

American Defender Successful In Detending Yachting Trophy Against Challenger From Britain

United States Sloop Finished Five Minutes and Fifty SHOW WAS Seconds Ahead of Shamrock Today to Win Fourth Straight Victory and Series

NEWPORT, Rhode Island, Sept. 18.—The United States sloop Enterprise today completed a successful defence of Delightful Entertainment Offered the America's Cup when she won the fourth straight race and the series from Sir Thomas Lipton's Shamrock V, the British challenger, four victories to none. The American yacht finished the thirty mile triangular course in three hours, ten minutes and five seconds. The Shamrock crossed the finish line at 1:55:55 p.m., five minutes and fifty Fine Musical Score added to Rolseconds behind the Enterprise. It was the closest race of series and the British vessel



suitable to the challenger. Certiorari Proceedings at Supreme Court Result in Remission of

EXCELLENT

By Elks' Lodge in Presentation of "Queen of Hearts"

Musical Comedy

licking Farce to Make Good Measure

The rollicking and melodious 3not again overtake the American act musical comedy "Queen of IS OUASHED wind and a choppy see worther work of Moose Hall under the direction of wind and a choppy sea, weather the Mr. and Mrs. C. J. McNaughconditions being, if anything, more ton by the local Elks' Lodge in aid of its Christmas Cheer Fund, was

The farce plot revolves around

United States Winner

Thinks Common Decency Should Have Prevented Preference Change Now

Moves Amendment Condemning Action of Administration In Changing Duties When Only Unemployment Was to Be Dealt With

OTTAWA, Sept. 18:-As a protest against the government's tariff proposals, Rt. Hon. William Lyon Mackenzie King yesterday moved an amendment to the motion to go into committee of ways and means stating that "this House regrets that the government has seen fit at a special session called to deal only with unemployment to propose great increases in customs taxation on a wide range of commodities under circumstances which preclude this House and country from securing adequate information regarding the proposals and propero

Parliamentary discussion of them. In the opinion of this House, the tremendous increases in taxation GRAND JURY proposed will not end unemployment but will inevitably increase the cost of production in the primary industries of agriculture, fishing, mining and lumbering, thus

KILLS CASE

making it more difficult for Cana- No Bill Returned Yesterday in Connection With Wounding Charge

Against Fred Capelli

\$25 Fine to Nathan Shaw

of lack of jurisdiction.

DAMAGE

The race over the triangular a really delightful entertainment. course started at 10.40 a.m. with A large audience in attendance the Shamrock having a slight ad- had nothing but favorable com-Certiorari proceedings heard in vantage by being to windward at ment to make of the show which

chambers yesterday afternoon at the start. The breeze was blowing included not only a laughable the Supreme Court Assizes by Mr. about ten knots with little sea, stage farce which by itself would Justice D. A. McDonald resulted in conditions being favorable for the have gone over well but, interthe quashing of a conviction and challenger. The Enterprise seemed spersed with this, for a good meafine of \$25 imposed upon Nathan to be footing faster and opened up sure, a fine program of colorful Shaw by D. S. Cameron, fisheries for a slight lead after crossing the and tunesome musical, chorus overseer at Swanson Bay, on a starting line. dancing and revue numbers, sev-

charge of illegal fishing. The con-viction was quashed on the grounds the breeze which increased to four- down the house. All participating in OFFICER'S teen knots with a choppy sea, ov- the program reflected great credit ercame the slight lead of the En- not only upon themselves but upon terprise and opened up a 280-yard those responsible for their training.

for the first twenty minutes, the the consequence of a quarrelsome

is so well suited.

while W. E. Fisher appeared on begap over the defender. After outfooting the Enterprise

lead and was estimated to be a Chinese Living Quarters Near Fulmile ahead, completely reversing ton Street Grocery Visited By the first twenty minutes of sail-Flames Yesterday

T. W. Brown was counsel for Shaw

half of the fisheries department.

Considerable damage was done to The Shamrock continued to drop living quarters adjoining the Sun- behind, being evidently unable to rise Grocery store on Fulton Street point into the wind and lost valuat Sixth Avenue by fire which broke able time heading shoreward out yesterday afternoon at 3 o'clock searching for smoother water. when tar which was being boiled on At three mnutes past 12 o'clock. a stove for application to the roof the Enterprise rounded the first of the building got ablaze. One room ten-mile mark with the Shamrock of the new annex to the store build- following about nine minutes later. Mrs. McNaughton and Miss Connie smoke and water.



A State and and a state of the state of the

Yacht Enterprise that beat Sir Thomas Lipton's challenger Shamrock V in the fourth and final race today off Sandy Hook.



The judge in his charge warned

the jury that the chief witness, Er-

nest Lewis, was an accomplice of

District Game Warden Van Dyk Jury Finds Local Fisherman Not Robbed of Fuel at Vanderhoof Guilty of Scuttling Boat to Collect Insurance

Shamrock's lead was rapidly cut business partnership and many ludown by the defender which was dicrous situations are brought VANDERHOOF, Sept. 18:-Serfar to windward and, at 11.25, the about. Taking the major parts as geant T. Van Dyk, district game American boat stepped into the the quarrelsome partners are C. warden for Northern B.C., is looking McNaughton and James Farquhar. for a thief instead of an offender Court on a charge of having scut-Mr. McNaughton is a professional against the game laws these days. tled his own boat C.N. for the purshowman and, as might be expec- Early this week he left his car park- pose of collecting insurance on her. ted, acquits himself with credit. As ed on the street here when some The jury was out about an hour for Jimmy Farquhar, stage plays in annoying individual syphoned off Prince Rupert are hardly complete the gas from his tank. When he got McDonald had charged them. Erwithout him and he is cast on this aboard later and tried to drive off, occasion in a part giving him oppor- feeling sure that he had plenty of was automatically set free on a situnity to display his histrionic tal- gas, it was not gas that was burning milar charge. ents with credit to himself. It is one but sulphurous words. of those blustery roles for which he

This is one of a series of thefts of a similar nature that have taken Leading ladies' parts are taken by place here.

dian producer. In these industries, to meet world competition in marketing their products."

Speaking on the tariff proposals, No bill was returned by the Mr. King said: "I wish to protest in | Grand Jury yesterday afternoon at the strongest language against the the Supreme Court Assizes in the time at which amendments to the case of Rex vs. Fred Capelli, chargtariff have been brought down and ed with wounding George Bias Gusthe circumstances under which they tarson at the King George Hotel on have been introduced. The govern- August 19 last, and Capelli was ment was seeking expedition so that thereupon released from custody. its members could go to the Imper- The Grand Jury found that there ial Conference. Common decency was not sufficient evidence to warand courtesy alone would demand rant Capelli being placed on trial. that any changes in the tariff against Empire goods might be left counsel. until after the Imperial Confer-

Stevens Replies

Replying to Mr. King, Hon. H. H. Stevens, minister of trade and commerce, declared that members! George Ness was this morning acof the administration were going quitted by a jury in the Assize to the Imperial Conference "with our cards on the table," so that the governments of the other Dominions and the Motherland would and a half after Mr. Justice D. A. nest Lewis, co-defendant with Ness.

Empire in friendly co-operation.

Milton Gonzales was Capelli's



orothy Vose Here on Way South After Cruise of Alaskan Waters w Visited LTER. (at 4)

The Vancouver yacht Dorothy know exactly where Canada's re- Vose, owned and skippered by presentatives stood. They were go- George H. McKinnon, arrived in ing in a spirit of goodwill and co- port last evening after a cruise in operation and were going to ne- southeastern Alaska waters and gotiate with various parts of the sailed today on her way south. On board the vessel, which is a trim 5-foot craft, is a party of three men besides the owner and skipper.



PAGE TWO		THE DAILY NEWS			Thursday, Septemb
SUBSCRIPTION RATES By mail to all other parts of British Columbia, the British Em- pire and United States, paid in advance, per year	BIA Prince Rupert British Em- 	W. H. McCallum told of having Brown, I insured the C.N. on August 1, 1929, the defer	of the salvage crew had had specific orders not to tamper with anything on board. On Ernest Lewis being called, Mr. Gonzales objected to him, as one of the accused, taking the stand for the erown. As a matter of fact, he had been given no notice that Lewis was to be called by the crown. Gave Notice It turned out, however, that Mr. Fisher had given notice to T. W. Brown, Mr. Gonzales' associate in the defence, that he intended to call	BOV Builds F NOT Fa	itne
Or four months for	were charged jointly with having scuttled the fish packer C.N. Lewis told the court how Ness had said that he was going to "drown the boat." Lewis said that he would have nothing to do with it to which Ness replied that he did not want	The boat had been valuated at \$6,- 750. After the accident, witness had been asked by the insurance com- pany to get a personal statement from Ness. This he had secured from Ness. The insurance was paid in two drafts—one for \$4,147.35 be-	Mr. Justice D. A. MacDonald ruled that Lewis should take the stand, Mr. Gonzales could have an ad- journment for cross-examination if he desired.	Be Certain SAFET	

Contract rates on application. rations. They went to the fox farm he should get into trouble. Lewis N., and the other for \$1,837.65 to Ed. and stayed there overnight, prothen proceeded to tell of the oper- Christiansen, joint owner of the ceeding next day to Hanson's Har-; ations of Ness leading up to the al- boat with Ness. Ness had asked witbor to get two skiffloads of rock to leged scuttling. Taking a dynamo ness to give the check to Christianin use for ballast in the bow. Later from the larger boat and putting it sen rather than to himself. Member of Audit Bureau of Circulations liess came to the boat and said that in a skiff, Ness then went aboard | Under cross-examination. Mr. the logs were not there. He then the packer again and went below. McCallum said that, on several ocggested that they go back to the A few minutes later there was a casions, both before and after the Thursday, Sept. 18, 1930 slight explosion and Necs came payment of the insurance. Ness had fox farm and load a little furniture DAILY EDITION to take into Prince Rupert. They got through the door as though he had spoken to him expressing the desire hilf a dozen chairs and, as it was been knocked off his feet. Smoke to salvage the C.N. as he believed he **RIGHT POLICY** gotting late, decided to wait until was meantime coming out of the knew where he could find it. rixt day before setting out for Under our British system of rule by the majority, Predoors and windows of the boat, Ness | Austin Kennedy, engineer and Prince Rupert. mier Bennett is taking the proper action in raising the took rocks from the deck and threw diver for the Pacific Salvage Co., The next morning, witness was tariff on manufactured goods imported from other coun- them in the fish hold. Then the two told of having located the C.N. in oused by Ness who was already tries. As long as the manufacturers do not raise the prices men got in the skiff and Ness took fifty feet of water near the enand taking in the anchor. Breaka double-bitted axe that lay in the trance to Kitkatla Inlet. There were as a result of the protection they receive, all will be well. ist had also been cooked by Ness skiff and chopped a hole in the port seaweed and barnacles growing on ind after witness had had his meal With the assumption that the market for Canadian side of the boat. Later, although the the boat when he dove to it but he went out on deck and saw some goods will be enlarged it ought to be that Canadian manu- smoke ceased and the fire seemed to cabin and pilot house were intact. rocks lying on the starboard side facturers will lower rather than raise prices, bringing be out, Ness went ashore and got a After the boat had been located, it skiffload of rocks and dumped them was towed to a nearby beach where of the deck. It was at this time that them nearer to the prices at which similar goods are sold Ness had said he was going "to on the C.N. when it seemed to stop it was examined thoroughly. Inside drown the boat," witness demurring in the United States. sinking as the water reached the the boat witness testified that there

While this paper has been opposed to raising the tariff level of the pilothouse. Going back might have been ten or twelve tons higher than it has been, the voice of the people has to be to the beach. Ness, according to of rocks, the majority being on the recognized. The people have asked for the change and the Lewis' story, took the dynamo into port side in the fish hold. There government undoubtedly had a clear mandate from them to carry it out.

tives will agree in hoping that the change of policy will be which, Ness declared in his insur- bulkhead blown out. Neither were good for the country. We need more prosperity and less ance protest, had necessitated his there any signs of fire. The most of politics. If Mr. Bennett can give us prosperity greater than the former government gave, we shall all be glad that he was elected. If, on the other hand, it should develop that boat. A large part of this went to like it had been cut with an axe. prosperity does not result from the change, the people will Dr. W. T. Kergin, who had two The boat was, then, brought into make it their business to change back to the former ad- mortgages on the boat, and the bal- Prince Rupert and turned over ministration. Results will be watched with great interest, his partner. both here and everywhere throughout Canada.

were a couple of rocks in the bunk the bush and hid it. Other witnesses at the trial testi- on the starboard side. Witness saw

fied that there was no evidence left no signs of an explosion. He could Further than that, we believe Liberals and Conserva- on the craft of an explosion or fire remember no windows broken nor scuttling the boat. W. H. McCallum, the rocks were thrown out of the insurance agent, told of \$6,000 hav- boat and a patch was placed on the ing been paid in insurance on the port bilge over a hole which looked

from having anything to do with such a thing. Witness then gave details of what had happened up to the time of the sinking of the C.N. After the sinking, witness and acused took to the skiff and rowed Oona River. About a month later witness told Capt. Armour where the boat could be found.

At the request of Mr. Gonzales, the case was adjourned at this point

(Continued on page six.)

Build with Gyproc

IM

CIRE can hurl your. home to destruction unless a fire-resistant material such as the new improved Gyproc Wallboard is used in its construction.

Inexpensive, perma. nent, easy to apply, Gyproc Wallboard does not burn. It is exactly what you want for fire-safe walls, ceilings and partitions when you build, remodel or repair.

Ask your dealer today for full information on Gyproc Wallboard or send for interesting free book, "Building and Remodelling with Gyproc."

GYPSUM, LIME AND ALABASTINE, CANADA, LIMITED Vancouver -B.C.

The NEW

HOW BIG ARE YOU?

The size of a man is indicated by the manner in which he his cross-examination. The case re- with so many rocks on the same stands defeat. If he is a big man he comes up smiling when knocked down. He does not bear petty spites in connection with his defeat. He takes hold and is ready to fight again. journed till this morning.

Several examples of local men who have borne their defeat well are outstanding. There is the case of Colonel Peck, who was defeated by Fred Stork. The Colonel took his defeat like a real man, met his opponents with a shake separately from Lewis, the accused scorching and an explosion usually dealers-15c. of the hand and congratulations and best wishes and is to the charge of "having at or near It would only be a very slight exagain in the field of politics representing a constituency the entrance of Kitkatla Inlet on or plosion that would leave no signs in Southern British Columbia. Another outstanding about May 7 unlawfully cast away the fire chief said under cross example was that of S. M. Newton who some years ago or estroyed the gasboat known as examination. was beaten so badly that even his friends predicted that jury was proceeded with, those scorched piece of timber in the fish not really beaten, but only temporarily cast down. He re- bank, foreman, Frederick W. Law- there had been no explosion or turned to the political game to be elected mayor several rence (Ocean Falls), Joseph Brown, fire. times with large majorities.

When a person enters politics he must expect to be L.S. Davidson (Stewart), Ellsworth ger of the Pacific Salvage Co., told beaten. Most of the best statesmen of the country have Mustard (Premier), Alex Crerar of having been instructed by the been beaten. It indicates a petty spirit to resent it. Only (Anyox), William J. Curtiss (Stew- underwriters to salve the C.N. He the small man does that.

more than one occasion overwhelmed by votes but never crown prosecutor, W. E. Fisher, two boat had been brought to port, really beaten. M. M. Stephens laughs with hs opponents stand asides. and enjoys the fight even though not always victorious. George Bushby is a prince of good losers. John Dybhavn bore no malice while Manson lost and won with equal would be presented by the crown, usual result of an entry is the pilot

ance to Ness and Ed. Christlansen, Capt. Paul Armour.

Difficult to Do

Under cross-examination, wittional evidence, Milton Gonzales, defence counsel, asked for an ad- ness said he gould hardly see how journment that he might prepare the hole could be cut in the boat

sumed later in the evening, after side. dinner and reached its concluding Fire Chief D. N. McDonald was stages last night before being admade an examination of the C.N.

After the Grand Jury, through its at the dry dock on August 12. He foreman, J. A. Smith, had brought could not locate any signs of fire or in a true bill in the case of Ness, explosion. Fire usually left signs of

was araigned and pleaded not guilty opened up the bow of a boat.

he would never he heard from again. But Mr. Newton was agreed upon being: Arthur Brooks- hold. The chief's opinion was that

Murdo McArthur, W. H. Simpson

After Lewis had given his sensa-

Examined the Boat

art), Frank Dresser (Anyox) and J. had gone out and located the boat times with large majorities. Colonel McMordie was on dised many challenges and the actual salvage operations. After the however, he made a thorough ex-The Crown's Case amination of it. He saw no signs Reviewing the evidence that whatever of fire or explosion. The

would be produced to prove the house and decking, etc. In this case



DIAMOND DYES are easy to use: on smoothly and evenly; make dresses, drapes, lingerie look NEW. Never a trace of that re-dyed look when Diamond Dyes are used. Just true, even, new colors that hold their the next witness. He told of having own through the hardest wear and washing.

> Diamond Dyes owe their superiority to the abundance of pure anilines they contain. Cost more to make? Surely. But you pay no more for them. All



For Sale By Prince Rupert, B.C. Albert & McCaffery, Ltd. Burns Lake, B.C. M. F. Nourse The George Little Lumber Yard Diamond Dyes Smithers, Hazelton and Terrace, B.C. Hazelton, B.C. R. S. Sargent, Ltd. Highest Quality for 50 Years

> YOURS TO USE The BANK OF MONTREAL is

yours to use,-

For safekeeping of your money





Min Ast Com

Scrim-Ecru only, reg. 050 Reg. \$1.35, Sale Product Prince Rupert, B.C. Friday, October 3. 2012 30c, yd. Sale, 5 yds. CHARLES White Flannelette-Reg. 30c Boys United Church Anniversary Banper yard 95c uet October 6. Socks-Reg. 45c pair 950 Sale, 5 yards Sale, 3 pairs . Striped Flannelette-Reg. 30c St. Peter's Church Bazaar Octo-A Product of Western Canada Flour Mills Limited Sweaters-Reg. \$1.50 95C per yard 95c SPECIAL PRICES Sale, 5 yards BRACKMAN KER MILLING COLLTD. DISTRIBUTORS FOR B.C. Moose Bazaar, October 16, 17. Many Bargains In Our 5c to 95c Department! ! Rupert East United Church Ba-QUALITY FOODS Watts' Grocery zaar, November 13. Clover Leaf Cups and 950 Water Tumblers-95c Presbyterian Bazaar Nov. 20. 55 - Telephones - 56 Saucers, 5 for 12 for CANADIAN NATIONAL STEAMSHIPS QUALITY RIGHT-PRICES RIGHT Friday & Saturday Lustre China Cups and 95C Saucers, 7 for Anglican W. A. Bazaar Dec. 4. Here is your opportunity to get your evening comfort 95c Nabob Jelly Powders-All 23c Prince Rupert . Get the Ad. reading habit. It Boudoir Slippers, in fawn, black or rose, Sale Price .. Flavors, 4 pkgs. Sugar Crisp Cornflakes-AND MANY OTHER BARGAINS. SEE OUR WINDOW 25c STEAMERS DRYDOCK 3 pkgs: Nabob Whole Clams-Tall 31c Tins, 2 for No. 1 Pink Salmon-Tall 15c AND Mussallem's HOTEL ARRIVALS Tins, per tin SHIPYARD Serber's Canned Vegetables-For Infants and Invalids, All 35C Central Hotel No other value can approach Varieties, 2 tins the special OPERATING G. T. P. 20,000-TON FLOATING DRYDOCK Quaker "Quick" Rolled Oat 25c INDER NEW MANAGEMENT REBUILT UNDERWOOD Engineers. Machinists, Boilermakers, Blacksmiths, Pattern per pkg. \$75.00 Steam Heated: Travellers' Sample Makers, Founders, Woodworkers, Etc. Old English Floor Waxtooms; Hot and Cold Water 60c Market Sailings from Prince Rupert Very easy terms Free Bus Meets All Trains and ELECTRIC AND ACETYLENE WELDING per 1-lb. tin All other makes from \$15.00 for Vancouver, thence via Boals SUNDSTRAND ADDING the new Tri-City Service Rates \$1.00 and Up MACHINES Our Plant Is Equipped to Handle All Kinds of to Victoria and Scattle-SPECIAL MONTHLY RATES Shoulder Pork-\$1 Sundays and Thursdays, United Typewriter Co. Ltd. MARINE AND COMMERCIAL WORK C. R. BIGGART & A. DONALD 10 p.m. Proprietors Bring your Coupons, now being PHONES 43 AND 385 -VANCOUVER, B.C. Shoulder Veal--PHONE 51 distributed, to us for 1 can For Anyox and Stewart-











debt. The insurance paid off the the Supreme Court Assizes yester- co-respondent.