

THE WEATHER  
Twenty-four hours ending 5 a.m.,  
Nov. 7  
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# THE DAILY NEWS

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VICTORIA, B. C.

NEXT MAILS  
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## CONTRACTORS BRING ACTION AGAINST THE CITY

### HYDRO-ELECTRIC COMEDY ENDS WITH A CHOICE BIT OF FARCE

A Vote of Thanks Was Passed to the City Solicitor for His Service to the City—The Defect in the By-law is to be Remedied by Special Legislation on Part of Government Without Vote—Bank of Montreal Agrees to Lend Money

City Solicitor Peters at last night's council meeting presented his report on his recent mission to Victoria in connection with the refusal of the Bank of Montreal to finance the Hydro-electric scheme on the ground that the Hydro-electric By-law was illegal, two distinct schemes being embodied in it in direct contravention of the Municipal Clauses Act which provides that no money by-law can include two undertakings.

The "Supposed Error"  
In his report which is a lengthy one the City Solicitor maintained throughout that his by-law was quite in order from the first and uses the phrase "supposed error" in reference to the difficulty. He asked that the "supposed error" be corrected by Public Act. The Executive Cabinet, however, decided that the matter had better be carried out by Private Act, and the Provincial Secretary was instructed by the Lieutenant Governor in Council to state to Mr. Peters in writing that "The Council are prepared at the coming session of Parliament, to validate by way of Private Act, the passage of the said by-law."

Mr. Peters emphasised in his report the fact that he approached the Premier and other Government authorities on this subject "merely to remove from the minds of our bankers any objections which they might be advised against."

Bank Will Lend Money  
In his report Mr. Peters stated that after securing the written promise of the Executive Council, he had waited on Mr. Sweeney of the Bank of Montreal, and that after Mr. Sweeney had consulted with Mr. Bloomfield, the bank's solicitor, he had agreed to make advances to the city. A condition of the advances was that if the Government retracted its promise, then a petition of Right by the Bank would lie.

A Vote of Thanks  
On the formal receipt of this report by the city council last night Alderman Clayton moved a vote of thanks to the City Solicitor for his service to the city in effecting the passage of this by-law in the face of opposition whose aim was to besmirch and prevent the passing of the measure.

Alderman Hilditch wished to endorse

the Empire's publication of a despatch from Victoria to the effect that the by-law must go again before the people. He himself had been sure from the first that the by-law was valid, but all the same he was very pleased that the City Solicitor had made good. He had never doubted that Mr. Peters would make good still and he was very pleased to see that he had done so. Now the various critics of the by-law would have to take to the woods.

Alderman Morrissey had "extreme pleasure" almost beyond expression in fact, in supporting the tendering of a vote of thanks to the City Solicitor. The City Solicitor was indeed the white haired boy. In a few "well chosen remarks," as it seems appropriate to phrase it, the Mayor tendered the almost adoring vote of thanks from the council. In this. He took occasion to condemn the Press of Prince Rupert for its attitude to the by-law, particularly the "I told you so" attitude of the Daily News, and silence the City Solicitor rose to reply. He had only done his plain duty, he said. He was always of opinion that the by-law should contain the two schemes, and if he had to do the thing fifty times over he would "repeat the same dose." He had maintained from the beginning that the by-law was good. He maintained so now. The Attorney General's Department had endorsed his opinion after careful consideration. He might lay the unction to his soul that he was at least not alone in his opinion. His only reason for going to Victoria "to get this supposedly illegal by-law ratified" was to satisfy the bankers.

Concluding Mr. Peters said: "If I had taken another course I might have marred the whole scheme, and then I would have been failing in my duty."

Produced Press Despatch  
Alderman Newton arose to the defence of "this dreadful press" remarking that at least one of "those horrible newspapers" did not intend to do the city injury. He produced the original telegram sent his paper from Victoria, by "a thorough newspaperman." He wished to impress on the City Solicitor that any comments made in his paper had not

been to knock Mr. Peters or the by-law. Alderman Hilditch commenting on this stated that it was not so much Alderman Newton's paper he had meant as the "I told you so" editorial. He thought, however, that Alderman Newton might have wired the City Solicitor at Victoria for particulars before publishing his own press despatch. He condemned the Daily News editorial which, as he said, "we have all read."

The Mayor then read Mr. Newton's original press despatch aloud in quite a noticeable silence throughout the City Hall and there the matter closed.

Writs have been served upon the City of Prince Rupert by three of the principal contractors for the grading of city streets the sums claimed as damages representing about \$50,000. Contractors S. P. McMordie & Co., S. H. Watson & Co., and Frank Kelly are concerned. S. P. McMordie claims \$35,000 and S. H. Watson \$12,000, while Frank Kelly's claim on account of the Hays Cove and Eighth Avenue contract is \$575. Other writs are also pending.

Last night the Frank Kelly and S. H. Watson writs were served on the city, and the council heard them read by the city clerk. Nothing definite was done about them, and this morning they rest in the hands of the City Solicitor along with a new one referring to the S. P. McMordie contracts, and representing a claim for \$35,000. Tonight the city council meets again when more may be heard of this matter.

### PHONE MEN AT WOODWORTH Board to be Supplied the Gang at City Expense

Telephone linesmen employed on the Woodworth lake phone system under construction are to be boarded at the city's expense at the surveyors camp—according to report of the telephone committee.

### ENSIGN JOHNSTONE'S FAREWELL Appeal to City for Subscription to S. A. Funds as Parting Donation

S. A. Ensign Johnstone wrote the council last night mentioning his approaching farewell to Prince Rupert, and requesting a small grant from the city to enable him to fulfil all indebtedness to the city before his departure. Referred to finance committee.

Ladies' Suits—advance sample—tailor made blue serges, sarin lined—less than Vancouver prices.—Wallace's. 2t

### CITY HAS NO FIDELITY BONDS ON CITY TREASURER AND COLLECTOR

Gross Oversight on the Part of the Finance Committee—Discovery Causes Another Undignified Quarrel at the Council Board Between Hilditch, Newton and Clayton—Is Said to be Result of Spite Work on Part of One Alderman

Neither the City Treasurer nor the City Assessor and Collector has been under Fidelity Bonds for the past three months. The appalling discovery was made a week ago by Alderman Hilditch, who drew the attention of the council to the fact last night.

Alderman Newton explained that he as member of the finance committee had long ago brought up this matter, and thought that the City Clerk had followed instructions and arranged for the insurance. He was surprised that this had not been done but the responsibility rested with the City Clerk.

So was Alderman Kirkpatrick who said that up till that very night he had thought the City Treasurer and Assessor had been bonded.

Alderman Newton asked City Clerk Woods to explain how the matter came about. The situation was that he had effected the transfer of this bonding business from the first company doing it, G. R. Naden & Co., to the Continental Trust Co.

Alderman Hilditch expressed himself acutely to the effect that the city was now without properly bonded Treasurer or Assessor simply because of the spite of one member of the finance committee—Alderman Newton. This way of doing business was childish.

To this Alderman Newton replied scornfully: "For the nine hundred and ninety-ninth time we have heard Alderman Hilditch make the accusation that the business of the council has been done in a childish manner. When it comes to the wasting of the public money by the thousand dollars—as quite recently on Park avenue to the tune of \$1200 we don't hear anything about 'childish' methods." Alderman Newton admitted, however, the absurdity of the situation by which these city officials were not bonded.

The City Clerk explained that he had begun the alteration of the insurance business immediately on receiving instructions. He also declared that the finance committee had a habit of doing business without notifying him, saying so without ill-feeling, but stating that had he known of the bonding situation it would have been corrected long ago. That being so he thought it unfair for Alderman Hilditch to attack him.

Alderman Hilditch—"It was a bad piece of business to change the insurance at all. The reason for the present delay in security bonds is because of the alteration."

Alderman Newton suggested that Alderman Newton should be censured for having taken away the business from one firm to give it to another.

Alderman Newton—"Alderman Clayton is also desirous of getting his 'progs' into me."

Alderman Clayton—"You are not worth it."

Alderman Newton—"Oh, yes, I am for your action shows that you think so."

Alderman Clayton—"Well this is all out of order."

Alderman Newton—"You are not the chairman of the Board and I will have my say. I shall appeal to a higher authority than you."

The Mayor, however, decided that the discussion must end on Alderman Clayton's calling a point of order.

### ALD. NEWTON WILL AGREE Toronto Suffers from a Plague of Poles on Pretty Streets

Toronto, Nov. 6.—"The way Toronto is disfigured by every system of poles that can be put up is a disgrace to the city." These were the words of Captain Gamble, president of the Engineers' Club, at the conclusion of a very interesting illustrated lecture by Mr. J. P. Hynes at the Engineers' Club on "City Planning." The president's statement was applauded by the gathering. Strong disapproval of the disfigurement in question had been manifested, while Mr. Hynes was showing, by means of two slides, a forest of ugly poles on Arthur street, looking up that thoroughfare from Bathurst street, and at King street and Roncevalles avenue, looking toward Sunnyside avenue.

In Prince Rupert city council the subject of poles has always been a sore one with Alderman Newton though experts argue that Rupert will be done with the present pole lines long before all her avenues are graded permanently.

### A GOOD DAM FOREMAN T. C. Williams Applies for Position on Woodworth Lake Scheme

T. C. Williams has written the Mayor and council to the effect that he is a qualified foreman on waterworks construction particularly in the building of dams, and applying for a position on the Woodworth scheme. Referred to the Public Works Department.

Some people's ears make a fierce picture frame.

## THE CITY IS SUED FOR \$50,000

Several Contractors Issue Writs Claiming Large Sums of Money, Alleged to be Due on Their Grading Contracts

### TROUBLE OVER PENALTY CLAUSE DEDUCTION

Contractors Claim That Delays Were Caused by the City Engineer's Department and by the Council in Not Granting Them Police Protection During the Strike—Cases Will Probably Come up for Hearing at the Civil Assizes to be Held in Prince Rupert at End of Month

Writs have been served upon the City of Prince Rupert by three of the principal contractors for the grading of city streets the sums claimed as damages representing about \$50,000. Contractors S. P. McMordie & Co., S. H. Watson & Co., and Frank Kelly are concerned. S. P. McMordie claims \$35,000 and S. H. Watson \$12,000, while Frank Kelly's claim on account of the Hays Cove and Eighth Avenue contract is \$575. Other writs are also pending.

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### City Engineers at Fault

Briefly the claims of Messrs. Watson and McMordie are based on various extra difficulties in the execution of the work imposed on the contractors after they had signed their contracts by the city administration. The contractors were instructed to work so as to suit the construction of city built retaining walls and delays and difficulties were so occasioned.

### No Police Protection

Further serious delays were occasioned through the neglect of the city to provide proper police protection during the labor trouble which was occasioned, the contractors allege through no fault of theirs. Various details in regard to the disposal of lumber for streets, extra work on account of grade changes, and delay on the part of the city in necessary engineering direction work, help to complete the total. Frank Kelly alleges

city delay occasioned by an extra heavy snowfall preventing the placing of stakes by the city engineer's department for his contract, the snowfall also hindering his work.

### Had Got Assurances

S. P. McMordie had the assurance of V. W. Smith as acting mayor for the city during the labor trouble, that abundant time would be granted him to complete his contract, and has the further ground for extension that the G. T. P. Annex was allowed to stand on grade and holding up his blasting operations for weeks after he had notified the city to have it removed.

The cases for S. H. Watson and Frank Kelly are in the hands of Messrs. Williams & Manson, that of S. P. McMordie is being undertaken by L. W. Patmore, and the place of trial is fixed for Prince Rupert.

### REAL ESTATE CHANGES HANDS

English Capitalists Buy on Third Avenue at \$460 per Foot Frontage—Prices Hold Firm.

Some interesting real estate transfers are reported by Messrs. O. M. Helgeson, Ltd., in their list of sales for October as follows:

- Lots 5 and 6, Blk. 32, Sec. 1, price \$23,000; H. J. Fairlie to S. Harrison & Co., for English clients.
- Lot 47, Blk. 34, Sect. 1, price \$5,100; J. W. Bell to Jerry Bonneau
- Lot 46, Blk. 17, Sect. 1, price \$2,475; W. S. Hall to local parties.
- Lot 25, Blk. 7, Sect. 1, price \$1,700; W. S. Hall to Edward Patterson.
- Lot 9, Blk. 31, Sect. 6, price \$725; H. B. Cressett to H. Daggett
- Lots 13 and 14, Blk. 23, Sect. 6, price \$1,500; F. J. Kilmer to Mat Brown.
- Lot 41, Blk. 7, Sect. 6, price \$950; W. F. Lemon, Spokane, to J. T. Moore.
- Lot 57, Blk. 6, Sect. 7, price \$550; Roy Walters, Portland, to R. L. Newcomb.
- Lot 5, Blk. 12, Sect. 7, price \$750; H. McGregory to J. T. Moore.
- Lot 6, Blk. 12, Sect. 7, price \$900; W. Shaw to Peter Mikkelsen.
- Lots 78 and 79, Blk. 3, Sect. 7, price \$1,400; Peter Mikkelsen to H. McGregory.
- Lot 11, Blk. 33, Sect. 8, price \$250; F. Corcoran to M. Carroll.
- Lot 26, Blk. 34, Sect. 8, price \$225; F. W. Dowling to Charles M. Young
- Lot 27, Blk. 34, Sect. 8, price \$225; F. W. Dowling to M. Sands.
- Lot 18 and 19, Blk. 1, Sect. 8, price \$850; E. Rich to W. B. Kerr and John McLain.
- Lot 28, Blk. 34, Sect. 8, price \$225; W. F. Dowling to Dan McLellan.
- Lot 29, Blk. 34, Sect. 8, price \$225; W. F. Dowling to local parties.
- Lot 12, Blk. 12, Sect. 8, price \$170; Kathryn Heck, Seattle, to S. Turner.

### HORSE FEED FOUND ALMOST TO ARCTIC

Boundary Survey Party Able to Get Timber, Too, Within 25 Miles of Northern Ocean.

Dawson, Nov. 7.—J. D. Craig, in charge of the Canadian division of the international boundary survey party, running the line between Alaska and Canada, who has completed operations for the winter on the Porcupine River, says:

"The line was carried practically to the shores of the Arctic Ocean, and the other departments of the work were advanced so far that no trouble is anticipated in completing the Yukon River-Arctic Ocean section next season.

"Contrary to expectations, timber and horse feed were found in practically all the valleys to within 25 miles of the Arctic. The stock came through the season in splendid condition."

### NIGGER IN WOODPILE

Mayor Gave Away the Grand Trunk Co.'s Tree for Firewood

The tall spruce which threatened the electric light plant live wires was cut down by order of the council some time ago. The felled wood lay on the ground until application was made by a party for permission to cut it up for firewood. The Mayor gave permission without consulting the council, and last night Alderman Douglas made enquiry about it. He declared that he himself had refused permission to Chinamen asking the same privilege, and thought the wood should have been used by the city for the light plant.

The Mayor's action was upheld by the council though Alderman Hilditch declared that the wood was the property of the G. T. P. and could not be given away by the city.

### CAPT. ROBERTSON IS SUSPENDED

On His First Trip in Command of the Princess Beatrice, He Forfeits Certificate for Three Months—Mate Hines Penalised for Six Months.

Victoria, Nov. 7.—Captain George Douglas Robertson had his certificate as master mariner suspended for three months and the first officer's certificate of John Hines was suspended for six months by the court of enquiry which sat to investigate the causes which led to the stranding of the steamer Princess Beatrice at Noble Islet on October 14th. Captain J. Gaudin, commissioner of wrecks, presided and Captains J. T. Walbran and C. Eddie sat as nautical assessors.

The decision given yesterday held that Chief Officer John Hines was careless. He was the officer in charge at the time of the accident, and in violation of the rules of the C. P. R. steamship company and the instructions given by the master to "not on any account leave the wheelhouse without calling the master's attention to the fact." Hines left the wheelhouse. He also allowed the nightwatchman, Robbins, known as a sufferer from deafness, to relieve the quartermaster at the wheel. Hines then left the wheel in the becket, the vessel swinging on the starboard helm toward the land, without assuring himself that his instruction to the man at the wheel to steady it on east had been properly understood.

The suspension of the certificate dates from October 14, the date of the accident. It was Captain Robertson's first trip in command of the Princess Beatrice.

The court recommended that an additional light and fog alarm should be established at some point on the northern shore of the channel.

### OVERWORKED SNIFF YACHT Charge of 25 Cents per Load for Cowshed Refuse Suggested

Messrs. Schaeffer & Co. are making use of the civic sniff yacht for getting rid of manure from their cow-sheds. The Medical Health Officer has advised that they be charged 25 cents per load for the privilege which adds to the work of the yacht considerably. Referred to Board of Works.

### Hays Creek Sewer

Hays Creek Trunk Sewer Bylaw passed its third reading at last night's city council meeting, and comes before the citizens for ratification on the 25th inst. Mr. Peter MacLachlan has been appointed Returning Officer for the poll, and the polling place appointed is the police court room.

### REVISION COURT

Provincial Electors' List Gone Over Yesterday. Many Objections by Conservatives.

Yesterday was the day fixed for the Court of Revision of the Provincial Government Voters' List. Magistrate McMullin presided as Revision Court Commissioner. The business was transacted without delay though there were upwards of 800 names objected to, the objects it is understood, being chiefly Conservatives. Magistrate McMullin remarked in passing that it was phenomenal on this occasion to note the large number of "letters from the dead" he had received in connection with the names of persons enrolled as voters. A number of persons who have been resident in the Province and in the city for a considerable period in excess of that required by the Act, have found their names not included in the list either through oversight or for some other cause.

### SECTION TWO SALE IS CERTAIN

Details of Sale May be expected Shortly, Says David H. Hays Today. May Affect Other Sections.

"The announcement that Section Two lots will be put on sale within a month or six weeks is substantially correct," said Mr. D. H. Hays today. "Further details of the matter will probably be given out in a little while. Meantime there is no more to be said officially about it."

Real estate men of experience in the city, have expressed the opinion that while the sale will create quite a boom at the time it comes off, real estate in the other sections will probably be affected disadvantageously. There may be some movement owing to persons holding lots selling to invest in Section Two property which is very desirable residential land. The chance of speculative opportunity in Section Two lots is small. Prices for them will probably range high.

### MRS. PANKHURST COMING

Noted English Suffragette Will Lecture in Victoria Next Month

Announcement is made that Mrs. Pankhurst, the noted leader of the English suffragettes, will lecture in Victoria on December 20th. The Political Equality League of that city has rented the Victoria Theatre for that occasion.

### Council Tonight

A special meeting of council is to be held tonight in the City Hall.

### WHITE SLAVE TRAFFIC

Mr. Jack Martin Had Large Crowds to His Lecture of Warning Last Night—Will Repeat the Lecture Tonight.

Owing to the large crowds that packed the auditorium of the Majestic Theatre last night to hear Mr. Jack Martin deliver his illustrated lecture on the horrors of the white slave traffic, the lecture will be repeated tonight. Many of the ticket holders were unable to get inside the theatre last night, although Mr. Martin continued his lecture up till after eleven o'clock.

The great feature of the lecture is the splendid set of films which illustrate it, and tell their tale better than words. These films showed the many tricks resorted to by procurers to find fresh victims for their purposes. Above all they emphasized the horror and ultimate degradation of the life. Some of the more thrilling films showed the escapes that had been planned and carried out to free some of the victims from bondage.

In the light of the statement recently made at the annual meeting of the Y. W. C. A. that fifteen thousand Canadian girls are decoyed away each year, the lecture was of great value. The lecturer made it clear that his chief object was to expose the methods of the white slavers, and in this way place young girls on their guard against the plans of the panders.

The audience comprised a large number of ladies and the lecture was treated in an entirely unobjectionable manner by the lecturer.

### Another Wedding

Mr. Fred Clarke and Miss Gerturde Hardy were married Saturday evening by the Rev. W. H. McLeod at the Baptist parsonage on Eighth avenue. The young couple will continue to reside in Prince Rupert.

The new G.T.P. News Stand for Lowney's delicious Chocolates, fresh from the factory, of

### CAN'T COMPLETE NEW CITY HALL

Present Council's Appropriation of \$15,000 for the Building is Exceeded by \$7,000 Which Will be Left as Deficit Legacy to Next Council.

By recommendation of the public works department the new City Hall will be completed up to a \$15,000 limit, the sum provided by the present council. The interior fitting and finishing of the building will be left for next year's council to do. The total cost of the new City Hall finished will be about \$20,000 according to later estimates.

In the course of a short discussion on this matter Alderman Hilditch informed Alderman Clayton that the reason for the increased outlay was the extra cost of the excavation owing to the need for the better lighting of some department offices, the cost of the heating plant, and the extra cost of the police cells which are to be of concrete with steel doors fitted with snap locks. It seemed to Alderman Hilditch that next year's council might well afford \$5000 to ensure a substantial city hall. Unless this course were taken the building would have to be less worthy of the city.

### CITY'S NEW FIREMAN

J. F. McLeod, an Old Timer of Prince Rupert, Gets the Appointment

J. F. McLeod has been appointed to the position of fireman by the council at a salary of \$90 per month upon the strong recommendation of Chief McInnis. Mr. McLeod has been a resident of the city for three years, and though not a trained fireman is a husky young man equal to the work in every way after a little drilling.

C. H. Handasyde, Jr., manufacturers' gent, returned yesterday on the Princess May.