

THE WEATHER
 Twenty-four hours ending 5 a.m.,
 Dec. 12
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THE DAILY NEWS

Formerly The Prince Rupert Optimist

Library Legislative Assembly
 DEC 18 1911
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NEXT MAILS
 FOR SOUTH
 Prince Rupert.....Friday 8 a.m.

VOL. II, NO. 284 PRINCE RUPERT, B.C., TUESDAY, DECEMBER 12, 1911. PRICE FIVE CENTS

PROPOSAL MADE TO GIVE \$1,300 TO THE HOSPITAL

CITY ENGINEER DOES NOT THINK CONTRACTORS SHOULD BE PENALISED

Col. Davis Says He Has Seldom, if Ever, Seen Clauses of This Kind Enforced—Striking Admission Made During Evidence in the Contractors' Suit for Damages Against the City

"I do not think the contractors should be charged the penalty. I have seldom, if ever, in my experience seen clauses of this kind enforced."

In the Watson vs. City case yesterday afternoon these words of the City Engineer were eagerly heard by the audience—principally contractors, their assistants and others interested in the engineering aspect of the case.

City Engineer's Evidence.
 The City Engineer's evidence in chief dealt with instructions given the contractors and authoritative comment on evidence of his assistants regarding the manner of dumping, etc.

He referred to the preparation of the final estimate for Watson, stating that he had asked the contractor to submit a note of his extras before this estimate was prepared.

Judge Makes Comment.
 Judge Clements here remarked:

"It does not seem to me fair to the contractors for you to ask for their extras before submitting your prepared final estimate. It would seem to me better practice for you to prepare first your proposed final estimate and then to submit it to the contractors. There might be so many doors closed in law to the contractors after your final estimate was passed under the other plan. I know this is the course pursued by architects as a rule."

Advantage to Contractor.
 "The building of retaining walls," said the City Engineer later, "was an advantage to the contractors because it provided a large dump close to his cut."

The City Engineer had no recollection of having ever discussed the question of delay over retaining walls with the contractor, but before closing his evidence in chief desired to say that it had been brought out clearly in evidence that a certain

track had been laid and taken up to suit the city on Second avenue, and he desired to include the cost of doing this work in his estimate of allowance to contractor.

The problem of selecting small Xmas gifts for sending by mail is easily solved at Wark's. Remember, your last opportunity for mailing gifts home is Thursday.

MEN IN MINE ARE ALL DEAD

Later Despatches from Tennessee Says that Dead Bodies are Being Brought Out of the Eurning Coal Mine.

(Canadian Press Despatch.)
 Knoxville, Dec. 12.—Eighteen bodies were recovered in the mine explosion up to noon today and little hope is left for the remaining hundred and fifty men. The rescue experts working two miles away in the shafts, say the place is like a volcano. Scores of families will be left destitute as a result of the explosion. The majority of the men only averaged \$35 a month wages.

BY-LAW TO CREATE THREE WARDS IS GIVEN A SIX MONTHS' HOIST

After Re-consideration, Ald. Clayton Who Had Supported the By-law Comes Out and Opposes It—Says He "Is Getting Tired of the Yoke"—Alderman Newton's Return Sealed the By-Law's Doom

Last night the much discussed Ward Bylaw, which proposed to divide the city into three wards instead of the present two, went down to defeat in council. The return to the board of Ald. Newton, and the unexpected somersault performed by Ald. Clayton upset the appecart. The mayor, Ald. Kirkpatrick, and Ald. Hilditch supported the consideration of the bylaw; Ald. Newton,

Morrissey, Douglas and Clayton supported Ald. Morrissey's motion to give the measure a six month's hoist.

One and all the bylaw supporters, from the mayor to Ald. Hilditch professed their disinterested motives in supporting the bylaw. It was only to comply with the Municipal Clauses Act that they had dealt with it at all. They didn't want the ward system anyway.

Ald. Clayton stated that his grounds of objection were several, the principal being that the hotels would all be in one ward under the new plan, that the system proposed would give too much control to the electors living down town, but most of all because he was getting tired of the yoke under which he declared many citizens with himself groaned—that of having to consult some powerful and select few before they could even effect

a fire insurance. Ald. Clayton rather haltingly, but still with evident determination, declared that he was about to liberate himself from the thralldom and it was time they all did.

Ald. Newton pointed out that the triple ward system was not desired by the people from the days of the drafting of the city's charter. He thought a plebescite should have been taken at the time the Hay's Creek sewer by-law was voted on, and now that it should be taken at the municipal election.

The mayor went into a lengthy statement in which he stated that he was aware that the citizens had not desired the ward system at the time the charter was drafted, but the legislature demanded it to render the system of municipal government in the province against the ward system.

Leave orders now for Xmas flowers. Wark's. tf

TO ESTABLISH A BIG FISH PLANT

B. C. Fisheries Ltd. Has Been Floated With Capital of \$1,500,000 to Exploit the Fisheries of Northern B. C.

PLANTS AT PORCHER ISLAND AND SKIDEGATE

Sir George Doughty of Grimsby Fulfils His Promise Made Two Years Ago to Establish a Big Fishing Company—Two Big Steam Trawlers to Come Out at Once—Will Have a Fleet of Twenty or More Vessels

Victoria, Dec. 12.—A new concern, to be known as the B. C. Fisheries, Limited, has been floated, with Sir George Doughty of the Great Grimsby herring industry at the head. The capital is \$1,500,000.

Two steam trawlers, the first of a large fleet, which will include twenty or more, are to be brought out at once and two large plants, to cost \$250,000, will be erected, one on Porcher Island and the other at Skidegate Inlet. Arrangements have been made with the Grand Trunk Pacific Railway to provide trackage at Prince Rupert.

The new fishing enterprise is the result of a visit paid to Northern B. C. two years ago by Sir George Doughty, when, at the instance of Earl Grey, he investigated the fisheries of the province.

OIL BORERS HAVE STRUCK OIL GAS AND BLACK SHALE

BORING IS ONLY DOWN FOR A DISTANCE OF SIX HUNDRED FEET, BUT THE INDICATIONS POINT TO THE LOCATION OF OIL IN LARGE QUANTITIES.

(Special Correspondence)
 Masset, Dec. 11.—The oil borers at work on the west coast of Graham Island, have succeeded in passing through the limestone tippings and have struck oil gas and black shale, the best indication of reaching the crude oil. The working engineer of the plant has left for Prince Rupert on the Prince John, and will proceed to Vancouver, to interview the officers of the company, and to make arrangements for the

shipment of another quantity of piping.

All of the experts who have visited the west coast affirmed that oil would be struck at 1200 feet, and the company operating it prepared to go down that distance, should it become necessary. The bore is now down 600 feet and the operators is taking out samples of the oil soaked black shale found at that depth.

Free doll at Ward's Candy Shop. Watch the window. tf

ALD. MORRISSEY HAS PLAN TO RAISE \$1,300 FOR HOSPITAL

SAYS THAT HE WILL GIVE ONE-FOURTH OF HIS CIVIC INDEMNITY ON CONDITION THE MAYOR AND OTHER ALDERMEN GIVE ONE-FOURTH OF THEIRS.

Claiming that his time of absence from the city on leave has been less than that consumed by the Mayor on political trips, and by some of his brother aldermen by absences from the city, Alderman Morrissey, following Alderman Kirkpatrick's amendment to make deductions from aldermen for absences, makes the following proposition:

"I will donate to the Prince Rupert General Hospital as an Xmas gift one-fourth of my indemnity

allowance, providing Mayor Manson and every alderman will donate one-fourth of their indemnity allowance for a joint fund to present to the hospital on Saturday evening, next, before Xmas."

Alderman Morrissey calculates that by these means a substantial Christmas present of \$1,300 can be presented to the funds of the General Hospital.

Best room in town at the Savoy. tf



For changing this kind of scenery into streets the contractors now ask payment

CONTRACTOR DID ALL HE COULD

Important Statement by Col. Davis to Mr. Justice Clements This Morning.

The following brief dialogue took place between Mr. Justice Clements and the City Engineer at the close of the latter's cross-examination today:

Judge: "You said, Col. Davis, that if the contractors proceeded with reasonable despatch the penalty clause ought not to be enforced. Is it your opinion that Watson in this case showed reasonable despatch?"

The City Engineer: "I should say certainly he did. He put on night shift, etc., and as many men as he could."

The Judge: "Then your opinion is that the time limit was too short?"

The City Engineer: "Yes, that is my opinion."

MAY LEAD TO BAD TROUBLE

French Leader Kills German Soldier in Alsace-Lorraine, after Political Quarrel—Troops are Sent There.

(Canadian Press Despatch.)
 Metz, Dec. 12.—A French leader after a political quarrel with a German soldier on the street shot and killed him. As a result, he and six companions, all of the French party in Alsace-Lorraine, were arrested. Feeling is high against the Germans. The troops declare they will sternly repress any disorders.

RUPERT'S BEST DANCERS.

Constant practice is necessary for perfection in dancing. Don't depend on occasional special, but drop in and meet your friends at the MacIntyre Hall on Thursday evenings from 9:30 to midnight. The bright little dances held there every Thursday to music by Gray's orchestra are growing so popular that you are sure to find lots of acquaintances there and many a favorite partner for waltz or two-step.

OWEN SOUND IS FIRE-STRICKEN

Two Big Elevators Were Completely Destroyed, With Million Bushels of Grain—Loss Exceeds \$1,000,000.

(Canadian Press Despatch.)
 Owen Sound, Dec. 12.—This city was visited by the worst fire in its history last night, when the entire elevator plant, including two elevators and 1,000,000 bushels of grain belonging to the C. P. R., was destroyed. The steamers Athabasca and Keewatin were damaged also, as were a number of buildings in the vicinity. The loss exceeds \$1,000,000.

Scott, Froud & Co. have a big range of men's working boots, any style you want, from \$4 up—best that are made for the money. tf

MORRISSEY'S MR. LUCAS

Suspicion That Young Engineer Is Superseded Arouses Alderman.

Strong objection was raised in Council last night by Alderman Morrissey to a recommendation by Col. Davis that Mr. Mason, the engineer recently appointed to the city staff, would be employed as assistant engineer on the waterworks at a salary of \$225 per month. Alderman Morrissey saw in this a slight on Mr. Lucas, whose cause for a raise to \$200 per month Alderman Morrissey had previously championed. He argued that by appointing a man at \$25 more the Council actually superseded Mr. Lucas. This view was not taken by the other Councilors, except Alderman Douglas, and the motion to appoint Mr. Mason was carried.

Fresh cut flowers Wednesday. Wark's. tf

LIBERALS GAIN IN ONTARIO

They Captured Eleven Seats to the Conservative Six—Sir J. P. Whitney's Majority in the Legislature Reduced.

(Canadian Press Despatch.)
 Toronto, Dec. 12.—Full returns of the Ontario Provincial elections give Conservatives 83 seats, Liberals 22 and Laborites 1. The Liberals gain eleven to the Conservatives six. All the ministers were re-elected, and Mr. N. W. Rowell, the new Liberal leader, had a majority of 500 in North Oxford.

Christmas Candy.
 Keeley's special shipment for this year cannot be surpassed. tf

STEAMER DISABLED

The Weir Liner Kumeric Has to Return to Port for Repairs.

(Canadian Press Despatch.)
 Victoria, Dec. 12.—Wireless reports from the steamer Kumeric state that the Weir liner is returning to port for repairs, after having disabled her steam steering gear during a heavy gale 600 miles out while bound to Hongkong.

Gentlemen,
 Time you got "that Christmas spirit!" The women folks are wondering what you are going to give them and you are in a quandry, not knowing what to select. Bring your trouble to us. We've hundreds of things that make suitable gifts for ladies, so can easily solve the problem for you. Wallace's. tf

Tom and Jerry at the Savoy.

COL. DAVIS TO VISIT SEATTLE

City Engineer Plans a Visit to Consult Consulting Engineer Thompson, Who Cannot Come to Prince Rupert.

City Engineer Davis has asked for permission to visit Seattle in connection with the completion of the plans and specifications of the water pipe line between Shawatlans Lake and the city, as Engineer Thompson of Seattle, after being wired to come here in fulfillment of the terms of his appointment as consulting engineer, has wired that he cannot fix a date for a visit. Leave was granted, city to pay expenses.

MORE POPULAR BYLAW THIS

Indemnity Bylaw Passed Third Reading Last Night Without Amendment, Which Caused Anxiety to Certain Aldermen.

After the defeat of the Ward bylaw, which he "fathered" in Council, Alderman Kirkpatrick, with a twinkle, produced a second bylaw which he "guessed would prove more popular." It was the Indemnity bylaw, up for its consideration in committee of the whole. It was proposed that the amount of indemnity should be reduced by \$35 for every month an alderman had been absent from the board. Alderman Morrissey said that in common justice that principle should apply also to the Mayor, and Alderman Douglas could not be prevailed upon to second the motion. He took the business very seriously. The bylaw passed without amendment.

SAYS DARROW KNEW OF BRIBE

Juror Lockwood Says the Lawyer Was Present When a Bribe Was Offered to Him to Hang Up the McNamara Trial.

(Canadian Press Despatch.)
 Los Angeles, Dec. 11.—Clarence Darrow's name was brought into the bribery trial here today when juror Lockwood described Darrow as the second man at the conference when a bribe was offered him. Fredericks declared he would not take any notice, as it was evidently only hearsay, and the prosecution was working on facts.

A Lengthy Advantage.
 The long wearing shoe for the long headed man is the Walk-Over. Call and see Scott, Froud & Co. today. tf

BOB KELLY LOSES SUIT

Cannot Stop G. T. P. From Carrying Out Sale of South Hazelton.

Vancouver, Dec. 12.—Mr. Justice Morrison yesterday afternoon dismissed the application on behalf of Mr. Robert Kelly and his associates to restrain the G. T. P. Development Company from carrying out their proposed auction sales of lots in South Hazelton.

Toys, dolls, games—Wallace's
 Fine line of work baskets filled with candy. If you want a good one you had better have it laid aside. Christmas stockings. Ward's Candy Store. tf