FRIDAY, MAY 29, 1891.

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THE WEEKLY COLONIST. Year, (Postage Free to any part of

The manufacture of the control of th

got entrely through the North Camero, The rule laid down by the Conservators of the Thames (set out in "the Lebra," 6 P.D., 139), is the rule of common sense:—"Where two vessels, moving in opposite directions, sight each other across a point, the vessel going against the tide shall remain stationary until the other shall have passed clear," which, in that case, is decided to mean "clear of the stationary vessel." And this is the course distated by ordinary care in navigation, even when it is not, as in the Thames, a written law.

The Puebla's measures are somewhat variously stated. In the preliminary act, in answer to the inquiry (12), as to the measures which were taken, and when, to avoid collision, the defendant simply said: "Backed full speed," without saying "when," or "where." In the opinion of my sasessors, with whom I am happy to say. I agree throughout, this backing was only adopted after a collision had become imminent, and indeed, unavoidable, looking to the speed of the Puebla, although, no doubt, by this time much reduced, and to the proximity of the two ships. According to the viva voce evidence for the defendants, the "Puebla," at first acted with perfect prudence. While still outside the harbor, she allowed her sengines, and, before entering,

STRUCK BY A STREET CAR

The First Faral Accident on the Line of the Electric Railway—Little Ethel Anderson, the Victim.

A Terrible Warning to Children to Keep Off the Track—The Motor-neer in No Way To Blame.

The first serious accident on the line of he electric tramway since the institution of the service, was recorded Monday night, the victim being little Ethel Anderson, whose father keeps a small grocery at the corner of Douglas and Pembroke streets.

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Carter, retired, died in this city to-day, in

Imprisoned as a Spy.

San Francisco, May 27.—Li is reported that Chas. Johnston, of this city, is confined in a Chilian prison at Antofagasta as a spy. He went to Chili last winter as superintendent of a mining company. He was in company with J. H. Fisher, of New York, when he was arrested, with whom he was associated in mining business. They were both arrested because they had no pas-ports. Johnston's mother and sister, who live here, are in great distress concerning his trouble. Since they received tidings of the arrest of Johnston and his companion, they have sent off humerous despectives and letters, but all have remained unanswered. The Chilian consul her has promised to inquire concerning the case.

San Francisco, May 27.—Arrived—Stemmer San Benito, Nanaimo.

Watching for the Raleyon's Carge.

San Francisco, May 27.—Custom house officials are watching eagerly for the contrast to the sum named.

The communication was placed on file. McGregor & Jeeves—Enclosing bonds for the proper performance of their building contract.—Market Committee.

Charles Wilson—Informing the Board that the firm the sum ranged to the city.—Fire Wardens.

Walker, Pemberton & Dumbleton—ask ing, on behalf of the Tai Foong Co., for \$4.00 the mount of \$1.500, the amount of the first deposit.

Walker, Pemberton & Dumbleton—ask ing, on behalf of the Tai Foong Co., for \$4.00 the first deposit.

Walker, Pemberton & Dumbleton—ask ing, on behalf of the Tai Foong Co., for the destruction of the building recently of \$1.500, the amount of \$1.500, th

SAN FRANCISCO, May 27.-The rever

we will impact these for making very compact of the compact of the

and sentenced to six weeks' imprisonment, calling on the Crown to shew canse with the calling on the Crown to shew canse with the calling on the Crown to shew canse with the court had no jurisdiction to review the sentence, and after hearing Mr. Wilson in support of the rule, the court sustained the contention of the Crown, and discharged the rule.

Brown va. Goepel and others—The Attorney-General moved for a new trial, on the ground that the question whether the defendant had waived the misrepresentation, found to have been made by the plaintiff, or his agent, had not been put to the jury; also on the ground that the agency of Brady to make the misrepresentation had not been shewn. The action had been brought by the plaintiffs to recover \$10,000, the second instalment upon a sale of 700 acres of land at the Lake District for \$80,000. The defendants bad pleaded that the agreement for sale had been entered into by reason of a representation, subsequently discovered to be false, that a certain stream, running through the farm, flowed with equal strength all the year round. The sale, it seems, had been negotiated by Mr. James Brady, who also became one of the purchasers, and it was claimed that the representation as to the stream had been made, and was false, and that its untruth was first discovered by the defendant in August. Plaintiff submitted the misrepresentation had been waived, and asked to have the question submitted to the jury, but the judge holding that it was a question for the cefendants, awarding them a return of \$1,500, the amount of the first deposit. The court now granted the rule nisi, returnable on the 17th June next.

(Before Mr. Justice Drake.)

HAYWARD VS. JOHNSON.—This case was

IN CHAMBERS.

(Before Judge Crease,) hran vs. Ashley et. al.—Applica-sceiver postponed to 28th, C. Wil-aintiff; C. C. Pemberton for de-

endants.
Lawrence vs. Richards—Order refused to cenit the case to the County Court. Order or the examination of defendent granted.
Drake, Jackson & Helmeken for plaintiff; Thornton Fell for defendant.
Gray vs. McCallum and McCallum vs.
Gray Motion to strike out counter claim
refused. Walker, Pemberton & Dumbleton
for Gray; Bodwell & Irving for McCallum,
and C. E. Pooley for Johnson and the Ophir
Bed Rock Flume Co.
Clark vs. Eholt—Application to commit
defendant for alleged breach of an injunction. Motion taken into consideration.

R. H. JAM 83 FORT STE

CANADIAN NE

THIRTY-TH

Government Should Probe Adopted.

The Sailing of the Rev Rush for Behring's Se Sealed Orders.

Protest from Toronto A Victoria Municipal Tax mercial Travelle

TORONTO, May 28.—A speci om London says that, at a ba ed last night to Sir Charles the Canadian Government, con Charles' health. Sir Charles spoke for over an hour. Refer recent election, he said the dis-due to Sir John Macdonald's de Canadian feeling on the issue of thon against England, in pomo-city with the United States. he claimed, would be the inev city with the United States.

be claimed, would be the inev of the Liberal policy. Hence, was of vital impertance to this the empire generally. It was men of all parties, here, to Government of the Dominion.

ists, Hon. Government was, if prohibition ed, how the \$7,000,000 odd of taxation would be made up, part, he could not see it. To holiday, there was no session of inion House or lenate.

The Sailing of the I dent says : The Secre nature of the instruction given the commander is m given the commander is n wen said they are not know nder himself, but have been ler seal, with directions tha be opened until after he is ief is, however, that insi-torically the same as they have, and that the Administra must of long deliberations, has to force deliberations. long deliberations, he that it is not possi-se sea for the

TORONTO, May 28.—Jake night affired his signature to agreement for the double scull himself and McKay, and

ing of the Royal TREAL, May 28.-At a lay, of the Royal Society, a

Canadian Lamb.
MONTREAL, May 28.—The retine of Canadian lamb at Buffa inth West, when they are s The American market has his practically the only one for Canoutside of the comparative number taken for local of and those engaged in the trade, of this market is a very serior the producers. Shippers are their attention towards Englan ket, and 'in all probability eshipments will soon go for restrictions on trade created by ley bill is causing a large experient of the comparation of the com

THE BIRD HAS FLO

That Chilean Vessel Dodges Meshes—The Charleston at WASHINGTON, May 27. - 1 Charleston reports to the navy to-day that she has arrived at saw nothing of the Itata.

SAN FRANCISCO, May 27 .- Ne ceived here to-day that the Cruiton has arrived at Callac, Peru. she is to remain there or processouth to some Chilean port is 1 She will probably receive ordersing on coal which will govern movements.

ing on coal which will govern movements.

The dispatch which annou Charleston's arrival said nothing the Itata, which would be mall probability had that vessel be or had she been seen in that probable that the Charleston has the distance between her and the fore Callao was reached, even if pass her.

But the chances of sighting to finglitive which has the whole occar in, were very small, and she will probability, be heard from until enter some Chilian port. Then so agreement, she will be de the United States authorities.

The cody of James Holman, the sied a weight to himself and jun she dock last Friday morning, he been recovered. It is the intention of the second statement of the second stat