VICTORIA TIMES, FRIDAL, MARCH 31, 1899.

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SS & Co.

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held on the 19th. be held regular in each month.

WRECKED.

The name board hark Merchant aptain Lapetit, sea the day be Francisco, tointity of wrecknd skylight, have Read Sound at of Wales, and Bristol channel

n as yet only be

Important Judgment

Mr. Justice Martin's Decision in 544. Were I without other assistance Iron Mash Versus the Centre Star Mine Case.

Interesting Remarks on Scientific Knowledge and Evidence in M ning Litigation.

In the case of the Iron Mask vs. the entre Star, the Hon, Mr. Justice Marin has handed down the following judg-

The application by the plaintiffs for a jury is resisted on two grounds, (1) that this case is within rule 331 as being one which previously to the passing of the Judicature Act could, without any consent of parties, have been tried by a jury;" and (2) that, in any event, it should be tried without a jury as being case within rule 333 requiring "proonged examination of documents," entific or local investigation."

Adopting the construction applied to his group of rules by the case of Baring & Co. vs. Northwestern of Uruguay Railway Co., ('93), 2 Q. B. 406, it is neessary to see what was the practice as to by jury in this province before the dicature Act, as mentioned in rule

Judicature Act" here means, not the English Judicature Act, (which is refered to in the corresponding English rule as "the principal act"), but cap. 12 the B. C. Statutes of 1879, the short of which is the "Judicature Act, 879," and which is so referred to frequently in the Supreme Court Rules of

Rule 250 of 1880 guides us to what the practice as to trial by jury was prior the Judicature Act; it was regulated by Statute No. 17, of 1876, entitled "An Act for giving to the parties to civil es in the Supreme Court the option of baving such causes tried by a judge This title is to be read as part of the act; Fielding vs. Morley Corporation ('99), 1 ch. 1.

Section 1 of this ast is as follows: "All issues of fact in any civil action brought in the Supreme Court, and every assessment or enquiry of damages in every such action shall, in the absence of the notice hereafter mentioned, be heard, tried, and assessed by a judge of the said court, without the intervention of a jury. Provided, that if the plainrequires such issue to be tried, or damages to be assessed, or enquired of, y a jury, he shall give notice to the opposite party, by serving with the notice f trial, and the defendant by delivering to the plaintiff within two days after, or at any time before, the receipt by the efendant of the notice of trial, or either party at any other time, by leave of the judge, delivering to the opposite party a notice in writing to the effect following,

that is to say-" (Form of notice here). I have been referred to the hote of a judgment of the late Mr. Justice Gray (see his Supreme Court Record No. 4. 157, June 3, 1879) in the case of Mc-Kenzie vs. The Corporation of the City of Victoria, on this statute, but in my pinion little, if any, assistance can be As matters stand at present, the Am-lerived from it; first, because it deals erican smelters pay the Canadian minwith the rights of parties when the no- ers the New York price for lead, less tice has not been given, and second, be- the United States duty, and as all Canacause there was no argument, properly dian lead bullion at present has to go to

though peculiarly expressed, is, to my of the American or the Canadian smeltmind, plainly to give to any litigant in er was the duty ever actually paid, any civil action the right to a jury if he The lead going into the United States title expresses it, could be exercised as an absolute right, and was not dependent pon anything other than the will of the connection with their treatment rate party who wished to exercise it. It is irged that this statute only gave a con itional right, and that if a party failed o give the notice "the cause could, without the consent of parties, have been

should be no jury here. If no construction had been placed upon the meaning of this section I might of the treatment rate, it would merely ve given effect to this argument, but has already received judicial interpre-tion. In the case of The Temple Bar 1885) 11 P. D. 6, it was laid down by Lord Justice Lindley (p. 9) that "where pefore the act of 1875 parties had a right jury they have it now,", This rule adopted by Mr. Justice Chitty in te vs. Ingram (1887), 35 C. D. at p. where he says. "The general effect

the above mentioned rules . . . is,
I understand the judgment of the of Appeal and particularly that he suitor the right of a jury in those be subject to a Canadian duty upon reto the passing of the principal act, viz, to the Supreme Court of Judicature Act. 000:000 pounds of raw lead, upon which 1873." In Timsen vs. Wilson, (1888), a duty of 15 per cent was paid. The 23 C. D. 72, the Temple Bar case was result of this was that the Canadian

by jury is so entitled still . in the same case and all question to be the general ex

> we took considerable trouble, Jen- the Kootenay refinery would have in sup-. Bushby.' read the above eases the effect

be tried without a jury under rule headacae, sold by Dean & Hiscocks and Hall & Co, Sold by Dean & Hiscocks and Hall & Co,

rule I do not think that there will be here any such "prolonged examination of documents" as contemplated by the rule and the defendants must rely on the case being one requiring scientific or local nvestigation, which cannot in (my) opinion conveniently be made with a jury.' The plaintiffs rely mainly on the case of Hamilton vs. The Merchants Marine Insurance Co., (1889), 58 L. J. Q. B., than this case I should not make the or der I am about to make, for it is an authority in favor of the plaintiffs even though it was an application to direct the trial before a special referee; but I feel I should be governed by the latter case of Swyny vs. N. E. Ry. Co., (1896), 74 L. T. 88, in which Hamilton vs. The Merchants Marine Insurance Co. was considered, and the application of the rule extended. That case laid it down

plainly that where there was one "scientific issue" out of several other is sues, that brought the action within the rule. The test aplied by Lord Esher was, "Now is there, in the case before us, a matter or issue requiring scientific investigation; that is to say, scientine knowledge?" And Lord Justice Rigby xays, "I do not feel justified in saying that there must be some very special sort of case for scientific investigation, because in that part of the rule, at any rate, there is nothing more than the plain word 'scientific.' I have no difficulty therefore in arriving at the conclusion that in the present action there is an issue requiring a scientific investigation within the meaning of the rule." Applying this language to the present

ase. I, in turn, have no difficulty in ming to the conclusion that a scientific knowledge of a high order, and the application of that knowledge to a scientific investigation, will be required to satisfactorily determine the main question raised in a suit of this originality and importance. I must not for a moment be understood to mean that as a rule mining litigation in this country partakes of this description, for I think does not: but this case is of an exceptional character, and from the nature of the evidence which it now appears will be adduced at the trial, it is not one which could conveniently be tried by a jury. If the day of the trial were not so near at hand I should have liked time to have more fully discussed the question as to what evidence of the mining engineers and experts would in a case of this description (the ascertainment of extra-lateral rights) be deemed to scientific, but as a speedy judgment is required I must content myself with the above general expressions.

Application refused. Costs in the (Signed) ARCHER MARTIN. 28th March, 1899.

LEAD FROM CANADIAN MINES.

Should Be Re-Admitted to Canada Duty Free, After Treatment at American Refineries.

J. J. Campbell, of the Hall Mines Limited, addressed the Nelson Board of Trade the other night on the lead question. He has a plan of his own for improving present conditions, which he says should meet with the approval of the Canadiau miner, smelter and lead manufacturer. His plan was to induce the government to permit lead mined and smelted"in Canada, but refined in the United States, to re-enter Canada free of duty. As the United States government already permitted the smelting and refining of foreign lead in bond, there would be no difficulty in the way of putting the new plan into effect.

As matters stand at present, the Amthe United States, the Canadian smelt-The effect of this section, and title ers do the same. Neither in the case desires. It is true that in order to was refined in bond and used by the Amreserve the right a formal notice had erican smelters for their export trade. be given, but this "option," as the The American smelters in offering the rates which they do for the treatment of Canadian lead, take into account in the amount which they save through not being oblized to pay the United States import duty. It should not be thought that the United States smelters made a clean profit of the amount saved through tried without a jury." therefore there the export of Canadian leads, because as the one and a half cents per pound were taken into account in the fixing mean that higher freatment rates would be charged should this saving be lost to

the smelters. With respect to the lead imports received into Canada, Mr. Campbell said that the imports of lead at present were greater than the lead product of all the nices of Kootenay. This showed that there was already a Canadian market for Canadian lead, and it was absurd that before the product of the Canadian lead mines could reach the Canadian lead manufacturers it had to pass Lord Justice Lindley, to preserve to through the United States refineries and ases where the right existed previously entry into Canada. At present there was imported into Canada annually 6,judgment, at p. 76, expresses him- lead was produced, had to pay the as follows: "Ewery party, who be world's market price for lead, plus the November, 1883, was entitled to freight to London, plus the freight back from London, plus 15 per cent. duty at Jenkins vs. Bushby (1891), 1 Ch. 489. the Canadian frontier. It could theresame learned judge expresses him- fore be easily understood that if these similar language, "Where there two freight rates and 15 per cent, duty before the Judicature Acts, the could be saved to the lead manufacturers cht to a trial by jury, such right still of the east it would lace them upon a better footing in their attempt not only al Justice Dopes at 452 says, speak- to supply the local market, but the exon the same rules. They do not take port field as well. There; mas a great right of trial by jury where it and growing market for dead in the sted before, or give it where it did Orient, and if the Canadian lead manupreviously exist: that appears to me facturers could secure a foothold in the the general export trade a sufficient market would created for Canadian lead to make it followed in Baring Bros & Co. vs. profitable to operate a refinery in Koot estern of Uruguay Ry Co. (1893). enay. As refined lead on the Pacific 406, wherein Lord Justice Lind- coast would have a freight preference of 410 specially "refers back to the \$18 per ton over lead at the refineries ion of them given in a case about on the Atlantic, the advantage which

understood:-Nelson Tribune. is that the defendants had the have this case tried by a jury minutes. One short puff of the breath through the Blower, simplied with each through the Blower. Starthal Powder over the surface of the Blower over the surface of the Blower. Starthal Powder over the surface of the Blower over the surface of the Blower. Starthal Powder over the Starthal Powder over

plying lead for the Orient could be easily

Provincial News.

NEW WESTMINSTER.

Work was commenced Monday on the new residence which is being built for William Johnston, Agnes street. On Sunday morning, at 7:45 o'clock, severe shock was feit, as of an earthquake. No noise, or other indication of the cause of the quaking was noticeable, except in the West End of the city, persons living there, subsequently, reported a loud explosion in the direc-tion of Lulu island. For some time past there has been blasting in that direction, in a small way, but the Sunday morning blast must have exhausted the magazine.

The death occurred at 11 o'clock on Monday morning, in St. Mary's Hospital, of Scott McMurray, aged twenty years The deceased young man was a native of Fredericton, N. B., and came here about a year ago. Since then he has een employed as second steward on the C. P. N. Company's steamers Transfer and Beaver. Two weeks ago he was stricken with typhoid fever, and taken to St. Mary's Hospital, but, in spite of all that was done for nim, he succumbed as above stated.

On Saturday evening, says the Columbian, the fire hall on Royal avenue was the scene of a pleasant social, or, rather, frat.rnal gathering of all present and this. past members of the New Westminster fire department, since the going out of existence of the Hyack company. The occasion of the gathering was the approaching retirement of Chief Ackerman and Firemen E. B. Nobles and Newton Brown, and, when all had assembled, these three were given a pleasant little surprise by being presented by their comrades with souvenirs. To Mr. Ackerman was presented a handsome gold chain and locket, as a memento of ten years' service as chief of the fire department; Mr. Nobles received a pair of ivory, gold-mounted opera glasses, and to Mr. Brown was given a handsome watch chain. All presentations were gratefully acknowledged. Sunday turned out a favorable day

in every respect for the church parade of No. 1 Company, 2nd Batt., 5th Regt., C.A., and there was a good muster, 83 officers and men out of a total of 94. ing his eyes. The company paraded at the armories, and proceeded to St. Andrew's Presbycorps re-formed on Carnarvon street, ed it will not be monopolized by and returned through Merrivale and Third streets and Queen's avenue to the land will meet there. armories. Before dismissing the men Whyte addressed them briefly, congratulating them on their satisfactory appearance. It is understood No. 1 will

Those contemplating the beautifying of trees must be planted, at least, twenty feet apart, and three feet six inches from the outer edge of the sidewalk. By observing this rule, a much to be desired uniformity will be secured, waich, in one of two cases, has been ignored. Capt. Card will probably build a com-

Carnaryon street. making themselves obnoxious in regard to blocking the streets with building material. While the City Council does not wish to interfere with biulding opera-tions, it deems it in the interests of the citizens and the city to curtail the privileges abused by some of the contractors. rding to a resolution passed at Monday night's council meeting, steps will be taken to rigidly enforce these regula-

Some time between Saturday and Monday afternoon some sneak thief entered Galbraith's sash and door factory and stole three carpenters' planes, valued at about \$9.

The death is announced of Mr. Alexander Innes, one of the old-timers, and a highly respected resident of Coquitlam municipality. The deceased was about 80 years of age, and a native of Perwick-on-Tweed, and immigrated to Canada forthy years ago. He came to this province and took up a pre-emption at Pitt Meadows, where he has resided ever since. On Monday some of the neighbors visited the place, and found the old gentleman lying dead at his door, where he had apparently dropped and expired without pain or warning.

VANCOUVER.

Miss Grady, daughter of Mr. J. W. Grady, of the police department, is seriously ill. The bicycle thief is about once more

and has caused a few machines to be listed as "missing." George Fisher, a native of Ramsdale, Basingstoke, England, and late waiter at

the Badminton, died yesterday. The funeral will be en Wednesday at 2 p.m. from St. James' church. The Stanley park zoo has been further nlarged by the arrival of two Australian birds of the species commonly

They known as "laughing jackasses." were brought over on the R. M. S. Warrimoo by Mr. R. Walker. It is reported that Lieutenant-Colonel Worsnop has received assurance from owed. Lord Justice Lindley in giv- lead manufacturer, in a country in which Mc. G. R. Maxwell, M.P., that the government will devote a sufficient sum to the repair of the Central Park range to

> The death occurred on Monday afternoon of Mr. P. C. Van Horne, formerly of Prince Edward County, Ontarios At the police court on Tuesday the Prevention of Cruelty to Animals Society prosecuted William Herd. The cruelty complained of was knocking a horse down by hitting him over the head with a huge stick. The defendant pleaded guilty, stating that his reason for using the stick (produced in court) was that he had nothing else to hit the ine of \$10, or 20 days' imprisonment. Ethel M. Grady, the 18-year-old force, died at the city hospital on Tues-

day after a painful illness. per country by Tuesday's express. Mr. shape to handle any fire to which they Hart has spent several months in the are called. The present brigade mem

about to build two theatres in the up- manifested in railway circles, and the and while going down the steep hill near per country for Harry Lindley. Domestic and all sorts of trouble give police a far from monotonous life,

says the News-Advertiser. On Tuesday a tearful young wife approached one of the guardians of the peace and told him her husband had run away. The bluecoated worthy had a tender heart for tearful blue eyes and immediately set about investigating. He found that the husband had checked his baggage to England, via New York, in Vancouver. He had taken a ticket to the latter place, and then, proceeding to New Westminster, had booked through to England by a steamship agent in the Royal City. These inquiries lasted till afternoon, and then word was received that the decamping "hubby" leaving that day from New Westminster, so the disconsolate wife and a big. strong friend boarded the outgoing Atlantic express at this city. Upon the train's arrival at Westminster Junction. there was a brief and freezing meeting between husband and wife, which ended by the former being informed that, if he did not return voluntarily, there vas an officer at hand to take him back "any how." He came back, and to show the sincerity of his repentance, proceeded to New Westminster, and after explaining matters a trifle, changed his ocean ticket for bills once more, and probably his train ticket has changed

NELSON.

Mr. Joe Thompson has received a letter from Mr. J. P. Paxton, secretary of the Roslsand Lacrosse Club, asking if Nelson has organized, and intimating a willingness to arrange

matches. Charles Kennedy, who for the past year has been employed as purser on the steamer Rossland, has resigned his position with the Canadian Pacific ompany, and will leave in a few days for Atlin lake, where he will again take up the steamship business under captain Sanborn.

George Young, janitor at the Nelson Public school, had his face seriously burned last week. Shortly after. filling the furnace with coal he opened the door to stir up the fire and a puff of flame shot out burning his beard and eyebrows off and narrowly escap-

The new I. O. O. F. block on the corner of Kootenay and Baker streets, terian church. After the service the is now nearly finished. When completsociety; among others, the Sons of Eng-

Bullock-Webster, chief of the provincial police, is of the opinion that Southern Kootenay is the most orderly section of the province that he has join in a battalion church parade at ed in. Even the railway navvies have 1st. and with hundreds of foreigners scatthe streets, opposite their respective residences, will note that, hereafter, shade Bedlington the police do not average

one case per month. Word has been received here from Cascade city of an accident which happened to one of the vehicles of the Coumbia Stage Company. When about three miles from Hall's bridge, in proceeding down a steep grade, in pitchy fortable residence on his property on darkness, the driver in some way lost rnaryon street.

a line. While reaching for the brake a sudden lurch threw him out. Then with a number of contractors who are the horses started at a break neck speed was James Gill of Kettle Falls, who, as he leaped, was thrown back by the rocks and two wheels passed over his left leg, breaking doth bones. Smith & McLeod, whose mill is at Enderby. Curtis of Rossland, another passenger. had his kneecap injured somewhat. Nelson Lodge, No. 25, Knights of Pythias, have taken a five years' lease of the hall in the Oddfellows' block at the corner of Baker and Kootenay streets,

and are sub-letting it for meetings to other societies. The West Kootenay Brick and Lime Company have a kiln of lime rock ready to burn at their quarry opposite Kaslo, and expect to have 1,000 bushels ready

for market on April 5th. Travel to Nelson still continues to in crease. The arrivals at the different hotels for the week ending Friday night numbered 580; for the previous week they were 509.

ROSSLAND. The police were called to Chinatown

on Wednesday night to stop a fight going on among a gang of the Celestials who had imbibed too freely. melee Lee slashed another Chinamen in the back of the head with a knife, cutting an ugly and possibly a serious gash. Dr. Reddick, who dressed the wound, says it is a bad wound and may proved a serious hurt. Lee was taken to jail and the following morning fined \$10 and the doctor's bill. He went to jail in default of the fine assessed. George E. Townsend, who has been

in the hospital for some time past with pneumonia, is convalescing, will be able to be about in a few days. There was a special meeting of the city council on Wednesday evening, for the purpose of going over the plans and receiving the report of the city engineer concerning the proposed new water The mayor had previously addressed a communication to the Rossland Water & Light Company, asking for a proposition to sell to the city. The company's answer was also before the meeting. It was compared with the city engineer's report, and the city clerk instructed to submit a proposition

render it perfectly safe this year for the to the company.

Lee-Enfield rifle. This will give the mili
W. H. Kent, general superintendent tiamen seven targets instead of three as of the Vernon & Nelson Telephone Company, and of the New Westminster & Burrard Inlet Telephone Company, Limited, was here last week and stated that the service is to be improved at once, and that every facility is to be afforded for immediate connection with all points. Mr. Kent says that the old instruments now in use will be replaced with more modern ones as fast as pos-

KASLO.

The regular meeting of the Kasio mild form and all the afflicted are getting volunteer fire department was particu- along as well as could be expected under animal with. The magistrate imposed a larly well attended, thirty-three members answering to the roll coll. recent fire was discussed and commentdaughter of John Grady, of the police ed upon by the chiefs and others. In of the Columbia Telephone Company, connection with this matter the order between the boundary line, and the work given by the city for additional appar- of setting them will be commenced as Mr. F. W. Hart, well-known in the atus, such as fire alarm bell, one thous soon as the frost is out of the ground city as the man who built Vancouver's and feet extra hose; etc., was brought The new company expect to have their first theatre; arrived from Dawson on up. When these supplies are received, line in Monday, and left for his home in the up- the department will be in much better May 1st. When these supplies are received, line in operation to Grand Forks by

the Rossland Opera House, and is also our district. Already activity is being to Republic with a four-horse team,

both ends of their survey covering this it about four inches above the ankle. ground, while the Kootenay Railway & Navigation Company are expected begin the construction of the Kaslo & Lardo-Duncan railway any day.-The kootenaian.

The city council has given a first readthe city within which laundries may not be operated. It provides a penalty of \$50 or thirty days' imprisonment, and defines each day's continued use a repetition of the offence.

T. Riffle will retire from the management of the Whitewater Deep properties immediately upon the arrival of his successor, and will establish himself in Portland, Oregon, as a mining engineer.

GREENWOOD.

C. AE. Shaw, C. E., has resigned as city engineer. He found that his outside work so encroached upon his time that it was impossible for him to give city work that attention it deserved. A portion of the Hall ranch, recently acquired by the city, has already been set aside for cemetery purposes. hands, under similar circumstances, ere man named Johnson, working for Patrick Welch, had his skull fractured by a blast last week. He was taken to the railroad hospital on Saturday, and died on Sunday. His remains were buried on the Hall ranch the same day. As soon as the snow is gone, a portion the ground will be surveyed into

regular cemetery plots. -Lot on the Fisher addition have been changing hands. Wm. Y. Williams, the general superintendent of the Knob Hill, and Old Ironsides Companies purchased three for \$2,500. He intends erecting a large building at an early date. G. H. Collins, manager of and swimming mules against fierce rethe Golden Crown, also purchased lots sistance. Column will pass on. Railon this addition. Chas. Kinney bought several lots, and will build residences thereon A Burke, contractor, also purchased, and will build.

CASCADE CITY. On Tuesday night the till of the Hotel

Gladstone was robbed of between \$60 and \$75 in silver. There is no clue to the thief. Some time on Friday night the contractors stable was broken into and Jack Stewart's saddle horse, with the saddle,

was made off with. Angus Cameron has been appointed Cascade manager of the new telephone line, and says he is to have the office open here within six weeks, or by May

VERNON. The C. P. R. are having a large num-

ber of ties distributed along the S. & U. Railway, for the purpose of replacing the rotten ties in the road-bed. W. H. Lawrence and John Bond, who have been residents of this district for a number of years, leave here on Tues-day, the 28th, for the famed Dauphin country, in the northern part of Mani-

A number of Vernonites are talking of pulling out for Atlin very shortly, as there is nothing here for them to do. Messrs, John and Robert Carswell leave shortly for the Mable Lake district to begin the rafting and driving of the large lot of logs which they cut in the first of the winter, for the firm of Smith

NEW DENVER. Work has commenced on the new An glican church at New Denver, and the walls are looming up to view. The building is to be opened on Whitsunday. There are only three cases in the New Denver hospital, two with fractured legs and the third with a severe attack of

pneumonia. F. Shook, who has been dispenser at the New Denver hospital for the past two years, will leave there shortly to accept a position in Vancouver. An invitation has been received at New Denver from Nelson enthusiasts inviting New Denver to organize a baseball club and join the proposed Kootenay league. New Denver is once more a white man's town, its only Asiatics, two Japanse laundrymen, having left last week

for more inviting and congenial scenes. KAMLOOPS. The four-year-old son of Mr. and Mrs. Charles Davis, of Campbell Creek, died at the Royal Inland Hospital on Monday morning of a spinal complaint. The funeral took place at 2 o'clock on Tuesday, Rev. E. P. Flewelling officiating. Some changes are being made to the C. P. R. track near the station. It is reported that the round house is to be considerably enlarged, improved station accommodation provided, and the yard

widened. At a meeting of the committee of the football club on Saturday afternoon it was decided to accept the offer of the Vancouver club, to go down there on May 24th and play in the tournament. A requisition is being circulated for the signatures of the business men, having for its object the closing of all places of business at 6 p.m. during the spring and summer months, except on Saturdays and days preceding cubic holidays. The idea is that an early closing movement of this kind would be of even greater benefit to those employd in stores than the weekly half holiday inaugurated last year.

GRAND FORKS. W. H. Cowley, of Chilliwack, has been in the city the past week looking over

the field with a view of starting a dairy Commodore Biden has completed pegotiations for the erection of a business block on Winnipeg avenue. The first floors will be used for store rooms and the second story as offices. An epidemic of measles is prevalant among the school children. They are of

the circumstances. The contractors have commenced delivering the poles along the proposed line \$1.20 from EVANS & SONS, LTI

James Rainey, a freighter between Marcus and Republic, met with a seri-Klondike. He has not yet gone out of bership is thirty-two.

the theatre business, and is interested in The coming of spring means much to morning. Mr. Rainey was on his way

opening of the season will witness the beginning of construction on one, or wagon dropped into a deep rut, near the rossibly two lines of railway from the head of Kootenay lake to Trout lake, was thrown from his seat on to the This will develop a mining district horse. This frightened the team and which in all probability will equal, if they began to run. Hainey fell to the not surpass the Slocan. A corps of C. ground in such a manner that the front P. R. engineers are now at work on wheel passed over his right leg, breaking

> GOLDEN Mr. G. Manuel has resigned the office

of coroner, and the position has been offered to Dr. Taylor. In the Presbyterian church last Suning to a by-law defining the portions of day evening, Rev. W. S. Wright preached his farewell sermon, and on Monday

night left for Ontario. Mr. J. Cardell, trainmaster and locomotive foreman at Canmore, has been appointed assistant master mechanic from Swift Current to Laggan, and to Kootenay Landing, B. C.

HEART DISEASE RELIEVED IN 30 MINUTES.—Dr. Agnew's Cure for the Heart gives perfect relief in all cases of Grgaule or Sympathetic Heart Disease in 30 minutes and speedily effects a cure. It is a peerless remedy for Palpitation, Shortness of Breath, Smothering Spells, Pain in Left Side and all symptoms of a Piseased Heart. One dose convinces.

Sold by Dean & Hiscocks and Hall & Co.

SEVERE FIGHTING.

Between United States Soldiers and

Filipinos-Two Towns Taken. Washington, March 29.-General Otis

sent the following despatch from Manila o the war department to-night: McArthur advanced at six yesterday morning from Marilao, passed rapidly to Bocave. At 11:45 took advance for Bigga, and at 3:15 in the afternoon for Guiguinto, three and a half miles from Maloes, reaching that point at 5 o'clock; casualties for the day about 70. Fierce fighting in the afternoon. Troops made crossing of river at Guiguinto by working artillery over railway bridge by hand way to extreme front nearly repaired

PIMPLES ON THE FACE. — Can be cured by the use of Dr. Agnew's Ointment. However impossible this may seeu, a few applications will convince. Many are cured who have been disfigured for years. Try it to-day.
Sold by Dean & Hiscocks and Hall & Co.

and will re-supply troops to-day.



we make our great poast. Our puts and sthers do not.

Carter's Little Liver Pills are very small and Carter's Little Li very easy to take. One or two pills make a dose. They are strictly vegetable and do not gripe a

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