WHAT KOMAGATA'S CHARTER COVERS

Vancouver Hindus Who Took Over Charter From Gurdit Singh Must Provision Vessel Which Can Then Depart.

CARGO CAN BE EASILY UNLOADED IN STREAM

Captain Is Now Owner of Coal Cargo But Will Allow Charterers to Sell 800 or 900 Tons of It if They Wish.

The provisioning of the Komagata Maru with its 352 excluded Hindus, is practically the only obstacle to the vessel's departure.

Upon whom does the responsibility for supplying the provisions rest?

The two following clauses from the Komagata's charter-party, which "The News-Advertiser" was allowed to inspect yesterday will help to throw light upon this matter:

Clause 2 states "That the owners shall provide and pay for all oils, paint, deck stores and for all provisions and wages of the captain, officers, engineers, firemen and crew; shall pay for insurance of the vessel, also for all engine room stores, and maintain in a thoroughly efficient state for service the hull and machinery.

"That the charterers shall provide and pay for all the coals, fuel, port charges, pilotages, and all charges whatsoever, except those before stated.

Charterers' Obligations.

Clause 32 states: "The charterers shall pay all charges and expenses arising through taking steerage passengers and shall supply all provisions, water, galleys, cooks, cooks' fittings, medicines, medical stores, also doctor and purser (if required by the charterer) in every respect in accordance with the Hong Kong ordinances and to the satisfaction of the immigration officer at Hong Kong."

Perusal of these two clauses will show that the owners are responsible for the provisioning of the ship's complement, i.e. the Japanese captain and crew, but that the charterers are responsible for all charges and expenses connected with the supplying of provisions and water to the Hindu passengers.

The charter party makes this matter so specific that there cannot be any quibble about it. Gurdit Singh was the charterer until Rahim Singh and Bhang Singh, two leading Vancouver Hindus, took the charter over from him and paid thousands of dollars to prolong it until about the end of the present month.

Well Supplied With Water.

It will be noticed that water is specifically mentioned in the conditions. The Hindus aboard the Maru in their recent telegram to the Governor-General and in other statements that have emanated from them have asserted that they have been suffering from raging thirst. Mr. Gardner Johnson yesterday pointed out to a "News-Advertiser" representative that they have been supplied with no less than $600 worth of water—far more than would have been consumed during the same length of time by a C. P. R. Empress. As shown yesterday by figures quoted by this paper many tons of water have been sent aboard the Maru during the last few days and a scow load will be sent aboard today.

The question of the food supply to the Komagata Maru was entered on as far back as June 2 when Geldit Singh, the secretary to Gurdit Singh, supplied to Mr. Gardner Johnson the following varied list of articles of diet required aboard:

10 bags of flour.
500 bags of pulse.
500 bags of potatoes.
200 bags onions.
500 bags cabbages.
10 boxes of milk.
500 pounds of purified butter.
5 sheep or goats (alive).
100 fowls.
2 boxes of eggs.
100 pounds of salt.
50 pounds of red pepper.
25 pounds of spices.
50 pounds of black pepper.
5 boxes of washing soap.
25 pounds of tea.
10 dozen boxes of safety matches.
400 tons of fresh water.
400 boxes Mahommedan cigarettes.

Charterers Responsible.

This list, which was sent to the immigration department, was forwarded by that department to Mr. Gardner Johnson under the impression that it was his duty to supply the food. Upon receiving the communication Mr. Gardner Johnson produced the charter-party showing that the owners were not responsible, but that the charterers were. Thereafter, until the last week, the Vancouver Hindus have supplied the Hindu passengers with food and Mr. Gardner Johnson gave it yesterday as his opinion that, not only had the Hindus aboard never been starving or approaching starvation, but that they had plenty of money also.

A considerable point has been made during the last day or two regarding the alleged hardships inflicted upon the Hindu charterers by the fact that any cargo they may load or discharge from the Maru will have to be dealt with in the stream and that the harbor and other charges for this service render it prohibitive.

Discharge of Cargo.

To clear up this matter "The News-Advertiser" yesterday questioned Mr. Gardner Johnson and Harbormaster Reid and found both emphatic in their assertions that, so far from being prohibitive, the difference between discharging in the stream and at a wharf was very little. Indeed, the harbormaster stated that the cost of discharging or loading in the stream would be less.

"If the Komagata Maru has to load at a wharf the wharfage charge will be 50 cents a ton," he pointed out, "whereas

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"GOLD IN EVERY PAN"

Rush Has Developed for Scene of Placer Strike Near Fort George.

By News-Advertiser Leased Wire.

Fort George, B. C., July 14.—There has been quite a rush for the placer strike which took place thirty-five miles south of Big Eddy on the Fraser River. Fifteen claims were staked a few days ago and the news leaked out. A local company has seven men working now getting a hydraulic outfit to the place. It was worked before, as tailings and wheelbarrows still remain outside a shack.

Reports say there is gold in every pan.

CANADA AT COMMISSION

Dominion Represented for First Time at Meeting of Imperial Defence Commission in London.

By News-Advertiser Leased Wire.

London, July 14.—The meeting of the Imperial Defence Commission held at Whitehall Gardens today was a notable one in that for the first time a High Commissioner of an Overseas Dominion attended in the person of Hon. George H. Perley, acting-commissioner for Canada. This carries into effect the suggestion made some time ago by the Imperial Government that the self-governing sections of the Empire should be directly and permanently represented, a suggestion which has already been approved by Sir Robert Borden.

"The Telegraph," commenting on the fact, says that the High Commissioner for Canada will, in future, occupy a position of great importance in the councils of the Empire and the development is cordially welcomed.

HUERTA'S FAMILY LEAVES CAPITAL

Family and Other Relations of Provisional President Leave Mexico City for Vera Cruz on Special Train.

By News-Advertiser Leased Wire.

Mexico City, July 14.—At 10 o'clock tonight the family of President Huerta and other relatives and close friends left the capital for Vera Cruz aboard a special train. The train was composed of three sleepers and a baggage car. Running ahead of it were two military trains carrying 800 men. Following came another military train with 500 troops aboard.

The family of General Blanquet, Minister of War, also left on the special.

It is believed that President Huerta, General Blanquet and other high officials will leave the capital tomorrow morning.

The party boarded the train at Villa de Guadalupe a railroad station about five miles from Mexico City. Only a few persons were aware of their departure.

The British minister, Sir Lionel Carden, denied that Rear-Admiral Sir Christopher Cradock had come here to accompany Huerta to Vera Cruz. Admiral Cradock himself said his only purpose in visiting the capital was to seek rest and recreation. He added that he would leave for Vera Cruz Saturday.

NANAIMO MILL BURNED

Nearly Whole Plant of New Ladysmith Lumber Company Wiped Out in Early Morning Blaze.

Special to the News-Advertiser.

Nanaimo, July 14.—The whole plant of the New Ladysmith Lumber Company, with the exception of part of the sash and door factory, was destroyed shortly before 3 o'clock this morning. The loss will be $100,000 half covered by insurance. The blaze was discovered by the night watchman in the basement of the sawmill and the main part of the mill, including boiler house and engine room, shingle mill, dry kiln and a quantity of standing lumber was burned.

It cannot be known whether the mill will be rebuilt until the board of directors of the company holds a meeting.

NO OPIUM IN TINS

Chinaman Claims He Paid for 35 Tins of Drug, But Was Defrauded.

Mark Poi, a Cordova Street merchant, was content to pay $1,200 for 35 tins purported to contain opium, according to his complaint to the police yesterday, but when he learned the tins did not contain the drug, he caused the arrest of Lee Lock, a countryman who has a store on Pender Street. Lee Lock, who is accused of fraud, was arrested last night and obtained his release on nominal bail furnished through Mr. Charles Macdonald, who has been retained in his defence.

Lee denies any intent to defraud his countryman and asserts his first knowledge of the tins came from a white man, who asked him to buy opium. He says that when he declined to become a purchaser the white man asked him to find someone to buy the drug, and that Poi agreed to pay $1,200 for the tins. Lock is now trying to find the stranger who, he is convinced, sought to defraud him.

LIBERALS FOUR BEHIND

Roblin Government in Manitoba Claimed to Have Been Sustained by a Small Majority.

By News-Advertiser Leased Wire.

Winnipeg, July 14.—The official declaration of the result of the polling in Winnipeg last Friday in the election of members for the Manitoba Legislature were made today. Declarations were also made in a number of outside constituencies, but no radical changes from the majorities already given have been recorded. The parties appear to stand, Government, 25; Opposition, 21, with three deferred elections and several recounts in prospect.

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Located this 27th day of June, 1914.

HARRY EDWARD DAWE,
Applicant.

Vancouver, June 27, 1914.

WHAT KOMAGATA'S CHARTER COVERS

Continued from Page 1, Col. 1.

that charge will be twelve and a half cents a ton if this is done in the stream. She has already paid her harbor dues upon entry. Of course there would be the cost of lightering, but that would amount to only about $5 a day for a scow and $5 per tow. The stevedoring charges would be the same ashore or in the stream." Mr. Gardner Johnson said: "The difference of loading or discharging in the stream is a mere matter of cents and I have been trying to show them that today."

Disposal of Coal.

Another doubtful point Mr. Gardner Johnson cleared up. The Komagata Maru has a considerable cargo of coal aboard and the local Hindus claim a portion of that. If the coal was not paid for two or three days after arrival here —which it was not—it automatically became the property of the captain..

"If the captain wishes to give a considerable proportion of that coal to the charterers—and he is quite willing to do so—he can," explained Mr. Gardner Johnson, "and that they can sell. He can keep sufficient coal to enable him to take his vessel back to Japan. This means that the charterers can have 800 or 900 tons as soon as they decide to unload and lighter it in the stream."

A report which appeared yesterday stated that fifteen Hindus from Golden have gone East to meet Dr. Sunder Singh with a view to proceeding to England to interview King George and also that a considerable number of Hindus would join those aboard the Komagata Maru and return to India as professed missionaries of sedition.

COMPLETE SURRENDER

General Carranza Demands Unconditional Surrender by President Huerta.

By News-Advertiser Leased Wire.

Saltillo, Mex., July 14.—Why General Carranza demands an unconditional surrender from President Huerta was told in a statement purporting to represent Carranza's views issued today by Issidro Fabela, Constitutionalist Minister of Foreign Affairs. Fabela declared Constitutionalists never could agree to a provisional presidency under Francisco Carbajal as such an agreement would mean a recognition of Heurta's acts, would prevent carrying out certain reforms to which the Constitutionalists are pledged and also "would leave the Federal army armed and unpunished, which might lead to the renewal of hostilities."

Duke of Aosta Ill.

Naples, July 14.—The Duke of Aosta, cousin of King Victor Emmanuel, is reported to be dangerously ill. He has been suffering from typhoid fever for the past three weeks.

Brown's annual sweet pea competition will be held in Main Store (48 Hastings Street), Friday next, 2 to 6. All welcome. ***

Two other members, Mr. R. N. McCormick and Mr. J. C. Roulette of Baltimore, will arrive in the city in a few days.

ROSSLAND'S MINING STATISTICS FOR MAY

Total Receipts at Le Roi, No. 2, During Month $25,270—Output From Other Mines and Various Developments.

Rossland, July 14.—The report of the Le Roi No. 2, Limited, operating the Josie mine here, has been received from England, for the month of May. The ore tonnage shipped was 1760, besides 153 tons of concentrates. The receipts from the smelter were $20,734, being payment for 1549 tons of ore shipped, and $2262, payment for 162 tons of concentrates shipped. Sundry receipts were $2274, making a total of $25,270. The estimated working cost for the corresponding period comprised: Ore production, $10,000; milling, $1000; development, $8000; capital expenditure, $83. The North Annie drift was advanced 73 feet, of which 22 feet averaged 1 dwt. 14 grs. gold and 2.0 per cent. copper over 27 inches. The South Rodney winze on the 1650 level, which is being worked through the Le Roi Mine of the Consolidated Company, was advanced 28 feet, that distance averaging 7 dwts. gold and 2.0 per cent. copper over 94 inches. A valuable strike of ore is reported to have been made in this winze within the past week.

The May report of the Van-Roi Mining Company, operating the Van-Roi mine at Silverton, B. C., is also to hand from England. The mine was shut down six days for repairs to the areial tramway, so the report is less satisfactory than has been usual for the past few months. The mill ran for 283 hours crushing 1140 tons of ore. The average assay was 11.1 of silver, 1.6 per cent. lead, 7.8 per cent. zinc. It yielded six tons of picked ore, 23 tons of lead concentrates, and 124 tons of zinc concentrates. The total approximate value was $4984. The estimated working costs for the corresponding period were: Ore production, $4085, milling $2056, development $1733, capital and other expenditure $2665. The most important work done was in the raise on level 9, where a chute was advanced 18 feet, 8 feet averaging 180.0 ozs. silver, 2 per cent. lead, 16 per cent. zinc, across an average width of 21 inches.

Council Considers Health Bylaw.

Kerrisdale, Point Grey, July 14. — The Point Grey Municipal Council devoted tonight's session to the consideration of the Health Bylaw.

Vancouver Lodge, K. of P

The Vancouver Lodge No 3, Knights of Pythias, will hold the first regular meeting after the installation of officers on Wednesday, July 15, at 8 o'clock. All Knights are requested to be present and meet the new officers as well as aid them in their new work.