FIFTH YEAR. NO.

NELSON, BRITISH COLUMBIA, SATURDAY OCTOBER 23, 1897.

TWO DOLLARS A YEAR.

THE FALL ASSIZES.

Criminal Cases Occupy the Greater Portion of the Week to the Exclusion of Civil Cases.

Justice Walken was in pretty good tivist this week, and in consequence everything ran along smoothly at the assize court. Justice Walkem was especially considerate with the jurors in the ease of Regina vs. Roskoff. The prisoner was indicted for theft, but the jury failed to agree. When the foreman announced that it would be impossible for them to agree upon a verdict Justice Walkem told them that upon the evidence he would have convicted the prisoner in live minutes, but he did not abuse the jurors. He gave them credit for being reasonable men and thanked them for their services. In his remarks to the members of the grand jury he was equally happy. He said he was aware that complaints had been made that no attention was paid by the government to grand jury present ments, but this circumstance should not determine them not to make any present-ment. He assured them that he would lay any presentment that they might make before the proper authorities.

The grand jury was composed of the following: Frank Fletcher, G. B. Robson, Thomas Madden, Auron Kelly, Patrick J. Russell, Hugh R. Cameron, Charles Hillyer, Gilbert Stauley, William J. Wilson, Fred J. Sonire, Edward Applewhaite, Angus C. Buchanan, Charles W. West. George Ritchie, Henry B. Thompson and John Hamilton. They made the following findings: Regina vs. McPhee, forgery, true bill; regina vs. Costello, aggravated assault, true bill; regina vs. Miles, forcible entry, true bill; regina vs. Scoley, malicious damage, no bill; regina vs Ryan, perjury, no bill; regina vs. Johnson, seduction, true bill: regina vs. Roskoff, theft, true bill; regina vs Hurry, adulteration of milk, true bill. The jury made the following presentment:

The grand jury congratulate your lordship on the small number of criminal cases brought before you, and small number of criminal cases brought before you, and when considering the very large increase is population, it speaks well for law and order in South-Kootenay, which is fast becoming the most prominent mining section of North America. Touching matters of vital-interest to the community which we believe come within our province as jarors, we beg again to remind the government of the presence of a powder magazine in our midst-a very serious source of danger, more especially in view of the growth and increase of population of the city of Nelson. We might also remind your lordship that very serious calamities have befalled communities when such disregard to public safety has been permitted to exist.

exist. We also feel it our duty to call attention to the present state of the government wharf, owing to which a number of valuable horses have been drowned and lives of passengers endangered for want of necessary repairs and improvements, largely owing to the great increase

of traffic.
Our experience at this assize leads us to express the opinion that did the government display better judgment in the selection of the administrators of justice and officers. been relieved of several cases, and the country saved con siderable unnecessary expense without impairing the e feel that your lordship will heartily agree with as

We feel that your lordship will heartily agree, with as in calling attention to the very poor and inadequate accommodation in the Nelson court house, and that owing to the increasing law business of this section, this subject demands the immediate attention of the government. The want of room for a law library, judges clambers, and fitting accommodation for jurors and barristers is a matter well within your lordship's knowledge. We congratulate the government upon the crection of a suitable and now in course of crection. gaol, now in course of erection

a suitable gaol, now in course of creetton.
We feel that the rapid development of our district, and the state of law and order under which we live, must be a matter of sincere congratulation to your lordships, the fearless and impartial administration of justice by yourself and brother judges having so largely contributed to bring about the present state of prosperity and general order. FRANK FLETCHER, Foreman.

THE MCPHEE FORGERY CASE.

Jury Acquits the Prisoner of the Charge of Forging Names to a Petition.

The case of regina vs. McPhee was the first criminal case taken up. There is quite a story attached to the case. In August, 1896, the owners of the Yosemite claim in the Slocan neglected to perform the necessary assessment work. The claim was originally located by Bob and Neal McDonald of Sandon, J. D. Moore, J. M. McPhee and J. D. McMillan, the last mentioned being killed by a snow slide at the mine not long afterwards. The mine was bonded in 1893 to S. H. Green, of Saginaw, for \$30,000, and at the time it was allowed to run out was extensively developed and was a promising looking property. It is estimated that up to the time of allowing the property to run out \$10,000 had been spent upon it by the holder of the bond in addition to the money which had been paid in consideration of the bond. In August, 1896, the Yosemite was relocated under the name of the Troy by Alexander Cummings. Recorder John Keen, of Kaslo, refused to accept the Cummings record on the ground that the heirs of the deceased miner, J. D. McMillan, had an interest in the property and under section 143 of the Mineral Act, 1896, provision was made for the administration of the property of deceased miners by the gold commissioner. Cummings secured an order from justice Me-Creight to compel recorder Keen to show cause why he should not accept the record of the Troy. The recorder appeared before chief justice Davie in Nelson, who sustained the recorder's action and Cummings was required to pay all costs.

Shortly after this a petition was sent to the provincial government at Victoria, asking for the removal of Keen. After the petition was acknowledged several men who were alleged to have signed the petition denied having done so. The original petition was returned from Victoria, the signatures were denounced as forgeries and McPhee was apprehended and committed for trial upon the charge of forging them. A copy of the petition which caused all the trouble is appended:

Petition to the provincial government of British Cohumbia: We the undersigned and free miners of the Ainsworth mining division of West Kootemay, B. C., pray most argently that your honorable corps will at once remove from our milds the dishonorable mining reone remove from our must the distonorable mining recorder, namely, John Keen, for the following cassons:

ist. He has accepted money on two occasions for
making out false abstracts of little to mining men intending to purchase chims, and of which the vendor's license
had run out. This can be proven.

2nd. He will not show the record books only to a certain number of men bere that stands in with him?

3rd, If we man hands him a five dollar bill for recording a claim he haver gots any change back, the excuse always being that he is short of change.

1th. He drinks too much whiskey and often gets intoxicated. Prospectors frequently have to stay around (wo or three days waiting for him to recover from his space to have their recovaing done.

Sth: He keeps a c-riain bad element, around him for

5th: He keeps a c-rtain had element around him for jumping chims; keeps them posted on claims that may run out, or claims that belong to easy-going and honest boys that worked hard finding them. He is not at all the right man to have your mining books at his disposal, and ng-sin we pray to "yous" to give us at least an honorable, suber man for this very important office at Kaslo, B. C. We cand trust him any more.

D. McPHAIL.

D. M. BONGARD,
JOHN D. MOORE,
JOHN MCPHEE,
J. C. RVAN.

J. C. RYAN. J. C. EATON, Whitewater Mine, BOB CAMERON. E. WATTS.

We would suggest that some honorable man such as O. T. Stone, Mr. McKenzio, the city auditor, or some trustworthy man such as those two mentioned. Keen will make endless trouble among the influers here if not

W. A. Macdonald, Q. C., appeared for the crown, and E. P. Davis, Q. C., and W. Galliher for the defence. The following jurors were entrusted to try the case: Frederick Stackey, foreman, W. L Spencer, Alexander Allan, Fred Irvine, Ernest Kilby, W. H. Seaman, Daniel Mc-Kinary, Leonard Raynhan, Andrew Clark, Joseph Greer, William Macey and Daniel

John Keen, the recorder who figured in the above petition, was the chief witness for the crown. He was familiar with the prisoner's hundwriting, and identified several specimens of it, which went in as exhibits for several lightweight experts on handwriting to expert upon. Keen dentified the handwriting in the body of the petition as that of the prisoner, and was proceeding to discuss the forged signatures thereto when E. P. Davis entered an objection.

The objection entered by the prisoner's counsel was that Keen had not been called as an expert on handwriting. That he was not called upon to pass an opinion as to the genuineness of certain signatures, but was trying to prove that certain forgeries had been written by a certain man. This, Mr. Davis contended, was purely expert evidence and could only be given by an expert. The court sustained this objection, and Keen's opinion as to

who wrote the names did not come out. To connect McPhee with the petition the crown then brought out the evidence from Keen that McPhee was interested in the re-location of the Yosemite, the record of which he refused to admit, and that it was shortly after the chief-justice sustained this action that the petition for his renewal was sent to Victoria.

Messrs. Bongard, Moore, Ryan, Eaton, and Watts, whose names appeared on the petition, were put into the box and testified that they had not signed their names to the petition nor had they authorized anyone else to do so.

T. J. Lendrum and Edward Bawn testified that in conversations with them McPhee complained of Keen's action in refusing to admit the record on the relocation of the Yosemite and said something about a petition, but they did not clearly remember just what he said.

To fasten the forgery of the several names upon McPhee, the crown called the managers of the Kaslo banks and several other bank officials and ex-bank officials as experts in handwriting, but their evidence was even more unsatisfactory than expert evidence usually is. With respect to the forged signatures they differed very much in their opinions as to which were the work of McPhee and which were forged by some one else. None agreed that McPhee forged them all.

George Marsh was produced by the defence as an expert. He had given the signatures more attention than any of the other experts, and although he was very nervous, he contradicted the evidence of all the crown's experts. He was very sweeping in his denials, and withal was a very good witness for the prisoner. Justice Walkem, in charging the jury instructed the jurors that if they were satisfied beyond a reasonable doubt that McPhee wrote any one of the names, other than his own, they should bring in a verdiet of guilty. With respect to the alleged signature of Mcl'hee the court observed that it was a remarkable circumstance that whereas the signatures of John McPhee" was appended to the document in question the signatures known to be those of McPhee were invariably "J. M. McPhee.

The case was given to the jurors at 3:50 o'clock, and after 50 minutes' deliberation they brought in a verdict of not guilty.

COSTELLO GOT OFF EASY

For Kicking Lawyer Cronyn in the Head in

a Dispute in Rossland. The case of regina vs. Costello was taken up Tuesday afternoon. This case originated in Rossland in September. Peter Costello, the prisoner, was at the time in the employ of W. B. Davey, who had the contract for putting in the Rossland sewer system. A cave-in occurred on the work and a man named Youngclaus was killed as a result. At the coroner's inquest Edward Cronyn was retained to look after the interests of the heirs of the deceased and to locate the responsibility for his death. In this capacity he secured an order from coroner Bowes to examine the ditch where the cave-in occurred. He took David Lawson along with him. At the point where the cave-in occurred he found a man named Hamilton on guard wearing a policeman's badge, and another man who was afterwards identified as the prisoner Costello. These men claimed they were there for the purpose of preventing anyone from interfering with the ditch in accordance with instructions received from the coroner. There was a protest made against Cronyn's going into | the ditch, but upon his production of the l

Cronyn could go down into the ditch but Lawson could not. Lawson has a knowedge of sewer work, and Cronyn wanted him to go into the ditch, but in the face of Hamilton's objection, Lawson refused to do so. Cronyn then went into the ditch himfelf and proceeded to take certain measurements, calling the same out to Lawson. He then gathered up a handful of the dirt out of the side of the ditch. when Hamilton told him that he could not take the dirt away. Cronyn replied that he would try to take it away. ... He packed the dirt into a ball, and mounting an elevation in the ditch caused by the cave-in, offered the dirt to Lawson, but Lawson refused to take it. Cronyn then made an effort to raise himself out of the ditch with the dirt in one hand, resting his arms upon the side of the ditch for this purpose. Hamilton cried out "knock the dirt out of his hands," while Cronyn was in the act of raising himself. Costello then advanced within eighteen inches of Cronyn and kicked him on the jaw, rendering him unconscious and causing him to fall down into the ditch, from which he was removed in an unconscious state.

The jury for the case was selected in a few minutes. Hon. T. Mayne Daly, who defended the prisoner, challenged David Curtice, George F. Motion, George W. Aldous, and F. W. Swannell, and A. W. Macdonald asked Joseph Parkin, Jerry Robilliard, John Eldrich, Michael Burns and W. J. H. McKernan to stand aside. The accepted jurors were: Henry Duhamel: Fred Jarvis, Charles Munro, James Smart, Robert J. Elliott, Robert Laldrich. George Stead, Charles Lamonte, Thomas Booth, Joseph Duhamel, George DeMaine and John J. Driscoll.

The crown had two eye-witnesses of the kicking, and easily proved the assault. The defence endeavored to show that the prisoner, Costello, had no intention to injure Cronyn, and that the kick was intended for Cronyn's hand for the purpose of knocking the dirt out of it.

Justice Walkem in his charge expressed the opinion that the charge of assault to do bodily harm was clearly proven. Costello in kicking at Cronyn for any purpose was doing an unlawful act, and therefore was responsible for the effect of his action. He ridiculed the plea that it was a gentle kick which Costello aimed at Cronyn, in view of the evidence that it was sufficient to knock him insensible into the bottom of the ditch. He considered that the charge of aggravated assault had been proven, but the jury could find him guilty as indicted or they could acquir, or they could find the prisoner guilty of common assault. The penalty for aggravated assault was three years' imprisonment or less at the discretion of the court.

The jury retired at 12:15 o'clock, upon court resuming at 1:30 o'clock, a verdict of common assault was rendered. Justice Walkem sentenced the prisoner to six months' imprisonment at hard labor. Justice Walkem sprung a surprise upon those in attendance upon the court Thursday evening by reversing his judgment in the Costello case. He said that in cases of common assault it was optional with the court to impose a fine or sentence the prisoner to a term of imprisonment. At the time of passing sentence upon Costello he had overlooked this fact, and in view of Costello's business interests in Rossland he had since seen fit to impose a fine instead of imprisoment. He asked W. A. Macdonald, Q. C., crown prosecu tor, whether he had anything to say with respect to the imposition of a fine instead of imprisonment. Mr. McDonald replied that he had no feeling in the matter what ever. Justice Walkem then imposed a fine of \$100 upon Costello instead of imprisonment for six months.

Paddy Miles Gets Three Months.

The case of Regina vs. Miles did not occapy much time. It was really another phase of Miles' courtship of Mrs. McDonald. Early in September Mrs. McDonald was a patient in the Kootenay Lake General hospital, and on the evening of September 11th, John Miles having accumulated a "jag," made up his mind to call upon the patient. He called, and desired to see the patient outside the hospital, but the matron of the institution refused to countenance any such meeting outside. This angered Miles, and he proceeded forthwith to make a nuisance of himself by forcing his way into the hospital and cursing and applying obscene names to all the female attendants with whom he came in contact. Miles kept up a series of attacks upon the institution for about three hours. W. Galliher appeared for Miles, but there was a clear case against his client. The jury, composed of Fred Starkey, Scott Thompson, Fred Irvine, W. H. Seaman, Ernest Kilby, William Macey, James McDonald, George Stephenson, George F. Motion, Leonard Raynham, John Eldrich and Daniel Sullivan, returned a verdict of guilty after a few minutes consultation. Justice Walkem sentenced Miles to three months imprisonment. It will be remembered that Miles was before judge Forin on two other occasions for breaches of the peace in connection with the same courtship. Once for an assault on Billy Cougal and again for assaulting Mrs. McDonald.

The Seduction Case Goes Over.

The case of regina vs. Johnson will not come on until the next assize. In this case Alfred Johnson is charged with seducing a Kaslo girl named Martha Parolo, under promise of marriage. A. J. Whealler, of Kaslo, has charge of the defence in the case. At the preliminary hearing of the case at Kaslo on Saturday, Martha Parolo testified that Johnson had promised to marry her, but afterwards went back on his word. He at one time had offered her \$100 as a settlement, but she | 20 parts water to 100 parts milk. thought it too little and asked him for coroner's order, Hamilton said said that | \$1,500, which he refused to pay.

TROUBLE IN STORE FOR HURRY. Fraudulent Adulteration Practised by Milk Vendor Exposed by Analysis

The reports of the analyst upon the samples of milk submitted to him by Dr. LaBan, medical health officer, will prove rather interesting reading to the consumers of milk in the city of Nelson. In most cities it is generally known that milk vendors increase their stock in (rade by adding quantities of water, but Nelson evidently has a milk dealer who has milk adulteration down to a fine art. Twenty samples of local milk were submitted to the analyst for examination, as well as two samples of Spokane milk. Of the local milk it was found that five samples. had been adulterated by the addition of large quantities of water and some fatty matter; four samples showed water adulterations ranging all the way from 20 per cent to 27 per cent; one sample evidenced water and probably skimming; one sample was pronounced a genuine normal milk; and nine were given the benefit of the doubt and pronounced probably gennine. The Spokane milk was probably genuine, but one sample was rather low.

The analysis was made by A. H. Holdich, the samples being indicated merely by numbers or letters. His report upon the same follows:

Report of Analyst Holdich.

TO THE MAYOR AND CORPORATION OF THE CITY OF NELSON: I have the honor of submitting to you the results of my analysis of 22 samples of milk received from Dr. LaBau, October 7th to 9th last, which he requested me to examine. Some of the samples are undoubtedly genuine milk, some are questionable, but will pass the public analyst's standard, whilst others are unmistakably adulterated, not only by adding water, but also by adding some other ingredient containing oil or far, which brings the "total fat" up to a point hitherto unknown in genuine milk except under extraordinary conditions of feeding and health, and taken with the far too low "solids not fat" indicates with out doubt some rather ingenious manip

ulation. It is right to say that the standard fixed by public analysts for genuine milk is the amount of "fat" and "solids not fat" found in the poorest known sample of genuine milk, and when any sample is offered for sale that, on analysis, falls as low as that, it is usual to say that while it just equals the standard, there can be no reasonable donot that it has been watered or skimmed or both. With respect to the question—What else besides water been added to the milk? I respectfully submit that it is unnecessary for the purpose of obtaining a conviction for adulteration, to ascertain that point. It is enough that the milk has been adulterated by fraudulent addition of water. I may add, however, that sugar is the usual thing to add to bring up the specific gravity to the normal point, and occasionally salt or borax to act as a preservative, but no expensive substances or such as are not easy to obtain are likely to be employed. For the purpose of comparison, I subjoin a low genuine milk: Total solids, 11.5%; fat, 2.5%; solids, not fat, 1%; and when "solids not fat" are below that figure or even down to it, there is no question about its being watered. It is a most unusual circumstance for the fat in milk to reach 6 %. A rather high average is 3.5 to 4%, so that when the percentage of "solids not fat" are below 9 %, whilst the fat is 5 or 6%, there can be no doubt that sophistication has been practised.

No. 0.—Specific gravity at 56° F., 0.9562; total solids, 13.63 per cent; solids not fat, .07: fat, 6.56. This has been watered at least 21.5 parts water to 100 parts milk, while some fatty matter has also been added.

No. 1.—Specific gravity, 1.010; total solids, 10.78 per cent; solids not fat, 7.66; fat, 3.12. This has been watered 24.9 parts water to 100 parts milk.

No. 2.—Specific gravity, 1.016; total solids, 13.01 per cent; solids not fat, 0.08 per cent; fat, 3.93. Marked Spokane, probably genuine milk, a little low. No. 3.—Specific gravity, 1.008: total solids, 13.10 per cent; solids not fat, 9.43; fat, 3.67. Marked Spokane, probably

genuine, but rather low. No. 4.—Specific gravity, I.011; total solids, 13.31 per cent; solids not fat, 10.18; fat, 3.13. Probably genuine.

No. C .- Specific gravity, 1.019: total solids, 10.85 per cent; solids not fat, 8.61; fat, 2.21. This has been watered at least five parts water to 100 parts milk, and has probably been skimmed as well. Very poor milk.

No. D.—Specific gravity, 1.009; total solids, 11.43 per cent; solids not fat, 7.57; fat. 3.86. This has been watered at least 25.9 parts water to 100 parts milk. No. E.-Specific gravity, 0.961: total solids, 12.81 per cent; solids not fat, 7.41: fat, 5.37. This has been watered at least 27.4 parts water to 100 parts milk, and in

my opinion some fatty matter has also

been added. No. F.—Specific gravity, 1.005; total solids, 13.41 per cent: solids not fat, 7.22: fat. 6.22. This has been watered at least 19.8 parts water to 100 parts milk, and as before some fatty matter has also been

No. G. Specific gravity, 0.943; total solids, 10.45 per cent; solids not fat, 7.44; fat, 3.01. This has been watered at least 27.4 parts water to 100 parts milk. No. II. - Specific gravity, 1.010; total

solids, 11.02 per cent; solids not fat, 7.20; fat, 3.82. This has been watered at least

fat, 4.83. This has been watered at least 22 parts warer to 100 parts milk, and I blink, as before, some farry matter has been added.

No. K. Specific gravity, 0.003; total solids, 13,20 per cent; solids not fat: 7.27; fat, 5.93. This has been watered at least 19,5 parts water to 100 parts milk, and Of a cerain velo assumed an interesting some fatty matteralso has been added. No. 5.4-Specific gravity, 1.014; total phase Thursday morning, when Hon, T. solids, 14:39 per cent; solids not fat, 9.62; fat: 177. Probably genuine milk.

No. 6.-Specific gravity, 1.031; total solids, 14.67 per cent; solids not fat, 9.96; fat. 4.71. Probably genuine. No. 7.-Specific gravity, 1.015; total solide, 13.18 per cent; solids not fat, 9.36;

fat. 3.82. Probably genuine. No. 8 -- Specific gravity, 1.026; total solids, 14.38 per cent; solids not fat, 9.28; fat, 5.10. Suspicion-ly high in fat, but probably genuine.

No. 9.-Specific gravity, 1.023; total solids, 13.91; solids not fat, 9.77; fat, 4.14. Probably genuine.

No. 10.—Specific gravity, 1.017; total solids, 13.30 per cent; solids not fat, 10.12; fat. 3.18. Apparently a genuine normal

No. 11.—Specific gravity, 1.018; total solids, 13.80 per cent; solids not fat, 10.58; fat#3.22. Apparently genuine milk. No. 12.—Specific gravity, 1.034; total solids, 12.83 per cent; solids not fat, 9.97; fat, 2.86. Genuine milk, but rather poorer

than No. 11. No. 13.—Specific gravity, 1.027; total solids, 12.79 per cent; solids not fat, 9.82; fat, 2.97. Apparently genuine milk.

FREDERICK HURRY ARRAIGNED

For Having Milk in His Possession Unfit For Food For Purposes of Sale.

As a result of the above analysis A. F. McKinnon, acting chief of police, laid an information against Frederick Hurry, charging him with knowingly and wilfully having in his possession with intent to sell for human food milk unfit for use. The hearing took place before magistrate Crease Thursday worning, city solicitor Elliott appearing on behalf of the city. The evidence of acting chief McKinnon, W. F. Teetzel, John Campbell, Dr. La Bau and A.H. Holdich was taken for the purpose of identifying certain samples of milk which had been taken from Hurry's milk-wagon for the purpose of analysis. Their evidence was that samples entered as No. 0, No. 1, C, D, E, F, G, H, I and K in A. H. Holdich's report were samples taken from Hurry's wagon. Upon the result of Holdich's analysis of the said samples magistrate Crease committed Hurry for trial before the assize court.

The case was given to the grand jury the same afternoon and a true bill was returned. Late during the day justice Walkem called the case and Hurry took his place in the prisoner's box. Hurry was informed that in accordance with the Dominion statutes, he had the right to elect trial either by jury or by judge without a jury. He elected trial by judge. W. Galliher, who appeared for the de-

fence, informed the court that his client could not be ready inside of a week. In view of this justice Walkem set the trial for Thursday, October 20th.

The Jury Disagrees.

The jury disagreed in the case of Regina vs. Riskoff. The prisoner, John Riskoff, was charged with the theft of \$60 in \$20 notes from a room occupied by Roger Hopkins of the Hall Mines smelter. Riskoff was employed under Hopkins at the smelter and was in the habit of going to Hopkins' room upon errands. The day before the money was missed by Hopkins Riskoff was known to have been in Hopkins' room without warrant. He left the city shortly after, purchasing a ticket over the N. & F. S. railway, for which he tendered a \$20 bank note in payment, which note was identified by Hopkins as one of those stolen from him. W. Galli-her defended the prisoner. The jurors were F. W. Swannell, Alexander Allan, William H. Scaman, William Macey, John Eldrich, W. Herring, Joseph Greer, Jerry Robillard, Daniel Sullivan, George F. Motion. George Stephenson and Andrew Clarke. After several hours' de liberation they reported that they could not agree. The court sent them back for further consideration, but as they were no nearer to an agreement when the court was ready to rise at noon justice Walkem dismissed them. In doing so he told the jurors that to him the charge of theft had been clearly proved, and that had the man appeared before him for speedy trial he would have sen tenced him in five minutes. Further than this justice Walkem said he had nothing to say. He was sure the jurors had care fully considered the case, and since they could not agree upon a verdict he did not wish to learn how they stood. He had no wish to to punish them by refusing to take a verdict of disagreement. The effect of it would be that the trial would be gone over again.

The Prisoner Acquitted.

A new jury was drawn in the case at the close of the argument in the Center Star-Iron Mask motion. It was composed of Fred Starkey, James Smart, Joseph Duhamel, Fred Tryine, Scott Thompson, George Stead, George Aldous, W. L Spencer, F. W. Jarvis, Charles Lamonte. A. E. Lott, and T. B. May. The evidence was gone over, and upon the close of the case justice Walkem charged strongly against the prisoner, and plainly intimated that the jury should render a verdict of guilty. The jury retired for about five minutes and returned with a verdict No. 1.—Specific gravity, 1.009; total of not guilty. The prisoner was dissolids, 11.85 per cent; solids not fat, 7.02; charged without comment.

BODWELL MAKES A GOOD SHOWING For the Iron Mask Company in Its Fight with the Center Star Company

The light detween the Center Star Mile

ing company and the Iron Mask Mining

company over the question of the apex

Mayne Daly, on behalf of the Center Star Mining company, made an application before justice Walkem for the continuance of an injunction restraining the from Mask company from carrying on further work upon the yein in question. Mr. Daly contemled that under the mineral act of 1891 the Center Star company had extra lateral rights and had power to follow the dip and angles of a vein beyond their side lines where the vein apexed on their ground. He pointed out that under the act cited the prior location had prior rights. To make the position of the Center Star clear in this respect he stated that the Center Star was located July 7th, 1890, and the from Mask July 23rd, 1890. The yein in question apexed on the Center Star ground, and he claimed that the Center Star company had followed the dip of the vein with its tunuel. He stated briefly that the Center Star company desired the injunction in order that they should have three months in which to determine beyond a shadow of a doubt that the vein in question apexed upon the Center Star ground. E. V. Bodwell, who opposed the application on behalf of the Iron Mask company made out a very strong case why the application should not be granted. He not only denied that the vein in question anexed upon the Center Star ground, but he denied the plaintiff company's right to be upon the Iron Mask ground at all. He stated that there was no statute and never had been any statute which authorized a miner to follow a vein outside of. his own lines unless he followed the vein upon its dip. No man had ever heard the proposition advanced that a level tunnel followed the dip of a vein. Any working which follows the dip of a vein must foilow it downwards. The incline of the vein is the dip and the trend of the vein is its strike. The statute which defines extra lateral rights says that the miner must follow the vein in its course downwards, and no vein can be followed beyond: the sidelines except on the dip. There never was a provision for following the strike of a vein beyond the side lines and such cannot be done without trespassing. The proposition of the Center Star company was that they have been trespassing, and in the course of that trespass they have discovered an ore body upon the hon Mask ground; they therefore wish to enjoin the Iron Mask company from working the Iron Mask vein until the Center Star company shall have had three months in which to demonstrate whether their theory is correct that the vein in dispute apexes upon their ground. Under the Iron Mask crown grant the Iron Mask company has a right to all the mineral within the limits of the claim and no one is given any right to interfere with such right until they have clearly demonstrated a better title. To demonstrate this better right it must be established to the satisfaction of the court that in the first place the vein in dispute apexes upon the ground of the miner claiming the better right, that it has a certain dip and that it proceeds from the side lines of his claim into the adjoining claim. Mr. Bodwell argued that the injunction should not be continued for the reason that it had been obtained upon misrepresentation. It was direct misrepresentation to say that the Center Star had followed the dip of the vein in question by running a level tunnel. This misrepresentation was so apparent that it should have mislead none, out it apparently had mislead judge Forin who granted the original injunction. In the second place the order was granted upon the express undertaking of the Center Star company to do no more work upon the vein in question. In the face of this the company had worked straight along until Saturday last and when cautioned had stated that they would take their chances of contempt. Mr. Bodwell not only asked that the existing injunction be dissolved, but that the CenterSturcompany be enjoined from doing further work upon the Iron

Mask ground. Hon. Mr. Daly made a lengthy reply to argument of Mr. Bodwell. He expressed willingness on the part of the Center Star company to conset to almost anyhing provided the court would restrain the Iron Mask company from mining the ore body discovered in the "trespassers" tunnel," as Mr. Bodwell termed it, and permit the Center Star company to coninue work upon the shaft which is being sunk to connect with the ore body in dispute. He explained that the Center Star company was not in contempt for continging the work upon the shaft, as their undertaking was merely that work should be stopped in the tunnel.

Mr. Bodwell resisted the application that the Center Star company be permited to continue work upon the shaft. He held that the Centre Star company had no legal right to continue any such trespass and that the granting of such right might enable them to manufacture evidence to the prejudice of the Iron Mask company upon the trial of the action. Justice Walkem said he would give his

decision upon the application in a few

Assessed \$5 Each.

D. S. Trainer, A. J. Flannigan, and Charles Wilson were each assessed \$5 by magistrate Crease this week for being drunk and swearing on the public streets.

PUBLISHERS' NOTICE.

THE TRIBUNE is published on Saturdays, by THE TRIBUNE PUBLISHING COMPANY, and will up mailed to subscribers on payment of Two Dollars a year. No subscription taken for less than a year. REGULAR ADVERTISEMENTS printed at the following the subscription of the subscrip

lowing rates: One inch. 836 a year; two inches, \$60 a year; three inches \$81 a year; four inches, \$96 a year; live inches, \$105 a year; six inches and over; at the rate of \$1.50 an inch per month.

TRANSIENT ADVERTISEMENTS 20 cents a line for first insertion and 10 cents a line for each additional insertion. Birth, marriage, and death notices free.

LOCAL OR READING MATTER NOTICES 25 cents a line each insertion. line each insertion.

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THE TRIBUNE, Nelson, B. C.

PROFESSIONAL CARDS.

La BAU & PORIN Physicians and Surgeons. Room 3, 4 and 5, Bigelow block, Nelson. Telephone 42. DR. J. A. ARMSTRONG—Government Veterinary Inspector. Treats diseases of all domestic animals All stock inspected at Nelson. Nelson, B. C.

DR. H., E. HALL-Dentist Graduate of Philadelphia Dental College. Seven years experience. Gold and porcelula crowns inserted. Teeth replanted. Office with Dr. George Hall, Buker street.

W. J. H. HOLMES, C. E.—Provincial Land Surveyor. P. O. box 82, Kaslo, B. C.

H. HOLDICH Analytical Chemist and Assayer. Hall street, Nelson:

J. C. GWILLIM, B.A.Sc. & W. S. JOHNSON, B.A.Sc. —Mining Engineers and Analytical Chemists, Slocan City, B. C.

LODGE MEETINGS.

NELSON LODGE, NO. 23, A. F. & A. M. Meets

The Ames Holden Co's special "Columbia," "Vancouver," "Kootenay" should be worn by everybody who wants a first-class mountain boot.

The Tribune.

SATURDAY MORNINGOCTOBER 23, 1897

Some ugly rumors reach Nelson from time to time respecting the treatment meted out to the men employed upon the grade of the Crow's Nest rail way. It is generally reported that men are brought from eastern Canada under an agreement to work on the road for a specified rate of wages. These men, upon arriving on the ground are confronted with new conditions. By a system of book-keeping they are required to put in more days to make a month's work than there are days on the calendar. They are compelled to pay an advanced price for board over and above the amount stated to them in the east, and they are also charged up with \$30 for transportation over the C. P. R. to the scene of employment. The effect of these new conditions is that it will require the navvy to work something more than a month before he can wipe out his obligations to the railway company. As a result some refuse to work at all while others sometimes work a few days and skip out when they get a chance. All this is bad enough, but according to the reports of men fresh from the scene, the mounted policemen are employed by the railway company to enforce their hard labor contracts, and imprisonment is meted out to those who jump the job. As this railway work will not be finished for the next twelve months THE TRIBUNE directs attention to the hardships which it is alleged are imposed upon the Canadian workman upon the road. The Crow's Nest railway is being built with the money of the taxpayers of Canada. The government, in its generosity, has decided that when completed, the road shall be the property of the Canadian Pacific Railway company. It will not, therefore, be improper to suggest that the government that is so generous to the railway company should show some justice to the Canadian taxpayers employed as navvies upon the railway.

THE supreme court of Canada on Tuesday threw out the appeal of the Dunsmuirs against the constitutionality of the coal mines act, which prevents the employment of Chinese underground in the collieries of Vancouver Island. The supreme court held that it had no jurisdiction. The white miners of Vanconver Island are having a hard time in making the owners of the Dunsmuir collieries observe the laws passed by the legislature, but the probabilities are that they will ultimately succeed. For years the provincial government did what it could to defeat the wishes of the miners to promote the safety of their lives, and even yet the government is merely lukewarm upon the matter of enforcing any regulations which interfere with the dividend earning qualities of the Dunsmuir collieries. The Colonist would have the people of this province believe that the zeal which the provincial government has ever shown in safeguarding the Dunsmuir dividends is not affected by the political influence which the Dunsmuir interests

"Among the enterprises in connection "with which the government has been " assailed are the Nakusp & Slocan rail-"way, the Kaslo & Slocan, the Nelson "& Fort Sheppard, and the Colum- proposed, which will prevent abuses of

'bia & Western railways. Yet these are the enterprises which have made the great development of Kootemay possible. It may be a matter of surprise that characterless papers on the coast assail the government for having been instrumental in promoting these great works; but it is inconceivable why the press of Kootenay should ever have uttered a word in condemnation of them." The above is from the Colonist, It is a sample of the rot that is appearing daily in a paper edited by a man who has not been long enough in the province to know its public men by sight. For this reason it matters very little whether the policy of the press of Kootenay be inconceivable to him or not. The press of Kootenay does not condemn the government for having assisted the building of the Nelson & Fort Sheppard railway. Its condemnation is called forth by the government's action in allowing the railway. company to travel beyond the provisions of the act of the legislature which set out upon what terms the company would be entitled to certain crown lands. It is because the executive in its haste to meet the wishes of the N. & F. S. Railway company disregarded the finding of the full court that the press of Kootenay condemns it. With respect to the Kaslo & Slocan railway it is doubtful if the Colonist can refer to a single instance in which: the press of Kootenay condemned the government for granting such assistance as it did to this road. With respect to the Nakusp & Slocan railway job the press of Kootenay in common with the independent press of the province condemned the government, not for granting assistance to such a railway, but for an utter lack of judgment in the manner of granting such assistance. That this condemnation was deserved is evidenced by the circumstance that long before the editor of the Colonist came to this province the government had given over any defence of its action in that respect, or cowardly shoved the responsibility upon chief justice Davie. The government policy with respect to the Columbia & Western railway has been condemned and deservedly so. It was so arranged that F. Aug. Heinze was permitted to secure a heavy land subsidy for a tramway constructed for the sole purpose of hauling ore from the Rossland mines to his smelter at Trail, a work which was completed before the Columbia & Western Railway act was passed. The people and press of Kootenay refuse to be made apol-

THE action of justice Walkem in reversing his sentence upon Peter Costello caused much unfavorable comment. When Costello was upon trial for assault with intent to do bodily harm, justice Walkem pressed strongly for a verdict of guilty. The jury brought in a verdict of common assault and justice Walkem promptly sentenced Costello to six months' imprisonment at hard labor. On the following day, in view of Costello's business interests at Rossland, justice Walkem reversed his sentence of six months' imprisonment at hard labor and imposed a fine of \$100. Since justice Walkem considered Costello guilty of assault, with intent to do bodily harm, his action of Thursday night may fairly be taken to mean that \$100 fine is sufficient punishment when the prisoner has business interests which may suffer during his confinement.

ogists for any government by reason of

the circumstance that Kootenay happens.

to be the field of the government's blun-

dering. Kootenay is able to work out its

own destiny. Its people are not to be

bribed like those of Victoria with prom-

ises of railway subsidies and imposing

parliament buildings.

"Though the Kootenain is opposed to the Turner government, because we be-'lieve it to be, in the main, a dangerous 'bungler, truth compels us to acknowledge that so far as local improvements 'are concerned, Kaslo has fared very well, and though not altogether satisfied, because there are a few more things we need and want badly, we have no ' 'kick coming.' to use a little homely 'slang." The above clipping from the Kootenaian of Kaslo is being republished in the Turner government organ throughout the province for the purpose of leading people to believe that the government has a following in Southern Kootenay. Premier Turner and his colleagues must be a sorry crowd since the above is the best press notice they can secure. On the face of it it means that although the mombers of premier furner's cabinet are "dangerous bunglers" they have given Kaslo certain needed local improvements, and for this reason all the blunders should be covered up.

Free Postage to Be Abolished.

The postoffice department has sent out instructions to postmasters throughout the Dominion calling for returns of the number of newspapers mailed under the provisions of the free postage regulations. The postmaster-general, it is said, contemplates the abolition of the system of the free carriage through the mails of newspapers sent out to bona fide subscribers from offices of publication. It is possible, too, that new regulations are

the system by publications not properly coming within the intent and meaning of the law.

ROAD TAX DECIDED UPON.

It Will be Due and Payable at the Collector's Office on October 30th.

The consideration of a by-law for the levying of a road tax upon the adult males in the city was the chief business that came before the city council at Wednesday afternoon's meeting. The first reading of the by-law was moved by alderman Dow, seconded by alderman Malone. The by-law received its third reading and will be finally adopted at Friday afternoon's session. It provides that all male persons between the ages of 21 and 50 years, residing within the city limits, shall pay \$2 per head. The tax for this year is made payable at the office of the

city collector on or before October 30th.
The petition from P. E. Wilson and others, asking for a crossing at the intersection of Josephine and Silicia streets was referred to the public works commit-

Joseph R. Roy, resident engineer for the federal government notified the council that he will shortly be in Nelson, when he will look over the situation in connection with T. W. Gray's sawmill and the objections raised against it.

The following accounts were passed:

 H. Rippion, waterworks survey.
 \$ 50 0

 F. C. Chandler.
 65 0

 S. N. Telegraph Co.
 3 2

 H. J. Evans & Co., sewers.
 155 2

 H. J. Evans & Co., waterworks.
 17 8

Friday Afternoon's Meeting. On Friday there were present mayor Houston, and aldermen Gilker, Hillyer,

Malone and Teetzel. The road tax by-law was reconsidered and finally passed. The following accounts were ordered paid:

An Ontario Farmer's Predicament. It now transpires that the exhibitor of the best calf at the Brampton fair, and consequent winner of the Peel Banner for one year, was a Troy farmer. And every time that the banner sasses the leaders of his grand old party, the farmer aforesaid is mad enough to go out and kick in the head of the calf, which was the means of

C. P. R. Traffic Receipts.

bringing a Grit newspaper into his hum-

MONTREAL, Oct. 18.—The Canadian Pacific Railway Company's traffic receipts for the week ending October 14th were \$641,000; for the same week of last year they were \$140,000.

UNDER NEW MANAGEMENT

J. C. BLANDY & CO., Proprietors, BALFOUR

This famous and delightful summer resort has been, taken over by the above firm and will be con-ducted in the future in a first-class manner

COOD SHOOTING AND FISHING LAWN TENNIS CROUNDS COOL PIC-NIC CROVES PARTIES PROVIDED FOR

RATES: \$2 00 AND \$2 50 PER DAY.

Providence, R. I., wants all kinds of Raw Furs, skins, Ginseng, Seneca, Etc. Prices quoted for next sixty days are as follows:

| | I a control of the co | | | |
|---|--|----------------|-----|-------|
| | SILVER FOX | ao | (Q | \$150 |
| | BEAR 5 | | | 25 |
| | OTTER 4 | | | |
| i | MARTIN 2 | | | |
| | BEAVER (per pound) 3. | 00 | to. | 3 |
| | WOLF | | | 2 |
| | | 00 | | - 2 |
| | MINK | $\frac{70}{4}$ | [0 | 2 |
| | SKUNK | 25 | to | . 1 |
| | GRAY FOX | DU. | 10 | |
| | RAT | 20 | w | ٠. |
| ļ | | | , | ~ |

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

Dr. W. J. Quinlan **DENTIST**

Has secured temporary offices in Room 3 Clements & Hillyer block, cor. of Baker and Josephine streets

THE TREMONT

NELSON MALONE & TREGILLUS, Proprietors.

Is one of the best hotels in Toad Mountain district, and is the headquarters—or prospectors and miners.

W. J. G. DICKSON

REAL ESTATE AND COMMISSION AGENT MINING BROKER

BEALEY BLOCK, BAKER STREET, NELSON.

FOR SALE.

Several valuable business sites on Baker St. Business block--two stores--Baker street. Business block-three stores all rented-on two 30-foot lots, with offices above.

Residence lots, 50 teet frontage, Vernon St. Apply to W. J. G. DICKSON.

BUILDING LOTS.

NOTICE.

Having appointed W. J. G. Dickson local agent for Addition A to the townsite of Nelson, intending purchasers of lots, or persons wishing information, plans, or price-lists of the addition, will please apply to him.
F. C. INNES.

Canadian General Electric Company, Ltd.

Capital \$1,500,000. Head Offices Toronto, Ontario.

MINERS! You can make use of water power 50 miles from your mines with our system

We can also sell you complete telephone outfits and install them,

Granville Street-VANCOUVER Kootenay District-NELSON British Columbia Branch Offices Frank Darling, Kootenay Agent

Wire Rope, Feed Water Heaters, Elevators, Shafting, Pulleys, Pipe Cutters, Special Tools, and a new lot of Tube Cleaners just in. Roebling's Wire Rope. Roebling, San Francisco FRANK DARLING, Agent.

The Kootenay Lake Sawmill Kaslo, B. C.

Will start about March 15th with about double its former capacity in all departments. 7,000,000 feet of logs under contract for early delivery.

The Planing Mill and Factory

Is now running full time under the management of C. E. Doty, a competent draughtsman and mechanic who will furnish special drawings free of charge.

New Designs

In house interiors, office and store fixtures, dado work, mantles, brackets, mouldings, book cases, furniture, turnings, carving, grill work, and band sawing. Orders for all such work executed in an artistic manner.

One Car Glass

Direct from Belgium expected this month. Rough and dressed humber, laths, etc., always in stock

Two Cars Sash and Doors

Yard and branch office foot of Hendryx Stre

G. O. BUCHANAN

The Columbia & Kootenay

Business Lots

On Baker and Vernon streets and plenty of good

Residential Lots

For Sale

Frank Fletcher, P.L.S., Agent, Nelson.

BLACKSMITHING AND

Wagon Repairing Promptly Attended to by a First-Class Wheelwright

EXPERT HORSESHOEING

Special attention given to all kinds of repairing

and custom work from outside points

SHOP: Cor. Baker and Hall Sts. Nelson.

A complete stock of Building Lumber of all kinds will now be kept at Nelson.

Views of all parts of Kootenay Photographs in the latest styles Guarantee satisfaction

A C EWART ARCHITECT

Room 6, Clements & Hillyer Block, Nelson

ROOMS At the Bayaria block either by the day week or month with all madern inreceived the favoral order of the day week or month with all modern improvements. Next door to fruit fair building, 117 Post street, between Riverside and Main.

MRS. GEO. H. WOODS, Spokane, Wash.

BOECKH'S PAINTERS BRUSHES BROOMS

BOECKH'S SUPERIOR HOUSEHOLD BRUSHES

Always Reliable and as Represented

For Sale by all Leading Dealers

Chas. Boeckh & Sons, Manufacturers of Brushes Toronto, Ont.

HERALDO, MONOGRAM, **SCHILLAR**

SOLE AGENT. NELSON, B. C.

S. J. MIGHTON

THE BEST VALUES IN

Furniture or House Furnishings

D. McArthur & Co., Nelson

This house carries the largest stock of furniture and furnishings in southern Kootenay. Substantial reductions for eash.

Railway & Navigation Co. Nelson Planing

FOOT OF HALL STREET, NELSON.

T. W. GRAY, Proprietor.

Doors, Sash, Band Sawing, Turned Work, and Office Fittings. Just arrived and in stock, a carload of Chance's English Rolled Glass; all sizes up to 4 by 6 feet.

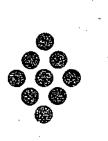
M. McDONALD

General Commission and Manufacturers' Agent

Great West Oatmeal Mills, Pilot Moudd, Manitoba The R. M. Smith Biscuit Factory, Victoria, B. C-The Virden Roller Mills, Virden, Manitoba Smith & Fischel, Cigars, St. Jerome, Quebec KOOTENAY AEADQUARTERS, NELSON, B. C.

The Kootenay Malting & (LIMITED)

TRAIL, B.C. MANUFACTURERS, BOTTLERS, AND WHOLESALE DEAEERS IN



Lager Beer Wines Liquors and Gigars

Carbonated Drinks and **Mineral Waters**

HESPELER

CURE YOUR COLD BY DRINKING ROCK AND RYE RUM AND MOLASSES BOURBON AND HONEY \mathbf{AT} THE MANHATTAN

SLOGAN

The business centre for the rich mines on Springer Creek and Slocan Lake. This is one of the richest districts in British Columbia.

Lots \$100 to \$500 each

FRANK FLETCHER, Trustee.

Capital, all paid \$12,000,000 Rest. - - 6,000,000

LORD STRATICONA AND MT. ROVAL, President Hon. GEO. A. DRUMMOND, Vice-President S. CLOUSTON. General Manager

NELSON BRANCH N. W. Cor. Baker and Stanley Streets.

- BRANCHES IN ---LONDON (England), NEW YORK, CHICAGO and in the principal cities in Canada.

my and sell Sterling Exchange and Cable Transfers GRANT COMMERCIAL AND TRAVELLERS' CREDITS. available in any part of the world.

DRAFTS ISSUED COLLECTIONS MADE: ETC.

SAVINGS BANK BRANCH RATE OF INTEREST (at present) 3 Per Cent.

WAGON ROAD TO MOUNTAIN SIDING

Will Be Built by the Nelson & Fort Sheppard Railway Company and the City. The twenty-seventh regular meeting of

the city council was held Monday afternoon. Those present were mayor Houston and aldermen Dow, Gilker, Hillyer and Teetzel.

H. H. Macdonald had a communication before the council amending his tender for the construction of section "B" of the sewer system, the price for the work being changed from \$1,131.25 to \$1,239.

Mayor Houston announced that he had also received amended tenders from Breckenridge & Lund and from Onslow Newling, but that Macdonald's tender, as amended, was still the lowest. On motion of alderman Teetzel, seconded by alderman Gilker, the tender of Macdonald was

accepted. J. M. Bell, F. D. Wright and John Peterson had a communication before the council asking for permission to string wires on the streets and alleys of the city for a company to be known as the Nelson Messenger company.

On motion of alderman Hillyer, seconded by alderman Teetzel, it was decided to grant the application, provided that the messenger company pay the same license fee imposed upon the electric light and telephone companies, and that no poles be erected without the written consent of the mayor.

The report of A. H. Holdich, showing the analysis of milk samples submitted to him for examination was read and re-

Messrs. Breckenridge & Land had a communication before the council for certain extras upon the reservoir and flume | being constantly increased. The men are | Hughes was found dead on the Prado last contract. They asked to be allowed \$350 | now being charged \$5.00 a week. Surely for removing 200 yards of rock from the this sort of thing is intolerable. reservoir which was not provided for in the contract, and \$175 for drilling, blasting, and removing 100 yards of rock on flume line. They claimed extras under a third head, that of hauling and breaking rock for the puddle, but they left it for the council to fix what their remuneration should be for this service. Their force account was rendered at \$923.80, which, added to their other claim for extras. \$525, gives a total of \$1448.80 as extras.

In dealing with the matter of extras, alderman Hillyer moved, seconded by alderman Teetzel, that Breckenridge & Lund be paid \$381.15 in full for claims for force and extra work in reservoir and headworks at Anderson creek, and for moving loose rock in flume line. This added to the sum of \$300, which was paid on October 11th, makes a total of \$681.15 which has been allowed for extras.

On motion of alderman Gilker, seconded by alderman Teetzel, the council authorized the payment of \$1200 to Breckenridge & Lund on account of their reservoir contract.

The street lighting by-law was reconsidered and finally passed. The following accounts were ordered

paid:

The council decided to lay an 8-inch sewer on Baker street between Stanley and Kootenay streets. Mayor Houston was authorized to contract for the work. Mayor Houston stated that he had received a letter from the president of the N. & F. S. Railway Company, proposing that a road be built to Mountain siding,

same from the siding to the city limits, provided the city would do the balance. The council decided to accept the offer, and to call for tenders for the grading of the road to the city limits. The tenders are required to be in at the next meeting of the council on Monday afternoon.

and offering to bear the expense of the

Ingersoll's Idea of a Man.

Col. Rob't G. Ingersoll is a great lover of happy homes. He gets off the following: "The place to get the true measure of a man is not in the market place nor amen corner, not the forum nor the field, but at his own fireside. There he lays aside his mask and you may learn whether he's imp or angel, king or cur, hero or humbug. I care not what the world says of himwhether it crowns him with glory or pelts him with bad eggs. I care not a copper what his reputation or religion may be. If his babies dread his home-coming and his better half swallows her heart every time she has to ask him for a five-dollar bill, he's a fraud of the first water, even though he prays night and morn till he's black in the face and shouts hallelujah till he shakes the eternal hills. But if his him, and love's own sunshine illumes the face of his wife when she hears his foot-

white throne of God. He may be a rank atheist and a red-flag anarchist, and a mormon and a mugwump; he may buy votes in blocks-of-five and bet on the election; he may deal'em from the bottom and drink beer till he can't tell a silver dollar from a circular saw, and still he's an infinitely better manthan the cowardly humbug who's all sanvity, but who makes his home a hell-who vents on the helpless heads of wife and children the ill-nature he would like to inflict on his fellow men, but dares not. I can forgive much in that fellow mortal who would rather make men swear than women weep; who would rather have the hate of the whole world than the contempt of his wifewho would rather call anger to the eyes of a kin than fear to the face of a child."

CINCHING UP THE NAVVIES.

Men Employed For Nine Weeks Average Sixty-

Six Cents Per Week Over Expenses. Fort Steele Prospector: During the past week a considerable number of men reached here from the line of the Crow's Nest railway east of here. Most of them are "broke." They all come with the same tale of ill-treatment and failure on the part of the railway company to carry out their agreements and promises. Last week we gave some particulars. We can now give something more definite. J. Kehoe, F. Forbes and D. Simmons, are three young men from Trenton, Out. They came here a few days ago from working on the C. N. R. and tell the following story. They say they were employed in the east to come out and work on the railway. The arrangement was that their fares were to be paid and they were to receive \$1.50 a day wages, with board at \$3.50 a week. They came out and worked all together 52 days. The company's account with each of them was the

| llowing: | .; | | |
|--|------|------|------|
| FOR NINE WEEKS WORK. | 1 | | |
| 52 days @ \$1.50 | | \$78 | 3 00 |
| Less R'y fare to Macleod \$21 | | : | - |
| " Fare Macleod to Pass 7 | | ٠. | |
| " board, 9 weeks @ \$4.50 10 | 50 | | |
| " forwarding mail matter, 50c month. I | IXO | : | *** |
| doctor, 50c a month 1 | (N) | | |
| li lodging in Co.'s cabins 1 | 110- | -572 | : OU |
| Balance duc | | \$ 6 | i iX |

These men also had to supply their own blankets, and of course had to pay for tobacco and all other supplies they got from the company's stores, so that after doing nine weeks work, besides time lost in travelling, they found themselves out of pocket. If what they tell us is true, and there is no reason to doubt it, they are being most grossly ill used.

In extenuation of the position of the company we are told that it is the intention only to withhold the amount charged for railway fares till the work is finished or until the men have worked six months, when it will be paid over to them. But what authority has the company for doing this? When men have earned their wages they are entitled to be paid. The pay is being withheld in order to coercethe men to work for wages that are be- Spanish action will arise and the Britisl low a living wage. The price of board is government may have something to say.

In the above bill of charges against the men, the item "forwarding mail matter" is for the service of carrying a mail bag along the line. If 1,000 men are employed the revenue, at 50 cents a month from each man, would amount to \$2,000 per month in the aggregate. It would be a fat job to have that contract, seeing that the two men who are employed to make fortnightly trips along the line, are each paid only about \$60 a month to perform the service. We would like to know into whose pockets the balance of the money exacted from the men for this service goes. If this outrage is being perpetrated in the manner that we are informed it is being done, there never was a more disgraceful thing heard tell of in the records of railway building atrocities.

Another item in the above bill is that for "lodging in company's cabins." Those cabins are built by the company or the contractors for the use of the men, but a moment's reflection will show that the men are being made to pay dearly for the comforts afforded them. If the charges were kept up for a year, you could almost build Italian palaces out of the accretions.

Is it to be wondered at that the men are quitting the service? The whole proceeding is an imposition upon the people of this province. In a few months these men will be out of employment, and being left with little or no means as a result of their work, will, many of them, be a charge on the B. C. public.

The Coast Short Line.

In discussing railway matters with the Vancouver board of trade last week Sir William Van Horne said with respect to the proposed short line to the coast: "A word or two on another subject. Among several railway schemes on foot is one called the Vancouver, Victoria & Eastern. It is an ambitious scheme to build a railway from the coast through southern British Columbia to the Columbia river. I would like to tell you simply what the position of the C. P. R. is with regard to southern British Columbia. The company projected a line from the Crow's Nest l'ass by way of Nelson and Robson to the vicinity of Pendicton to connect with its main line at Hope. This was projected seven or eight years ago. For several years the company had engineers in the field, indeed, all through southern British Columbia.

"By the end of next year the company's line will be built substantially from its main line at Dunmore to Robson, on the Columbia, and no doubt before that time steps will have been taken and considerable of the road built from the Columbia river westward. You can readily see that with the vast amount of money that the C. P. R. has invested in various lines in British Columbia, and with the large sum invested in the Crow's Nest Pass line, children rush to the front gate to meet | that it cannot reasonably be expected to allow some other company to occupy the territory between the Columbia river fall, you can take it for granted that's and the Fraser valley. Of course if any-

ness, as we have to take them, we have territory, other than the C.P. R., must. you will readily see, necessarily ally itself with the American system south of the boundary, and that must take business away from British Columbia and from Vancouver. Such a line is not to be permitted. I only mention it because in the the near future you will be approached for a bandsome bonus for such a line. The line the C. P. R. propose to build by way of Penticton and Hope gives Vancouver everything that can be desired in southern British Columbia on the coast."

STEADILY GROWING.

The Exports From Southern Kootenay For

October Will Aggregate \$900,000 in Values. Southern Kootenay continues to give a good account of itself in the matter of mineral exports. It was rather an off week for the Slocan, owing to the fact that the entries for the bulk of the shipments from the silver camp did not reach the port of Nelson in time to be included in the returns for this week. The total value of the Slocan exports for the week was entered at \$62,860, but the indications are that the returns for the week ending October 30th will be the heaviest in the history of the district. The bulk of the exports for the current week came from the Trail smelter, the same being appraised at over \$150,000. The indications are that the exports for the current month will exceed in value \$900,000, and that during the winter months the million mark will be reached. The entries for the past week were: BULLION AND MATTE.

Pounds

Value

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| е | Kootenay Ore Company, Kaslo | . 135 a | |
| ~ | Slocan Star, Sandon | 120 | |
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| | Whitewater mine, Slocan | 179 | ** ** ** ** ** ** |
| 00 | Noble Five mines, Slocan | 16 | 1 |
| ,,, | Meteor mine Slocan | 20 | 1.5 |
| | McLeod Mining Co., Ainsworth | | F 1 |
| z. | Black Diamond mine, Ainsworth | | |
| ٠. | Iron Mask, Rossland | | |
| | Trun Mask, Rossiana | **** | 32 St. 10 St. |
| | many and many and a second sec | | 0000 010 |
| 10 | Total for week | 1,000 | \$232,649 |
| _ | Total so far for October | 1,926 | \$737,300 |
| χŊ | Total for September | - 4,604 | 8711,225 |
| | Total for August | 5,070 | \$675,189 |
| n | Total for July | 1,139 | \$513,832 |
| | Total for June | 3.461 | \$183,885 [|
| • | Total for May | 2.995 | \$397,797 |
| n. | Total for April | 3.764 | \$133,234 |
| _ | Total for March | | \$677,681 |
| g | Potal for Pohymour | 5.001 | \$562.S53 |
| ì | Total for February | 17,201 | |
| | Total for January | | \$675,506 |
| f- | Total via Revelstoke to Sept. 30th | | \$686,121 |
| ï | Total so far for 1897 | 15,398 | \$6,627,159 |
| | | | |

Starved to Death in Havana.

LONDON, Oct. 20.—The Daily Chronicle this morning, commenting upon the death in Cuba last week of W. Hughes, correspondent of Black and White of London, who is said to have starved to death in the streets of Havana after having been maltreated and robbed by a party of Spanish guerrillas, says: "If the story of his death is true, fresh execration of Spanish action will arise and the British Thursday night. He had recently visited Pinar del Rio with a pass from the military government. It is said that while there a party of Spanish officers assaulted him and robbed him of every thing he had except his clothing. Hughes, it is alleged, appealed to the military commander to help him and demanded the restitution of his property, but was only laughed at. He was obliged to return to Kaslo & Slocan Railway. Havana, walking the entire distance, and reached the city ragged and starving. Having lost his passport he could not establish his identity or communicate with his friends in England. He starved to death in the streets. Hughes had earned an excellent reputation as a war correspondent in Africa, having followed the Soudan expedition and travelled in western Africa. His father is a retired British army surgeon.

Windsor Destroyed by Fire.

The town of Windsor, N. S., was destroyed by fire on Sunday. The fire broke out in the business center. A high wind carried the flames in all directions and made a clean sweep of everything. Churches, public institutions, banks and residences were destroyed. Over 3,000 people were rendered homeless. The property loss is estimated at \$2.500,000. insurance \$500,000. John McIntyre, a well known citizen, was arrested on Thursday, charged with arson. Mayor Smith claims that he has evidence to prove that McIntyre fired his own and other houses during the big fire on Sunday to defraud the insurance companies. The arrest of McIntyre created a sensation, but news that McIntyre and Fletcher. the colored man, first suspected and arrested as the cause of the fire, had been seen together on Fletcher's ranch just before the big fire broke out, created a bigger sensation. It is now believed that Windsor was wilfully fired and that Mc-Intyre and Fletcher worked together.

The Whitewater Dividend.

The largest dividend in the history of the Whitewater mine was declared last week. The amount was \$24,000, and makes a total to date of \$64,000. Besides this last dividend, about \$8000 was paid out in settlement of accounts. The Whitewater is shipping at the rate of 50 carloads per month, and dividends may be expected regularly.

Another Slocan Star Dividend.

The announcement was made this week that the Slecan Star had declared a dividend in September of \$50,000. This brings the dividends of the Slocan Star company up to \$100,000. The mine is shipping concentrates again over both the Nakusp & Slocan and the Kaslo & Slocan roads to the Omaha smelter.

Got Things Mixed.

Many years ago, Gladstone, speaking of Mr. Parnell, made use of the oft-quoted phrase, "Marching through rapine to the dismemberment of the empire." On the true gold-his home's heaven, and the body else has money to build there on I same day there was a horse race, in which

humbug never gets that near the great | their own hook, and take chances of busi | the winners were respectively Veracity, Tyrone, and Lubster. These facts were no objections at all. But any line in such | cabled to New Zealand together in the usual -hort-hand style of the cable. The result was that next day the New Zerland papers contained the following extraordinary paragraph: "Mr. Gladstone de-nounced Mr. Parnell as marching through rapine to the dismemberment of the empire, and said that the Iri-h leader had the veracity of a Tyrone lobster.

LOCAL NEWS AND GOSSIP.

The Vernon & Nelson Telephone company will have its long distance telephone line from Nelson to Rossland completed. on Monday afternoon. It has been arranged that mayor Houston shall carry on the first conversation over the new wire with his old friend, mayor. Scott, of

Lem Lung, a Chinaman living in a shack on Vernon street, took sufficient opium early Thur-day morning to cause death. Dr. Arthur held an inquest and a verdict was found to the effect that Lung came to his death through opinm administered by

The dance given by the Nelson brass band in the Fire hall Thursday evening proved a very enjoyable affair. Another dance will be given in the fire hall: Wednesday evening.

Richard Plewman has been appointed liquidator of the O. K. Mining company by justice Walkem. The security to be given was fixed at \$5,000.

A meeting of the creditors of the estate of W. H. Graham will be held in the office of Messrs. Bowes & Senkler, on Monday morning at II o'clock. H. G. Neelands, assignee, says that the estate will be able to pay 100 cents on the dollar if a fair price is secured for the stock in trade.

The City Received \$1,579.70.

Mayor Houston this week received a check from the provincial government for \$1,579.70, being the city's proportion of the real property tax paid into the provincial exchequer up to September 1st, 1897. When the city was incorporated mayor Houston estimated that the revenue of the province under the real property tax would be \$3,000, and that the corporation's proportion would amount to \$2,000. That this amount has not been realized is due to the fact that there are considerable arrears of real property taxes yet remaining unpaid. Of the total amount received by the government as real property taxes the Canadian Pacific Railway company contributed more than

Golumbia & Kootenay Branch CANADIAN PACIFIC RAILWAY.

| 140.31 | NO. 1 | SIVITORS | NO. 21 NO. 3 |
|---|---|---|---|
| 17:00 17:15 17:30 17:55 18:45 | 9:15 m 10:00 m 10:25 m | rve Nelson A Koolenay Forty-nine Creek Slocan rve Robson 1 | # 14:00 21:00 # 13:45 20:47 # 13:02 20:20 |
| No. No. No. No. | lays. 1 connects 3 connects 2 awaits a 1 awaits a | 2, 3, and 1 run Tuedays s with steamer for Trail s with steamer for Arrov rrival of steamers from rrival of steamers from fon at Nelson with steam | Creek. vlicad. Arrowhead. Trail Creek. |

J. HAMILTON, Trainmaster and Agent.

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Notice of Application to Purchase Land. Notice is hereby given that I. F. B. Lys, intends to apply at the expiration of sixty days from the date hereof, to the chief commissioner of lands and works for permission to purchase 320 acres of unreserved, unoccupied and unsurveyed crown land, situated in West Kootenay district. F. B. LVS, Locator. Dated this 8th day of October, 1897.

DESCRIPTION. Commencing at initial post on the west bank of Russell crock about 20 chains from its junction with Goat river, marked "F. B. Lys" southeast corner, thence north 80 chains, thence west 40 chains, thence cost 40 chains to point of commencement, containing 320 acres more or less.

Notice of Application to Purchase Land. Notice is hereby given that sixty days after date 1, the of land, situate in West Kootenay district State 1, the undersigned, intend to apply 10 the chief commissioner of lands and works for permission to purchase 320 acres of land, situate in West Kootenay district.

JAMES PETERS, Locator, Dated this 8th day of October, 1897. [October 23rd] DESCRIPTION.

Commencing at a post four miles north of the mouth of Meadow creek near the east bank of Goat river marked "Jamos Peters' S. E. corner post." Thence west 40 chains, hence north 80 chains, thence east 10 chains, thence south 80 chains to the point of commencement, containing 320 acres more orless.

Notice of Application to Purchase Land. Notice is hereby given that sixty days after date I, the undersigned, intend to apply to the chief commissioner of lands and works for permission to purchase, 320 acres of land, situate in West Kootenay district.

F. C. CHANDLER, Locator, Dated this 8th day of October, 1897. [October 23d]

DESCRIPTION.

Commencing at a post four miles north of the mouth of Meadow creek near the east bank of Goat river, marked "F.C. Chandler's N. E. corner," thence west 10 chains, thence south 80 chains, thence cast to chains, thence north 80 chains to the point of commencement, containing 200 corne more or the containing 200 corne more or the containing 200 corne more or the containing 200 corner more or the containing 200 cor ing 320 acres more or less.

Notice of Application for Liquor License. I hereby give notice that 30 days from this date I intend to apply to the stipendiary magistrate at Nelson, West Kootenay district for a license to sell liquor by retail on the premises situate on the western half of Lot 370, group I, West Kootenay district. E. B. McNAHRN.
Dated at Nelson, B. C., October 11th, 1897. [Oct. 16th.]

Notice of Dissolution of Co-partnership.

Notice is hereby given that the firm of Peterson & Mallette, formerly carrying on a hotel business in this city, has this day been dissolved by mutual consent, William Peterson retiring from the business. All accounts owing to the old firm of Peterson & Mallette are payable to Mrs. Mallette, who will discharge all liabilities of the firm.

MRS. MARY MALLETTE.

Dated at Nelson, B. C., October 20th, 1807. [Oct 23cd]

THE TRIBUNE BUYS OLD RAGS 15 CENTS PER POUND

BY-LAW NO. 19.

Where s it i desirable to have certain streets in the City of Nelson supplied with light during certain hours: And whereas an offer has been received by the municipal council of the said city from the Nelson Electric Light Company, Limited, for the furnishing of light to the said city, which offer also includes the right or option of the said city to purchase the plant and franchise of said Nelson Electric Light Company, Limited:

And whereas it is desirable to accept the said offer and Therefore, the municipal council of the corporation of the CRy of Nelson enacts as follows:

Section 1. It shall and may be lawful for the said municipal council of the corporation of the City of Nelson, and the said council is hereby authorized and empowered to enter into a contract with the said Nelson Electric Light Company, Limited, for the furnishing and supplying street lights to the said City of Nelson, to consist of not less than twenty and as many more standard 1200 councils power; are lights, and; as many standard 160 councils names names as names as names as names candle power lamps, as may be required from time to time during a term of five years, commencing on the first day of November, 1897, the rate to be paid for are lights to be \$10 per month per light, and for standard 16 candle power lamps to be 75 cents per lamp per month, a discount to be allowed to the said city upon the said rates during the second year of such term of 5 per cent, during the third year a discount of 16 per cent, during the fourth year a discount of 15 per cent, and during the fifth year a discount of 26 per cent, and during the fifth year a discount of 26 per cent.

year a discount of 15 per cent, and during the lifth year a discount of 26 per cent.

Section 2. The said contract also to include the right or option of said corporation of the City of Nelson to purchase the plant and franchise of the said Nelson Electric Light Company, Limited, at any time before the first day of November, 1898, at a sum not exceeding \$10,000.

Section 3. This By-law may be cited for all purposes as "Street Lighting By-law, No. 19, 1897."

Read first and second times 27th of September, 1897. Reconsidered and finally adopted and passed 18th October, A. D., 1897.

[SEAL.]

[SEAL.]

[SEAL.]

CHARLES E. SEALEY, City Clerk.

CHARLES E. SEALEY, City Clerk.

NOTICE.

The above is a true copy of a by-law passed on the 18th day of October, 1897, by the municipal council of the City of Nelson, and all persons are hereby required to take notice that anyone desirous of applying to have said by-law, or any part thereof, quashed, must make his application for that purpose to the supreme court of British Columbia within one month next after the publication of this by-law in the British Columbia Gazette, or he will be too late to be heard in that behalf, CHAS, E. SEALEY, City Clerk.

CORPORATION OF THE CITY OF NELSON

BY-LAW NO. 20.

A By law for levying a road tax for the year 1897. Whereas, it is deemed expedient and necessary to levy a road tax in the City of Nelson:

Now, therefore, the municipal council of the corpora-tion of the City of Nelson emets as follows: 100 of the Chy of Nelson emacks as follows:

1. It is hereby levied and imposed and there shall be ruised and collected an equal rate of two dollars per head per annum upon all male persons between the ages of twenty-one and fifty years residing within the Municipality of the City of Nelson.

2. The said rate shall be due and payable to the city collector, at his office in the City of Nelson, on the 30th day of October, 1807.

3. This by-law may be cited as "The Road Tax Ry-law"

This by-law may be cited as "The Road Tax By-law, Read the first, second and third time in open council 20th October, 1897.

Reconsidered and finally passed and adopted October 22d, 1897. NOTICE.

The above is a true copy of a by-law passed on the 22nd day of October, 1897, by the municipal council of the City of Nelson, and all persons are hereby required to take notice that anyone desirous of applying to have said by-law, or any part thereof, quashed, must make his appli-cation for that purpose to the supreme court of British Columbia within one month next after the publication of this by-law in the British Columbia Gazette, or he will be too late to be heard in that behalf.

CHARLES E. SEALEY, City Clerk.

CORPORATION OF THE CITY OF NELSON

Applications for the position of chief of the Volunteer Fire Brigade of the City of Nelson will be received by the undersigned until Monday, the 25th day of October, 1897, at 12 o'clock noon. Applicants should state age, whether married or single, previous experience, and where. CHARLES E. SEALEY, City Clerk. Nelson, October 7th, 1897.

MOTICE

Notice is hereby given that application will be made to the legislative assembly of the province of British Columbia, at its next session, by The Trusts & Guarantee Company, Limited, a corporation incorporated in Ontario under "The Ontario Joint Stock Companies' Letters Patent Act" and under "The Trusts Company Act, 1895," on the 24th day of February, 1897, for an act confirming and conferring upon it the powers of the said company acthe same amorar in the Letters Patent denosited to Ontario 1997. the same appear in the Letters Patent deposited in On-tario with the provincial registrar and upon the approval of the lieutement-governor-in-comicil, and with its consent that the said company may be appointed by any indge of the supreme or county courts of the province of British Columbia to execute the office of executor, administrator. trustee, receiver, assignee, guardian of minor, or committee of a lunatic without giving security. and for all further and necessary powers as may be inci-dental or conducive to the attainment of the above

dental or conducts
objects or any of them.
HERBERT E. A. ROBERTSON.
Victoria, R. C., S Bastion Square, Solicitor for the Trusts & Guarantee Company, Limited Dated October 6th, 1897. [October 9th

Notice of Application for Liquor License. Thereby give notice that 30 days from this date I intend to apply to the stipendiary magistrate at Nelson, West Kootenay district, for a license to sell liquor by retail on the premises situate on the eastern half of Lot 370, Group I, West Kootenay district.

O. NEWLING, Dated at Nelson, B. C. October 8th, 1897.

Notice of Application for Crown Grant. Take notice that I. A. S. Farwell, acting as agent for J. H. Young and John B. Daly, have thed the necessary papers and made application for a crown grant in favor of the mineral claim "Union Jack," situated on Toad mountain, in the Nelson mining division of West Kootenay district. Adverse claimants, if any, must file their objections with me within 60 days from the date of the first publication of this notice in the British Columbia Gazette. W. J. GOEPEL, Government Agent. Dated at Nelson, B. C., August 21th, 1897. [Aug. 28th]

NOTICE TO CREDITORS.

All parties having claims against the estate of Charles B. Sansom, late of the city of Nelson, in the province of British Columbia, deceased, are requested to send the same, verified by statutory declaration, and produce all scentities held by them, to the undersigned on or before the 15th day of October, 1897. After which date I will proceed to distribute the estate of the deceased among the parties entitled thereto, having regard only to such claims as have been sent in to me as aforesaid, and will not hold myself liable for any claims which are not sent in as aforesaid. W. F. TEETZEL, Administrator, By John Elatorr, His Solicitor.

Dated at Nelson, B. C., this 15th day of September, 1897.

Notice of Application to Purchase Land. Notice is hereby given that sixty days from the publication of this notice, I, C. B. Murray, intend to apply to the chief commissioner of lands and works to purchase one hundred and sixty (169) acres of msurveyed, unoccupied, and unreserved crown lands, situate on Lemon creek, in the Sloran City mining division of West Koote-marked injury the investigated Newly East. enay district, at the junction of the second North Fork of said creek with the main creek. C. B. MURRAY.

Dated this 12th day of October, 1897. | October 180 (October 16th)

Commencing at a post marked "C. B. Murray's northwest corner," planted on the west bank of said second North Fork near said junction, thence south 40 chains, thence east 10 chains, thence north 40 chains, thence west 40 chains to place of beginning.

CREDITOR'S MEETING

REGARDING ESTATE OF W. H. GRAHAM. The meeting of creditors, called according to notice published in the Gazette and the Nelson Miner, met in the offices of Messrs, Bowes & Senkler, at Nelson, B. C., at 11 o'clock in the morning. Present: 11. G. Neelands, the assignee and the representative of Ames, Holden & Co., also J. H. Bowes, of Bowes & Senkler. The meeting adjourned till Monday at the same hour and place, to give other creditors an opportunity of being present.

H. G. NEELANDS, Assignee, Dated at Nelson, this 23rd day of October, 1897.

corporation of the city of nelson Spokane Falls & Northern, Nelson & Fort Sheppard. Red Mountain Railways.

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

DAILY EXCEPT SUNDAYS. Arrive NELSON ... 11.00 a. m ROSSLAND 3:40 p. m. 8:00 a. m SPOKANE 6:40 p. m. Passengers for Kettle River and Boundary Creek con-nect at Marcus with stage daily.

NOTICE OF ASSIGNMENT.

Notice is hereby given that Adolphus II. Ituelle, of the town of Robson. B. C., merchant, has in pursuance of the "Creditor's Trust Beeds Act, 1830," and amending Acts, made an assignment for the general benefit of his creditors tome. Charles Itamos, of the said town of Robson, which assignment was executed by the said Adolphus II. Ruelle on the 1st day of October, 1807, and by me on the 2nd day of October, 1807. Creditors are required to forward full purticulars of their claims proved by aftiday of November, 1807, after which date I will proceed to distribute the assets of the said Adolphus II. Ruelle among the creditors of whose claims I shall have notice but I will not be responsible for the claims of any person who fails to present his claim is due form on or before that date.

CHARLES RAMOS, Trustee.

Pated this 4th day of October, 1897. [October 9th]

CREDITOR'S MEETING.

A meeting of the creditors of the said Adolphus H. Ruello will be held at the office of R. M. Macdonald, Solicitor, Baker street, Nelson, B. C., on Monday the 11th day of October, 1897, at 4 o'clock in the afternoon.

CHARLES RAMOS, Trustee.

Notice of Application for Certificate of Improvements.

APHA MINERAL CLAIM, SITUATE IN THE NELSON MINING DIVISION OF WEST KOOTENAY DISTRICT, AND LOCATED WEST OF AND ADJOINING THE PORTO RICO AND LIZZIE B. MINERAL CLAIMS AT THE HEAD OF BARRETT CREEK ABOUT FIVE MILES WEST OF THE NELSON AND FORT SHEPPARD RAILWAY AND NINE MILES PROM THE

FORT SHEPPARD RAILWAY AND NINE MILES FROM THE TOWN OF YMHR.

Take notice that I, Samuel L. Long, acting as agent for W. H. Carbould, free miner's certificate. No. 77,232, 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.

SAMUEL 1. LONG, P. L. S. Dated this 2nd day of September, 1897. [Sept. 4th]

Notice of Application for Certificate of Improvements.

ORTO RICO MINERAL CLAIM, SITUATE IN THE NELSON MINING DIVISION OF WEST KOOTENAY DISTRICT, AND LOCATED AT THE HEAD OF BARRETT CREEK ABOUT LOCATED AT THE HEAD OF BARRETT CHEEK ABOUT FIVE MILES WEST OF THE NELSON AND FORT SHEPPARD. RAILWAY AND NINE MILES FROM THE TOWN OF YMIR. Take notice that I, Samuel L. Long, acting as agent for W. J. Maxwell, free miner's certificate No. 78,629, 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. SAMUEL L. LONG, P. L. S. Dated this 2nd day of September, 1897. [Sept. 4th]

Notice of Application for Certificate of

Improvements. LIZZIE B. MINERAL CLAIM, SITUATE IN THE NELSON MIN-ING DIVISION OF WEST KOOTENAY DISTRICT, AND LOCATED NORTH OF AND ADJOINING THE PORTORICO MINERAL CLAIM AT THE HEAD OF BARRETT CREEK

MINERAL CLAIM AT THE HEAD OF BARRETT CREEK ABOUT FIVE MILES WEST OF THE NELSON AND FORT SHEPPARD BAHLWAY AND NINE MILES FROM THE TOWN OF YMIR.

Take notice that I, Samuel L. Long acting as agent for Walter A. Boulthee, free miner's certificate No. 3768a, 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.

SAMUEL L. LONG, P. L. S.
Dated this 2nd day of September, 1897. [Sept. 1th]

Notice of Application for Certificate of

Improvements. ORO FINO, DENTER, AND DEXTER FRACTION MINFRAL CLAIMS, SITUATE IN THE NELSON MINING DIVISION OF WEST KOOTENAY DISTRICT, AND LOGATED ABOUT FIVE

WEST KOOTENAY DISTRICT, AND LOCATED ABOUT FIVE MILES WEST OF THE TOWN OF NELSON.

Take notice that 1, A. S. Farwell, acting as agent for Alfred C. Flumerfelt, free miner's certificate No. 88,939, intend sixty days from the date hereof, to apply to the mining recorder for a certificate of improvements, for the purpose of obtaining crown grants of the above claims. And further take notice that action, under section 37, must be commenced before the issuance of such certificates of improvements.

A. S. FARWELL, Dated this 21st day of August 1897.

[August 28th]

Notice of Application for Certificate of Improvements.

OLUS MINERAL CLAIM, SITUATE IN THE NELSON MINING DIVISION OF WEST KOOTENAY DISTRICT, AND LOCATED ON THE NORTH FORK OF THE SALMON RIVER, ABOUT FOUR MILES FROM THE NELSON AND FORT SHEPPARD RAILWAY.

Take notice that I. N. F. Townsend, acting as agent for L. E. Keller, free miner's certificate No. 85,587, intend sixty days from the date hereof, to apply to the mining recorder for a certificate of improvements, for the purrecorder for a certificate of improvements, for the pur-pose 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.

N. F. TOWNSEND.

Dated this 20th day of August, 1897.

[August 28th]

Notice of Application for Certificate of Improvements.

ATHABASCA, ALBERTA, ALGOMA, MANITOBA, RUBY FRAC-TION AND TRIANGLE PRACTION MINERAL CLAIMS, SIT-UATE ON TOAD MOUNTAIN, IN THE NELSON MINING DIVISION OF WEST KOOTENAY DISTRICT, AND TWO DIVISION OF WEST ROOTENAY DISTRICT, AND TWO MILES SOUTHWEST FROM NELSON.

Take notice that I, Frank Fletcher, acting as agent for the Athabasca Gold Mining Company, Limited, free miner's certificate No. (2004, intend sixty days from the date hereof, to apply to the mining recorder for certificates of improvements, for the purpose of obtaining crown grants of the above claims. And further take notice that action, under section 37, must be commenced before the issuance of such certificates of improvements.

FRANK FLETCHER.

Dated this 13th day of September, 1897. Notice of Application to Purchase Land. Notice is hereby given that I. Robert E. Lemon, intendto apply at the expiration of sixty days from the date hereof, to the commissioner of lands and works, for per-mission to purchase 600 acres of unceserved, unoccupied, and unsurveyed crown lands, situated on the central fork of Goat River, about four miles easterly of the Storm King mineral claim, in Goat River mining division of West Kootenay, British Columbia.

B. E. LEMON. Dated August 20th, 68% DESCRIPTION.

Commencing at an initial post marked "Robert E. Lemon's S. E. corner post," thence north 160 chains, thence west 160 chains, thence south 460 chains, thence east 160 chains to point of commencement, containing 640 ares more or less.

Notice of Application to Purchase Land Notice is hereby given that sixty days after date, I the undersigned, purpose applying to the chief commis-sioner of lands and works for permission to purchase the following described lands.

DESCRIPTION.

Commencing at a post placed on the east shore of Up-per Arroy lake near the narrows, marked "J. D's N. W. corner, thence following coast line south 80 chains, thence 80 chains east, thence 80 chains north, thence 80 chains west to point of commencement, containing 600 acresmore or less.

Dated Nakusp, B. C., June 20th, 1897. [August 11th]

Notice of Dissolution of Co-Partnership.

Notice is hereby given that the co-partnership heretofore existing between A. C. Buchanan and C. J. Wilson,
trading under the name of Buchanan x Wilson, has
this day been dissolved by mutual consent. All accounts
owing to the firm of Buchanan x Wilson, up to October
1st, are mayable to A. C. Buchanan, who will also pay
all liabilities of the former partnership up to that date,
Signed, A. C. BUCHANAN,
Nelson, October 1st, 1897. C. J. WH.SON.

SOTICE. All persons indebted to the above firm of Buchanan & Wilson are requested to settle the amount of such indebtedness forthwith to avoid the necessity of having the accounts given out for collection.

A. C. BUCHANAN.

Hold your orders for Stoves..

Until you examine the carload of James Smart's celebrated Brockville Stoves included in the stock of hardware which we will open in the Mara block on Baker street, next week

The latest designs at close prices...

We propose to secure our share of the wholesale and retail trade of Southern Kootenay, and with this purpose in view we have arranged to carry a complete stock of Shelf and Heavy Hardware, making a specialty of Miners' Supplies • • •

Vancouver Hardware Company,

LOCAL NEWS AND GOSSIP.

Miss Annie Provo and Thomas Moriarity, of this city, were married Tuesday evening by Rev. George H. Morden. The wedding was followed by a dance at the Grand Central hotel.

G. A. Cooper was assessed \$8 and costs by magistrate Crease on Saturday for stealing a nightshirt from Mrs. Gilbert's private hospital. Cooper committed several depredations around the hospital, and the night-shirt incident was siezed upon as the easiest upon which to secure a conviction. Magistrate Crease assessed Cooper all the money he had in sight.

George Stephenson has an unhappy faculty for getting tangled up with the courts. He was before magistrate Crease on Monday for a breach of Waterworks By-law No. 10. Stephenson's offence was the attaching of a tap to the water system without the consent of the water commissioner. He was fined \$10 and costs.

Joseph Martin, formerly attorney-general for Manitoba, was sworn in as a solicitor and member of the bar of this province at Victoria last week. Martin was presented by Sir Henry Crease, and justice Walkem, the presiding judge, wished him success.

Jack Fidler, at one time one of the best known locomotive engineers on the main line, is sojourning in Nelson, looking for a job.

John R. Cook, of Rossland, spent a few of his many shekels in Nelson this week endeavoring to escape from the rigors of the climate of the only city in the province that has a discredited city government.

Mrs. J. A. Gilker left Nelson on Wednesday morning for Minneapolis, where her parents now live.

Jim Trodden, an old C. P. R. conductor of New Westminster, is making Nelson his headquarters for a time. He is a sort of adjutant to W. W. Armstrong, who is chief-of-construction Haney's right bower on this side of the Rockies.

E. J. Mathews, of the Pilot Bay smelter, was in Nelson this week. In connection with the resumption of work at the Pilot Bay smelter, he says that it will be some weeks before the furnace will be blown in, as it is the purpose of the operators to have a large supply of ore on hand first. The concentrator will probably start up next week. The bulk of the supply for the smelter will be drawn from the Lucky Jim mine in the Slocan, the Tariff at Ainsworth and the Blue Bell on Kootenay Lake. A sufficient force will be put upon the Lucky Jim to take out 100 tons of ore per day. It is also proposed to take 50 tons per day out of the Tariff. Nothing has been done up to the present in the matter of resuming work upon the Blue Bell.

Dr. LaBau made a bacteriological examination of all the milk that went before analyst Holdich, for the purpose of determining whether it contained bacilles of typhoid or of tuberculosis. He reports negative results, which disposes of the theory that the recent cases of typhoid fever were due to the presence of the germs of the disease in the milk supplied to the residents of Nelson.

SHERIFF'S SALE.

Province of British Columbia, Nelson, West Kootenay, To-wit;
By virtue of a warrant of execution issued out of the county court of Kootenay, at Nelson, at the suit of Nick Anderberg, John Twaddle, R. Hunter, S. Eustice, and Hugh Lewis, plaintiffs, and to me directed against the goods and chattels of Neil McLeod, of the City of Nelson, defendant, I have seized and taken in execution all the right, title and interest of the said defendant, Neil McLeod, in the "Delight," "Caigary," "Atlanta," "Woodstock," and "Balmoral" mineral chains, all of which are situated in the Nelson maining division, and recorded in the mining recorder's office at the City of Nelson, B. C., to recover the sum of four hundred and seventy-lirce dollars and forty cents, \$173.49, amount of said executions, besides interest, sheriff's poundage, and all other legal costs and incidental expenses, all of which I shall expose for sale or sufficient thereof to satisfy said indigment debt and costs, at the front of the court house, at Nelson, on the first day of November, A. D. 1897, at the hour of H o'clock in the forenoon.

Note: Intending purchasers will satisfy themselves as to interest and little of said defendant,
WILLIAM P. ROBINSON, Deputy Sheriff, Dated, Nelson, October 22nd, 1897.

Fred Irvine & Cº

Ladies and Misses Fall



and Winter Jackets and Canes, as well as Furs. We have just received a full stock of Ladies' and Misses Fall and Winter Coats, Capes, and Children's Ulsters, in the latest styles and colors. Also Ladies' Fur Capes, Coats, Mufflers, Collars and Ties. Our stock is now complete in all departments. Hoisery, Gloves, Woolens, Elder Down Quilts, superine Woolen Blankets, Flannelett Blouses, Underskirts, Dressing Jackets, Wrappers, and Night Dresses, Ladies' and Children's Health Underwear. Heavy Serge Dress Skirts

Write for samples of our Black and colored Dress Materials and Mantle Cloths.

Fred Irvine & Co., Nelson

Kirkpatrick & Wilson

In addition to a complete line of Groceries both Staple and Fancy for the use of all classes of consumers. We are carrying the largest and most elegant line of . .

Crockery and Glassware

Kirkpatrick & Wilson

BAKER STREET

Stoves! Stoves! Stoves!

We are agents for The James Stewart Manufacturing Company of Woodstock, and have just received 2 cars of their celebrated Stoves and Ranges, which we are offering at exceptionally low prices. We have also a full stock of Queen Heaters. Give us a call. Prompt attention to letter orders.

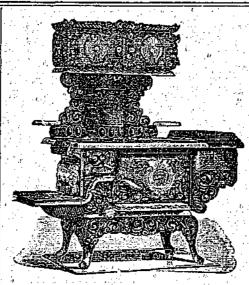
Lawrence Hardware Co.

Charles A. Waterman & Co.

Office: Bealey Block, Baker Street, Nelson.

Auctioneers, Real Estate and General Commission Agents, custom brokers and notaries public

IMPROVED NELSON RESIDENCE PROPERTY FOR SALE
Offices to let in Brick Blocks heated by steam and furnished with all modern improvements.



Just received a consignment of "Le Roi" Heaters something entirely new. A full line of cooking and heating stoves in all sizes. Sole agents for Gurney Stove & Range Co. A full line of fresh Groceries. Wholesale and retail. Miners' supplies a specialty.

John A. Turner & Co.

CORNER BAKER AND JOSEPHINE STREETS, NELSON.

When you buy Drugs You want them fresh And of the best quality



Our aim is to supply the best at reasonable prices. Our turnover is large, consequently we are continually receiving fresh goods. No shelf-worn or worm-eaten goods to be found upon our premises. Everything is fresh and clean.

W. F. Teetzel & Co.,

Corner Baker and Josephine Streets

FRED J. SQUIRE MERCHANT TAILOR

West Baker Street, Nelson, B.C.

HOUSE-FURNISHINGS

OUR SPECIALTY NEXT WEEK

Just received a fine line of the famous Oneida Axminster Carpets in beautiful and harmodious coloring Also a splendid range of Comforters in Wadding, Wool and Eiderdown Fillings with fancy Sateen Coverings, and extra fine All-Wool White Blankets. Special values in Grey Blankets.

Madras and Printed Muslins for draperies. Cretonnes and Damasks in large variety. Window Shades from 50 cents up.

A. T. GARLAND

Have just received the largest and most complete stock ever displayed in Nelson of

DIAMONDS, OPALS AND PEARLS RINGS, BROOCHES, SCARF PINS.

Now is your time to get a Piano. Terms to suit times Call and examine my stock

JACOB DOVER, Jeweler

Rubbers Overshoes Gum Boots

In fact every kind of wet weather footwear including Ladies' and Gents' Fine Felt-lined City Knee Boots.

P. O. STORE

18 and 20 BAKER STREET

J. A. GILKER

P. BURNS & CO. FAT NOFRCHANT

NELSON, B. C.

BRANCH MARKETS

Rossland and Trail, in Trail Creek District Three Forks and Sandon, in Slocan District Kaslo in Ainsworth District

Prepared to supply consumers with everything in the way of fresh and cured meats. Orders by mail carefully filled and promptly forwarded.