

one of Foreman's shots... The umpire's hand pointed... 12 minutes. Vancouver.

SHAMROCK-BRITANNIA RACES. (Associated Press.) London, July 22.—The field this morning...

SHAMROCK ON THE CLIDE. (Associated Press.) Glasgow, July 24.—The Shamrock had another spin...

LAWN TENNIS. THE LOCAL TOURNAMENT. The entries for the club handicap events...

THE GUN. A SUCCESSFUL SHOOT. The Victoria Gun Club held a shoot for the trophy...

THE RING. OHOYNSKI GETS THE DECISION. Chicago, Ill., July 22.—Joe Choyinski, the champion...

THE TURF. VANCOUVER FALL MEETING. Following is the programme of the meeting...

TO-MORROW'S PROGRAMME. The annual club tourney of the Victoria tennis club opens to-morrow morning...

ATHLETICS. THE INTER-VARSITY CONTEST. London, July 21.—The following is the list of events...

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The deciding game will probably be played during the holidays. Mr. and Mrs. J. V. Laing entertained the cricketers...

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Murder in Vancouver. John McDonald, Formerly of Victoria, Dies in the City Hospital To-Day.

He Quarrelled With a Bartender Who Kicked Him in the Stomach. Had Only Been Released From Jail When He Started a Row.

A Logger Crushed to Death by a Log at Bear River Camp. (Special to the Times.) Vancouver, July 24.—John McDonald, formerly a boiler-maker...

Sir Charles Tupper Taken to Task For His Jingo Speech. The St. James Gazette Advises Him to Use Quieter Language.

Britain Will Have to Fight If Canada Makes a Quarrel. (Associated Press.) London, July 24.—Commenting upon the debate in the Canadian parliament...

THE HOBBS CASE. Privy Council Grants Special Leave to Appeal. (Associated Press.) London, July 24.—The Privy Council has granted special leave to appeal against the decision of the Supreme Court of Canada...

IS HE INNOCENT? A Man Confesses He Committed the Murder for Which Ferdinand Knack is Serving a Life Sentence. (Associated Press.) Wauatona, Wis., July 24.—John Clark, who filed under suspicious circumstances...

PHILIPPINE CAMPAIGN. A Large Force of Cavalry Will Be Sent to Take Part in the Military Operations in the Fall. (Associated Press.) Chicago, Ill., July 24.—The war department orders were received at Fort Sheridan yesterday to place L troop of the Third Cavalry in immediate readiness for active service in the Philippines...

MORE SOLDIERS CALLED OUT. For Duty in the Streets of Cleveland During the Strike. (Associated Press.) Cleveland, July 24.—The scenes of wild disorder and violence witnessed in the city yesterday in connection with the street car strikes...

THE LATE ROBERT INGERSOLL. No Arrangements Have Yet Been Made Concerning the Funeral. (Associated Press.) New York, July 24.—Seemingly in peaceful slumber, the body of Robert Ingersoll lay on an improvised bier yesterday in the bedroom where he died...

NEGRO MURDERER LYNCHED. (Associated Press.) Wilmot, Ariz., July 24.—Chick Davis, the negro murderer of Will Grim, a respected farmer, was lynched here early to-day. He was overtaken in a corn field and snatched both barrels of his gun at the pursuing party...

THE LATE CZAREWITCH. (Associated Press.) Moscow, July 24.—The body of the Czarewitch arrived here last night. The czar went to Koskovo to meet the body of his late brother. After Metropolitan Vladimir had celebrated a requiem mass, the funeral train started to St. Petersburg, where it arrives this afternoon.

VOODOO WORSHIP. Negroes of Chattanooga Have Commenced the Weird Dance Which is Causing Much Excitement. (Associated Press.) Chattanooga, Tenn., July 24.—Negroes of Chattanooga and vicinity have inaugurated the ancient voodoo dance, and the entire negro community has gone wild on the subject...

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PANIC AT A RACE MEETING. He Must Quit Dodging. The Court Orders That Col. Prior Must Attend For Examination. His Parliamentary Eminent Not Sufficient to Keep Him Eternally Busy.

Lightning Strikes a Grand Stand Killing Three Persons and Injuring Many Others. Bodies Burned to a Cinder. (Associated Press.) Berlin, July 24.—During a thunderstorm yesterday forty persons who were leaning against a wire railing at Charlottenburg Circus track, were struck by lightning. Three were killed and twenty severely injured.

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He Must Quit Dodging. The Court Orders That Col. Prior Must Attend For Examination. His Parliamentary Eminent Not Sufficient to Keep Him Eternally Busy.

The following report of the proceedings in Cox vs. Prior is taken from the Toronto Star of Monday last: Justice Falconbridge, in Chambers, had an extensive list to dispose of at Osgoode Hall to-day.

The case Cox vs. Prior was revived in a motion to compel the defendant, Col. Prior, ex-Minister without portfolio, to attend an examination for discovery. The defence of Col. Prior is that his parliamentary duties are of such a nature as to prevent his attendance.

The suit arises out of a sale of 900 shares of the stock of the Crow's Nest Pass Coal Mining Company, Col. Prior, it is contended, sold the stock to Mr. E. Strachan Cox, of Toronto, at \$25 a share. Later the stock rose to \$50 a share and Col. Prior withdrew from the agreement of sale.

Justice Falconbridge granted an order requiring the defendant to attend, but it was not regarded and the pressure of parliamentary business put forth as defence. This morning Mr. G. H. Watson, Q.C., on behalf of Mr. Cox, moved for an order striking out the defendant's defence.

Mr. Wallace Nesbitt appeared for Col. Prior and resisted the motion. Waiting for the Colonel. Mr. Watson represented that a commission had been appointed for the examination of witnesses in British Columbia and that this commission could not proceed until a preliminary examination for discovery had been made by Col. Prior.

The defendant had evaded this for the purpose of delay, and delay could not be tolerated, as there was \$20,000 involved. "It is idle," said Mr. Watson, "for any member of parliament to say to this court that his duties are so exacting he cannot attend the examination for discovery during the session."

Justice Falconbridge would be a startling statement for a Minister of the Crown to make, let alone an ordinary member. Not an Important Man. Continuing, Mr. Watson said, Col. Prior had plenty of time to attend an examination. "I ask," he said, "that an order be made striking out this defence of pressure of parliamentary duties from the records. Col. Prior is not in a position to receive the indulgence of the court."

Justice Osler had ruled that Col. Prior's duties did not prevent his attendance, and Mr. Watson argued the defendants had disregarded the court. It was absurd for a man like Col. Prior to say that he was a man of such weight and importance that he could not obey an order of the court.

Mr. Nesbitt submitted that there was no hurry in the matter. The members of parliament were very busy men just now, when the Redistribution Bill and other measures were before the House. He had spent two days endeavoring to see a member at Ottawa. An examination for discovery sometimes consumed a great deal of time, particularly if it was an examination upon nothing. Then it might run up to 2,500 questions, and really Col. Prior could not spare the time. Not only was he harassed by regular parliamentary duties, but there were caucus and committees to attend.

Justice Falconbridge—I have noticed that the busiest people are those who have the most time. Mr. Watson—One would think so, to walk through the corridors of the Russell House. Mr. Nesbitt—I don't know. I never followed about there. Certainly you will not find Col. Prior there.

Colone's Technicalities. In further arguing, Mr. Nesbitt advanced that Col. Prior did not refuse to attend if an engagement were fixed at a time which did not conflict with his parliamentary duties. On the date last fixed for attendance Col. Prior had an engagement which lasted from 9.30 a.m. till 1.30 p.m. The only remedy he could suggest was for the plaintiff to fix a date convenient for Col. Prior.

Justice Falconbridge—You refuse to set a time? Mr. Nesbitt—No. We will bring Col. Prior to Toronto if desired. Justice Falconbridge—After the session? It would be after the session, Mr. Nesbitt said, and he represented again to his lordship the great pressure of business at this juncture in Ottawa. Col. Prior had not sought to set the court at defiance. The matter had better stand until Col. Prior's convenience could be suited.

He-Must Attend. Justice Falconbridge allowed the motion with costs to the plaintiff, and any case. Justice Street had fixed the time for appearance and the defendant had set this at defiance—not to apply a stronger term," said his lordship. He ordered that Col. Prior appear for examination within seven days. Mr. Nesbitt—I cannot possibly appear at Ottawa on Monday next. His Lordship suggested that the learned counsel agree upon the exact day.

Mr. Watson—If it is more convenient for my learned friend Wednesday could be fixed for the examination. Mr. Nesbitt—I don't want to ask my learned friend to accommodate me. Justice Falconbridge—We do not want any protechie before this court.

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