Right of the Crown to Precious Metals Upheld By the Full Court.

in Bainbridge v. the E. & N. Railway Co.

The case of Bainbridge v. E. & N. Railsome time ago in the form of an appeal from the judgment of Mr. Justice Drake affirming the right of the Crown to the precious metals within the Island railway was the omission to include the precious desired to the council to meet a committee from the hospital board at the city hall on the evening of Thursday, August 8, to disbelt. Judgment was yesterday given by
the Full court sustaining the judgment of
Mr. Justice Drake, Mr. Justice Crease, Mr.
Justice McCreight and Mr. Justice Walkem

Mr. Justice McCreight and Mr. Justice Walkem

Act, 1882, in which 'mines' and 'mingist to the hospital, was read. Dr. Mc.

(Wooley v. Astorney-General of Victoria, appeal cases 165, and see the distinct adjudgment of the court at page 166) that it 'nothing prerogative can pass without express and determinate words,' with which agree Abert's reports, 243, Davies 57B, Lyttleton's reports 116, Mayor 175, and see 2 appeal C. 167 and 168. The Judicial committee say in their judgment at page 166 that the point is 'simply whether upon the sales of waste lands of the Crown etc., the gold that might be found n such lands passed to the purchasers, there being no words in the grant from the Crown expressly granting it. Now, whatever may the reasons assigned in the case in Plowden for the rule thereby established, and whether they approve themselves or not to modern minds, it is perfectly clear that ever since that position has been settled law in England, that the prerogative right of the Crown to gold and silver found in mines will not pass under a grant of land from the Crown unless by apt and precise words the intention of the grant is expressed it shall pass. It was fairly stated by the learned counsel for the appellant that this rule must be taken to have been introduced as part of the common law of England into the colony of Victoria.' (See also Attorney-General of British Columbia v. Attorney General of Canada, 14 app. C. These authorities seem to me to leave no doubt that under 47 Vict., C. 14, S. 3, B.C., the words 'including all coal, coal oil, ores, stones, clay, marble, slate, mines, minerals and substances what

the prerogative rights of the Crown can be conveyed only by express words or necessary implication; and when we come to look at the British Columbia acts, it is apparent the legislature have always been this week is the big drop in oats and barley.

The miner of the legislature have always been this week is the big drop in oats and barley.

The miner of the decrease in prices, farmers being afraid to hold over odd.

The miner of the legislature have always been this week is the big drop in oats and barley.

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The many the miner of the hospital funds.

The many this week is the big drop in oats and barley.

The miner of the hospital funds.

The miner of the decrease in prices, farmers being afraid to hold over odd. spectful language of the law, the prerogative sights of the Crown in respect o recions metals; and with a view no doubt prices. Following are the current retail o prevent misapprehension care has always quotations: been taken that a crown grants to individuals (chapter 16 of 47 Victoria) notice of the retention by the Crown of its prerogatives in reference to precious metals should be inserted. Again in 4'. Vic., cap. 10, we find the word 'mineral included all minerals, precious or base, other than coal found in veins or lodes. By sec tion 61 the word mineral as used in this age shall mean and include all minerals precious and base other than coal tound in veins or lodes. Again in section 69 we find 'Such crown grant shall be deemed to transfer and pass the right to all minerals precious or base, excepting coal,' etc., and the same expression is to be found in the form of crown grant—page 39. These acts were passed during the same session as that in which the act relating to the Island railway was passed, and show that the legislature knew well that the precious metals could only be conveyed by apt and precise words, and were certainly far from showing any disposition to alter the law in that respect, or in any way to affect the prerogatives of the crown in reference to precious metals. Not merely do these cotemporaneous acts of the province show this, but antecedent legislation is in the same direction; (see the form of crown grant in the Mineral ordinance of 69, and sections 80 and 81 of the Land Act of 75, continued or re-enacted by the Land Act of 1884 and see form, No. 7, of crown grant in the schedule reserving to free miners the right to enter on land alienated by the crown and search therein for precious metals) For these reasons I think the judgment of Mr. Justice Drake is correct and the appeal should be dismissed with costs."
Mr. Justice Walkem's judgment was

very similar in effect. It was as follows:

"Bainbridge vs. E. & N. Railway Co.

—By section 3 of chapter 14 of the statutes of 1883, the provincial legislature granted '(I am quoting the words) ' to the Dominion government for the purpose of constructing and to aid in the construction of a railway between Esquimalt and Nanaimo, and in trust to be appropriated as they may deem advisable * * * all that piece or parcel of land situate in Vancouver Island described as follows,' (here follows the description) 'and including all coal, coal oil, ores, stones, clay, marble, slate, mines, minerals and substances whatsoever thereupon, therein and thereunder. In furtherance of the same project, the Dominion government, subsequently by minion quarantine authorities to prevent patent from the Crown, granted the same the possibility of the introduction of the tract of land and inclusive substances to the disease into this city by any of the constant-E-quimalt & Nanaimo railway company, ly arriving Oriental liners. The managethe now appellants in this action. Briefly stated, the question we have to determine is whether the words 'all mines, minerals and substances whatsoever,' etc., had the effect of divesting the Crown as represented by the province of its prerogative right to the precious metals. In Wooley vs. Attorney General of Victoria (2 App., case 166), the judicial committee, after referring to the dicial committee, after referring to the province of its proposal and the dicial committee. mines case reported in Plowden, makes the for it as a matter of course. It is probable following observation: 'It is perfectly true that the necessity of making perfect the

land from the Crown unless, by apt and pre cise words, the intention of the Crown ba expressed that it shall pass.' The words 'all mines, minerals and substances whatsoever thereunder thereupon, therein and thereunder' are certainly very comprehensive and in their ordinary sense vould probable be deemed to include precious, as well as, base metals; but in the present instance their meaning is controlled Judgments Handed Down Yesterday and limited to base metals by the several words which preceed them, in accordance with the maxim noscitur a sociis; and consequently that meaning cannot be expanded so as to include prerogative rights or jura regalia, which admittedly do not ex-The case of Bainbridge v. E. & N. Railist in respect of the grant of the coal, coal way Company, more generally known as the "Precious Metals" case, was the first marble quarries mentioned. It seems to ward, G. Byrnes, J. Braden, M.P.P., and action taken up when the Full court of me that the legislature, by its very act of minutely particularizing the substances mentioned, designedly meant to exclude the at the regular meeting of the Jubilee judges being present. The case came on precious metals. Had it been otherwise, concurring in the dismissal of the appeal. erals' are respectively defined, in sub. Kechnie, the pathologist appointed, has re-Mr. Justice McCreight's judgment was as follows:

"The law seems to be so thoroughly settled to the effect that mines of gold and settled to the effect that mines are full to the various representation of the starting application was tabled for the particular, the patched to Vancouver, but no resignation moved to Vancouver, but no resignation moved to Vancouver, but no resignation with woman suffrage coming on agaze, with the control of the control of the control of the control of the various representation of the section of the starting application with woman suffrage coming on agaze, with woman suffrage coming on agaze, with woman suffrage coming on the various representation of the section of the se settled to the effect that mines of gold and silver will not pass by a grant from the it has left them to be defined in the present it has left them to be defined in the present. Crown without express words granting them it has left them to be defined in the present instance ecording to the well known rule I appeal cases 165, and see the distinct admission of the counsel for the appellant at page 165, whilst arguing before the Judicial Committee to the above effect, and the and even if that were doubtful, that fact of would not be right to dwell on the altered authorities to the same effect, such as re Earl of Northumberland's mines, Plowden 310, 333a, 333b, 336a and see pages 332 and 333 of the same report, where it is said that vs. Attorney General of Canada (14 appeal case), Lord Watson observes that gold and silver mines, until they have been aptly severed from the title of the Crown and vested in a subject, are not regarded as partis soli, or as incidents of the land in which they are found. Not only so, but sible way can be found than that of taxathe right of the Crown to land and the baser metals which it contains stands upon a different title from that to which its right to to Mr. Burdett. I have not had time to the precious metals must be ascribed.' This see this gentleman as yet but have had some judgment may, in my humble opinion, be correspondence with him. He has kindly Wooley vs the Attorney-General of Victoria first cited. The appeal must be dismissed with costs." Mr. Justice Crease also dealt with the facts

and the law of the case at considerable length, concurring with his brother judges. It is expected that the point at issue will be carried on appeal to the highest tribunal of British law, by counsel for the railway company.

THE CITY MARKETS.

Grocery houses are doing a good business this week, much better than other provision I feel proud of occupying, and I thank you it goes far over the eyes, hiding every shops and stores. The warm weather for permitting me to continue the work in trace of "bang;" but, then, the Frenchmakes the demand for meats somewhat poor which I take so much pleasure. and as for fish, though the market has con striking contrast, the enclosure which I do not pass go'd and silver, that is the precious metals. No doubt the local legistature might nave, by approximate expressions the most plentiful. Much satisfaction has been given by the first consignment of Delta been given by the first consignment of Delta been given by the first consignment of Delta butter received, which has retailed at 25 Judicial committee say in Wooley v. Attorney-General of Victoria, it is a regular principle of the construction of statutes that the presognative rights of the Crown can be infeation. The will of Mrs. Mary B. Turner principle of the Crown can be infeation. The will of Randolph, widow of Royal W. look at the British Columbia acts, it is apon as possible in order to rea

The Manda (Managarian)	6.00
Lake of the Woods (Hungarian)	5.25
Victoria	4 00
140n	. 3.07
Portland roller	. 4.DU
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Superb	
Plansifter	
Snow Flake,	. 5.00
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XXX	. 5 00
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Oatmeat, per 10 points. Rolled Oats, per 1b. Potatoes, new, per 1b. Cabbage, per 1b. Hay, baled, per ton. Straw, per bale. Green Peppers, cured, per 1b.	. 00
Detectors now non lb	
Potatoes, new, per 10	. 14
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Onions, per 10	· · Z
Cucumbers, per doz	. 26
Onions, per lb. Cucumbers, per doz. Eggs, Island, per doz.	. 25@30
imported	24
Butter fresh	20/030
" Croomover nor lb	20(0)
Butter, fresh. " imported. Butter, fresh. " Creamery, per lb. Hams, 'American, per lb. " Canadian " " Boneless " Bacon, American, per lb. " Rolled "	. 20
Hams, American, per 10	15@18
" Canadian "	15@16
" Boneless "	20
Bacon American per lh	15@15
" Rolled "	10016
ti Tang alaan ti	12(0)16
" Long clear "	12
	16@18
Shoulders, per lb	14
Lard, per lb	15@96
Golden Cottolene per lh	1/
Mosts Poof por la	7010
Golden Cottolene, per lb. Meats Beef, per lb. Sides " Veal " Mutton"	/(012
Sides	7@7
Veal "	10@13
Mutton "	5@124
Mutton " Spring Lamb, per lb	10@12
Pork fresh per lh	10@10
Chickens non noin	.10012
Spring Lamb, per lb Pork, fresh, per lb Chickens, per pair	Mar 9
Pigeons, per brace	50@7
Fruits-Apples, per lb	(
Uranges (Riverside) per lb	. 20@2
Lemons (California) "	35@4
Renance	05.00
Опацацав.	20005
Gooseberries, per 10	500
Apricots, per lb	10
Peaches, per lb	10
Plums, California, per hox	1.2
Tomatoes, California, per 1b	1
Granes nor lh	1
Grapes, per lb	1
Nectarines	0 1
Nectarines Pine apples Fish—Salmon, per lb. Smoked	25@5
Fish-Salmon, per lb	10
" Smoked	12
" Cod	6@
" Cod	. 10@1
110110110110111111111111111111111111111	· TOOL

In view of the prevalence of cholera in certain parts of (hina and Japan special precautions are being taken by the Do-minion quarantine authorities to prevent ment of the N. P. R. steamship line were notified yesterday that in future a stop that ever since that decision it has been set-tled law in England that the prerogative right of the Crown to gold and silver found Mackenzie Bowell during his visit, by mines will not pass under a grant of a deputation of the city council.

JUBILEE HOSPITAL.

Scheme of Obstetrical Training for Nurses Recommended and Approved Of.

Supply Contracts Awarded - Letter hospital by attending and nursing patients Preparations for the Championship From Mr. Helmcken-A Pathologist Wanted.

Messrs. Joshua Davies (presiding), J. S hospital board last evening.

LONDON, July 23, 1895.

GENTLEMEN:—I beg herewith to enclose copy of a letter which I have this day for warded to the Mayor and Corporation. Why I sent the newspaper clippings is in conse. he's going, nobody knows—he's ate his quence of the Colonist leader, which is adtag.' And so it is with women. They miral and excellent (I am referring to the contributed are the results of taxation I think the call for more aid is a subject calling for representation to both the government and corporation. The people will not stand a perpetual cry of "give" to our good of humanity and the perfecting of noble institution. I do not wish to dis. their sex."

I have sent the president's annual message said to strengthen that given in the case of given me cards of introduction to the cates of this reform go that the English matrons of the leading hospitals. I am en- bath bun was called into play to support deavoring to obtain materials necessary to the chapeau. Whether we will be Engmeet the change in the management of the medical staff.

H. DALLAS HELMCKEN.

(COPY OF LETTER) London, July 23, 1895.

atest Victoria newspapers to hand, I ob-

It may not be out of place to read, as a siderably improved, the supply is entirely have cut out from this morning's Times, and soever therein, thereupon and thereunder inadequate. The variety is almost wholly do not pass go'd and silver, that is the confined to three kinds, of which salmon is should regret that the hospital is in debt, in my confine Victoria her recognized the impossibility of keepin my opinion Victoria has no reason what ing one's hair in good order during the

H. DALLAS HELMCKEN.

July showed the number of matients July showed the number of the first parish, tospital on July 1 to have been 44; ad 000; parsonage fund of the first parish, mitted during month, 32; discharged, 35; FLOUR-Ogilvie's (Hungarian) per bbl....\$ 6.00 dted, 1; in hospital August 1, 40. CONTRACTS AWARDED.

The committee to whom the benders for Hospital For Women and Children, Boslaundry work had been referred reported in ton. \$5,000; Massachusetts Charitable favor of the acceptance of that of the Victoria Steam Laundry, it being the lowest. In the discussion which followed it transpired that the tenders had been revised to be used in providing free beds, \$5, since first submitted, Mr. Wilson contend- 000; the Bethesda society, 32 Rutland ing that as they originally stood the Steam street, Boston, \$2,000. All the residue Laundry tender was \$100 a month, and that of her estate, after paying the above of the present Chinese contractor \$75 a month. He thought the Chinaman had been unfairly dealt with, and protested against doing such injustice to anvone.

tenders were not made upon the same basis and Kindergarten For the Blind. -Bosand could not well be compared, so that it | ton Transcript. became necessary to secure the further figures, which brought out the Steam Laundry lowest and made a saving for the hos-

The report was adopted, with the pro vision added that the contractor shall keep the washing insured to the amount of \$800 in the name of the hospital; and that the quality of lightness in weight, and yet contract may be rescinded in case the work it must be sufficiently warm to keep is not satisfactorily performed. Tenders for supply of vegetables which

had been received were referred to committee to award the contract to the lowest The award of the scavenging contract to R. Reagan at \$200 for the year was report-

ed and confirmed. Mr. Thomas Shotbolt reported by letter than well fitted corset covers. A lightin favor of awarding the contract for drugs | weight cambric without dressing, and to Moore & Co., the only tenderers, whose figures he had found to be reasonable.

The committee for the month reported that the drain to the Cadboro Bay road is and does not tend to give one even the falling to pieces because of being made of defective material, and that it will have to ity of linen. This cloth is used for nightbe replaced by vitrified clay pipe. They recommended that two patients lately admitted from Metchosia and Alert Bay be removed to the provincial government, as proported to the provincial government as proper candidates for the provincial home at silk vest being better liked and cooler.

Mr. Wilson explained that the defective pipe referred to is the patent sulphur pipe made here a few years ago. Report received and filed.

OBSTETRICAL TRAINING. The committee-Messrs. Yates, Hayward and Pemberton—appointed to confer with the medical staff on the subject of obstetrion making purchases, Prince Christian

nurses be extended a further period of three nonths during which time they shall attend to obstetrical studies and work. 2. That if possible a re-arrangement of

he salaries be made. 3. That until provision can be made for the erection of a suitable building for maternity cases on the hospital grounds some arrangements be made with the authorities of the maternity and other homes for the reception of the nurses on the lines suggested in the resolution passed at the meeting held on the 6th inst.

"By this means," the committee con-

clude, "provision would be made for im-

mediate commencement of the obstetrica training of the nurses.' The resolution referred to in the above

ommendations was as follows: That the nurses receive theoretical training in obstetrics in the Jub lee hospital as part of their regular curriculum.
"That they receive clinical training from members of the medical staff of the to be provided for them by members of that

staff, such nursing to be free of charge to the patients. " The report was received and adopted, and the matter was referred back to the committee for the purpose of elaborating a scheme to carry the recommendations into

The Changing Type of Womanhood. Dr. Nellie V. Mark read before the alumnæ reunion of Lutherville seminary a witty and able paper upon "The Changing Type of Womanhood." said:

"When we look back and think of the wonderful progress women have made in science, literature and art, in all the professions and in all avenues of work when we see the large numbers of women's clubs and associations that are springing up all over the country, and of a gentleman who, entering a depot, The following letters from H. Dallas met an expressman coming out with a Helmoken, M.P.P., a member of the board, dog under his arm. The gentleman askwere read and filed: ed, 'Where is that dog going?' The expressman savagely replied, 'You don't know where he's going, he don't know where he's going, I don't know where he's going, nobody knows—he's ate his seem to have eaten their tags and found leader of the 30th ult.), but as the amounts it a very comfortable bite. And while we may not know where they are drifting we have faith that whatever they do in their womanly way will be for the

The Tip of the Hat.

And now it may not come amiss to liscuss the new tip to the hat. The English taught last winter that the correct position was to wear one's hat on the back of one's head. So far did the advolish or French is now the question. Our Gallic sisters have decided to run counter to their friends across the channel and insist upon the new tip, which is decidedly over the eyes. True, the Brit To the Mayor and Corporation of Victoria, - | 1sn girls wear very small the Dutch bonnet, as an instance—while the French cling with wise pertinacity to serve that you have done me the honor of those picture hats that become the maeappointing me as one of your nominees on | jority of faces. This hat to the Parisian the board of the Jubilee hospital, a position | mondaine is not properly placed unless woman is no longer wearing a forehead curl—she is pompadouring her hair. Probably with a bit of wisdom she chose

laurel from them. ton, \$3,000; Seamen's Friend society, Boston, \$3,000; Home For Little Wanderers, Boston, \$3,000; Kindergarten The restdent medical officer's report for For the Blind, Boston 3,000; Central Randolph, \$3,000; Home For Aged Men, Boston, \$2,000; Home For Aged Women, Boston, \$2,000; New England ton, \$5,000; Massachusetts Charitable Eye and Ear infirmary, Boston, \$2,000; Massachusetts General hospital, Boston, equal shares to the Massachusetts hospital, Home For Aged Couples, Home Mr. Dwyer explained that the original For Aged Man, Home For Aged Women

> Comfortable Summer Underwear. Summer underwear should be at once healthful and comfortable, writes Isabel A. Mallon in The Ladies' Home Journal. It needs to have a certain one from getting that very undesirable illness—a summer cold. The fact that even the lightest of cotton gowns is lined has made the elaborately trimmed underbodice of little use, and when such bodices are worn they are made quite plainly, being in reality nothing more which is known in England as "long cloth," is greatly liked for summer underwear, as it is quite as cool as linen

Didn't Know Her Customer.

Princess Christian is perhaps the best known of Queen Victoria's daughters and is always actively engaged in philanthropic causes. At a recent bazaar she was seen going from stall to stall cal training presented a long report of the result, recommending as follows:

1. That the educational term of the chased, however, was of considerable said, "Address it to Mrs. Christian."

fence of abduction was not committeed in the attendant was quite unsuspicious of the rank of her customers, and so the this province has no jurisdiction to deal narcel was duly dispatched to "Mrs. with the case.

According to the 283rd section of the Victoria.

THE WORLD OF SPORT.

Tournament Events of Yesterday at the Tennis Courts-The Tacoma Meeting.

Cycling Meet-The "Amities" Go to Nanaimo.

The following is a list of the matches played in thetennis tournament yesterday: OPEN SINGLES-CHAMPIONSHIP OF B.C.

A. T. Goward beat L. Kirk, 62, 62. R. Combe beat C. W. Gamble, 62, 6-1. G. V. Cuppage beat J. M. Miller, 6-2, 5-6, 6-3. H. Combe beat E. A. Jacob, 65, 6-2. R. E. Barkley beat C. C. Worsfold, 6-2, 6-3. LADIES' SINGLES-CHAMPIONSHIP OF B. C. Miss Eastley beat Mrs. Leather 3-6, 6-2, 6-1. Mrs. Marvin beat Mrs. Shipster 6-5, 6 3. GENTLEMEN'S DOUBLES-OPEN.

GENTLEMEN'S DOUBLES-OPEN.

H. Combe and L. Kirk beat P. J. Fransioli
(Tacoma) and A. W. Martin (Tacoma) 6-1, 6-2,
C. R. Longe and R. E. Barkley beat Archdeacon Scriven and H. F. Mytton 6-0, 6-1,
G. H. Barnard and P. S. Lampton beat R. C.
Gamble and R. Harvey 6-3, 2-6, 6-4. LADIES' DOUBLES.

Mrs. Wm. V. Burrill (Tacoma) and Miss Kershaw (Tacoma) beat Miss Scott (Ottawa) and Miss Wright (Ottawa), 6-1, 6-2. Mrs. Mayo (Cowichan) and Miss Musgrave (Cowichan) beat Miss M. Drake and Miss H. Drake, 6-3, 6-5.

MIXED DOUBLES-OPEN. MIXED DOUBLES—OPEN.

Mrs. Combe and C. R. Longe beat Miss Corn wall and E. J. Crickmay (Vancouver), 6·1, 6·4
Mrs. Leather (Cowichan) and R. Musgrave (Cowichan) beat Miss Musgrave (Cowichan) and B. H. T. Drake 6·4, 5·6, 7·5.

Miss Goward and A. T. Goward beat Miss Wright and George C. Johnston 6·3, 6·1.

Miss Anderson (Tacoma) and P. J. Fransioli (Tacoma) beat Commander Moggridge R.N. and Mrs. Moggridge 6·4, 5·6, 6·1.

Mrs. Mayo (Cowichan) and Dr. Browne R.N. beat Miss Dunsmuir and R. Harvey 6·3, 3·6, 6·0. beat Miss Dunsmuir and R. Harvey 6-3, 3-6, 6-0. MIXED DOUBLES-CLUB HANDICAP.

Miss Puckle and H. Combe (scratch) beat Miss A. Pooley and J. F. Foulkes (owe ½ 15) 6 1,

TACOMA TENNIS CLUB.

lows : Gentlemen's singles—open.
Ladies' singles—open.
Gentlemen's doubles—open.
Ladies' doubles—open.
Ladies and gentlemen's doubles—open.

The entrance fee will be one dollar for ach player in each event, and will be received by the secretary—Mr. George F. Stacy, P.O. box 834, Tacoma, Wash.—up to noon on Monday, August 12 The members of the Victoria Lawn Tennis Club will kindly govern themselves accordingly.

THE WHEEL.

A BRITISH COLUMBIA DERBY. An effort will be made by the officers of the V.W.C. to bring the fast class A men together with the B contingent on the oc-Bay, on the 7th of September. Special sanction will be asked to enable the two classes to meet in a British Columbia Derby of 12 miles, for which no one under 2.30 or thereabouts will be eligible. It is proposed to give especially valuable prizes and to make this the great race of the meet. The Deemings are reported to be hard at work already in preparation for the defence of their championship honors, while Barker, McGregor, Turner, F. E. Alley, Bradley and Kavanaugh will probably comoose the field that will seek to wrest the

BASEBALL. "AMITIES" AT NANAIMO.

The Amities are out every evening for miles, Mr. Hutcheson's report, two miles, practice again arrangements having been is all we have on hand. I ask you, and perfected for a trip to and game at Nanaimo through you the taxpayers, if the 23 miles next Saturday. The match will demon-strate whether or not the Amities come he me champions of the province, and in consequence the very best taem available will b placed on the diamond.

THE RIFLE.

OTTAWA TEAM COMPLETE The British Columbia rifle team for Toronto and Ottawa was completed yesterday by the receipt of the eighth acceptance. without the first waiting man having to be salled upon—an unprecedented occurrence for the trip is a long and expensive one which riflemen often find they cannot conveniently make. The transportation and D.R.A. entry fees paid by the provincial association form but a modest part of the ecessary expense. On this year's team three cities of the province will be well re presented. The two Victorians are each aking their fourth official trip, Gunner A R. Langley having been a member of the teams of 1890, '93 and '94, and Gunner J. L Beckwith those of 1887, '88 and '91. Of the Westminster men, Gunner Geo. Turnbull represented this province in 1891, '93 and '94, Gunner A. F Cotton in 1891, and Gunner Henry C. Chamberlin in 1894—the last two, however, having an established reputation as riflemen before coming here from the East. Gunner W. J. Sloan was one of the team of 1893. Junner R. Wilson is making his first trip; so is Corporal J. Duff Stuart, of Vancouver. The team is above the average strength, hough it is not expected that its record will come quite up to the exceptional one made by that of last year. Gunner John C. Chamberlin, returning from Bisley, will oin the rest at Toronto. Gunner Langley, who looked after the interests of the team of 1893, will be captain again this year.

A QUESTION OF JURISDICTION.

All the judges were present yesterday afternoon when the point in the Blythe ab duction case reserved for the consideration of the Full court came on for argument. Mr. Frank Higgins appeared for the prisoner and the Deputy Attorney General for the Crown. Mr. Higgins regretted that he had not

been called into the case earlier, as he would then have been able to give it fuller consideration, and he also regretted, without reflecting on the officers of the Crown or the learned trial judge, that the accused should have been allowed to go undefended by counsel, as otherwise there was no doubt a good deal of evidence would have been elicited which could not now be dealt with. making purchases, Prince Christian good naturedly stowing away the small parcels in his pockets. One article purchased, however, was of considerable size, so the attendant put the question, 'Shall I send it for you, madam?' To which the princess made answer: "Oh, yes! Send it to Buckingham palace, if you please." "To whom shall I address it?" was the next query, and her royal highness, who dearly loves a joke, gave the prince a comical warning look and said, "Address it to Mrs. Christian." The attendant was quite unsuspicious of the reach of her west weeks and send to the prince and that from the evidence it is to be presumed that she intended to abandon her failed to abandon her failed to the prince a comical warning look and said, "Address it to Mrs. Christian." The attendant was quite unsuspicious of the vertical of the reach of the reach of her west weeks and send to the reach of the r He took for his line of argument the following points: (1) That when the girl Belle

Criminal Code there must be a taking out of the possession of the father. Reg. v. Green & Bates, Reg. v. Hibbert, Reg. v. Mycock, and other cases were cited in support of the argument that the prosecution had failed to prove a taking out of the parent's possession, a non-abandonment of home and a desire to return. The letters in the case go to show that the girl left home of her own inclination and that her intention was to marry the prisoner. Mr. Higgins submitted a case of a girl leaving Victoria for San Francisco, unknown to her father, with the intention of getting married. In such an instance the inference would be that the girl abar doned her father's posses. sion the minute the boat left the dock.

Hon. Mr. Justice Walken thought it was not a question of distance, the abandonment took place when the girl decided not to

The Chief Justice, continued Mr Higgins, decided upon the authority of Reg v. Mackletow, but there was a broad distinction between that case and the present. In the former the girl left home and met the prisoner at a place within the jurisdiction, and a short distance from home; in the case before the court the girl met the prisoner at a place outside the jurisdiction, and over 100 miles from home. The argument was adjourned till to day.

THE ELECTRIC LIGHT TANGLE.

To the Editor:—By your report of the council meeting held Monday evening, I fancy that you convey the impression that the 23 miles of wire I inquired about has been accounted for. My contention is that the electric light committee, of which Alderman Bragg is chairman, advised the council to engage Mr. Cartmel to help them-A'dermen Bragg, Wilson and Williamsout of what is called the "Electric Light Tangle," for which, towards the end, he was paid at the rate of \$8.00 per day. Then Mr. Hutcheson took office, and, among other things, reported two miles only of old and new wire on hand. Seeing the way in which the sum of \$66 000 has been, I say, almost thrown away, I placed a notice on the board to this effect: that the city The fifth annual tournament for the championship of the Pacific Northwest will engineer engage an experienced lineman to be held on the grounds of the Tacoma Tennis Club on Wednesday, August 14, and only be about \$25. When the motion came following days. The events will be as fol- up it was voted down by the following division: For-Ald. Macmillan, Cameron, Hall, Partridge; against—Ald. Humphrey, McLellan, Bragg, Wilson and Williams. Now, sir, this gentleman, Mr. Cartmel, whom the council engaged as an expert, and the committee said had done all in his

power to make the best of a bad job, handed me the following figures:
CIRCUITS, No. 1, James Bay
Total259,000 "
$ \begin{array}{cccccccccccccccccccccccccccccccccccc$
Total wire in use
Total wire from all sources
Surplus

ughot, be three miles on hand. Now sir, I will ask you if in your opinion in the face of Mr. Cartmel's figures, which, say that there should be a surplus of 43 has been accounted for ?

JOHN PARTRIDGE,

R. L. Drury, Mrs. Drury and family, Mrs. Moore and a party of friends, are spending a vacation under canvas at Cowchan Lake.

DIED.

ONYERS—In this city, on the 5th instant, Gertrude Irene, infant daughter of L.U. Conyers. OWBOTHAM—In this city on the 1st instant. Arthur James Rowbotham, a native of England, aged 42 years.



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Certificate of the Registration of a Foreign

"COMPANIES' ACT," PART IV., AND AMENDING ACTS.

Lookout Mining and Milling Company," (Foreign.)

REGISTERED THE 18T DAY OF AUGUST, 1895.

I HEREBY CERTIFY, that I have this day registered the "Lookout Mining and Mill-ing Company." (Foreign), under the "Compan-les Act.," Part IV., "Registration of Foreign companies," and amending Acts.

The head office of the said Company is situat-

The head office of the said Company is situated at the City of Spokane, State of Washington, U.S.A.

The objects for which the said Company is established are:—To work, operate, bond, buy, sell, lease, locate and deal in mines, metals and mineral properties of every kind and description within the United States of America and the Province of British Columbia: to bond buy, lease, locate, sell and hold ditches and flumes and water rights; to construct, lease, buy, sell and operate mills, concentrators, smelters, reduction works, and mining machinery of every description; to buy, bond, lease, sell, build or operate railroads, ferries,