

TRAGEDY IN MINNESOTA.

Mother Says Her Daughter Killed Her Father.

Accused, Young and Pretty, Protests Innocence.

Police Declare It a Case of Insane Mania.

St. Paul, Minn., May 18.—A remarkable case, in some respects strangely suggesting the Kinrade affair at Hamilton, Ont., is the present sensation of this state.

Louise Arbogast, twenty-three years old, fearless, but pitifully protesting her innocence, is in the hospital ward of the county jail, held for further hearing in the police court, charged with the slaying of her father, Louis Arbogast, a wealthy butcher, whose head was crushed with an axe as he lay in bed at his home, and whose body was saturated with gasoline and set on fire.

The girl's accuser is her mother, Mrs. Minnie Arbogast, who has herself been under arrest for three days at the city hospital.

Had the police not been able to connect circumstantial evidence with the mother's statement the charge of murder would have been preferred against the wife instead of the daughter of the slain man.

The story of the mother, the accusing story which brought Louise Arbogast to the bar, bears out the statements of the authorities as to the girl's mental condition. The very nature of the act, indeed, indicates maniacal frenzy, the cunningness of some of her alleged attempts to cover up the slaying is declared to establish the fact, and the asserted inconsistencies of her statements after the slaying are said to have been the lapses of cunning due to slip of judgment common to crimes committed by the insane.

Mrs. Arbogast defended her daughter by obstinate silence up to the moment when the police charged her with the murder and forced her to accuse Louise in self-defense.

The mother had been broken down and forced to make admissions which had grown into accusations. Louise, as she sat by her mother's bed with the police a target of that battery of searching eyes, maintained an absolute silence. Finally, the mother, in an outburst of desperate appeal, cried:

"Louise, it is either you or me. Tell the truth, tell the truth. You were outside father's door when I came from the bathroom. You must tell the truth."

The girl was silent. The mother persisted. She almost shouted, "You say you didn't do it. I know you did."

But Louise protested to remember nothing, and stared straight ahead in silence until the terrific strain was broken by her sobs, and the two embraced, weeping bitterly, the girl kneeling by her mother's bedside.

The girl was arraigned in court, and listened to the reading of the charge. She said she needed an attorney. A plea of not guilty was entered. A plea of prisoner taken to jail, the case being continued till Thursday.

It is declared at St. Luke's Hospital that Miss Arbogast, who is one of the most beautiful young women of Minnesota, is irretrievably and killed her father in a moment of maniacal frenzy caused by hallucinations which have for months been pursuing her.

QUAKE IN MUSKOKA.

Rev. Mr. Fox Experiences Decided Shocks at Redwood.

Toronto, May 19.—Hot on the heels of recent reports of earthquakes and still unlocated seismic disturbances, comes the report of an authentic earthquake close at hand, in Muskoka. Rev. E. C. Fox, Treasurer of the Baptist Mission Board, returned from a visit to the district affecting yesterday. Rev. Mr. Fox was staying with Mr. Nixon, postmaster at Redwood, on Lake Joseph, at the time of the disturbance. He was awakened from a sound sleep early yesterday morning by the first shock, which displayed itself in the form of a tremor, and while fully awake he felt the second shock much more violent than the first, and in this proceeding with a wave-motion. Mr. Fox says that this shock displayed every quality of the earthquake he experienced in Peru over a year ago.

THE DOGS.

Guelph Has a By-law Which Should Prove Effective.

Guelph, Ont., May 18.—Guelph has a dog by-law in force to-day which goes a long way. In the first place it raises the dog tax from \$1 for males and \$2 for females, to \$1.50 for males and \$2 for females. The strongest point about the by-law is in the fine of not less than \$5 and not more than \$10 that has been set for all parties found guilty of keeping a dog without a tag, and the same fine for parties whose dogs are captured while running at large.

It is not necessary, according to this by-law, to lead one's dog on a chain, but to have him under immediate control. The police can arrest stray dogs at sight, and the owners to secure their release have to pay within 24 hours a fee of \$5. It will be anyone's privilege to take any stray dog in charge.

NO. 12 A. M. C.

The 12th Field Ambulance, A. M. C., held another good parade in the old armory last night, and this crack corps promises to excel itself this year. Several new recruits have been added, and judging from their appearance and the readiness with which they familiarize themselves with the drill, they will be a credit to the corps. Lieut.-Col. Rennie was in command.

Nominations for the East Victoria election took place at Fenelon Falls on Tuesday. The following are the candidates: Dr. R. M. Mason, of Fenelon Falls (Conservative), and W. H. Lockhart Gordon, of Toronto.

MOCK TRIAL.

Y. M. C. A. Affair Last Night Entertained Large Audience.

The breach of promise mock trial under the auspices of the Y. M. C. A. Reception Committee and Debating Society, which was held in the Association Hall last evening, proved a great success. A court of justice was represented on the stage, and the bench for the jury extended across the side. The audience was kept convulsed with laughter at the funny climaxes. The charge was breach of promise against J. Barrymore de Brown Smythe, and the complaint was made by Annabella Clovertop; the ground for the complaint was a letter received by plaintiff from defendant and which was signed "Yours truly."

Both sides had their witnesses, all of whom were sworn to tell "the truth, nearly all the truth, and not much more than the truth." The make-ups were funny, and the many amusing incidents created much mirth. All those taking part did their work exceptionally well. Magistrate Jells acted as judge, and filled the role to perfection. Miss Salisbury as Annabella Clovertop created a furor of laughter by the manner in which she answered the questions of the opposing counsel, and she freely made use of a handkerchief, which was secured from the bottom of a "saw-bag" to wipe away the tears, which flowed because J. Barrymore de Brown Smythe had denied the engagement.

Russell Treleven, as J. Barrymore de Brown Smythe, explained his part of the case in a very straightforward manner, and showed that by writing "yours truly" he had not meant it as a proposal. After hearing both sides of the case the jury retired, and after being out a short while returned a verdict of guilty against the defendant, and he was recommended to mercy and let off with a fine of 7 cents.

The cast was as follows: Judge, Magistrate Jells; plaintiff (Annabella Clovertop), Miss Clara Salisbury; defendant, (J. Barrymore de Brown Smythe), Russell Treleven; defendant's counsel, Russell Treleven; plaintiff's counsel, R. A. Pringle; clerk, A. Humphrey; clerk, C. A. Venator; Hezekiah Clovertop, the plaintiff's big brother, Mr. McIsaac; J. Cook Busby, William Monek; Cynthia Busby, Miss Williams; Etheline Busby, Miss Marjorie Pringle; Mr. Spicemite, W. R. McIsaac; jurors, F. R. Smith, J. George Weggeman, R. P. Morrison, J. Orr Callahan, Dr. McGregor, A. C. Graham, W. Hottum, Gilbert Johnson, R. Currie, Nelson Mills, W. J. Venator and Harry Hall.

The affair was such a success is largely due to the untiring efforts of Mr. Russell T. Kelley.

While the jury was out Miss Salisbury favored the gathering with a recitation and Miss Marjorie Pringle sang a solo.

FIFTY SKELETONS.

Gruesome Discovery Made in Niagara Peach Orchard.

Buffalo, N. Y., May 18.—A gag of men at work in the peach orchard of Edward J. Sweeney, of Orange Port, Niagara county, to-day uncovered the skeletons of about fifty human beings. Dr. E. C. Johnson, of Gasport, who was driving by, was called to the edge of the burial pit and thereafter directed the work until darkness put a stop to the men's actions. Dr. Johnson says: "The pit was excavated to about six feet long by four feet wide and as many deep. So far as we could see the bodies are piled in without order."

"The skulls that I have examined are prehistoric; that is, they have low foreheads and heavy jaws, and seem not to have belonged to white men. On the other hand, although I am not an anthropologist nor an ethnologist, and have only the neighborhood in Indian history, I have never heard or read of an Indian burying ground where there was such a lack of system and ceremonial."

The excavation will be continued to-morrow.

NEW LIBRARY BOOKS.

Books received at Public Library during week ending May 15th:

The Strain of White, Anderson, L8430. Thrice Armed, Bindloss, L8428. Whiston's House Party, Cobb, L8429. The White Strain, Crawford, L8435. Elusive Love, Fustelle, L8434. The Dream and the Woman, Gallon, L8432. Queen Kate, Garvie, L8418. Barsetshire's Kiss, Lee, L8431. Double Bonds, McCall, L8433. Governors of Maryland from the Revolution to 1908, Bucholz, 920B19. A History of Canada, 1763-1812, Lucas, 971A1. The Psychology of Thinking, Miller, 150M6. Psychotherapy, Musters, 150M7. Directory of Great Britain, Mercantile Guide, '08, Perry, R670.9P. Egyptian Decorative Art, Petrie, 709P2. The Twentieth Century American, Robinson, 904R. Speeches and Essays, with Poems on Burns, Smith, 804B9. The Cardinal Democrat, Henry Edward Manning, Taylor, 282M1. Cyrus Hale McCormick, the Reaper (Life), Thwaites, 920M20.

Books received at Barton Street Branch Library during week ending May 15th:

The Strain of White, Anderson, L1188. Thrice Armed, Bindloss, L1193. The Other Side of the Door, Chamberlain, L1191. Mrs. Whiston's House Party, Cobb, L1192. The Dream and the Woman, Gallon, L1186. Queen Kate, Garvie, L1189. Roads of Destiny, Henry, L1190. Davenport, Kinross, L1185. Set in Silver, Williamson, L1187. The Inner Shrine, Avon, L1187. Woodmen of the West, Grainger, 974. In Search of a Polar Continent, Harrison, 919.8H.

CASTORIA

For Infants and Children.

The Kind You Have Always Bought

Bears the Signature of *Dr. J. C. Watson*

Aged Woman Fatally Injured.

Peterboro, May 18.—As the west-bound C. P. R. express was entering Peterboro at 5 o'clock this evening, Teresa McGrath, aged 70 years, who no fixed home, attempted to cross the track. She was struck by the engine, thrown a long distance and fatally injured. She was removed to St. Joseph's Hospital, and no hope of her recovery is entertained.

The worst feat about borrowing trouble is that you have to pay such a heavy rate of interest on the loan.

KILLED BY HALSTONES.

Men and Cattle Perish in South-Western Texas.

Hail Said to Have Weighed From Seven to Ten Pounds.

Later Reports May Greatly Swell Number of the Victims.

Galveston, Texas, May 18.—Hailstones which are reported to have weighed from seven pounds up have killed eight or more persons in two counties of Southwestern Texas, besides a great number of cattle. Reports from La Salle and Uvalde counties tell of the finding of the dead bodies of seven Mexican men employed on the ranges, who had been killed by hail in the western part of Uvalde County.

It is estimated that 500 or 600 head of cattle were killed by hailstones. James Carpenter, an old American employed as keeper at the Southwestern ranch, was killed. His body was found about ten miles from the ranch, having been caught out in search of cattle. The storm visited La Salle County on Sunday night and Uvalde County on Monday evening. It is feared that reports from remote sections, which will be several days getting in, will swell the list of dead and greatly increase the estimated loss of cattle and damage to farm property.

A reliable report from Uvalde says hailstones measuring from twelve to seventeen inches in circumference and weighing from seven to ten pounds fell there. These icy missiles crashed through the roofs of buildings. In the Town of Woodward, La Salle County, every house was damaged and many people were injured by the hail. The storm was accompanied by lightning and wind, which reached a velocity of 60 miles an hour.

At many places the hailstones drifted to a height of three feet and remained intact for hours.

Got New Vitality Increased Appetite.

True Strength, Vigor and Buoyant Health Quickly Followed the Use of DR. HAMILTON'S PILLS.

By purifying and nourishing the blood, Dr. Hamilton's Pills quickly impart new vigor to all weak organs. The kidneys and liver are stimulated, disease-breeding poisons are carried off, the entire body is renewed and restored.

Lack of appetite is changed into keen zest for food. Digestion and assimilation are made perfect. Thus, all you eat is turned into nourishment, and building material.

Vital Energy Increased.

Read the evidence published here; it tells just how Dr. Hamilton's Pills cure the sick and help the weak:

"I always felt 'dressed' and tired."

"When I arose in the morning my limbs ached and I felt as if I were dragging myself."

"I didn't enjoy my meals and couldn't digest properly. Dr. Hamilton's Pills strengthened my stomach, purified my blood, made me feel like new. No better medicine exists."

By relying on Dr. Hamilton's Pills you are sure of strong vitality, nourishing blood, bright, cheery spirits. The marvel of this medicine is that it keeps you well—prevents and wards off sickness of every kind.

Dr. Hamilton's Pills keep thousands of people healthy. Won't you use them also? Sold everywhere in 25c. boxes, or five boxes for \$1, by mail from N. C. Polson & Co., Kingston, Ont., and Hartford, Conn., U. S. A.

"OUR ARMY ASHAMED."

Field Marshal Amazed at the Apathy of British Nation.

London, May 18.—"Our army is a sham. We have no army," exclaimed Field Marshal Lord Roberts, earnestly, during a debate in the House of Lords upon the Duke of Bedford's motion for an enquiry into the condition of the reserve. Earl Roberts, who is known for his compulsory military training, declared that he was amazed at the manner in which both Houses treated the army as a party question, and at the apathy of the nation regarding military defence. The nation, he said, did not believe in the danger of invasion, and no wonder, for their leaders told them there was no fear for it. He added: "I know perfectly well that the leaders in both Houses are anxious about the future, but they do not tell the country that we have neither an army to send abroad or to defend our country at home. While we are sitting here, taking it easily and comfortably, the danger is coming nearer and nearer to us daily, and unless you cease telling the people they are living in safety and get an army fit to deal with any enemy we shall one day come to such utter grief that you will bitterly regret your inaction. It is a perfect marvel to me how Great Britain can see what is going on around us in Europe and be content with the condition of our army. No country in the world would attempt to defend itself with the paucity of men and with the untrained men we have got. You will never have a real army until you have taken the nation into your confidence and tell them their danger. You may think you are safe, but you are not."

"Be frank and tell the nation what is before them. They will respond." His admonitions were addressed to the Government representatives. The peers showed their approval by carrying the Duke of Bedford's motion against the Government by a vote of 73 to 22.

Razor Headquarters.

Wholesale and retail at Gerrie's drug store, 32 James street north. Agents for the Carbo Magnetic, \$2; King Shaver, \$1.50; Diamond Edge, \$1.25; Griffon, \$1.25; Wade & Butcher, \$1.25. In safety razors, the Gillette, Auto-Strop, Witec, Welcome, Ever Ready, etc. Complete stock safety razor blades.

Made a Lieut.-Colonel.

Ottawa, May 18.—Major E. W. B. Morrison, of Ottawa, has been appointed Lieut.-Colonel to command the 8th Brigade, Canadian Field Artillery, vice Lieut.-Col. Hardman, who has been transferred to the reserve of officers.

Great Victoria Day Sales

The Right House

"HAMILTON'S FAVORITE SHOPPING PLACE"

White muslin underwear sale is town talk: Bargain prizes

THOUSANDS of beautiful garments are greatly underpriced—Manufacturers' samples, over-productions and reduced lots from our own good stocks—Drawers, combinations, corset covers, undershirts, nightgowns. Savings of a half to a fourth. Better lay in a bountiful supply to-morrow.

Women's 40c white drawers at 25c pr.

Made of good strong cotton in full style, finished with deep hems and tucks. Regular 40c. Sale price 25c.

35c DRAWERS 19c—Nice quality cotton, trimmed with hemstitched tucks and lace; value 35c; sale price 19c.

50c DRAWERS AT 32c—Tucked and embroidered trimmed; good full size; nice quality; value 50c; sale price 32c.

60c DRAWERS 42c—Nice quality full-fitting style, with deep frill and lace edges; regular 60c; sale price 42c.

1.25 DRAWERS 69c—Nice full style, with extra wide deep flounce, finished with tucks, insertion and embroidery; regular 1.25; sale price 69c.

1.50 DRAWERS FOR 95c—Fine cambric, extra full style; finished with tucks and deep embroidery; regular 1.50, for 95c.

2.00 DRAWERS FOR \$1.19—

Beautiful quality and dainty style. Lace insertion or embroidery insertion trimmed, finished with tucks and hemstitching. Value \$2; sale price \$1.19.

\$1.75 fine white undershirts 98c

Made in dainty fashion; deep 20-inch flounce; 3 groups of 3 tucks each with insertion between; 4-inch embroidery frill; dust frill; value \$1.75. Sale price 98c.

1.85 UNDERSHIRTS FOR \$1.25—Made with deep flounce and 6 hemstitched tucks, with 3-inch lace insertion to finish; nice fine materials; value \$1.85, for \$1.25.

2.50 UNDERSHIRTS FOR \$1.39—Nice fine materials and dainty styles; 4 rows of insertion and lace edge to trim; regular \$2.50 value, for \$1.39.

3.75 UNDERSHIRTS FOR \$2.50—Very dainty style, with deep flounce, finished with 2 rows of lace insertion and lace frill to match; regular \$3.75; sale price \$2.50.

4.50 UNDERSHIRTS FOR \$3.00—Pretty effective styles, with lace and embroidery trimming; nice fine materials; regular \$4.50; sale price \$3.00.

6.50 UNDERSHIRTS \$4.95—Embroidery and insertion trimmed beauties; fine materials; exquisite styles.

Thomas C. Watkins

Established Sixty-six Years Ago

Thomas C. Watkins

Up to \$28.00 tailored suits at \$7.50 each: Women's sizes

WOMEN'S Panama, broadcloth and Venetian suits in good serviceable plain colors; all sizes in the lot. About 20 odd suits are included—the leftovers and ones and twos of a kind of good practical styles—¾ sleeves for Summer wear—up to \$28 values. \$7.50

\$20 and \$25 suits at \$15 each

A great special purchase. Handsome smart styles in plain or fancy Venetians, Broadcloths and Serges. Black, navy, green and newest two-tone pattern effects. Smartly tailored and finished. Regular \$20 and \$25 values. Special Thursday clearance price \$15.00

More trimmed hats will be sacrificed to-morrow: Just read

WE are right in the midst of the enjoyment of a tremendously large season of Millinery selling. Most everybody knows that we import our flowers, straw braids, plumes, ornaments, ribbons and other trimmings direct from Paris and London. Now we take all the surplus stock of these importations and make them up into lovely hats to sell at a third to a half less than real value.

\$3.25, real value \$5.00 \$4.95, real value \$8.00
\$3.95, real value \$6.00 \$6.95, real value \$10
\$4.25, real value \$7.00 \$8.25, real value \$10

A great sale of ostrich boas

40 BEAUTIFUL Boas reduced—ones and twos of a kind—all dainty and fashionable. They come from a leading Parisian manufacturer. Black, grey, natural, black and white, navy and white, brown and white.

\$ 6.50, formerly \$ 8.50 \$14.50, formerly \$18.50
\$ 8.75, formerly \$12.00 \$17.50, formerly \$22.50
\$11.75, formerly \$15.00 \$27.50, formerly \$35.00

HELD UP.

Insurance Bill Cannot Go Through Till Next Session.

Criminal Code Amendments Fare Severely in Senate.

Ottawa, May 18.—Two Government bills were held up by the Senate to-day. The insurance bill, as was expected, was left over for next session, Sir Richard Cartwright explaining that in view of the importance of the bill and the desire of so many parties to be heard in regard to it, the Government would not urge proceeding with it this session in the Senate. The bill will be reintroduced in the Senate early next session.

On the Government bill to allow the Crown to take appeal in small Exchange Court cases to the Provincial Courts of Appeal, Senator Power protested against endorsing a Provincial court as superior to a Federal court. Senator Belmont thought the bill would lead to a confusion of jurisdiction in Exchange appeals. On motion of Senator Power, the bill was turned down by a vote of 12 to 9.

In committee in the Senate on the criminal code, Senator Loughheed, in referring to the amendment, declared that a prize fight means an encounter with or without gloves, by previous arrangement, said this seemed to be going rather far. Under this clause any magistrate could put an absolute end to the many art of self-defence. He did not know that this was altogether desirable.

Senator Power also declared himself out of sympathy with this clause. It was struck out.

Senator Power took exception to a provision restricting six months' imprisonment for any person found in a house of ill-fame. Senator Loughheed said it seemed that this legislation was indulging in maudlin sentiment in regard to matters which cannot be suppressed.

Sir Richard Cartwright agreed that the penalties were severe, but he doubted if they would be successfully enforced. He thought there might result considerable blackmail.

Senator Power said the social evil legislation had been carried out especially in the cities and particularly in the suburbs.

Senator G. W. Ross thought the offences which this section was directed at were such that warranted them being severely dealt with in a way which would lead to their suppression. Senator Loughheed's motion to strike out the clause was carried.

PRAIRIE FIRE SUFFERERS.

Dominion Government Sending Out Agents to Look After Them.

Winnipeg, May 18.—The Dominion Government has sent out agents to inspect the areas which have been burnt over by prairie fires and inquire into the actual conditions of the settlers. They are empowered to grant any measures of relief thought necessary to those who may have lost practically all they had in the fires. Great care will be taken to prevent hardship or lack of seed grain.

CRUELTY TO A HORSE.

Three Montreal Men Beat Poor Animal to Death.

Montreal, May 18.—Three young men were to-day found guilty of inhuman cruelty to a horse, and were fined in the Recorder's Court six dollars each or one month in jail, and to pay all costs. The trio kept the horse galloping around and struck the animal time after time with stout sticks, and eventually the horse got "stuck" and collapsed.

THE HANSOM CAB.

All-Conquering Taxicab Supplants It in London.

London, May 18.—The rapidly approaching extinction of the hansom cab before the all-conquering taxicab was generally recognized some time ago. Little thought was given to the cabby himself. People were heard now and then to remark that the commission of the taxi had improved his manners, and that he was more grateful for a 50 per cent. over fare than he used to be, and of occasions would even acknowledge a small increase on his legal fare.

Then Lord Rosebery wrote a short letter to the Daily Mail drawing attention to the fact that the hansom cabby was practically vanishing, calling him a good fellow and asking the public to come to his rescue. In four days the public subscribed £5,000, yesterday the fund amounted to £6,986, and it is increasing every hour.

Every day scores of cases of extreme destitution are reported. Men who have owned their own stables are now making sometimes as little as 4 or 5 shillings a week.

Wherever it is possible the broken cabby is being supported while he learns to drive a motor. Hundreds are doing this, but the age limit is 44, and the medical test is severe. Something, however, is being done to help every cabby, but he is a hard man to find work for.

MANNED BY GREEN CREWS.

Many Vessels on the Lakes Without Experienced Men.

Detroit, May 18.—The members of the arbitration boards of the States of New York, Pennsylvania, Ohio, Indiana, Illinois, and Michigan went into session at the Hotel Cadillac at 11 o'clock this morning in an effort to effect an amicable settlement of the marine strike.

At midnight they were still in session, and no results had been reported. All newspapers are barred, but it is known that the debate was extremely acrimonious on both sides.

Union labor reports made some startling allegations, among them the charge that many vessels on the lakes are manned wholly by inexperienced men who, in the event of a storm, would be worse than useless. Unless a settlement is reached it is believed the revelations will result in a material "boosting" of marine insurance rates.

A DEFIANT PEDDLER.

Will Not Pay Chatham License Fee, Although Reduced.

Chatham, Ont., May 18.—Gaspard Favato, an Italian fruit peddler, came up in the Police Court to-day, charged with peddling on the streets without a license. He was dismissed on the ground that the fee, one hundred dollars, was prohibitive. A new by-law was passed by the Council last night, making the fee fifty dollars. Today Favato refused to pay even the fifty dollars, and says that he will continue to sell on the streets without a license, and he defies the City Council to stop him.

PROVIDES FOR HIS OLD AGE.

Sandwich Farmer, Aged 103, Gives Property to Children.

Windsor, Ont., May 18.—Francis Nolan, aged 103, a retired farmer living in the town of Sandwich, yesterday formally drew up an agreement disposing of all his real estate and other property, estimated at almost \$50,000, to his sons and daughters, making sure that a clause was inserted requiring them to provide for his welfare and maintenance the rest of his life.

The remarks of a broad-minded man are not necessarily flat.

CUT OFF NEWS.

Whale Was Caught by Cable and Alaska Was Isolated.

Its Whalebone Became Entangled and Contortions Held It Fast.

Seattle, Wash., May 18.—A big whale recently played havoc with the cable connecting the Territory of Alaska with this city and it cost Uncle Sam many dollars to repair the damage.

Sent north to discover the cause of a sudden interruption of cable service between Valdez and Sitka, Capt. Laffin of the United States cable ship Burnside, has just returned here with an interesting story. The cable ship picked up the cable near Cooks Inlet, off Sitka, and found enough work to keep the crew busy for several days.

A whale feeding on the bottom of the ocean and swimming along with its mouth open wide in order that the meshes of whalebone might catch and hold food, collided with the cable. The cable became entangled in the long bunches of whalebone hanging from the upper jaw of the whale and the