreements.

The resolution was unanimously carried.

Coal Shortage

The C. P. R. claim to have all the coal they need, but investigation into some of their centres does not bear this out.

The C. P. R. had a contract with the Crows Nest Co. which expires in

(Continued on page 2)

Six Deaths Through Fire

LENNOX Mass, April 13—Six people lost their lives, three others were badly burned and a property oss of between $200,000 and $300,000 was caused by a fire in the heart of the business section of the town yesterday.

Four business blocks, two dwellings and two other structures were entirely destroyed. The cause of the fire has not been ascertained.

MINERS

Keep away from Nicola as there are too many man there now, and the market is overcrowded.

CAUSES OF MINE DISASTERS

Knowledge in regard to the causes of mining disasters is being reduced, nowadays to a scientific basis. One fact ascertained, for example is that the much deraded fire damp, long regarded as mysterious, is simply natural gas, the stuff which people in towns utilize commonly for culinary and other purposes.

A mixture of eight per cent of this gas with atmospheric air, in an enclosed space, is the most dangerous possible combination. If the percentage be less or greater the peril is diminished. Such a mixture is readily ignited by the so called safety explosives which are largely employed in the coal mines at the present time. That such is the case has been proved only recently by experiments made by Professor J. A. Holmes at the fuel testing plant of the United States Geological Survey at Pittsburg.

For tests of this kind use is made of a specialy constructed apparatus, consisting most importantly of a metal cylinder one hundred feet long, and six feet in diameter. At one end of the block is a huge block of concrete in the middle of which a small cannon is embedded. An observer 60 feet away fires the cannon by an electrick spark, causing it to discharge a small load of dynamite through the cylinder. In order that the latter may not burst it is provided along the top for its entire length with a series of iron lids which are thrown up and back by the explosion, permitting the expanding gases to escape.

By experiments with this apparatus it has been satisfactorily proved that coal dust really does explode—a fact with has hitherto been in dispute. In the light of knowledge thus gained it seems beyond doubt that the explosion at Monogah, West Virginia, last December, which was the greatest disaster in the history of American mining, was caused by a coal dust explosion.

Apparently an origina ignition of fire damp turns coal dust into coal gas which takes fire, the explosion following it.

Such an accident, however, may easily result from a "blown-out shot"—that is to say from a charge or explosion which, as occasionally happens instead of rending apart the coal, is thrown out into the mine.

This kind of accident is purposely initiated by the discharge of the dynamite from the cannon. So far as the experiments have gone however, it would appear that bituminous, rather than anthracite coal dust, responds explosively in this manner.

ARCOLA, Sask, April 13—J. Smith was given a speedy trial on a charge of stealing horses, before Judge Kimmer last week and was sentenced to one years imprisonment at hard labor. His Honor remarked that his previous good record had much to do with saving him from a harder sentence.

ACCIDENT ON THE TABER BRIDGE

Narrow Escapes From Instant Death

GUY ROPE SNAPPED

Causing Boom of Derrick to Fall Two Men are Injured

TABER, April 13—Another bad accident occurred at the bridge last Thursday, and two men were badly injured and narrowly escaped being crushed to death. A guy line broke and caused the boom of the derrick to fall.

The injured are Thomas Beals, a bad scalp wound, and John Broderson, also a scalp wound and sprained wrist.

It was at first thought that Broderson could not recover. He regained consciousness about an hour after the accident and is resting fairly well.

That more were not injured seems nothing short of miraculous as a number were working there at the time and they had no warning whatever of danger.

To All Unionists

Toronto March 30th 1909

W. S. STANLEY,
Secretary of Trades and Labor council, Fernie;
Dear Sir and Brother:

We have to-day received information that a consignment of stoves is about to be shipped to your town from the Moffatt Stove Company of Weston Ont.

This is the company that locked out the moulders in May of last year, and telling them that hereafter they had decided to run an open shop with a 25 per cent reduction on present wages which our union opposed and said firm is on the unfair list.

In our peaceful effort to lawfully picket the shop three of our members were arrested and placed in jail for a number of weeks, when a pardon was granted.

What we are kindly requesting of organized labor and friends is that when purchasing a stoves to be careful that the stove is not manufactured by the Moffat Stove Company of Weston.

Inclosed please find circular which we woud kindy ask you to read to the delegates present at your next meeting.

With kindest regards
W. SKIMERTON
L. LAWRANCE
Committee.

It is now safe to try and cross between the Bank of Commerce and Pat Burns establishment. The council have built a decent crossing there. have buit a decent crossing there.

A brilliant Ananias in the city with a fertile brain found out that a woman had been murdered in West Fernie. Upon investigation we are pleased to state that the woman is still alive—likewise the sensation monger.

FIGURING IT OUT STILL

Investigation Still Proceeds---Mountains of Figures and Going up--What Will be Outcome

(Continued from Monday's Daily)

Taylor: We have checked over from page 22 including line 7, by your own checking, and by the sworn checking of Webb shown to you, every item contained in this cash book on the debit side of cash.

McDiarmid: We have checked over every item as shown by the deposit book.

Taylor: The result of checking of every item, you say as a mathematical fact on the assumption that I have given you, is that the most one could have taken is $610. If, in addition to these items which have been checked off, there was cash in many hundreds turned over by Lockhart to Webb say amounting to $150, this $150, so far as Lockhart is concerned should be taken from the $610.

McDiarmid: I don't see why it should be.

Taylor: Up to the point that I have named to you there is a shortage of $900.

McDiarmid: Yes.

Taylor: But upon checking over, and if from these items in the books he passed over $300 to Webb which Webb has not accounted for, then Lockhart will have his amount reduced by the $300.

McDiarmid: If he did.

Taylor: If it be true and you have said that if Lockhart had stolen the money it must have been stolen from the items in the cash book, and we find it was impossible for him to have taken $900, and the most you agree with me is $610; no wif he turned over from the items which he received which the $610 covers, $300 or $400 in cash or cheques, which Webb has not accounted for, then the $610 should also be reduced by that amount.

McDiarmid said he could not see the drift of question

Eckstein said: It may be so according to my friend's hypothesis, but he would prove that his hypothesis was false.

Taylor: The $610, if stolen, must have been stolen from the $892.58, if not every portion of that $892.58 was turned over to Webb.

McDiarmid: Yes.

Taylor: If Lockhart turned over a further sum of $610 in addition to the amounts referred to he did not steal a dollar, and it is up to Webb to account for this.

McDiarmid: That would seem to be correct.

Taylor: In the identical way which you arrived at $610 you arrived at the $900 in your report.

McDiarmid: Not necessarily. As Webb's checking from bank books was not received by McDiarmid the books were brought from the Home bank and McDiarmid went over them.

Taylor: Are you now satisfied that

(Continued on page 3)

CLEAR UP MURDER

Mystery in Kinrade Case--Coming up for Further Hearing on April 22nd--More Evidence

HAMILTON, Ont., April 13—Promise is made that the next session of the Kinrade inquest, which opens on April 22nd will develop sensational evidence that may help the police to soon clear up the mystery.

It is said the attorney generals department has had fen at work in several parts of the States hunting up evidence, and that they have secured some that will prove of the greatest importance.

INHUMAN SON IN CHAIR

For the Murder of His Mother--Bad Record from Infancy--Only 22 Years of Age

OSSINING, N. C. April 13—For the murder of his mother, Susan Carlin, in her home in Brooklyn one year ago Barnard Carlin, aged 22, was put to death by electrocution early to-day in Sing Sing.

One shock of the current consisting of 1510 only was necessary to cause death.

Carlin had been an inmate of charitable or reformatory institutions most of his life beginning in infancy when his father died.

He blamed his mother for permitting him to be shut up in these homes and immediately on his release went and purchased a revolver with which he shot and killed her.

The District Ledger

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THE CONVENTION

The outcome of to-day's proceedings at the convention of District 18 will have a most important bearing on the whole situation.

There are three important features in connection with the work of to-day:

1—The delegates unanimously endorsed the action of their officials in ordering a cessation of operations.

2—International Board Member Morgan states that he is not here to dictate to District 18; that he will not sign agreements not satisfactory to the Canadian miners.

3—The miners express their willingness to enter into negotiations with any company for an immediate cessation of hostilities.

Rumors have been rife for days, and many of them have been given credence in the leading papers of the district to the effect that President Sherman was alone in his stand and that he had not the support of the district. All such rumors have been set at naught by the action of the convention in placing themselves on record as being behind their officers to a finish.

The coming of Board Member Morgan has been the centre of much speculation, certain factions of the Operators Association declaring most emphatically that the purpose of his mission to Fernie was to sign up agreements on the basis of the Macleod convention, irrespective of the wishes and views of local officers. Mr. Morgan in a straightforward manner put his case befoe the delegates. He is here to get all information on the case; he is here to assist, not to retard the progress of District 18, and he further made his position clear by declaring that he had no intention of signing up any agreement that would not be satisfactory to District 18.

The Operators Association, at the outset, tried to use the Crows Nest Pass Company as a cat's paw to militate against the miners; in this their efforts were a dismal failure, and the result was that the Company in question simply withdrew from the Operators association. Ever since then those in charge of the destinies of this great Association have been jabbing right and left for missiles with which to fight the miners. First they started a deluge of false telegrams and statements to the headquarters of the miners; then they spread the report broadcast that the international president had listened and given way to their yarns, and that he would approve of any old agreement that the Operators would submit; then the story was scattered of splits in the ranks of the union officials. Finally the visit of Board Member Morgan was interpreted as meaning that President Lewis was sending him here to force matters.

But when we get down to facts—what are they? What do we find as the result of all the trying circumstances through which District 18 has just passed?

The action of the President and officers endorsed; the men solid and united in backing up their stand; the Board Member here as an assistant, not as a hinderer, and the prospects of success more assured than ever.

"I TOLD YOU SO"

Ever know a man of this nature? You meet him on the street and impart the information that Smith has just passed away. He knew it was going to happen. Last time he saw Smith he said to himself Your're not long for this world old chap. Oh, yes, he knew Smith was going to die.

We meet him again. We inform him that B—— who held a good job with Mr. So and So, had been let out this morning. Sure, he knew that B—— had no cinch on his job; no person could go the pace B had and still make good at his work; no surprise at all to him.

Aday or so after we ran across him again. We ask him if he heard that Smith and Jones had failed up and gone out of business at about 20 cents on the dollar. No—he hann't exactly heard it, but he had expected to hear of it before and was surprised that 20 cents was going to be paid instead of 10. Sure, Smith and Jones were going in too deep, he knew they couldn't keep square with the world at that rate.

As a last shot we met him on the corner and told him that the editor of this great moulder of public opinion was going to Vancouver to face the music for criticism of the B. C. judiciary. Well—yes it was news to him, but he knew it was going to happen; he just thought the day he read it that that chap's goose was cooked—if he was running a newspaper he would keep clear of all such things. No surprise to him at all, not a bit.

And so the procession moves along of those who "knew it was going to happen," or "told you so." And our worthy cotem takes up its little tin horn and brings up the rear end of the procession by last week stating that they knew at the time just what was coming. Yes, they are a great class of people. They would all make fortunes writing the state of the weather next August for Chase's Almanac.

The police authorities are hot foot after those citizens who persist in making a cess pool out of their back yards, and are insisting that the same be cleaned before an epidemic breaks out. Go to it coppers, and more power to you. A dirty back yard is neither desirable nor necessary.

Get on the Voters list. The list is being revised. Now is your opportunity to be in a position to control your destiny—by the use of the ballot box.

ENDORSE OFFICERS

(Continued from page 1)

June and it is not likely this will be renewed, in view of the fact that the interests of the Hill faction are now predominant.

Several industries in Alberta are reported to be already feeling the pinch of the coal shortage, as they have not been in the habit of keeping a larger supply on hand than is required for immediate use.

Not much Change

On the whole there is not much change in the conditions at any of the mines. Non union men have shown up in some camps but not in large enough numbers to warrant any attempt to operate the mines.

The Operators appear to be playing a waiting game as a body, but several leading members are at the same time considering agreements with District 18, with a view to signing up and operating as independent companies.

Rogers Says Mines are Good

Elias Rogers, the new president of the Crows Nest Co., speaking recently to a Toronto World man, said that he had every faith in the mines here. He acknowledged that the mines had not been in as good shape recently as he could have desired, but added that Mr. Hurd had in the last year introduced many changes for the better. He stated that he was instrumental in inducing the great magnate Hill to interest himself in the Crows Nest Co. The object was to secure a better market for coal and coke in the boundary country and further south as the Canadian market had been too unsteady and too unreliable to warrant increased operations of any of the mines.

Mr. Rogers further confirmed the fact that extensive improvements are be rushed for the production of both coal and coke.

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N. E. Suddaby

THE DISTRICT LEDGER

The Official Organ of District No. 18, U. M. W. of A.

Fernie, B.C., April 13th, 1909

Figuring it Out Still

(Continued from page 1)

the sworn checking of Webb's is in all probability correct?

McDiarmid: In all probabilty it is correct.

Taylor, addressing the magistrate. To make out this charge on these books it is absolutely necessary to prove that he stole an even $900 or nothing, or the charge falls through. This intends to be the first part of my defense. The second part will be to prove out of McDiarmid's mouth that Webb has not accounted for all the monies that he received, and that the system to get rid of the $900 was to use certain items of Lockhart's entries and keep certain amounts themselves, and therein lies my defense.

Another argument followed with both counsels.

The witness was not finished with yet and the second part was proceeded with.

Taylor, Now McDiarmid, you will assume that Lockhart turned over to Webb $250 as cash sales, what difference does this make to your $610 balance?

Eckstein objected to this question, and they both entered into another argument.

Taylor spoke re lost balance sheet, but McDiarmid said with regard to this that he would not require the lost balance sheet, for all he had to deal with was the books. He said it was not produced to him nor had he heard anything whatever about it.

Taylor: Two facts we have arrived at. One is that it was not produced to you, the second is that it would be a very important document.

McDiarmid replied that it certainly would be.

Taylor: And it would be a very important paper to acquit him of having stolen any sums of money. Now if you were a book keeper and you had $10500 passed over to you as cash, on any particular cash balance arrived at at the time and it was found afterwards when you came to make up the books that you had $900 more than the books showed what would you do as an honest man?

McDiarmid: I would endeavor to find out where it came from.

Taylor: Assuming that you wanted to steal the $900 you could keep the cash on hand that he passed over to you, and deposit a small portion of it and steal a larger portion of it.

McDiarmid: He could steal a larger portion of the cash or cheques.

Taylor: Cheques could be cashed could they not.

McDiarmid: Easily.

Taylor: How do you conceive that Webb had $71.08 in cash in this country.

McDiarmid said this conveyed nothing to his mind; he might have had it in stamps or he might have called ten cents eight cents for balancing purposes.

Taylor asked him to examine the cash book. There was a strong legal argument, in which there was plenty of hot air flying around, which Taylor wound up by saying that if there was a physician in the room he would ask him to examine his friend's head for him.

Taylor: I said to you a little while ago, McDiarmid that if we found that cheques which had belonged to Lockhart's time were used for deposit in the month of September by Webb, that Webb must account for cash received other than the $71.08 cash balance.

McDiarmid could not say what cash he received.

Please figure up cash book and say if he deposited the exact amount received.

It was found that the amount of Webb's deposit was $25,585.78, plus $71.08, which is in amount equal with all the figures on the debit side of cash, pages 22 and 24.

He admitted that Webb was responsible for pages 22 to 27.

Taylor: Is cash received by Webb on pages 22 and 24 equal in amount to bank deposits in September?

McDiarmid: Yes.

Taylor: If we prove that they used cheques in their deposits which are not included in what they admit they received from Lockhart, and not included in what they received in September then they have used them to cover up some amounts.

McDiarmid said he would not like to answer the question without some thought.

Taylor put the question again, to which McDiarmid replied: If you find that Webb deposited cheques in excess of $10,135.00 plus the seven items, then it follows that Lockhart turned over an amount to him in excess of this.

Taylor: And it clearly follows that if such cheques were used that Webb did not deposit all monies received.

Taylor: Was the Calgary correspondence shown to you in regard to the error?

He believed it was.

Taylor: Did you see a letter from the mayor of Calgary saying he could not send $3500, but was sending a cheque for $2600?

McDiarmid replied that he thought he had.

Taylor: Oh, by the way Mr. McDiarmid who was it brought the discrepancy to your notice?

McDiarmid: I noticed the discrepancy in going over the books but Shanley said they would find a mix up in the books about that time.

Did Shanley produce his sales book to you for the sale of supplies for your audit?

McDiarmid: He produced no sales book; he said there were no books in connection with the supplies.

Taylor: It is like drawing a red herring across the trail. If Lockhart was arrested it would tend to lead the scent from Shanley. If Lockhart had wanted to steal that $900 he put that error right on his books in such a place that it would be exploited to the world.

McDiarmid admitted it would attract attention.

Taylor: If books are written up with cash as turned over to someone else it is not a good practice is it?

McDiarmid replied that it certainly was not.

Counsel: Lockhart certainly made a mistake in that.

Taylor: If Lockhart got a balance sheet and got it signed by himself and Webb and the auditor, that would be all right, would it not?

Yes.

Taylor again asked him if he saw anything of a cash sales book of the supplies which were sold, during the audit.

McDiarmid replied that he had not.

Taylor: There is nothing in this cash book is there not to show how much money in cash was turned over to Webb by Lockhart.

McDiarmid: Not as far as I know.

This finished the cross examination which had been conducted at great length.

Mr. Eckstein then proceeded with witness further. My friend (Taylor) made an assertion yesterday that the Calgary correspondence was not shown to you. Is this correct?

McDiarmid: No.

(Continued on page 4)

Read the Elko Notes in The District Ledger

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announcement that he carries all kinds of Merchandise and just received the

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stock of fishing tackle, the new kind with affininity adjustment—bound to bite—can't drop off. Some zealous competitor might call him a

LIAR

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knowing that he has a reputation in

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for variety which is worth more to him than untold gold

Keep your eye on this advertisement and we'll give you something to write home to your aunty about

Read the Big Red Apple Notes in The District Ledger

TEXT OF AN AGREEMENT

With the Canadian-American Coal & Coke Company, Frank, Alta.

THIS MEMORANDUM OF AGREEMENT entered into this 2nd day of April, 1909, by the Canadian American Coal & Coke Company, a company duly incorporated under the laws of Canada (hereinafter called the Company)

AND

the Employees of the Canadian American Coal & Coke Company, as represented by the United Mine Workers of America, District No. 18 (hereinafter called the District.)

WITNESSETH, that for and in consideration of the mutual advantage of the parties hereto, and of the several schedules herein; that is to say schedules A. B, C, D, E, F, and G, it is hereby agreed between the parties hereto, as follows:

This agreement covers all the mines, coke ovens and outside plants operated by the Company, and all person accepting employment at these mines shall be governed by the following regulations:

The Company will require each person employed by it, or to be employed by it, as a miner, mine laborer, or otherwise, in and about the mines and coke ovens of the said Company, to sign this agreement, as a condition precedent to continued employment of the persons already employed or to be employed.

It is hereby understood and agreed, that all men employed on construction and extensive repairs, and special work at the shaft, are not under the jurisdiction of the United Mine Workers of America; but the Company does not object to any person, who may be employed at such work, becoming a member of the United Mine Workers of America.

Settlement of Local and General Disputes

(a) In case any disputes or grievances arise under this agreemnt or any local agreement made in connection therewith, whether the dispute or grievance is claimed to have arison by the Company or any person or persons employed, or by the men as a whole, then the parties shall endeavor to settle the matter as hereinafter provided. But before any grievances or disputes shall be submitted to the Pit Committee, the person or persons affected shall endeavor, by personal application to the Overman or Foreman in charge of the work where the dispute arises, to settle the matter, and in the event of their agreeing, their decision shall be final.

(b) In case of any local dispute arising in any mine, and failure to agree between the Foreman or Overman and any employee, the Pit Committee and Mine Manager shall endeavor to settle the matter, and if they agree their decision shall be final.

(c) In the event of the failure of the Pit Committee and the Mine Manager to settle dispute so referred to them, as well as in the event of any other dispute arising, the matter in dispute shall be referred to the General Superintendent or General Manager, of the Company and the Officers of District No. 18 United Mine Workers of America, for settlement, and if they agree their decision shall be final and binding upon both parties.

(d) In the meantime, and in all cases while disputes are being investigated and settled, the miners, mine laborers, and all other parties involved, must continue to work pending investigation, and until final decision has been reached; but where miner, miners, mine laborer, mine laborers, has, or have, been discharged, by the Company, he or they shall not remain in the employment of the Company while his or their case is being investigated and settled.

If a claim is made within five (5) days, where a man, or men, has, or have, been unjustly discharged, the case shall be dealt with according to this article; and if it is proven that he or they, have been unjustly dealt with, he,or they, shall be reinstated. If a claim is made for compensation for time lost, in cases where reinstatement has followed, it shall be left to the management of the Company and the Officers of District No. 18, United Mine Workers of America, to decide what amount, if any, is to be paid.

(e) Any breach of this agreement, by any of the parties hereto, is not to void the said agreement, but the same is to continue in full force and effect. It is not intended, however, by this sub-section, to abridge the right of the men to suspend work, after the final settlement as herein provided, if the Company refuse to be bound by any decision given against them under this article, subject always to the provisions of the Dominion Statutes.

Check-Off System

The Company will give to the United Mine Workers of America full recognition, and concede the check-off system, that is to say, upon the individual request, in writing, of any of the Company's Employees, the Company shall deduct such monies from their wages each month, as is designated, for dues, assessments, fines and initiation fees; in other words, the Company will retain from the wages due the employees any sum, for which they may have given orders, in writing, upon the Company, payable to such officers of the United Mine Workers of America, as may be designated in such orders. Which orders shall be continuous orders, not revocable while the makers remain in the employment of the Company.

Minimum Rate

When a miner's working place becomes deficient owing to any abnormal conditions preventing him from earning the minimum wage rate of $3.00 per shift, and should the Company desire to continue to work the said place, or places, the Mine Management, and Pit Committee shall examine said place, or places, and agree upon a rate to be paid the miner for such deficient work. Failing to agree upon such a rate, the place, if worked, shall be worked upon the day wage scale for miners.

Pay Day

The Company will continue to pay the regular Pay Roll according to the present custom at the mine; that is to say, for all wages earned during the previous calendar month, on the fifteenth of each month, if said fifteenth be a Saturday, and if not, then on the first Saturday after the Fifteenth, except in the case of the Fifteenth falling on Sunday, when the Company will pay on the Fourteenth. If, during the life of this Agreement, the Miners can secure the enactment of a half-monthly pay day, through legislation, this clause shall become null and void.

Any Employee desiring to leave the service of the Company, shall on his request, be paid all monies due to him, within two days after his stoppage of work.

Article No. 1

The Company Houses will be rented to its employees at the rate of $10 (Ten Dollars) per month for three-roomed houses; and at the rate of $12,50 (Twelve Dollars and Fifty Cents) per month for four roomed houses, the rent to include water, and one sixteen candle power lamp in each room, the light service to depend on the Company's Electric Light Plant.

Article 2

In every month, except those in which a statutory holiday occurs, the Monday after pay-day shall be a holiday, but before such holiday, an officer of the U. M. W. of A. appointed for this purpose, shall wait upon the mine Manager, and ascertain what his wishes are, in respect to the holding of such holiday on such day, or other day, in lieu thereof.

Article 3

In case an employee is thrown out of work, unless discharged, he shall be given preference over new men.

Article 4

The right to hire and discharge, the management of the mine, and the direction of the working force, are vested exclusively in the Company, and the U. M. W. of A. shall not abridge this right. It is not the intention of this provision to encourage the discharge of employees, or the refusal of employment to applicants, because of personal prejudice, or activity in matters affecting the U. M. W. of A.

Article 5

The Company shall not take contract miners from their places to do Company work, unless an emergency exists, where it is necessary to do work for the safety of the mine, or, if contract miners are cut out of their working places, by reason of some special work to be done, to get coal away from them, and they are given employment in such work, the miner is to receive $3.00 (three dollars) per day.

Any miner called upon to do dangerous work will be paid a higher rate according to present practice ($3.50.)

Article 6

The Company shall deliver all material at the nearest cross-cut to the face.

Article 7

It is understood and agreed that the mine, at the option of the Company, shall work six days in the week, except legal holidays, and holidays provided in this agreement, the only exception being the burial of any individual connected with the mine. If any employee, or employees, shall cause a stoppage of work, in violation of this agreement, he, or they, shall be subject to discharge by the Company.

Article 8

The Company will sell to its employees Giant Powder at the rate of five and one half cents per stick, caps at one cent each, and fuse at one cent per foot.

Article 9

The Company will furnish oil to the Company men.

Article 10

The following shall be the scale of wages for Shiftmen for eight (8) hours work underground:

Fire Boss	$3.50
Fire Boss Helpers	3.00
Bratticemen	3.00
Timbermen	3.00
Driver	2.75
Drivers in wet places	3.00
Drivers, Spike Team	3.25
Tracklayers	3.00
Miners	3.00
Miners in wet places	3.50
Miners (Rock)	3.50
Rope Riders	3.00
Couplers	2.62 1-2
Loaders and Pushers in Counters	2.75
Timber packers	3.00
Coal Buckers	3.00
Switch Boys	1.50
Door Boys	1.25
Door Men	2.50
Unskilled Labor inside	2.50

Shiftmen above ground: Ten hours work, unless otherwise specified.

Dumpers	$2.62½
Slate pickers, boys under sixteen years	1.95
Teamsters	2.62½
Blacksmiths	3.50 to $3.67½
Blacksmith helpers	2.62½
Car repairers	3.15
Engineers Tipple	3.15
Box Car Loader Engineers	3.00
Firemen Engineers (8) hours	3.15
Firemen (8 hours)	2.50
Car trimmers	2.62½
Hoistmen (8 hours)	$3.50 to $3.67½

All other wages not provided by contract to be paid going wages.

Article 2

The wage scale above set forth shall not operate so as to prevent the Company from paying individual men a higher rate; neither shall it be construed to lower the rate paid any individual employed at the mine prior to September 1st, 1905.

Article 12

Yardage prices will be paid as follows:

MAIN GANGWAY, MAIN ENTRY shall be driven 10 feet wide by 7 feet high, in the clear inside the timber, and be securely timbered with sets not exceeding 5 ft. centres, ditch to be carried on one side, to be paid for at the rate of eleven ($11.00) dollars per yard, lineal. To include also the laying of ties and short length rails.

Counter Gangways shall be driven six feet high by six feet wide in the clear inside the timber, timbered with sets of four pieces five foot centres to be paid for at the rate of six ($6.00) dollars per lineal yard.

Crosscuts: Will be driven 4 ft. x 4 ft. untimbered and to be paid for at the rate of two ($2.00) dollars per lineal yard.

Horizontal Crosscuts between Raises and Rooms: Will be six feet by six feet without timber, and will be paid for at the rate of four ($4.00) dollars per lineal yard for the first five yards; then an additional price of fifty cents per yard for the next six yards, then an additional price of fifty cents per yard for the next five yards, making a total distance of forty eight feet that the contract price covers.

Narrow Work, Six ft. by six ft. up the pitch timbered. Timber to consist of one prop on the high side with cap piece and lagging and to include laying of sheet iron.

Crib Chute. Nine ft. by six ft. including partition and lining. Ladders and timber chute to be built by the Company.

Pillars. To be paid for at the rate of fifty cents per cubic yard, including timber.

Article 13

All extra timber set by the contractors to be paid for at the rate of five (5) cents per lineal foot; by extra timber is meant all timber, set by the contractor, in excess of the number specified in the schedule, for that particular class of work, in which he is engaged.

Article 14

All employees will be charged one ($1.00) per month for the use of a locker in the wash house.

Article 15

All contractors using naked lights will be charged five (5) cents per day for oil.

IN WITNESS WHEREOF the parties hereto have hereunto set the hands of their proper officers this 2nd day of April, 1909.

The Canadian American Coal & Coke Co. Ltd
A. MULLER, Gen. Manager

The United Mine Workers of America District 18
F. H SHERMAN, President.
A. J. CARTER, Sec.-Treasurer

Scale Committee
WALTER WRIGLEY
FRED A. WATT

Witnesses
G. C. ROCKFORT
ALEX. SUSNAR

Eastertide Luxuries

Comprising the very best and purest in food products that the grocery fruit and confectionery trade can supply, are to be had in the utmost profusion. Whether you have only a little family feast, or an elaborate banquet to celebrate Easter, it will be greatly to your interest, as well as convenience to see our stock and examine our goods and prices as both are sure to interest you. There's a reason why you can always depend on getting the best value for your money at

THE FAIR

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Phone 17 **Goods Delivered Free**

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Easter Hats

A splendid display of Ladies' Ready to wear hats..... **$3.50**

Ladies' Dress Hats trimmed with Wings, chiffon, Flowers and Foliage A splendid assortment to choose from both large and small at a reasonable price..... **6.00**

Also a display of Children' Hats that cannot be equalled, from..... **.25**

My millinery consists of a grade of goods bought with the greatest of care and at low prices and will appeal strongest to the careful buyer. Customers note my styles are exclusive.

No Two Hats Sold Alike

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NOTICE

In he matter of an application for the issue of a duplicate certificate of title for the East half of lot 10, block 30, Town of Fernie (Map 734.)

Notice is hereby given that it is my intention to issue at the expiration of one month after the first publication hereof a duplicate of the certificate of Title to the above mentioned land in the name of Ann Biggs, which certificate is dated the 21st day of May 1906 and numbered 5659 A.

H. N. JORAND
District Registrar

Land Registry Office
Nelson B. C.
February 11, 1909.

G. N. TIME TABLE

NO. 252		No. 251
10.55	FERNIE	1.35
11.13	HOSMER	1.10
11.25	OLSON	1.02
11.50	MICHEL	12.40

LOCALS

House for sale—Three rooms at Coal Creek. Apply Fred Miller, French Camp. 4-t

For Sale: Two houshold properrties, with furniture. Will sell property either jointly or separately. For particulars apply Ledger office.

Nice fresh lettuce at the Palm.

J. B. Turney left for Michel to-day on business.

Fred Perry returned yesterday morning from Nelson.

They're all talking about it. What? Why Ingram's bowling alley.

Mrs. James Broley and family returned from the east yesterday morning.

Furniture for sale. Address Ledger office.

The delegates to the convention of district 18 are all registered at the Waldorf.

The Coal Creek football club will hold a grand supper and ball in the near future.

Easter cards at Suddaby's—the best ever.

The big fire bell arrived to-day. The sound of it will hardly awake pleasant memories.

A. McDonald (Sandy) of the A. McDonald Company came into the city this morning.

South African script for sale.—Apply R. H. Marlow, Lethbridge, Alta.

Bob Gourlay, the popular hotelman of Hosmer came into the city on the local this morning.

Wright the jeweler has moved to the Henderson block.

George M. Exley of Napanee, Ont., friend of the Whelan Brothers, is registered at the Napanee hotel.

Liphardt has alarm clocks for $1, $1.75 and $2.

The initials of the Alaska-Yukon-Pacific fair—A.Y.P.—might easily be taken for "After Your Purse."

I'll spot you ten at Ingrams' billiard room to-night.

Mrs. J. Carmichael and family returned from the east yesterday. Mrs. Carmichael has not been here since the fire.

Baby carriages and go-carts fitted with rubber tires, from $3.25 up at the Trites-Wood Co.

Mrs. M. B. Kennedy arrived in the city on Monday, and is staying with her son, Mr. A. R. Kennedy, of the Ledger staff.

Wanted: Quiet bed-sitting room at Coal Creek for two men. Particulars and terms by letter to J. Jessie, Coal Creek.

Bob Webb's rendition of "I'm afraid to come home in the dark," last night was very much in keeping with his newly married life.

Mr. Stephens of Lawe & Fisher's, returned from Lethbridge yesterday evening. He reports the prairie as flat as ever.

The liveliest place in town—Club cigar store.

The Trades and Labor council met last night, and there was considerable business attended to. A large number of delegates attended.

The appeal of Leslie Mills, proprietor of the Central hotel was denied by Judge Wilson. The Central was convicted of selling liquor on Sunday in the lower court. Fined $30, costs of appeal $75, also lawyers fees.

Lost—One set of spring ice balances 400 lbs. Return to Fernie Ice Co. and receive reward.

Mr. Ed. Tickhouse and wife are registered at the Napanee. Mr. Tickhouse is an experienced tonsorial artist and takes that position with Mr. J. Scott.

The telephone service as at present supplied is about the rankest thing we ever had. Unless the management get after their employees and give the public a better service they will not have many additions to their subscription list.

Look at your diamond and see if the claws are holding solid. If not bring it to Liphardt who does that work the same day as it is left.

Messrs. George and Alex. Tascherau left for Spokane last evening. The purpose of the trip is to engage vaudeville attractions for the Fernie Opera house. Messrs. A. Tascherau and C. A. T. Miller are managing the opera house in their absence.

For a good comfortable smoke get Dorenbecker's brands. They are home product.

The chief of police is busy these days handing out labor to the streets commissioners out of his jail crew. They are doing duty at pulling stumps etc. The chief of the coppers assured our special keyhole corespondent that there was room for more.

The Fat Men's Baseball team have procured the original Williams Jubilee Singers, consisting of two quartettes, in order to make expenses to enable them to purchase suits and the rest of the outfit necessary to appearing before an expectant public in the season. The Fats sure need the money, and should have your support.

Figuring it Out Still

(Continued on page 3)

Eckstein: Please turn to page 36. Has anything been shown to you to make it clear in your mind that this amount had been handed over by Lockhart to Webb?

McDiarmid: Nothing whatever.

Eckstein: And if it be shown that these amounts were not handed over by Lockhart to Webb would it make any difference in your statement that the $71.08 was the correct cash balance.

No.

Then your statement is correct as to the $71.08 being correct if these figures were handed to him?

McDiarmid: It is.

Eckstein: I ask you to go to exhibit 49 and go to cash book. Have you, in arriving at amount, included an amount of $250 shown upon page 20 in cash book?

McDiarmid: No.

Eckstein: If you do, what difference would it make in your result?

McDiarmid: It would make it up to $860.

Eckstein: Now, if it be shown that Lockhart debited himself with $50 on account Rosedale, would that make any difference in what you term the shortage?

McDiarmid: These figures are made up as though this was a double credit.

If the mistake in the bank had not been made of $10, what would the result be?

$850.

Eckstein: On page 17 of the cash book you will find cash on hand as $10,125.28, so far as the ink writing is concerned it is $10,135.28. What effect would that mistake made in regard to Lockhart's cash?

McDiarmid: He would have to be debited with $10.

Eckstein: That brings it up to $860. Now with regard to the first deposit made by Lockhart, there was no currency, was there?

McDiarmid: I do not think there was any?

(Continued in Wednesday's Daily)

Rheumatic Pains Relieved

Mr. Thomas Stenton, postmaster of Pontypool, Ont, writes: "For the past eight years I suffered from rheumatic pains. During that time I used many different liniments and remedies for the cure of rheumatism. Last summer I procured a bottle of Chamberlains Pain Balm and got more relief from it than anything I have ever used, and cheerfully recommend this liniment to all suffersr from rheumatic pains." For sale by all druggists.

WM. SCOTT

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STORE FIXTURES

Calgary, Alta.

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FRESH MILK delivered to all parts of the town

GORRIE BROS., Props.

"One Touch of Nature Makes the Whole Wor l Kin"

When a rooster finds a big fat worm he calls all the hens in the farm yard to come and share it. A similar trait is to be observed in human nature when a man discovers something exceptionally good—he wants all his friends and neighbors to shart the benefits of his discovery. This is the touch of nature that makes the whole world kin. This explains why people who have been cured by Chamberlain's Cough Remedy write letters to the manufacturers for publication, that others similarly ailing may also use t and obtain relief. Behind every one of these letters is a warm hearted wish of the writer to be of use to some one else. This remedy is for sale by all druggists.

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A full line of shelf and heavy Hardware in stock together with a complete range of Stoves

Furniture Department

Our Furniture Department embraces the most unique and up-to-date lines. Come in and have a look

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WHOLESALE and RETAIL MEAT MERCHANTS

Always a choice supply of Beef, Pork, Veal, Mutton, and Lamb on hand. Hams, Bacon, Lard, Butter and Eggs

Our Specialties

Fresh, Smoked and Salted Fish, always a good assortment. Try our Mince Meat, Saurkraut and Oysters.

The 41 Meat Market Limited

Wholesale and Retail Butchers

Stores in all the Principal Towns in British Columbia and Alberta

Veal, Pork, Mutton, Beef — Phone 41 — Hams, Bacon, Saurkraut, Salt Fish

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Our Motto "Civility, Cleanliness and correct weight to all"

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We guarantee this to be the best flour ever sold in Fernie. Satisfaction guaranteed or your money cheerfully refunded.

W. J. BLUNDELL Give us a call

Singer Sewing Machines Co., Fernie, B. C.

Why be without a Sewing Machine when you can get one for $3.00 a month?

J. P. HOULAHAN, Agent, opposite Coal Co.'s office, Pellat Ave.

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New Store! New Goods!

Everything is Nice and Fresh

The Stock is complete in all lines. You will find in part, Drugs, Patent Medicines, Magazines of all kinds, Daily Newspapers and Weeklies, Stationery and Office Supplies, Garden and Flower Seeds, Toilet Articles, Fancy Goods, Fine Soaps, &c., &c. Call and see the store and the goods

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You will find us on the Corner where the Post Office was before the Fire

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Fire and Accident Insurance

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All the Latest Illustrated Songs

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Crows Nest Trading Co.

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Victoria Ave. Fernie, B.C.

A Poor Shoe Will not mend its its looks by shining!

Get the kind that are made right in the beginning, Right in shape, which gives them style. Right in fit, which gives them comfort. Right in durability which makes them wear well. The right kind are always to be had at right prices at

McDougall's

W. R. McDougall

Collars Shirts Ties

For Easter Trade

Patterns and Quality Unexcelled

TIES

25c to $1.50 each

SHIRTS

75c to $3.00 each

TRY OUR COLLARS

2 for 25c

THE Trites-Wood CO., Ltd.

Fernie's Big Department Store

A complete line of samples of

Fall Suitings and Overcoatings

Worsteds, Serges and Tweeds

Up-to-date Workmanship Moderate Prices

J. C. KENNY

Calgary Cattle Co.

All kinds of

ROAST MEATS

Give us a trial

W. STAN. TERRY

Painter and Decorator

Give me a chance on your work

FOR SALE

1 Bronze Gobbler and 3 Hens

3 White Holland Gobblers

Barred Rock and White Rock Pullets

W. P. LAIDLAW

PINCHER CITY, ALTA.