

# Guelph Evening Mercury

VOL. VIII. NO. 2

GUELPH, ONT., CANADA, FRIDAY EVENING, AUGUST 7, 1874.

PRICE TWO CENTS

## Business Cards.

**GUTHRIE, WATT & OUTEN,**  
Barristers, Attorneys-at-Law, Solicitors  
in Chancery, Guelph, Ontario.  
D. GUTHRIE, J. WATT, W. S. OUTEN  
Guelph, March 1, 1871.

**H. MACDONALD,**  
BARRISTER AT LAW.  
Office—Corner of Wyndham and Quebec  
Streets, Guelph, June 3, 1874.

**LEMON, PETERSON & McLEAN,**  
Barristers and Attorneys at Law,  
Solicitors in Chancery,  
Conveyancers and Notaries Public.  
Offices—Brownlow's New Buildings, near  
the Registry Office.

**A. LEMON, H. W. PETERSON,**  
R. McLEAN, County Crown Atty

**DUNBAR, MERRITT & BISCOE**  
Barristers and Attorneys at Law  
Solicitors in Chancery, etc.  
Office—Over Harvey's Drug Store.  
DUNBAR, M. W. MERRITT, F. BISCOE,  
Guelph, Oct. 7, 1873.

**OLIVER & McKINNON,**  
Barristers, Attorneys at Law, Solicitors  
in Chancery, Conveyancers, Notaries  
Public, etc.  
Office—Corner of Wyndham and Quebec  
streets, Guelph, Ont.  
A. M. McKINNON,  
S. OLIVER, dw

**STEPHEN BOULT, Architect, Con-  
tractor and Builder, Planning Mill, and  
very kind of Joiner's Work prepared for  
the sale and the public. The Factory is on  
Quebec street, Guelph.**

**WILLIAM J. PATERSON,**  
Solicitor for the County  
of Wellington.  
Office—Opposite Town Hall, Guelph, dw

**F. STURDY,**  
House, Sign, & Ornamental Painter  
GRAINER AND PAPER-HANGER.  
Shops next to the Wellington Hotel, Wynd-  
ham Street, Guelph. 127 dw

**DR. COLLINGE,**  
(M.D., Edinburgh, and M.R.C.S., England  
having assisted Dr. Clarke in his Practice  
during the last twelve months, has now  
commenced Practice on his own account, at  
the house formerly occupied by Dr. Herod,  
Quebec Street East, Guelph.  
Guelph, May 27, 1874. dwsdm

**IRON CASTINGS**  
Of all kinds, made to order at  
**CROWE'S IRON WORKS,**  
Norfolk Street, Guelph.

**JOHN CROWE Proprietor**

**DOMINION SALOON  
AND  
RESTAURANT.**  
Opposite the Market, Guelph.  
The subscriber begs to notify his friends  
and the public that he is now proprietor of  
the above saloon, and has in view, and  
will first-class liquors and cigars to receive a  
share of public patronage. First-class ac-  
commodation for supper parties.  
M. DEADY, Proprietor,  
Guelph, April 17, 1874. dly

**P. DELOUCHE**  
**WIRE WORKER,**  
Pearl street, off King street. Every de-  
scription of wire work made to order at the  
lowest terms. Any orders left at W. H. Mar-  
son's seed store, Market Square, or at E.  
Murray's fruit depot, Wyndham street, will  
be thankfully received and promptly at-  
tended to. Terms strictly cash. dtf

**RICE'S  
BILLIARD HALL,**  
in the Queen's Hotel, Guelph, opposite  
the Market.  
The room has just been refitted in splen-  
did style, the tables reduced in size, and  
everything done to make it a first-class  
Billiard Hall.  
Guelph, Nov. 3rd, 1873. d

**W. M. FOSTER, D.D.S.,  
Surgeon Dentist, Guelph.**  
Office—Over E. Harvey & Co's Drug  
Store, Corner of Wyndham & Macdonell-st., Guelph.  
Uses Nitrous Oxide  
(Laughing Gas) ad-  
ministered for the  
extraction of teeth without pain, which is  
perfectly safe and reliable.  
References kindly permitted to Dr.  
Herod, McGuire, Keating, Cowan, and Mc-  
Gregor, Guelph.

**R. Campbell, L.D.S.**  
Having recovered from his recent illness, is  
again prepared to attend to the wants of all  
who may require his services.  
Office at the old stand, Wyndham street,  
Guelph.

**PARKER'S HOTEL,  
—DIRECTLY—  
OPPOSITE THE MARKET, GUELPH.**  
First-class accommodation for travellers.  
Commodious stabling and an attentive  
boiler.  
The best Ligors and Cigars at the bar.  
He has just fitted up a room where Oys-  
ters will be served up at all hours, in the  
latest styles.  
Fresh Salmon Lobsters and Sardines.

**PAINTERS AND GLAZIERS.**

**HUMPHRIES & REYNOLDS**  
Beg to announce to the people of Guelph  
and surrounding country that they have  
entered into partnership and intend to  
carry on the Painting Business in all its  
branches in their shop a few doors west of  
the Guelph Sewing Machine Factory. Being  
practical painters, they are confident that  
they can give entire satisfaction to all who  
may favor them with a call. House and  
sign painting, gilding, paper hanging, etc.  
done on short notice. Cellings calcimined  
in the best manner.  
HUMPHRIES & REYNOLDS,  
Guelph, June 9, 1874. dwin

**THE  
CYLINDER ENGINE.**  
Low-priced, reliable, quality  
unsurpassed.  
Machinery, Iron and Wood-working,  
of leading Canadian and U. S. manu-  
facture. Cold-rolled Shafting, Gearing,  
Boring, Diamond Encry Wheels, and  
Grinders, &c.  
JAS. R. ANNETT,  
30 Wellington St. Montreal.  
djsdw

## New Advertisements.

**SERVANT WANTED**—A good general  
servant by Mrs. Geo. Murton, junr. do

**WANTED**—A girl for general house  
work in a small family. Apply at  
this office. Aug 7-dtf

**FOR SALE**—A pony, good for saddle  
or harness, smart action and gentle.  
Enquire at this office. Aug 5-dtf

**SITUATION WANTED**—As Lady's  
Nurse. First-class testimonials. Apply  
to Mrs. Lunney, at this office. Aug 7-dtf

**WANTED TO RENT**—Three rooms,  
in a good part of the town. Apply at  
this office. Aug 7-dtf

**STONE SHOP TO RENT**—In the  
Town of Guelph, well adapted for any  
kind of manufacturing business. Apply at  
the Mercury office. 127-dwtf

**BOATS TO HIRE,**  
Near the Dun las Bridge.  
JOHN W. CLARKE,  
Guelph, Aug. 6, 1874. dtf

**FARM FOR SALE IN GLENELG**  
Lot 12 in the 14th, and lot 12 in the 15th  
Cons., Glenelg, Co., Grey, 134 acres, 43  
acres cleared. All well watered.

**ROBERT MITCHELL,**  
Solicitor, Guelph, w3t-116t

**DR. W. H. LOWRY,**  
Graduate of University of Trinity College,  
Member of College of Physicians and  
Surgeons, Ontario. Office—Next door to Mr.  
Jas. Hazelton, Upper Wyndham Street,  
Guelph, August 3rd, 1874. d&wsm.

**MISS WIGHTMAN'S**  
Boarding and Day School for Young Ladies  
will (D.V.) reopen on MONDAY, Aug. 17th.  
Guelph, Aug. 14th, 1874. d3t

**GUELPH ACADEMY**  
**WILL RE-OPEN**  
MONDAY, AUGUST 10th, 1874.  
JOHN MARTIN, d6w1

**WANTED,  
TEN  
First-class Dry Goods Salesmen,  
and Three Saleswomen.**  
Apply to John Hogg, Guelph. 2t

**JOHN McCREA,  
Produce Commission Merchant,  
and Insurance Agency.**  
Office—Bank of Commerce Buildings,  
Guelph, July 28th, 1874. d6m

**WALROND'S  
CONFECTIONERY STORE,**  
Next to Petrie's Drug Store.  
**Choice Confectionery,  
Ice Cream and Soda Water.**  
CAKES of all kinds constantly on hand.  
Weddings supplied on short notice. dtf

**DANIELS & BUCHAN,  
(Successors to James Barclay.)  
Carpenters and Builders,**  
South of the Drill Shed, Guelph.  
Jobbing a specialty. Lumber and Cedar  
Joining always on hand.  
Guelph, July 27, 1874. dwt

**FOR SALE**—A very excellent Build-  
ing Lot fronting on Paisley Street and  
running through to Oxford Street—about  
half an acre. Apply to R. Easton, book-  
binder, St. George's square, Guelph.

**10 acres of Land wanted,** suitable for  
Strawberries, near the town. Apply to the  
above. Guelph, July 15, 1874. dwtf

**SABBATH SCHOOL OPENING.**  
The St. Andrew's Church School  
House being completed,  
**A SOIREE**  
Will be held therein on TUESDAY Evening,  
the 11th inst. Tea will be served at six  
o'clock, after which addresses are expected  
to be delivered by Rev. J. D. Macdonnell, of  
Toronto, Rev. Mr. Millen, of Fergus; and  
Rev. Messrs. Wardrop, Ball and Torrance,  
of Guelph.  
An invitation is extended to all friends of  
the cause.  
Music will be furnished by the choir.  
Tickets of admission 25 cents, to be had at  
the Bookstores, and at the doors.  
The Rev. J. D. Macdonnell will preach (D.  
V.) in St. Andrew's Church, on Sabbath 9th  
inst., forenoon and evening, when a  
collection will be taken up in aid of Furnish-  
ing Fund.  
Guelph, August 1st, 1874. dtdwt

**JOHN KIRKHAM,  
GUNSMITH,**  
Quebec street, Guelph, opposite the  
Churches.  
Guns, Pistols, and Sporting Materials al-  
ways on hand. Repairing as usual.

**NOTICE**—All parties having left guns  
at my place for repairs are requested  
to call for the same at once, or they will  
be sold to pay expenses. dtf

**TO BORROWERS.**  
Having invested the \$28,000 recently  
advertised, we again have the following  
sums, besides others, to lend on farm secu-  
rity:  
\$500 \$1000  
\$600 \$1000  
\$600 \$1200  
\$600 \$1250  
\$800 \$2000  
\$800 \$2500  
LEMON, PETERSON & MACLEAN,  
Guelph, July 15, 1874. dw

**MONEY TO LEND.**  
In sums to suit borrowers. No solicitor  
fees or commission charged.  
Apply direct to the undersigned.  
GUTHRIE, WATT & OUTEN,  
Aug 11th, 1874. dtf

**FOR SALE.**  
100 acres of good land, being west half  
of Lot No. 27, 2nd concession, Township of  
Nassagaweya, is in a good state of cultiva-  
tion, 75 acres cleared, the rest good hard-  
wood timber, well watered, well fenced, and  
a good bearing orchard, all of select, grafted  
fruit, apples, pears, plums, cherries, grapes,  
currants, etc. An excellent stone barn,  
60x24, with cellar, also stone stables and  
shed 80 x 30 with root-house attached 26 x 40.  
A comfortable dwelling house, is conveni-  
ent to church and school, 14 miles to post  
office and blacksmith shop, 4 miles to the  
village of Rockwood, G. T. B. station, 4  
miles to Edec, 5 to Acton, 10 to Guelph.  
For particulars apply to  
THOS. EASTON,  
On the premises, or if by letter, address  
Switz Knatchbull P.O., Ont.

## Guelph Evening Mercury

FRIDAY EV'G, AUGUST 7, 1874

**Town and County News**

**Governor-General to Visit Guelph.**  
We learn by a private telegraphic des-  
patch from Ottawa, that His Excellency  
the Governor-General contemplates visit-  
ing Guelph on the 21st inst., on his way  
to Brantford. No doubt our Civic Fa-  
thers will make all necessary arrange-  
ments to give him a hearty welcome.

The Guelph Herald confesses that the  
smaller the rat, the meaner "the bite."  
Further apology unnecessary.

**NORTH WELLINGTON SHOW.**—The  
annual Show of this Society will be held  
at Drayton on the 9th of October.

Y. M. C. A.—The members of the Y.  
M. C. A. will please remember the general  
meeting to-night in the Rooms at 8  
o'clock. All make an effort to be present.

**FREDING A CIRCUS.**—Mr. J. W. Smart,  
butcher, yesterday supplied the circus  
with 470 lbs. of fresh meat, 1000 lbs. of  
ice, and 16 gallons of milk. He also  
furnished a quantity of wood for cooking  
purposes.

**ACCIDENT AT LITTLE GERMAN.**—Joseph  
Fehrbach, a boy of about 13 years of age,  
son of Mathias Fehrbach, Little Germany,  
while trying to get upon the seat of a  
thrashing machine a few days ago, had  
the flesh torn completely off the fore  
part of the sole of his foot, and one of  
the bones broken by being caught by the  
unprotected "traveller" of the machine.

**A GREAT DISAPPOINTMENT.**—Owing to  
the advent of the show here yesterday,  
our citizens were deprived of one of the  
greatest treats of the season—the game  
of base ball between the Mercury  
and Herald teams. We feel  
sorry that John Anderson couldn't wit-  
ness the game for the ball he so kindly  
donated; sorry that the public were dis-  
appointed; but most sorry that the  
Champions were deprived of the privilege  
of granting us the free use of their  
ground in return for the many compli-  
ments paid them by the press.

**BARNUM'S SHOW.**—This great show  
made its appearance in our streets rather  
late yesterday, being detained by acci-  
dents and rough roads between Brampton  
and this place, in consequence of which  
there was no street parade. At the  
afternoon exhibition there was an im-  
mense crowd, and many would have been  
refused admission but for the fact that  
they had come long distances to see the  
show, and begged to get in, though there  
was only standing room. The collection  
of wild animals was good, if not very  
large, and attracted much attention, but  
owing to the dusty state of the ground,  
the people were half stifled in their in-  
spiration. The most unusual curiosities  
such as glass blowing, the speaking  
automaton, the singing birds, the bell  
ringers, &c., delighted the curious and  
puzzled the inquiring. The circus per-  
formance was not up to expectation, but  
some of the feats, such as Melville's  
driving acts on horseback, the man on  
stilts, &c. were really good. At night  
the ring performance was much better,  
and several of the feats drew forth great  
applause. Many of the people expected  
to see Barnum himself, and were much  
disappointed when they found he was  
not present.

**POLICE COURT.**  
(Before the Police Magistrate.)  
Aug. 7.  
John Burns and Charles Ferguson, for  
being drunk, were dismissed this being  
their first offence.  
Wm. Marshall and Wm. Beaver, who  
were arrested yesterday on a charge of  
gambling, were brought up to-day and  
fined under the Town By-law, in the  
sum of \$8 and costs each, besides for-  
feiting their claim to the money they  
had obtained by their swindling—some  
\$40.  
A boy named John Albin, about 12  
years of age, was drowned at St. Catharines  
on Wednesday night.  
REV. ROBT. ACHISON, late of the U. P.  
Church of B. N. A., Galt, has returned  
from Ireland to Canada, and will in all  
probability again accept a charge in this  
country.  
**WEST FLAMBORO' SHOW.**—The Annual  
Exhibition of the West Flamboro' Town-  
ship Agricultural Society will be held in  
Dunnings on Thursday and Friday, 1st  
and 2nd of October.  
The latest report about the Southern  
Extension of the W. G. & B. R. is that  
it will be opened on the 15th, or im-  
mediately after that date, as the English  
Directors meet then. But we won't  
believe it till it is actually done.  
**VICTORIA RAILWAY.**—The first sod on  
the Victoria Railway was turned on  
Wednesday in the presence of a large  
number of merchants and business men  
from Toronto, and from various parts of  
the County of Victoria.  
A CENTENARIAN.—The funeral of the  
late Mrs. Egeon of Galt was attended by  
her father, Mr. Dennis Buckley, of  
Hamilton, now almost 105 years of age.  
He is still hale and hearty, and retains  
full possession of his faculties.  
**THE FOAM DISASTER.**—On Tuesday the  
body of one of the Foam crew was found  
about eight miles from Niagara, on the  
Canadian shore, and interred in Niagara  
on Thursday morning. Another body  
was found on Thursday about five miles  
from Niagara, supposed to be the last one  
of the crew of seven that were drowned.

**LUTHER FALL SHOW.**—At a meeting  
of the Directors of the Luther Township  
Agricultural Society held at Stuckey's  
Hotel on Tuesday last week, it was  
decided to hold the annual Fall Show  
at Little Toronto on Wednesday, 7th  
October.

## BY TELEGRAPH TO THE MERCURY

**Seizure of Ammunition in Spain.**  
A Secret International Conven-  
tion.  
Moulton before the Committee.  
War between China and Japan.  
Loss of the Steamer Rogers.

London, Aug. 7th. — A special to the  
Daily News reports that the French au-  
thorities seized 32,000 cartridges on the  
Spanish frontier, destined for the Car-  
lists.

The wife of Don Carlos has arrived at  
Bordeaux.

The Daily Telegraph Paris correspon-  
dent says he has reliable authority for  
stating that a secret convention was con-  
cluded three months ago between the  
Emperor and Marshal Serrano, by which  
Germany agreed, if necessary, to aid in the  
suppression of the Carlist insurrection,  
either with money or by means of armed  
intervention, and undertakes to secure re-  
cognition of Spanish republic by her al-  
lies. Serrano in return, pledged Spain  
to an alliance, offensive and defensive,  
with Germany, in the event of war with  
France. Italy was to form the third party  
to the alliance.

A Hong Kong letter says the invasion  
of the Island of Formosa by the Japane-  
se is considered as but the opening of  
war, which will result in the struggle  
between China and Japan. An earth-  
quake shook at Hong Kong on the morn-  
ing of June the 23rd, caused great ex-  
citement there, but no lives were lost.

The Americans and the Prince Club  
are playing cricket to-day. At noon  
seven wickets were down, for nine runs  
for the Englishmen.

Upon the conclusion of the English-  
men's innings in the cricket match this  
afternoon a game of base ball was played  
between the Red Stockings and Athlet-  
ics. The Boston won by a score of 14  
to 11. 4000 persons witnessed the game,  
including a number of the nobility. The  
Athletics had McMullin pitching.

Providence, R. I., Aug. 6.—Frank How-  
ard, a private in the 5th Artillery, while  
attempting to desert to-day, was fatally  
shot by the guard.

Raleigh, N.C., Aug. 6th.—Democratic  
gains are reported from every section.  
NEW YORK, Aug. 6.—The appearance  
of Moulton before the Beecher Committee  
last night, occasioned great surprise to its  
members, and lawyer Hill is stated to  
have excitedly fled to Shearman's house,  
where a long interview was held with  
him. Beecher's testimony will be taken,  
it is stated, on Monday night. Lawyer  
Morris and Mr. Tilton are said to be at  
Coney Island, preparing the papers to  
open the case in court. Shearman, Tra-  
cy, and Prof. Raymond were closeted  
with Beecher all day yesterday. Harriet  
Beecher Stowe is at Beecher's house.

Mr. J. J. Stand-well, fruit importer, said  
to-day that Moulton told him at Jack-  
sonville, Fla., almost directly after the  
Woodhull convention at Washington,  
that there was no truth in the rumours  
about Beecher.

Cincinnati, O., Aug. 5.—Particulars  
of a dreadful disaster to the steamer Pat  
Rogers, near Aurora, Ind., are coming in  
slowly. It appears that several bales of  
cotton, which formed part of her cargo,  
caught fire about 5 p. m., probably from  
sparks from the chimney, and the boat  
was burned to the water's edge. Both  
boat and cargo, the latter consisting of  
cattle, sheep, hogs, and cotton, are a  
total loss. The passenger register and  
all the books were destroyed. The boat  
was valued at \$60,000; insured for \$32,000.  
The value of the cargo has not been as-  
certained.

Forty-five passengers saved have come  
to Cincinnati, but some of the most se-  
riously injured are cared for at Aurora.  
The number on board, all told, is sup-  
posed to have been from 72 to 75 per-  
sons. An exact list cannot be had. The  
reports of the lost have ranged from 16  
to 25 persons. Probably 25 is the num-  
ber nearest the fact. At this time 45  
persons are known to have been saved.

The Toronto Military School is to be  
abolished. The instructor has been  
notified that his pay will cease in Janu-  
ary next.

The ground has been broken for the  
extension of the Street Railway in  
Toronto, which will run from Bathurst  
street to the Dock.

CHANGE OF PROPRIETORSHIP.—The Ir-  
vine Mills, Salem, have changed hands,  
Messrs. Whitlaw & Gay retiring, and Mr.  
A. Gray taking possession. Mr. Gray is  
going to remain in Elora, where he will  
water grain.

WATERLOO FALL EXHIBITION.—At a  
recent meeting of the North Riding Wa-  
terloo Agricultural Society, it was de-  
cided to hold the Exhibition at the Mar-  
ket House, Berlin, on Tuesday and Wed-  
nesday, 13th and 14th October.

PROPOSED AMALGAMATION.—At a late  
meeting of the North Perth Agricultural  
Society, a resolution was unanimously  
passed by the Board, "To unite with  
the Mitchell Horticultural Society, and  
hold a fair every alternate year at Strat-  
ford and Mitchell respectively, each So-  
ciety to pay to each other an equal  
amount of money for such purpose."  
The union is to go into effect as soon as  
the law will permit.

ROBBERY IN BRUSSELS.—On Saturday,  
1st inst., a boy named Percy, who had  
been employed as ostler by Mr. Parker,  
of Brussels, helped himself to \$263, the  
property of the firm of Strachan & Smith  
of that village. Upon handing over the  
money still in his possession, amounting  
to \$235, together with a watch he had  
on his person, he was allowed to go  
free.

## The Wholesale License Liquor Case.

The following is the decision of the  
Police Magistrate in the case of Kelly vs.  
Jackson & Hallett, tried at the Police  
Court a few days ago, in which the de-  
fendants were charged with selling liquor  
wholesale under a retail license:—

The defendants are charged with sell-  
ing spirituous liquor by wholesale, to  
wit, one barrel of whiskey containing  
about 48 gallons, at their shop in Guelph,  
on 28th July last, without a license to sell  
by wholesale as required by the Statutes  
of Ontario, 37 Victoria, chapter 32.

The defendants insist the sale by  
them at their shop in Guelph, on the day  
alluded to in the information, of one barrel  
of whiskey containing over five gallons  
to one Clarke, of Arthur, a Tavern  
Keeper and a customer of the de-  
fendants. And they produce a shop license  
lawfully issued to them under the Statutes  
of Ontario, 32 Victoria, chapter 23, as  
amended by 33 Victoria, chapter 23 only  
contemplated one license for a shop  
keeper, and that the defendants' said  
license to sell by retail being still in force  
the defendants can sell under it as they  
have done in this case—that by the  
barrel containing over five gallons,  
2nd. That defendants' shop license does  
not limit the maximum quantity to be  
sold under it, only requiring that the  
minimum quantity shall not be less than  
one quart. 3rd. That the defendants  
having procured their license to sell by  
retail before the passing of the Act of last  
session, their rights under that license  
cannot be interfered with.

By the prosecutor it is contended that  
as the law stood at the time of the issue  
of the defendants' license to sell by re-  
tail, namely, on 1st March, 1874, liquor  
could not be sold by wholesale without a  
license to sell by wholesale, and that any  
quantity of liquor over 5 gallons could  
not be sold at any one time under a  
license to sell by retail.

Now I must confess that I have never  
had much doubt about the law in this  
case, but it being one of importance to  
defendants, I thought it better to defer  
my decision and more carefully examine  
into the grounds urged on their behalf.  
Having done so I am of the opinion that  
these grounds are not tenable.

The charge is laid under the act of  
last session, 37 Victoria, chapter 32,  
which was assented to on 24th March  
last, and published in the Ontario  
Gazette of 28th of same month.

This act provides for three different  
kinds of license, viz:—Tavern licenses,  
shop licenses, and licenses by wholesale,  
and it construes the meaning of these  
different licenses. "A license by"  
"wholesale" being construed (sec. 4.)  
to mean a license for selling, bartering,  
or trafficking by wholesale, only in  
liquors in warehouses, stores, shops, or  
places other than inns, ale or beer  
houses, or other houses of public enter-  
tainment, in quantities not less than  
five gallons, in each cask or vessel at any  
one time.

Section 5, provides that tavern and  
shop licenses may be issued between the  
first and fifteenth of March, in each  
year, and licenses by wholesale may be  
issued between the first and fifteenth of  
March, in each year, and all such licenses  
shall be deemed to have been issued on  
the first day of March.

Section 6, enacts that the issuer  
of licenses shall countersign every license  
issued by him, and shall state thereon  
the date of the countersigning, and  
every such license shall take effect in  
favor of the applicant therefor from the  
time of such countersigning and not be-  
fore.

Section 13, enacts that the issuer  
of licenses shall issue to any applicant  
upon requisition therefor, signed by  
him, and after payment to the issuer of  
the provincial duty thereon. A license  
for selling fermented spirituous or other  
liquors by wholesale, only in his ware-  
house, store, shop, or place to be defined  
in said license, and which license shall  
be deemed "a license by wholesale,"  
within the meaning of and subject to the  
provisions of the fourth section of the  
act.

Then section 24 enacts that no person  
shall sell by wholesale or retail any  
spirituous fermented or other manufac-  
tured liquors within the Province of  
Ontario without having first obtained a  
license under that act authorizing him  
to do so.

Now the act having come in force on  
the 24th of March, and having been  
published in the Official Gazette, on the  
28th of March—three days before the  
expiration of the time allowed for the  
taking of licenses by wholesale license,  
it seems to me that all dealers in liquor  
by wholesale, not licensed under the old  
act, should have taken out wholesale  
licenses on or before the 31st of March  
last, under the new act, and that those  
who without such license have since  
sold by wholesale, have subjected them-  
selves to the penalties of the new act.

The repealing clause of the new act  
repeals the several acts in the recital  
named, (the act under which defendants'  
shop license was issued being one of them)  
and that clause enacts that such repeal  
shall not revive any act or provision of  
law by them repealed, or the effect of  
any saving clause therein, or the applica-  
tion of any such acts or of any provision  
therein formerly in force to any transac-  
tion, matter or thing ante-  
rior to the said repeal and to which  
they would otherwise apply; but there  
is no saving clause, matter or thing in  
the repealed acts in favor of the de-  
fendants as wholesale dealers that I can see,  
for by the repealed act under which their  
shop license was issued, a license to sell  
by wholesale was as necessary as was a  
license to sell by retail—the former being  
followed in procuring them to take out  
the same as the course to be pursued in  
procuring the latter (vide sec. 12).

It is true that the repealed act did not  
define the meaning of a license to sell  
by wholesale, whereas the new act does,  
but I think that a sale of liquor in the  
original package in quantities not less  
than five gallons, would have been held  
under the repealed act to have been a  
sale by wholesale in law.

If under the repealed act a license to sell  
by wholesale had not been necessary,  
one could appreciate the headsip which  
the new act would work upon shop-  
keepers in requiring them to take out  
another license this year for the privi-  
lege of selling by wholesale during the  
remainder of the term of their current

## A Car Robber Shot at Clifton.

At a very early hour on Thursday  
morning an occurrence of a tragic nature  
transpired at Clifton Station, G. W. R.  
It appears that car robbing has been  
carried on to such an extent of late that  
the Railway authorities resolved to put a  
stop to it by some means. Accordingly a  
detective, whose name we do not know was  
on guard on Wednesday night and dis-  
covered a young man making off with a  
box of silks valued at several thousand  
dollars, which he had obtained by break-  
ing the Government seal and obtaining  
an entrance into the car. On being  
challenged to surrender, the thief struck  
the detective with the box, and drawing  
a revolver, fired at, but missed the de-  
fendant, who in turn, and almost imme-  
diately after the explosion, drew his own  
revolver and fired, hitting the desperado  
in the side, the bullet penetrating the  
lungs. The thief ran about 150 feet and  
dropped dead. The body was found to  
be that of a young man named Jean  
Durham, born and brought up in Drum-  
mondville. Deceased bore a very bad  
name, and his residence on the other  
side for some years had not improved his  
morals. His family do not bear a very  
severe reputation, and he himself had  
no apparent means of living, looting  
about and spending money freely. The  
detective was arrested, but we presume  
will be released on his own recogni-  
zances, as the shooting appears to have  
been perfectly justifiable. This terrible  
example cannot fail to have a wholesome  
effect upon the thieving fraternity gener-  
ally.

## BASE BALL ITEMS.

The Flyway and Arlington amateur  
clubs of New York played their second  
game of the amateur championship on  
the Union Grounds on Tuesday. The  
first game was won by the Flyways  
easily about a month ago by a score of  
18 to 6. The Flyways made a large  
number of errors, but their batting won  
them the game.

RUNS EACH INNINGS	
Flyaway.....	1 2 3 4 5 6 7 8 9
Arlington.....	0 0 0 0 0 0 0 0 0

The amateur Nassau and Keystone  
Clubs played a match game in New York  
on Monday. The game proved to be the  
best ever contested of the season. The  
Keystone nine would have been blanked  
throughout but for an error on the 9th  
innings.

RUNS EACH INNINGS	
Nassau.....	0 0 0 0 1 0 0 0 4
Keystone.....	0 0 0 0 0 0 0 0 1

Firemen's Gathering in Hamilton.  
On Thursday the annual jubilee of the  
Fire Brigade, in Ontario took place in  
Hamilton, and was the most successful  
that has yet been held. Brigades in  
uniform accompanied by bands, were  
present from Cobourg, Dundas, Bowman-  
ville, Berlin, Thorold, Whitty, Napanee,  
Ayr, Buffalo, Niagara Falls, London,  
Galt, Paris, Oshawa, Ingersoll, and other  
places, and the gathering numbered  
over two thousand firemen and sixteen  
bands. Many of the delegates brought  
their engines and hook and ladder  
apparatus, as well as banners and flags.  
The visitors were received at the G. W.  
Station by the Mayor of the city and  
prominent members of the corporation,  
and were formed into line at the Gore,  
whence they marched in procession to  
Crystal Palace grounds, where dinner  
was provided. The tables, if placed in  
line, would extend one-third of a mile,  
and were loaded with delicacies. The  
Palace, from floor to ceiling, was pro-  
fusely decorated with evergreens, flags  
and streamers, over two thousand two  
hundred feet of material being used in  
the latter decorations. North of the  
Palace the Horticultural building was  
handsomely fitted up as a ball room, and  
in the evening brilliantly illuminated.  
Here, after the outside parade had been  
ended, and in the cool of the evening, the  
merry firemen "tipped the light fan-  
stastic" to the excellent music provided  
by the bands.

## The Reciprocity Treaty.

WHO PAYS THE TAXES?  
To the Editor of the Mercury.  
SIR,—I have been deeply interested in  
watching the discussion at present going  
on in the press with regard to the pro-  
posed Reciprocity Treaty. It is instruc-  
tive as well as somewhat amusing to  
witness the various phases of opposition  
manifested by one class—Protectionists,  
I suppose, and equally instructive and  
amusing to read the arguments advanced  
in its favor by those who draw their in-  
formation from Free Trade principles. It  
is a serious question, however, and  
contains many problems for the earnest  
consideration of our public men—Free  
Traders as well as Protectionists. Your  
brief article in yesterday's issue contains  
important suggestions, and it is to be  
hoped that manufacturers attending the  
Hamilton meeting will go there fully pre-  
pared with statistics to back up their  
views upon the particular interest which  
they represent. The people of this coun-  
try expect that the strongest arguments  
both for and against the Treaty will be  
presented by men capable of intelli-  
gently discussing these matters.

I notice that many writers in favor of  
the Treaty contend, as a reason for its  
adoption, that the two great staples of  
our country, viz, lumber and farm pro-  
ducts, will, under its operation, be  
greatly enhanced in value. In fact the  
statement is made that the rise in price  
of these articles will be equal to the  
amount of duty taken off by the United  
States. It seems to me this is a fallacious  
argument which will not bear criti-  
cism. What object could the Americans  
have, and what benefit could they ex-  
pect to derive from including these ar-  
ticles in the Treaty, unless they were  
able to lay them down in their own  
country cheaper than they can now do  
under the present tariff? If, on the  
other hand, the rise anticipated should  
take place, will it not very materially  
affect the cost of living, building, &c. in  
this country? These are points which  
have been suggested to me in reading  
the discussion, and which have suggest-  
ed the query at the top of this letter—  
Who pays the taxes? Yours, &c.,  
QUERIST.  
Guelph, August 7, 1874.