the Caty of Vactoria, but not in any because the transway company. יום. ווישטעו וושוש בעד ווצביניו Culled. He was sufer hispector in victorm. The was on nock buy bruge of young between the Point Line bringe ally violorial when the car which went through the brange passed by. The car Was nearry toward. He was entering the rout three bridge when the car Was coming bearing nim. Ine mist ne heard was a crash and the horse _ad Ler rore leet on the solul part of the bridge, but the buggy went back abd down. There was one vesice abend and several behind nint. Witness nevel made a thorough mapection or the bradge, but loosed at it castinly. He memoned to Mr. Wilmot that the bringe should be examined. Mr. Cox. pooked after the bridge. He suggested to the foreman of the bindge carpenters that is soon as they got through at the James

Bay bridge they could come to the Rock Bay and Point Ellice bridges. Cross-examined by Mr. Cass.dy-When he was on the span he heard the car strike the bridge on the Victoria side. He was of the opinion that the span in falling off the column tilted to the south as it went down. There were people hanging on the car all around when he passed it on Rock Bay Bridge. The car which went in front of him, that was off the bridge at the Esquimalt end, was also heavily loaded. He thought probably the car behind him was going five or six miles an hour. He didn't anticinate any danger or he would anticipate any danger or he would not have been here. He was inspector of the bridge since April, 1896.

Cross-examined by Mr. Davis-It was nothing unusual to see a car filled. He had discovered nothing which would make it dangerous for this car. He had had bridges under his observation all

To Mr. Wilson-He was not a bridge engineer, and his inspection would only be by looking over the bridge. This morning plaintiff's counsel finished their case, having put in the B. C. Gazettes, municipal reports and the re-solution of the council, the latter sworn

to by city clerk Dowler, to prove the city ownership of the bridge. J. W. Prescott and S. Henderson were called as insurance experts, and stated that \$20,000 odd would insure a life annuity of \$1,500 a year at the age of 48,

Mr. Gordon's age.
A. J. Smith, chairman of the bridge committee of 1891, tok! of the committee's report on the bridge, and stated that the advice as to the fixing the bridge was set aside in favor of the city engineer's, which when carried out was not sufficient to insure the safety of the bridge. He did not go over the bridge on May last, as he knew it was unsafe F. J. Richards deposed at the the city taking over the bridge, stating that the reason the city had gone no further than tightening the nuts of the bridge in 1891 in face of the committee's report, was because the city and tramway company

were then engaged in a controversy as to maintenance F. J. Peate, conductor of the M-fated car, deposed that there were 120 people on the car, though the seating capacity

was only 40. H. Gibson, tramway inspetor, deposed that before the action there were no restrictions as to the number of passen-

R. McIntosh, contractor, took seven rotten floor beams in 1892. He surmised that the rest were good. Vancouver, May 15—At yesterday's sitting of the court in the trial of the Point Ellice bridge case Mr. Wilson said. he proposed to put in the deposition of Mr. McKilligan on the examination be-

for discovery of Mr J B. McKil The court instructed the jury that this evidence was only receivable against the tram company.

fore the registrar for discovery.

Killigan was manager of the Consolidatsuperintendent had full charge of traffic. matters. He was not in any sense in authority over the superintendent. He knew in a general way the steps which were taken to handle the traffic of the 26th of May last. The full complement of cars was out. Mr. Barnard was president of the company at one time. He was not connected with the tram campany in 1892 and only heard about the accident in that year. Since the late accident the conductors and motoneers reported to the superintendent. They ran the big cars down to Esquimalt before the 26th of May. When they increased the weight of the cars going over the bridge no action was taken to soo whather it would bear that weight. He thought the bridge was safe. being the company's bridge they did not look after repairs. He had no doubt of the stability of the bridge. He was at the power house on the 26th of May. that day. The cars were not overloaded May, 1896, previous to the, accident. in the sense that they themselves were masafe as they could carry all who could get aboard

Mr. Wilson then asked Mr. Cassidy to produce a resolution of the Victoria city council dated June 20th, 1892. Mr. Cassidy said he thought this should te put in in the usual way.

Mr. Wilson-Very well. I understand my friend refuses to produce it. Mr. Wilson then asked for the production of a letter from City Engineer Wilmot to the corporation, dated June 29th,

Mr. Cassidy produced this letter, but objected to its being put in, on the grounds that it was a privileged communication from a professional adviser of the city to itself, and that it could thus not be put in evidence against the of the corporation to remedy the matters complained of.

The letter was allowed and read by Mr. Crease. It called attention to the loaded car, the company were no more responfect that tramcare and heavily wagons still crossed Point Ellice bridge, sible for that if they thought the bridge although that structure was declared onsafe for traffic at a meeting of the coun street in the city. cinl on June 15th, 1892. If the bridge was not at once closed for traffic continu-ed Mr. Wilmot, a serious accident was bridge was in a very dangerous condi-

Mr. Cassidy objected on the additional ground that it contained a suggestion by the city engineer to deal with property which didn't belong to them.

The letter was allowed and read by Mr. Creese. It suggested that the old floor of the bridge be sold by auction,

as it was not useful for city purposes. Mr Wilson then asked to be allowed to put in the R. C. Gazette of the 30th of June, 1892, which contained by-law

163, on page 714. Mr. Cassidy objected to the admission of this. It had been brought before the ccurt, he said, that the bridge was on a navigable arm of the sea, which, with every construction thereon, was in the sole dominion of the federal government, and the legislature had no power is hand it over to the city. . His lordship said he didn't think wit

was ultra vires and its admission was granted in an ril house or action of all Mr. Wilson put in evidence the Gazette of June 1589, which contained by law No. 174. He also put in the Garette of June 6th, 1889, containing bylaw No. 168, giving the original contract subject to later objections. Mr. Wilsor then sought to put in the resolution of the council before mention-

Mr. Cassidy renewed his objection. saying that it was done seeking to cast the imputation from the conduct of the council that the bridge was theirs in all respects, and they could do with it as pleased, while it was quite evident be a distinct finding of hability. that the bridge belonged to the govern-

The admission of the resolution was allowed. It stated that the city en gineer's suggestion having been received, tenders were to be called for the pur-chase of the old lumber, Mr. W. J. Dowler, city clerk of Viceria, sworn, identified the report of the

council for the year 1892. Mr. Wilson wished to put this containing the street committee's re-port. The gist of this report was that an accident had been narrowly averted. a heavy car having broken a beam. Eigh other of the beams were unsafe. The work needed to be done was the renewing of nine cross-beams, renewing the floor. and putting some posts in the trestle ap-

preach. This was admitted. Mr. Wilson also put in the council report of 1895, identified by Mr. Dowler, containing the city corpenter's state ment that the Point Ellice bridge was in good condition. This was allowed. At this morning's sitting the evidence or the plaintiff being all in, Mr. Cassidy, or the city of Victoria, submitted that the plaintiff had made no case on which to go to the jury, and should be non-suited. It was settled law, said Mr. Cassidy, that there was no liability on the part of a municipal corporation for neglect to maintain and keep in repair and safe, condition public works which were within its control unless the statue

vale right of action. There was nothing of that kind in this case. His Lordship-I quite agree with you hat there is no !iability for nonfeasance, but there is responsibility for misfeas-ance in the direct acts on the part of the corporation. I have a very decided opinion that there was misfeasance,

had in express terms indicated liability.

exist and had moreover given a pri-

which should go to the jury. Mr. Cassidy argued that there was no evidence in the nature of misfeasance It only arose where the thing alleged to be misfeasance was developed upon some power of the corporation. The bridge in question was out of the power of the orporation. If the corporation meddled an injunction on the work on it prohibiting the expending of municipal funds in

Mr. Crease then read the deposition. His Lordship-I have a decided opinion that the bridge was within the limits and under the control of the municipal ity at the time of the improvement or repairs done by the city or under its ad-

thority. Mr. Crease, continuing, said Mr. Me-Mr. Cassidy was of the opinion that the

> His Lordship-I shall not undertake to decide any such point in your favor on this application. The court will not underbake to declare statutes and by-laws ultra vires unless forced to do so by the degreet constitutional evidence and cortainly would not so hold on a mere application for non-suit. Mr. Casidy: There is no evidence to

connect the corporation with any legal habilty in connection with the disaster. His Lordship: I wil overrule the objections with full leave to renew them, on. any ground in which you disclaim liaon the motion for judgment. Mr. L. G. McPhillips, Q.C., moved for

a non-sult on behalf of the Consolidated

Railway Company. There were indisputed facts to show, he said, that the Consolidated Railway Company became connected with the Victoria Electric Several cars went over the bridge on Railway and the bridge on the 1st of The Consolidated Railway Campany was a statutory body, authorized to use this bridge, which had been built by the government to connect two highways, which later became two streets of the City of Victoria. He would not refer to the question of which—the government or the city-owned the bridge at the time of the accident. The bridge did Company, and it was not alleged or argued that they had control over it. They had the right to use the bridge apparently under the city. For years before the accident the bridge had been used in the same way this company used it. similar cars with similar loads had been run over it. The question was: "Is that bridge a part of our appliances? If city. He also objected to the suggestion it is what are our responsibilties?" It and subject matter related to as some- had been held out to the railway comthing neither within the power or duty pany that the bridge was safe for them. The bridge, he submitted, was not a part of the company's appliances, and that they were not liable for it. garding the number of people on the

> In support of his contention Mr. Mc-Phillips cited the case of Birmingham vs. Rochester City and Railway Company, 32 North Eastern Reporter, pp. 995 in the appeal court of the state of New The case was very similar to the present one, the action being for damages sustained by one of the plaintiffs while riding In a car of the defendant

was safe than if the car was on any

unanimous decision of the judges in the bank, the rate of interest on deposits roam in the park, was let off on paying the citizens of Nanaimo, and they court of appeal, he was entitled to a non- has ben reduced to 3 per cent. per annum.

Mr. Wilson, for the plaintiff, said that the case Mr. McPhillips cited might be distinguished from the present case in overloaded car. Here a joint wrong was alleged, improper construction by the corporation and overloading the car by the tramway company. He referred to sections 12 and 16 of chapter 63 of the to subject the Consolidated Railway of the setting hem a setting hem Company to the supervision of the corporation, and the main question was whether the car was overloaded.

His Lordship-If the car had broken down I might grant you that. Mr. Wilson contended that while the between the city and the company, and tramway company might not be responanother giving an amendment to that sible for more latent defect they must by-law. These documents were put in, satisfy themselves that the bridge was reasonably safe.

His Lordship-There was nothing manifestly unsafe about this bridge. Mr. Wilson suggested that one question to the jury might well be whether or not the car was overloaded. If the jury found that the railway company contributed to the disaster, that would His Lordship, addressing Mr. McPhil-

lips-The hest thing is to allow you to renew the argument on the motion for indgment Mr. Cassidy said he wished to ask the indulgence of the Court to allow the evidence of the other defendants, the railway company, to be taken before that

for the City of Victoria. He was not ready to proceed at once; having not had time to examine his evidence. His Lordship said that since Mr. Cassidy had told him that the brief for the City had been put in his hands only a night or two before the trial, it looked to him as if the policy of the city was to "let her rip." If they were not liable for non-feasance regarding the bridge. it seemed to him that they were with respect to the trial. He was astonished to know how readily Mr. Carrisy had be-

Mr. Cassidy intimated that he wished to consult his clients regarding the recouncil, and the contents of which he had refused to give in evilence unless he was first paid for it. Mr. Cassidy said that he had been instructed that Mr. Bell got \$750,

come familiar with the circumstances of

His Lurdship stated that if it were found that Mr. Bell had been paid for this, he would be forced to give evidence of it.

After considerable discussion. His Lordship said that it was of the highest importance that the defence of the city should be put in in this action, he was disposed to grant Mr. Cassidy the indulgence asked for. The case was therefore adjourned un-

til 10 o'clock Tuesday morning.

BRIEF LOCALS.

Gleanings of City sau Provincial News

to act as their manager.

Comox.

-The marriage took place yesterday at provincial legislature had no right to Montreal of W. G. Nelson, of Cowichan, ed Railway Co. in Victoria. He was deal with a bridge which stood wholly to Miss Carrie Mortimer, who has just consulted in matters of policy, but the on navigable water and the foreshore come out from England to marry the man of her choice.

Mr. W. Blewett yesterday evening; received a telegram from his brother ar nouncing that a body of native copper and free gold had been struck on the Raven property, at Texada. -It is unofficially announced that Mr.

R. Hall has been appointed to represent the Dominion Government on the Songhees Reserve Commission, vice Hon. P. O'Reilly. Mr. D. R. Harris is the commissioner for the provincial government. -Hon. T. M. Daly, minister of the in-

terior in the late Conservative government, and Richard Armstrong, give notice in the current issue of the Gazette that they have made application to be called to the bar of British Columbia. Both applicants are now residents of Rossland.

There is one man in Victoria who cycle on the sidewalk than be nearly jolted to death in trying to ride over the rough streets which abound in this city. This morning this gentleman paid his third fine of \$5, and all in less than a

gramme arranged for the occasion is as follows: Songs by Messrs, Munro, Gordon, Williams, Ives and Johnston; a recitation by Miss A. D. Cameron, orchestral music under Mr. Wickens. sical drill, Indian club sewinging, pitch and toss, Greek games, and the laughable farce, "Not So Easily Fooled." The object of the entertainment is to provide a safe bathing place for children.

-The Japanese training ship Hiyli is expected to arrive here early next month. nically speaking she is an ironclad corvette, like her sister ship, the Kongo. and has a displacement of 2.800 tons. Supt. Hussey will be home from San The engines are 2.50 horse power, and Francisco to-morrow. It is presumed and has a displacement of 2,800 tons.

-The burglar who made things so interesting over James Bay a short time that it contained no suggestion of an ago seems to have commenced operations again: When those living at Mrs. Brown's residence had retired a few nights ago an unknown thief made his apearance on the premises and after breaking a bicycle and destroying several provincial acts of 1894, which appeared other things, he decamped with the eggs

Mayor Redfern will recommend the following resolution at the rext meeting of the council: "That the water commissioner be instructed to commence at once the work necessary for the completion of the reservoir at Beaver Lake. and that a special meeting of the council be called for the purpose of considering how the slopes and bottoms of the reservoir arc to be finished."

A report will be presented by the park committee at the next meeting of the City Council recommending that ar-Finn, of the Fifth Regiment Band, for fiften concerts to be given at Beacon Hill park during the summer months, ten to be given on Sunday afternoons and five on Friday evenings, the first concert to take place on Sunday, May

-The tenders submitted for the erection of a shed in the grounds of the city market building were opened yes-terday by the market committee, Ald. Vigelius, Harrison and Kinsman. Six tenders were received: M. Humber, \$518; S. W. Bodley, \$535; John Coughlan, \$465; C. M. Cookson, \$518 and Bishop & Sherbourne, \$530. The lowest tenderer, John Coughlan, was awarded the contract, and the work will be commenced as soon as possible.

On Wednesday evening, May 19th, the first annual meeting of the Baptist Preachers' Association will be held in Calvary church. Revds. R. W. Trotter. P. H. McEwen, Messrs, D. Spragge, W. Marchant, A. J. Pineo, O. H. Cogswell, J. Haynes and A. Huggitt will take part in the meeting. Members of kindred societies are heartily invited. Topics for discussion are: "The Local Preacher, his call to the work; why needed."
"Duty as Evangelist," 'Place, in the Church."

-The suite of Marquis Ito, who is on his way to Victoria on the Empress of India, consists of only three people, the Marquis Kiddo, a chamberlain, and two clerks. Sir Ernest M. Satow, Her Majesty's minister to the court of Tokio, is also expected by the incoming Empress of India. It is said that Sir William C. Van Horne wil send his private car out to Vancouver to convey the distinguished party across the Dominion. I on the way.

A very large throng gathered at Beacon Hill this afternoon to witness sideration it was the duty of every mem-I the annual inspection of the First Bat--The Victoria District Fruitgrowers's talion of the Fifth Regiment, C.A. Association has chosen Mr. E. Wilson, Lieut, Col. Peters was the inspecting of ficer, and at the conclusion of the inthey did it voluntarily, and if any fate. The Stearns bicycle given as a prize spection he complimented the officers payer had chosen he could have placed in W. L. Pendray's monthly wrapper cold an injunction on the work on it prohibits. in W. J. Pendray's monthly wrapper collision of the obstants of the spendra spendra showing made. The three companies showing made. The three companies showing made for the inspection at the drill paraded for the inspection at the drill paraded for the inspection at the drill mo. Mr. Semlin was right when he said that at 2 o'clock, and after a few preliminary movements they marched limit buttons shining brilliantly and hell for the incorrection of the control of the poration into a city municipality of the " mets and belts newly pipe-clayed, to Mr. McGregor right here that the cititown of Cumberland in Nelson district, Beacon Hill, where the various evolutions of Nanaimo will testify to that fact. tions were very creditably gone through, at the next provincial election, if he

ents; Mr. and Mrs. T. H. Matthew, on Thursday evening, Rev. P. H. McEwen if he ever dare to set foot on a public performed the ceremony which united patform again. We have been watching the fortunes of Mr. Aaron Parfitt and Miss Laura Matthew. Many of the and they are not very commendable. friends of the bride and bridegroom Now, then, I come next to the ger wer present by invitation at the wed-Miss Jennie Matthew, a sister of the bride, acted as bridesmaid, and a brother, Mr. S. Matthew, supported the groom. At the conclusion of the ceremony a wedding supper was served, then | called upon to do is to foot the bill and after receiving the congratulations of submit to the powers that be. This is their friends the happy couple left for something that I as one of the citizens their new home on Chatham street.

will not be allowed to remain at the morgue in New York, nor will it be buried in the potter's field, for although Mrs. Scroggs somehow or other failed to arrange for the shipment of the body. seneral, to make me contribute a five to England, it will be sent on the next steamer leaving for Southampton. When Mrs. Scroggs sailed she seemingly misunderstod the arrangements necessary would rather pay a fine for riding a bi- to reship the body at New York, and sailed under the impression that the body of her husband was on the steamer. The details of the finding of the body and of it's being taken to the morgue as published in the Eastern press, came to the notice of Mrs. Scroggs, of Stamford, Conn., a sister-in--This evening an entertainment will law of Mrs. Arthur Scroggs, and that be given in A.O.U.W. hall under the lady at once went to New York and not belong to the Consolidated Railway direction of Mr. St. Clair. The pro- arranged for the forwarding of the body on the next steamer.

The attorney-general has received a letter from John Duff, the British consul at Gothenburg, making inquiries for one Johann Anton Matisson, or Mattsson, a Swede. The letter stated that as Mattison has not been heard from since he came to British Columbia from Winnipeg in April, 1890, his friends thought him dead and would like to receive any information as to his whereabouts if remaining for several days, afterwards alive, and if dead as to how he came proceeding to Vancouver and then to to his death. No definite information the Sound, Japanese Consul Mili Saito, can be obtained, but Mr. E. J. Thain of Tacoma, from which place news of of the attorney-general's department has

From Monday's Daily. the engines are 2.00 horse power, and the belt of armor is about four and a half inches thick. The armament consists of 11 Krupp guns. capable of Johnson and Black for taking the goods throwing steel shells of 124 pounds.

Francisco to-morrow. It is presumed that he has left Constable Huson. of Rossland, in the Bay City to prosecute Johnson and Black for taking the goods stolen from Challoner. Mirchell & Spring into the United States.

the costs of court, \$4, he explaining that he had to drive his cows along Cook street, which opens into the park, to get to his pasture. His boys, however, and kllowed the cows to wander off the road and feed while driving them to the field.

-Donald McDonald, one of the earliest settlers on the Saanich peninsula, who first came to the province as early as 1859, died yesterday morning. Deseased was a native of Ferntosh, Ross-shire, Scotland, and was 72 years of age. He spent a number of years in Cariboo, being one of the first telerish to the then newly discovered gold fields, A widow. two sons and five daughters survive him The funeral will take place at 2 to-morrow from his late residence at Sagnish

-There was a short meeting of the Benchers this morning, when the result of the recent examinations was declared. Messrs. P. E. Wilson, of Nelson, A. E. Galt, of Rossland and E. J. Dea. con, of Vancouver, were called and admitted, and they were afterwards presented to the Fall Court and took the rangements be made with Bandmaster usual oaths. Hon. D. M. Eberts. attorney-general, presented them to the

> -Hon T. Nosse, Japanese consul at Vancouver, is in the city. The primary object of Mr. Nosse's visit is to meet Count Ito, who is a passenger on the Empress of Japan, due to-morrow from the Orient, the Count being on his way San Francisco in March, 1896, to London to represent the Emperor at the Jubilee celebration. While here her husband had struck her see Mr. Nosse is making inquiries as to the present whereabouts of Mr. Charles her. As the case was not contested Gabriel, who some years ago kept a the evidence was clear the trial Japanes bagaar. While here Mr/ Gab soon over and his lordship made the riel did considerable for the Japanese der as asked. After six months the crew of the ship Tiger, which was wrecked off the coast. The crew made their way to Victoria, there being few settlements on the West Coast then, arriving here in a destitute condition and with very little clothing. There was not single Japanese resident bere then. with the exception of a boy adopted by Mr. Gabriel while in Japan. Mr. Gabriel took charge of the shipwrecked crew and atended to their wants. To thank him for this on behalf of the eap- ternoon. On the 6th April last Mount tain of the ill-fated tiger is why Mr. Nosse wishes to locate Mr. Gabriel. The dying wish of the captain was that Mr. Gabriel should be located and again last 777 deer hides in their raw str thanked for his kindness to the crew.

NANAIMO'S CASE.

To the Editor: If you will allow me pace in your valuable paper I will say few words in relation to the proposed hange of the municipal bill, which was prought up at the instance of Dr. Walkem a few days ago. It might be well express provision in the statute cashin for me at the outset to say that there upon the defendant the burden of procould be no case in which I could take a ing lawful possession, it was not prove greater interest. We must remember by the prosecution that the skins that this proposition was the result of a not lawfully held. George E. Powell an The government at Ottawa may also bittle trouble we have had here in Namai pears for the appeal and F. B. Gregory a send a representative to meet the party mo with our magistrate and policemen and it is not for me to say who is right or wrong in this matter, but I will say! TOTAL A SMALL ONE ber to give us the relief we were asking and which entirely and distinctly belongs to us. Mr. McGregor, whose special duty it was to support this, because it was in his district where the difficulty arose, we find not only opposed it, but emphatically and unhesitatingly insulted dare to contest it again. This charge At the residence of the bride's par and others that Mr. McGregor is equally his tactics of late with no little curiosity, Now, then, I come next to the gentle

man who succeeded in defeating the shave and insenting one in its place. making it compulsory for us to pay a reasonable salary to all police officers. without giving us any consideration in the matter whatever. All that we are of Nanaimo, do not intend doing without raising the strongest objections, and I The body of Captain Arthur Scroggs shall speak with all that sincerity with which the mind of man can communicate with itself. I deny the right of any man or number of men of any state, and es pecially Mr. McGregor and the attorney cent piece to anything over which I am denied any control. I positively deny the right of the Hered of authority to step in between us and our right to con- them they have been held in the ticktrol our own affairs when we have to pay for it. Such an amendment as that proposed by Mr. Eberts, the attorney general, is an insult to the human soul and I care no more for it than I would

for the growl of a wild beast, And let me say right here that while I am bitterly opposed to this outrageous interference, which has always charactcrized the administration of this denotic government, I claim it is one of the best things ever manufactured for the over-throw of this Mongolian government. This will as surely happen as we are hving men. If Mr. McGregor should up to Vancouver to-morrow m have the impudence and audacity to try

his hand again we intend to effect him to her cargo. After unloading, which will stay at home in his store to sell collars and neckties. Now to the point: I am not a man Kingdom. As soon as she lea that believes in force On the contrary, I always like to be reasonable, but it seems to me that in this particular case

reason is entirely out of the question, so

that it is essential that we meet them

on their own grounds and oppose then with their own weapon-force. To put this thing to a test, which I think will of Tacoma, from which place news of the proposed visit was received, has officially notified the Tacoma Chamber of Commerce of the coming of the vessel. The Hiyli is an old man-of-war, long in the Japanese naval service. She carries about 30 young naval cadets. Technically speaking the is an ironded control of the attorney-general's department has a theory. On March 30th last an exputive, I propose to the people of Namai-guity, I propose to t tending this course, but we should en-deavor to call the attention of Mr. Mcfact that we of Nanaimo have a little the Sound before proceeding to San whiff of freedom and independence left yet, and that we do not propose to letter of the above named gentlemen tamper with it. These men are deter-The sealing schooner Minnie has returned from the coast with 101 seals on the United States.

The sealing schooner Minnie has returned from the coast with 101 seals on the United States.

The sealing schooner Minnie has returned from the coast with 101 seals on the United States.

—Acording to advices received by the local Dominion government savings this morning with allowing his cows to sentiments of an overruling majority of the above named gentlement turned from the coast with 101 seals on the United States.

—H. Smith, charged in the police court this morning with allowing his cows to sentiments of an overruling majority of the above named gentlement turned from the coast with 101 seals on the United States.

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The sealing schoo

ones that must deal with i Nanaimos May 15.

DIVORCE GRANTED

Lillie Maria Matthews Granted di Diverce from Her Husband R. J. Matthews. see down about

Appeal in the Strouss Case Being Heard Before Hon Mr Justice Walkem.

The divorce case of Matthews

Matthews was heard before Mr. Justice Walkem this morning and an order nisi for divorce was granted the petitioner Lillie Maria Matthews applied divorce from her husband. Robert Ja Matthews, a barber and tailor of Done. las street. Mr. Fell appeared for petitioner. Adultery and cruelty was the grounds on which the divorce asked for and the adultery of the band with Annie Tranter, a ta and the subsequent birth of a c orce will be made absolute. The p were married here in December, 1896 the Rev. M. L. Rugg, and have here ever since. They have no children

The full court this afternoon dismisse the defendant's motion in Koksijah the Queen for an extension of time for appealing from the judgment in the case AE. Irving for plaintiffs and Gorden Hunter for defendants.

The appeal in the Strauss cases came on before Mr. Justice Walkem this af Strauss was tried before Magistrat Macrae with having unlawfully had his possession at Victoria on 30th M

with intent to export the same or them to be exported or carried ou the limits of this province contrar the Game Protection Act and ple "not guilty," but admitted having in his possession the hides with inte export the same, and upon hearing evidence the information was dismi on the ground that in the absence of

Catches Made by the Schooners Sealing Off the Coast This

went to strong town

Steamer Umatilla Loading Oriental Freight-Two Chinamen To Be Deported.

An unofficial report, which can differ very little from the official report, of the spring catches of the schooners engaged in sealing on this coast, places th total catch at 4,487, the smallest in years. This small catch is accounted for by the very rough weather encountered during There were three vesses lost, the Maud S. and Sapphire, the latter being burned, two of the best schooners of the fleet, and the Osprey, a smaller vessel. Here are the vessels and the catches up to April 30th, the clos of the season: Pioneer, 602: Mary Taylor, 379; Triumph, 209; Mary Ellen. 300; 209; Sapphire, 98; Ainoko, 407; C. D. Rand, 302; A. I. Alger, 640; Zillah May, 162; Penelope, 119; Beatrice, 158; Minnie, 80; Ocean Belle, 167; Fawn, 57; Teresa, 53; Arietis, 155; Otto, 192; City of San Diego, 64; Enterprise, E. B. Marvin, 220; Dora Sieward, Total, 4,487.

Two Chinamen arrived by the steamer Kingston on Sunday night, and since office. They came over from the Orien on the C. P. R. Empress of Japan, and after leaving the Empress they we ever the Sound to Port Townser There their troubles began; the official at that city refused to admit them. sent them back to Victoria. They go to Vancouver on the Charmer to row morning and be held there until Empress of India, due from the Or to-morrow, returns, when they will sent back to China.

The British ship British Yeoman goes where she will discharge the balance take about ten days, she goes outer wharf the British ship wil take her berth and discharge her cargo consigned to this city.

Captain Whitelaw's band of wreck ers are hard at work removing that ch exesore to Victorians, the wreck of the old collier San Pedro. On Saturday afternoon several shots were fired, some of them throwing up a large volume water to a height of nearly fifty feet The hull is being removed in sections. The steamer Umatilla is at the out wharf loading 1,100 tens of Orienta freight, which arrived on the N. P.

Francisco. The sealing schooner Minnie has re

steamship Olympia, in transit for San

age in these crops. We had the pleasure seeing a piece of rock Iron Cap claim, on Ok which for richness will with any specimen found The rock is siliceous in carrier copper and iron piece in question earried pure gold about the size and was taken from the depth of eleven feet. To owned by Messrs. H. Kn Nelson, and is situated Okanagan Landing. A meeting was held on in Cameron's Hall in e

British Colu

The Bon Diable Mining

now a well defined ledge

wide on their claim, and

feel satisfied with the

rock they are getting ou

A. H. Craven has two I

the Blue Jay shaft; they

15 feet. The rock looks

is every reason to belie

claim will develop into a

A larger crop of potal

roots has ben put in this

out the Okanagan Missi

has ever been the case be

ing demand for Okanag

the Kootenay towns have

farmers to largely incre

at an early date.

VERNON

Vernon New

the Creamery Association of the meeting was to sle the ensuing year, the pr tees who were appointe three months having resi lowing gentlemen were Armstrong, W. T. Shatfe cardo and E. J. Tronson, Palmer, Salmon Arm; R. Springs; R. Munson, Oka and G. R. Lawes, Ende sociation is now on a good ficient amount of stock ha scribed to warrant the di making arrangements to s it is probable that in th few weeks business will.

MIDWAY Midway Adva

Many new locations are and around Rock creek. neighborhood nas not yet pected, many discoveries made. Some very milling propositions have A few days ago a go

Rock creek, by some sent up on a prospecting some parties at Greenwo exact location of the find disclosed, but some fair ore have been exhibit taken from the ledge, which about six feet wide.

Away up the main Ket ledges of copper sulphide to exist, and much atte paid this summer to the Those familiar with the go the ledges existing in cated are nothing more of extensions of, or rather ore as are found on the Okanagan lake at Car

to the Similkameen. ALC AS SEATRVIEW Midway Advan Some men who recer from Boundary creek hav new free-milling quartz ca of the mountain to the eacheek. The ledges are fr feet wide, and nearly all some very good results by this method in some i cuartz is completely free

that as soon as the tre

understood, they will be

cated right across the cou

sembles in texture that camp. In the copper belt anoth has been made, as a I known, discovered a few ledge of good copper sul which assays running as cent. copper and \$300 in bas been obtained. Al-creek and the west face of the ground has been prett but on the top and upon a good field for prospect Many prospectors are p

and so far they have been

140 14 101 CAMP MKINS Midway Advar Quite a number of good been made here lately in lying to the south of the ong the valley of the Rock creek. The claims pretty much in a bunch, f ne ledge of ore, with the in touch. A few of the cl and the names of the log follows: Accident, R. Mo Eastern, T. McDonnell Frank; Defender, I. McD J. C. Haas; No. 4, C. J. I claims are situated near w leading to Anarchist mor the south fork of Rock quartz is of a free niffing Tying on the surface a su galena and a little iron should, upon development, Mr. H. Cameron has a at work on the extension

th ledge at a considerable giher the property looks REVELSTOR (Revelstoke Hers Mr. Atkins, of the French has made arrangements for ecillewaet to come up and to the Bend at the end If it is thought advisable at the head of the canyon o and make that he starting nre trips. Captain Troup The new G.P.R. botel is through as fast as lumber of the builders. Mr. Tompk

loy, and already a shaft

deep has been sunk, and

which, as it progresses, is