

THE MORNING "ADVERTISER."

Commencing on Monday, March 14, the early morning edition of the ADVERTISER will be delivered to subscribers in the city at 12½ cents per week, or \$5 per year in advance.

The paper is in every way equal to any morning paper published in Canada. All the latest foreign dispatches, live local news, district news from western counties, full reports of markets at home and abroad up to the hour of going to press, 4 o'clock a.m.

Parties wishing to subscribe will please hand in their names and street addresses to the business office at their earliest convenience.

We depend upon a hearty response from our friends in the city of London in connection with this edition, and feel assured that it will receive the patronage which its bright, clean and newsy pages deserve.

LONDON AND ENVIRONS.

—Mr. John Forrestal, of this city, is registered at the Leland House, Winnipeg.

—August Lang, Hespeler, has accepted a position as clerk in the store of Mara & Co., city.

—Rev. J. A. Macdonald, of St. Thomas, will conduct the preparatory services in St. Andrew's Church this evening.

—The old brick cottage adjoining the central fire hall has been pulled down. This removes an eye-sore of long standing.

—The "Ramblers" will be the name of the new Y. M. C. A. bicycle club organized last night. Some well-known local riders belong to it.

—Alfred R. Sturge, of Gloucester, was arraigned before Judge Davis this morning on a charge of forgery. The trial was set for Monday noon.

—It is stated that hucksters will not be prosecuted for infractions of the huckster by-law until the matter of its repeal is decided by the Council.

—Buy an extra copy of the ADVERTISER this evening or to-morrow morning and send it to some friend elsewhere who would like to know more about the London election.

—Mr. Joseph Hawthorn, of this city, met with a painful accident at his residence on Wednesday morning which resulted in a compound fracture of the right ankle. It will be some time before he will be out again.

—Will it pay to advertise in family papers? It will pay if you do a legitimate, clean, square-cut business; because family papers go directly into people's homes—are read by all the family—are read all through the day.

—Detective Rider has received word that Chas. White, alias Lancaster, has been arrested in Detroit for stealing some clothing from the Griawold House and a policeman's hat.

—Chas. Lancaster, of this city, who recently started in the paper business at the expense of the ADVERTISER and Free Press.

—Mayor Blalock has engaged heretofore for himself, Mrs. Blalock and their daughter, Mrs. S. Sterling, of London, in the steamer "Hawthorn" for New York for Nassau on Saturday. The party will leave Hamilton to-morrow at 2:50 p.m.

—The Mayor's physician has been strongly urged him to take this trip. His asthmatic complaint has been growing upon him, the variable weather of the past month having aggravated it.

—A short time ago License Inspector Henderson and P. C. Egerton walked into the Martin House, now occupied by Edward Morkin, and found a man walking out of the bathroom during hours when hotel-keepers were held to be sufficient, and under a mandate of the said court the reviving officer proceeded to deal with these notices on that footing. This decision of the Court of Queen's Bench is now, it appears, appealed against, and the appeal is now pending before the proper appellate court. In this situation of matters I reserve judgment on the question which is now before me as to the retention or removal of their names until the result of this appeal shall be known. (Signed, W. Elliot, Esq., county Middlesex, 31st December, 1901.)

—Acknowledged that the judgment of the Court of Queen's Bench "must rule, unless it be set aside by a higher court." And on the same day the Free Press said:

"Suppose that the Supreme Court should overrule the opinion of Judge Arnott? That decision would stand, as the true interpretation. The Grigs might howl, but what could they do about it? The Supreme Court in this case was the Court of Appeal, and we shall see how it came out."

—[Free Press, Dec. 8.]

—The Court of Appeal unanimously sustained the Liberal notices. They unanimously refused to entertain the appeal as the mandamus had been obeyed. Hagarty, C. J., Burton and Macleannan, J. J., also held that the notices after the manner of the Supreme Court were sufficient. Macleannan, J., said that it would be "an intolerable scandal" if such technicalities were allowed to prevail.

—Hagarty, C. J., added that even if the original notices were insufficient the reviving officer had power to allow and did allow them to be amended. Oiler, J., expressed no opinion.

—[Free Press, Feb. 15.]

—On this day, the London Free Press gave it as its opinion that the decision of the Court of Appeal was just what the Conservatives wanted, and expressed the conviction that the Conservatives would win without the bogus names. Here is what our contemporary said:

"The Liberals will seek to make capital out of the decision of the Court of Appeal respecting 220 names on the London voters' list. Let no one be deceived. The Conservatives never for one moment counted on those names, and it was they who pressed for an early decision of the court, as shown by the Globe's report the other day. Had the names remained on the Conservatives would have stood 534 ahead of the Liberals on the list; but as it is they are quite content with the net gain of 314."

—And that there might be no doubt about the views of its friends, the Free Press added:

"Let every voter rest assured that the Conservatives wanted these 220 names out of the way before polling day."

—[London Free Press, Ottawa Correspondence, March 1.]

—Prominent jurists predict a triumph for

History in Brief.

How the Conspiracy to Steal Mr. Hyman's Seat Proceeded.

The Twistings and Turnings by Which the Outrage Was Accomplished.

A Few Short Chapters that Convey a World of Meaning.

[Revising Officer Fraser at first sitting of Court of Revision, Wednesday, Nov. 11, 1901, reported in the Free Press.]

So far as powers of amendment (of the original Liberal notices) were concerned, he thought he had full power under section 26 of the act. His duty was to put on and list every person who should be put on and struck off. He proposed that the court should be adjourned to allow of proper notices being served.

[Judge Elliot's response on Nov. 20, 1901, to the appeal to upset Revising Officer Fraser's judgment.]

"I consider that I have no authority to interfere with the action of the revising officer in amending or in adjourning the court to a future time. Whatever may be the importance of my ruling as to the question whether the notice in question is insufficient or invalid, and null and void, as I am pressed to decide, I do so, and rule as I have said, that it is invalid under the act, and so far the appeal is sustained, but in respect to my authority to interfere with the revising officer's power to order amendment or to adjourn the court, I do not entertain the appeal."

[Chief Justice Arnott on Judge Elliot's judgment, given on Nov. 23, 1901.]

It seemed to him (the Chief Justice) that Judge Elliot had no right to hear the appeal. He thought Judge Elliot was of the same mind, but wanted to give an extraordinary opinion that the revising officer might set upon it.

[London Free Press, Nov. 16, 1901, on the decision of Court of Queen's Bench.]

The remark that lawyers are likely to make upon the decision at Toronto is, that while it may not be strictly in accordance with the verbal requirements of the form of notice appended to the Franchise Act of 1885, it is in accordance with the equity of the case, and in this all who are not violent partisans will freely coincide. Let us have fair play all round.

[Nov. 24.]

J. H. Fraser announced to-day that he would not try the objections made by the Liberals, and served on amended notices demanded by him. His reason was that his father-in-law (Judge Elliot) had said the notices were not good!

[From Toronto Globe, Nov. 26.]

The Court of Queen's Bench yesterday unanimously held that the original Liberal notices were amply sufficient, according to law and equity, and granted a mandamus compelling the revising officer to do his duty by proceeding with the revision.

[Judge Elliot's judgment on Dec. 31.]

"An appeal was heard before me on Nov. 20 last, the questions being whether certain notices of Oct. 26, 1891, which had been given by one Frank Lilley, objecting to certain names being allowed to remain on the voters' list for the city of London, were valid and sufficient to authorize the removal of these names. I then decided that in my opinion these notices were invalid, for the reason that no grounds of objection were stated therein as required by the statute. The result of this decision, if carried into effect, would be to retain on the list these persons in respect of whom the alleged defective notices had been given. But this decision was never carried into effect, because by a decision of the Court of Queen's Bench the notices were held to be sufficient, and under a mandate of the said court the reviving officer proceeded to deal with these notices on that footing. This decision of the Court of Queen's Bench is now, it appears, appealed against, and the appeal is now pending before the proper appellate court. In this situation of matters I reserve judgment on the question which is now before me as to the retention or removal of their names until the result of this appeal shall be known. (Signed, W. Elliot, Esq., county Middlesex, 31st December, 1891.)"

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the Minister of Agriculture before the litigation passes the county judge at London.

[Mr. Mulock's prophetic utterances in the Free Press report of Parliamentary debate, March 4.]

Mr. Mulock said he believed there was an intention on Judge Elliot's part to count Mr. Carling in. (Cries of "Order! order!")

The county court judge had manifested a bias on this case, and that bias might be made available to enable the ends of justice to be defeated and a return made that had no merit in it. It was told that the judge was going to find enough votes on the list to count Mr. Carling in.

An honorable member—Order! order! That is a shameful statement.

Sir John Thompson said—The honorable gentleman (Mr. Mulock) won't say that on mere rumor.

Mr. Mulock—I fully recognize the responsibility I assumed on saying that, and I repeat it. We must protect our rights.

Mr. Speaker—I think the honorable member should not make such an observation unless he is prepared to impeach the judge.

Sir Richard Cartwright—Do you rule, Mr. Speaker, that it is not competent for us, if we have grounds for complaint against the administration of justice, that we cannot express our views on the matter unless we move a motion of impeachment?

Mr. Speaker—The honorable member is not complaining of the administration of justice. He says he believes Judge Elliot will improperly allow these names to be put on the voters' lists.

Mr. Mulock—I repeat that it is rumored that the judge in this case will find in favor of Mr. Carling—that he will find enough good votes, if necessary, to elect him. (Cries of "Order!")

Mr. Aylesworth, Q.C., showed before Judge Elliot that the so-called appeal to the Supreme Court against the decision of the Court of Appeal had not been begun, nor was there any probability of the Supreme Court entertaining an appeal. He asked for immediate judgment.

[March 8.]

Judge Elliot gave judgment declaring the Liberal notices bad, and awarding the seat to Mr. Carling, in face of the unanimous judgment of seven judges of the superior courts of Canada.

Mr. Hyman's Majority of Good Votes Increased by Six.

The Result of Judge Davis' Recent Knocking Seven Votes Off Mr. Carling—Where the Changes Took Place.

Judge Davis this morning gave decision on six reserved ballots—four marked for Carling and two for Hyman. He rejected them all, and the definite result of the recount is now made known. It increases the majority of Charles S. Hyman, M.P. (exclusive of the bogus ballots) from 16 to 22—over one-third more than that given him by the deputy returning officers.

The previous figures were:

Hyman.....2,419
Carling.....2,403

Majority for Hyman.....16
Bogus ballots—Carling, 128; Hyman, 3.

The recount before Judge Davis gives this result:

Hyman.....2,435
Carling.....2,399

Majority for Hyman.....36
Bogus ballots—Carling, 127; Hyman, 3.

The changes made by Judge Davis were as follows: Subdivision 3, Carling loses 1; subdivision 4, Carling loses 3 (counterfeit); subdivision 5, Carling loses 1 (this was the only appeal ballot thrown out; subdivision 10, both lose 1;

subdivision 15, Hyman loses 1; subdivision 17, Hyman loses 1; subdivision 18, Hyman loses 1; subdivision 21, both gain 1; subdivision 22, Carling loses 1; subdivision 23, Carling loses 1; subdivision 26, Carling loses 1. This morning's decision makes a further loss of 2 for Carling.

INCIDENTS OF INTEREST.

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Ad news comes from the Spanish

Archiebish Corrigan, of New York, has received an official letter from Rome announcing the appointment of Monsignor McDonnell as bishop of Brooklyn.

Wm. H. Morse, president and treasurer of the Security Association of Worcester, Mass., bankers and brokers, has been arrested, charged with false pretenses.

Francis Morland, the aged Oxford tutor accused of attempting to blackmail members of the nobility, has been sentenced to ten years of penal servitude. He is 65 years old.

A Berlin dispatch says: The Budget Committee of the Diet has voted 300,000 marks to start the building of a new cathedral in Berlin on condition that the country shall provide 10,000,000 marks, spread over several years. Emperor William will start a private fund to supplement this.

A special to the New York Herald from Valparaiso, Chile, says: Galveston, says Consul McCrorey is investigating the case of another sailor who, it is alleged, was the victim of brutal treatment at the hands of the Valparaiso police and died from the effects. The seaman's name was Carlos Carlsen, and he was a native of Sweden.

DIED.—Accidentally drowned in the River Thames, on Feb. 28, 1902, Angus Cameron Fraser, eldest son of the late Alexander Fraser, Bookbinder, Inverness, Scotland, aged 28 years and 6 days.

Inverness and Glasgow, Scotland, paper please copy.

ST. ANDREW'S CHURCH.—REV. J. A. Macdonald, of St. Thomas, will conduct the preparatory services at St. Andrew's this evening.

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