

RUPERT WEATHER WOULD TAKE PRIZE ANYWHERE

REBELS CAPTURE MEXICAN CITY OF JEREZ—FAIRS AT VICTORIA AND NELSON DRAW CROWDS

SANDWICH AND CUP OF TEA; IS IT A BONA FIDE MEAL?

IS IMPORTANT QUESTION OCCUPIED THE ATTENTION OF JUDGE AND LAWYERS YESTERDAY.

When a meal is not a meal" is the question argued between counsel before Judge Young yesterday afternoon in connection with the appeal by Corley & Burrows, of the Royal Hotel, against the recent decision of Magistrate Young convicting the appellants of selling liquor during prohibited hours.

Counsel agreed upon a stated case, the appellants admitting that liquor was sold in their dining room until 1 o'clock on Sunday morning to people who were travellers nor registered guests of the hotel.

The only witness called was A. Corley, who stated that he had been given to understand that liquor could be served in his restaurant with meals and this had been done for some four or five months previous to the conviction. Asked as to the nature of the meals with which he served liquor, the witness said that it was served, if asked for, with a sandwich and a cup of tea or coffee, the price of which ranged from 25 cents to 40 cents. The dimensions of the sandwich were carefully inquired into. The witness further stated he very frequently turned down applications for liquor with such meals when he felt sure it was only an excuse to get the liquor. The prices for meals, he said, were from 6 a. m. to 1 a. m.

Cross-examined by Mr. Fisher for the Crown, the witness admitted that there was a special menu for lunch and dinner, which was off at 8 o'clock.

Mr. Patmore for the appellants argued that according to law a guest of a hotel was one who partook of the services offered by the hotel. One need not register to be a guest. Several cases were cited to support this view. Mr. Patmore also contended that a regular meal was a normal meal, a meal to satisfy the requirements of hunger, and not necessarily a meal served during regular hours.

At this point His Honor Judge Young stated that in his opinion the question of the hours when a meal was served had little bearing on the case. The principal point in view, in his opinion, was as to whether or not the meal was bona fide.

Mr. Fisher arguing for the Crown contended that the word "regular" must refer to the hours as "bona fide" referred to the character of the meal. He drew attention to a city bylaw under which a person is not a guest of a hotel unless his name is entered on the register. He also contended that a sandwich could not be regarded as a meal. It was merely a snack.

At the conclusion of the argument His Honor said that he would reserve his decision.

CITY OF JEREZ CAPTURED Rebels Killed and Wounded Over Hundred Federals

(Special to The Daily News.)
Piedras, Negras, Mex. Sept. 24.—The Constitutionalists yesterday captured the city of Jerez, killing and wounding over a hundred of the federal soldiers.

NEXT PARLIAMENT No Sessions Likely Until After New Years

(Special to The Daily News.)
Ottawa, Sept. 24.—Senator Landry, speaker of the Upper House, has booked his passage to France for three months, which indicates that parliament will not assemble until after New Years.

Don't fail to visit Rogers & Black's exhibit and guess the weight of the coal. Free to everyone. 224-25

BASEBALL

National League.
Brooklyn 6-1, Pittsburgh 1-0. No other games scheduled.
American League.
Chicago 2-3, Boston 3-2. Cleveland 0, New York 3. Detroit 8, Philadelphia 2. St. Louis 5, Washington 3.
Northwestern League.
Vancouver 9, Victoria 1. Tacoma 2, Seattle 6. Portland 1, Spokane 2.
Coast League.
San Francisco 6, Portland 5. Sacramento 4, Los Angeles 5. Venice 1, Oakland 1 (called in the thirteenth inning).

Seattle, Sept. 24.—By winning from Victoria, while Portland lost to Spokane, Vancouver settled the Northwestern League race as far as the championship is concerned. There is no possibility of Portland overtaking the leaders, the games ending on Sunday.

THERE ARE OTHER FAIRS Prince Rupert Is Only One Day Behind Them.

(Special to The Daily News.)
Victoria, Sept. 24.—Under ideal weather conditions the annual fair and exhibition was opened yesterday afternoon by Lieutenant Governor Paterson. The attendance was unusually large.

Nelson, B. C., Sept. 24.—Crowds of visitors are here today attending the tenth annual fruit fair. A much larger number of exhibits from all over the Boundary and Kootenay districts has been sent in this year.

Vancouver Has No Council
(Special to The Daily News.)
North Vancouver, Sept. 24.—This city is without a board of aldermen. It has just been discovered that the bylaw dividing the city into wards was illegally signed.

GERMAN EMPEROR MAKING NO INVESTMENTS IN THE PROVINCE

ALVO VON ALVENSLEBEN DENIES THE STORY OF THE KAISER
HAVING BOUGHT REALTY IN VANCOUVER OR
BRITISH COLUMBIA.

Vancouver, Sept. 22.—Germany's Kaiser has not bought real estate in Vancouver or in British Columbia. The report, emanating from Berlin and sent broadcast from London that Emperor Wilhelm II had purchased real estate in this province through Mr. Alvo Von Alvensleben, managing director of the financial and real estate corporation of that name, is incorrect. Mr. Von Alvensleben told the World this morning that there was no truth in the story. "The news story published all over the continent yesterday that His Majesty Emperor Wilhelm II had extensive investments in land in Vancouver and elsewhere in British Columbia is not true," said Mr. Von Alvensleben. "According to the Berlin correspondent of the London Daily

Mail, from which the story originated, I have negotiated the deals by which His Majesty was supposed to have acquired land in the province.

"As far as His Majesty is concerned, I have to deny this report most emphatically and I will ask you to deny it for me."

Mr. Von Alvensleben has negotiated several substantial deals for British Columbia city property, agricultural and farming lands for German syndicates. His business has taken him back to Germany on some occasions and the extensive transactions in which he has interested Germans probably gave rise to the erroneous report wired from London yesterday.

The investment of German capital in British Columbia made by Mr. Von Alvensleben has totalled several million dollars.

PRINCE RUPERT'S FIRST FAIR IS NOW IN FULL SWING

Hon. C. Price Ellison, Minister of Agriculture, Formally Opened
The Exhibition This Morning---Great Variety of
Exhibits in All Lines

The first exhibition for Northern British Columbia to be held in Prince Rupert is now open, and judging from the auspicious conditions under which the formal opening was held it is off to a good start. All that is required to make it a complete success is a continuance of the ideal weather conditions which prevailed this morning.

The opening ceremonies took place in front of the Industrial Hall shortly after 10 o'clock. Before the arrival of Hon. C. Price Ellison, minister of agriculture, who was invited to open the exhibition, the school children of the city to the number of nearly four hundred were massed in front of the hall. With a little delay as possible the president of the exhibition, J. H. McMullin, and the secretary, L. Bullock-Webster, accompanied by Mayor Pattullo and William Manson, M. P., escorted Hon. Price Ellison and his daughter to a platform in front of the children, from which the addresses were made. The school children, as soon as the party had taken its place, joined in singing "The Maple Leaf," under the leadership of Mr. Davey. President McMullin then called upon Mayor Pattullo to deliver an address of welcome to the honored guest who was to formally open the fair.

Mayor Pattullo's Address.
In his opening remarks Mayor

Pattullo said that it afforded him the utmost pleasure to be present at the opening of the first agricultural and industrial exhibition for Northern British Columbia at Prince Rupert. He took advantage of the opportunity to congratulate the officers of the exhibition on the success which had so far attended their efforts and on behalf of the citizens conveyed to the energetic secretary, Alderman Bullock-Webster, their appreciation of his untiring efforts in bringing the exhibition to such a success. At the present time the city has "no very suitable place for holding such an event, but he informed his audience that the council was in communication with the G. T. P. with the object of securing a ten acre site directly back of the mountain for a recreation park, where agricultural and other exhibitions might be held.

The mayor addressed the school children at some length, endeavoring to impress upon them their future responsibilities. They were the future rulers of the city and he felt sure that he was addressing a future minister of agriculture and a future member of parliament. There would be no doubt but that he addressed a future mayor and a future alderman.

On behalf of the city he extended to Hon. C. Price Ellison and his daughter a most hearty welcome to the city. Nothing could be more appropriate than that at the opening of Prince Rupert's first exhibition the honorable minister of agriculture should be present. Mayor Pattullo at the same time extended a hearty welcome to the other visitors from the surrounding district who are here to attend the fair. Speaking to the latter, he laid emphasis on the fact that their interests are the interests of the citizens of Prince Rupert and their troubles are our troubles. Prince Rupert is as much interested in the development of the surrounding district as the thousands of industrious settlers themselves. In conclusion, he extended to the honored guests and all visitors the freedom of the city.

William Manson, M. P. P.
William Manson, M. P., also added a few words of welcome to the distinguished guest and other visitors. He congratulated the officers of the association on the evident success attending their efforts and hoped that the exhibition would be the means of bringing closer together the local merchants and the producers throughout the district.

(Continued on page 4)

BILLY WILLIAMS ON HAND FOR THE FIGHT

Lived on Prince George This Morning and Begun Training at Windsor Gym.

A group of fight fans were on the wharf this morning waiting to shake the hand of Billy Williams, which they did as soon as the classy pugilist came down the plank of the Prince George. Williams looks fine and fit. He is clean cut and built on the lines of Pat Scott, who he slightly resembles. He is to give a practice bout at the Windsor gym at 6 o'clock tonight and there will be many to see the defeater of Benchy Vaise, who later on won the championship of Canada from Ben Bailey.

Lem Kegg is continuing his training at the same place, and those who have seen him in action say that he is in finer fettle now when he dusted Eddie Shanahan here. Lem will be well supported by local fans, who believe that he is able to give Williams a good run for his money and eventually finish him.

Both men will enter the ring tomorrow night at 130 pounds. The contest takes place at McEwen Hall, but the hour has not yet been fixed.

BILL SULZER GIVES UP Designs Governorship Temporarily Until Trial Closes

(Special to The Daily News.)
Albany, Sept. 24.—William Sulzer has given up the governorship temporarily, to await the result of his trial.

Skeena Liberal Association RALLY

St. Andrew's Society Hall
Second Ave.
FRIDAY EVENING AT 8:15
Meeting will be addressed by Charles McDonald of Vancouver and several speakers from the district.

"SERGEANT BRUE" WAS NO DISAPPOINTMENT

Queenie Williams and Charlie Bennett Were the Funmakers Last Night.

For genuine side splitting comedy, catchy songs, pretty dances and lively choruses, one would have to go a long way to get more than was presented by the Pollard Juvenile Opera Company last night in that amusing and entertaining bill, "Sergeant Brue." They were again greeted by a packed house, a large percentage of which is likely to be in attendance throughout the entire engagement.

In the role of Daisy, a servant in Sergeant Brue's house, Queenie Williams could not have appeared to better advantage. She proved herself a comedienne of no mean order and in her two songs, "Help, I'm Falling in Love" and "I Want to Be Ladylike," she simply brought down the house. As a member of the police force she was equally funny.

Teddy McNamara in the title role was responsible for much of the hearty laughter but to Charlie Bennett as Crookie Scrubbe, a criminal, must be ascribed credit for most of last night's fun.

The duet in the first act, "Only One Old Daddy," sung by Eva Pollard and Nellie McNamara, and "The Rose of Honolulu," by Nellie McNamara, were two of the prettiest songs of the evening.

The ballet in the second act was cleverly executed and with pleasing effect. The stage settings in the various scenes were most appropriate and in keeping with the general excellence of the performance.

The bill for tonight is "The Belle of New York."

HELP DUBLIN STARVING

London Workmen to Send Shipload of Provisions

(Special to The Daily News.)
London, Sept. 24.—At the Trades Union congress yesterday it was voted to send a shipload of provisions to relieve the starving Dublin strikers.

Westholme : Opera : House
TO-NIGHT
POLLARD
AUSTRALIAN JUVENILE OPERA COMPANY
In the great comic opera
'THE BELLE OF NEW YORK'
THURSDAY NIGHT 'LA BELLE BUTTERFLY'
PRICES: 50c., 75c., \$1.00 and \$1.25
Reserved Seats Now on Sale at Orme's 3rd Ave. Drug Store
Doors Open at 8 P.M. Curtain rises at 9 sharp.

MANY ARRESTS MADE DURING RACE RIOTS

Militia Patrolling the Streets of
Benton and Every Precaution
Being Taken.

(Special to The Daily News.)
Benton, Ill., Sept. 24.—All places of business were ordered closed at 6 o'clock last evening and all saloons are closed at all hours until further orders. Also the congregation of men on the streets is strictly forbidden. The mayor is taking every precaution against a repetition of the fatal rioting between American and Polish miners such as that of the previous evening. Militia are patrolling the streets and a large number of foreigners have been arrested.

Panorium Pioneer Cleaners.
Phone 4.

LAWYER IS ARRESTED Interfered with Miners Returning from Work.

(Special to The Daily News.)
Nanaimo, Sept. 24.—Israel Rubinstein, a Vancouver lawyer and a Rhodes scholar, was arrested last night by the provincial police, charged with besetting miners returning from work at No. 1 mine of the Western Fuel Company.

BETTING ON ELECTION London Insurance Market Doing Lively Business.

(Special to The Daily News.)
London, Sept. 24.—Many reports are circulating concerning the probable outcome of the present informal Home Rule negotiations between the party leaders. The insurance market is doing a lively business issuing 25 per cent. premiums against a general election being called before June.

MINISTER IS UPHELD Thaw Writ of Habeas Corpus Irregularly Served

(Special to The Daily News.)
Montreal, Sept. 24.—The court of appeal yesterday upheld Hon. Charles Doherty, Minister of Justice, on the subject of Thaw's deportation. The court found that the writ of habeas corpus had been irregularly served and was therefore quashed.

ACCIDENTALLY KILLED

(Special to The Daily News.)
Edmonton, Sept. 24.—A threshing machine being driven over the wooden bridge crossing the Sturgeon River in the town of St. Albert, crashed through the superstructure, and James McAulay, the engineer, was killed. His brother met a similar fate three years ago.

Best Man at Wilson Wedding.

Philadelphia, Sept. 20.—Dr. Wilfrid T. Grenfell, head of the Laboratory Mission for deep sea fishermen, will be the best man for Francis Sayer, when he marries the President's daughter, Miss Jessie Wilson, at the White House on Tuesday, November 25. Dr. and Mrs. Grenfell, the latter a Bryn Mawr graduate of the class of '06, are expected in Philadelphia in a few days.

Demers.

New shipment of dresses, including serge, corduroy, afternoon and evening dresses. 222-24

Launch Alice B for hire. Telephone Green 391, Davis' Float.

HOME RULE TROUBLES Attempt Being Made to Reach a Compromise

(Special to The Daily News.)
London, Sept. 24.—The Pall Mall Gazette states that important conferences have taken place among the government and opposition leaders relative to the Irish Home Rule situation, and that an attempt is being made to reach a compromise.

Sir Walter Hutchinson Dead.

(Special to The Daily News.)
London, Sept. 24.—Sir Walter Francis Hely-Hutchinson, governor and commander-in-chief of Cape Colony from 1901 to 1910, died yesterday, aged 64.

Demers.

New shipment of dresses, including serge, corduroy, afternoon and evening dresses. 222-24

"The Belle of New York"

Tonight and during the continuance of the fair the curtain at the Westholme Opera House will rise at nine o'clock sharp, instead of 8.30 as heretofore.

Mulhern's Condition Critical.

(Special to The Daily News.)
Vancouver, Sept. 24.—Chief of Police Mulhern suffered another collapse yesterday and his condition is extremely critical.

Case Again Adjourned

The case of James Haynie, colored, charged with supplying Indians with liquor, was again before the police court this morning, and was further adjourned to Monday.

Demers.

Experienced saleslady wanted. 222-24

A large party of Indians, who have been engaged at hop picking arrived by the Prince George this morning, en route to their homes at Port Simpson.

M. M. Ramsay, for so long the popular clerk at the Royal Hotel, returned on the Prince George this morning from his long trip.

St. Andrew's Society

DANCE

St. Andrew's Society Hall
2nd Avenue

Thursday, Sept. 25, 10 p.m.

GRAY'S ORCHESTRA

Gents \$1.00 Ladies Free