时,他的多次还是这些否则的更好的。这是这样的"他的这个一种。""你

of One That the Court Had

No Jurisdiction.

Crease and Hon. Mr. Jus-

The Full Court this morning by a

najority of one decided that the con-

firming the conviction, while Justices

and Mr. A. G. Smith on behalf of the

then goes to him, although it may oe

his moral duty to return her to her par-

ents' custody, yet his not doing so is no

infringement of the Act of Parliament,

restore her, but only that he shall not

would be taking her out of her father's

fringement of the statute."

through the medium of the same let-

ters, to the effect that the prisoner

complained of; for every act-need I

say?-which serves in the whole or part

o constitute an offence under our erim-

inal law must occur or be committed

that law extends, or, in other words,

within the Dominion, otherwise we have

no authority whatever to ajudicate up-

that degree of certainty which the crim-

inal law holds to be indispensable that

the girl was constructively in her fa-

ther's possession after she left his house

or at any rate, after she landed here:

and if she was not, and even if it were

entitled to his discharge.

examination:

doubtful that she was, the prisoner is

In addition to this, the prisoner so far

rived here to leave her parents, dis-

suaded her from doing so, as appears by

the following notes taken of her cross-

examination: "You," (the prisoner) met me at the warehouse," (meaning

the City of Kingston's wharf in Victoria).

"I do not remember the exact conver-

(Prisoner)-"Did I not ask you to think

seriously of father, mother and sister;

the prisoner acted very artfully in put-

vice, and that he expected no other

"Yes." "Was not your answer

sation as we came from the steamer.

crown:-

tice Walkem.

urrent there that ed for the buildin towns of Maza. a fertile section, here is much talk elegraph and tele-efields and Rama.

## ARKETS. r Farmers' Pro

Corrected.

dy in an uncertain D. H. Ross & Co. price down to s: mply glutted with t take all that are ries are refusin are down to 2c large quantities w figure. Island apples well and good retail at 40 has been advance s not nearly kept ough R. B. Oxley The creamery is aily and could exply were better ere, selling well

fresh, one-quarter and being the pro ples are as folows ......5 to 5 35 . . . . . . . . . . 4 75 . . . . . . . . . . . 4 20

.....1 to 11-4 ... ......12 00 

......25 to 50 per lb.....30 ....14 to 17 .....15 to 16

...14 to 17 ....12 to 16 ...16 to 18 ING PASTOR.

f His Congrega-

congregation in was greatly aninday by the junior members of the gentler evening service ise and go out. admirer would ishly follow her. uld this course by the time the only the old e conclusion of concealed his eks, but at last ct. A yout! ey evening, and ped into the keen eye was culprit's dismay, sermon. "the girl who

one you wish hen she goes once. Please when a young all on the propare of her. his discourse. ing and considsermons were

Hartford Times. Points. ome, Chas. E. re every mornt 9 o'clock for tle, arriving at ting with N.P. Returning, she daily excepting

6 a.m. Tickets R. office. tains which we the best value

time. Every and they se

cutlery jus ernment street. guaranteed.\* BLYTH CONVICTION QUASHED

Full Court Decides by a Majority Again, as the prisoner, after the meet-Judgments of the Hon. Mr. Justice the conviction should be

GEO. A. WALKEM, J. upon a case stated by the chief justice, McCreight, Walkem and Drake were of wit, one Belle Rockwood, being under additional words "than accept the other the opposite opinion. The judgments of the age of 16 years, out of the possession alternative and go home." Justices Crease and Walkem are given and against the will of her father, Eu- Leaving the letters out of the question. below. Mr. Frank Higgins appeared on gene Rockwood, contrary to section 283

the argument on behalf of the prisoner of the criminal code. The facts of the case are fairly, but as submitted to the court; but are more by the prisoner to induce the girl to brother judges in our several conferences hereon, I have had the privilege of hear-

leave her father's roof had taken place ing. within this jurisdiction; that is to say, Since then I have carefully examined after the girl had strived here. In all the authorities which have been Olifier's case (10 Cox C. C., 404) Baroa brought forward, in elucidation of the Bramwell thus lays down the law, not legal points with which the question subas an obiter dictum as has been just mitted to us abounds, and have come definitely to the conclusion that:-

stated to have been the case (1.) The taking which constituted the by the Chief Justice, but for abduction took place in Victoria, and the guidance of the jury:-'1 was not complete until the prisoner-1 am of opinion that if a young woman married man-took the girl from the leaves her father's house without any warehouse to the restaurant and to the persuasion, inducement, or blandish-(to her) fatal house on the Esquimalt ment held out to her by a man, so that Road. she has got fairly away from home, and

(2.) That her abandonment of her father up to that time was conditional, and she was, until the taking, constructively in the possession of her father. And for the tollowing reasons:-

for the Act does not say that he shall As to (1): Because the persuasion which was the motive power (her own take her away. It is, however, equally consent and inclination by section 283 of clear that if the girl, acting under his the code count for nothing), which, persuasion, leaves her father's house, though it commenced in Washington although he is not present at the moment. State, was continued and freshly exerted vet if he avails himself of that leaving here; and, with the subsequent taking which took place at his persuasion that her out of such possession, constituted one complete offence, all of which ocpossession, because the persuasion would curred in British Columbia.

the motive cause of her leaving." In The prisoner's conversation with her Booth's case (12 Cox, C.C., 232) the on coming from the steamer, was, as I position of persuasion was the first one read it, transparently made to protect eft to the jury, not as an incidental himself-making evidence against a question, but as part of the issue-"The British Columbia law, into which he real issue for you to try," said the learnhad evidently to some extent been ined judge, "is simply this: Was she takquiring, when he fixed for her the marout of the possession and keeping of riageable age without consent at 18, and her father without her father's consent? must have done so with his own views Did the prisoner take her away?" Both and intentions in regard to her in his of these authorities illustrate the immind. If she had said "Well, I'll go portance attached to persuasion. In back," can any one who read his letters ooth, it is dealt with as a necessary eledoubt the persuasion he would then have ment or factor in cases of abduction; for, used and the magnetic force of personal according to Baron Bramwell, where influence he would have exerted upon this week. there is no persuasion, "there is no in-

If he was in earnest in what he said In the present instance, persuasion was used by the prisoner in his letters to the girl to induce her to leave home; but the letters were received by her and templation of both, of returning to her ton. influenced her at Port Hadlock; hence father's house and home; in other words, leged offence, than we would have had (meaning of the two) "stay with you."

entertain jurisdiction over the com-All that had taken place between them. plete offence, had it been committed in up to the actual taking, without the tax the state of Washington. Consequenting, would have been no offence, and she ly, the letters, so far as they held out would still have been constructively in the inducement mentioned, should net the father's possession. It is to him have been admitted at the trial as evithat, if the prisoner refused to, or had dence against the prisoner. The arrangement (call it conditional if you not met her, she would naturally and necessarily have returned.

will to meet Baron Parke's observation in Mankletow's case) which was made have any weight at all, were very significant, as to what extent matters had would meet the girl when she landed gone between them, and indicate that it here, is open to the same fatal objecwas from that point that he took the tion, as it was one of the inducements young girl to her ruin. referred to and, therefore, one of the acts which formed part of the offence

I look upon the expression upon which the learned counsel for the prisoner laid so much stress: "this abominable place," as the subsequent context of the letter shows, merely as the hasty petulant utterance of a lovesick girl, whose lover within the territorial limits over which had been obliged hastily to leave the neighborhood and consequently herself, in being accused of a "most horrible crime." of which she, of course, thought on it. Again, I am unable to hold with him innocent.

The same remark applies to her other extravagant utterances against individual members of her family: as temporary ebullitions of feeling on his account, not proofs of a settled intention of total abandonment.

Had he not met her, or had he repented, or refused to carry out his enfrom persuading the girl after she ar- gagement, it is but natural to infer that a total revulsion of feeling in their favor would have set in, and that "total abandonment" could not have been determined upon by her until the final interview at Victoria settled her fate. Her father by his own conduct showed that he did not consider his possession and control severed, which, under R. vs. Kipps, 4 Cox C. C., 168, the law gives to parents for the protection of females it was not too late; the steamer return- under 16, and that is an important element in the case. ed that evening, and if you wanted to It must be remembered, too, through go back, you were at perfect liberty to

out that the presumption, until rebutted, No, Robert, I would rather stay with is that the same law, giving control to "Yes." It may be said that parents over their children, is, ostyn vs. Fabricas, extant in Washingting such questions and giving such ad- ton State, as in British Columbia. was in earnest in what he said, and ported in Dearsly's C. C., page 159., 22 here is no evidence that she did not. L. J., M. C., 115, and 6 Cox C. C., page Coupling the girl's avowed refusal to 143-and the conclusions of the judges in eturn home with her statement in her that case appear to me to apply exactly letters to the prisoner that she was glad to the circumstances of this case. "Supat the prospect of leaving it, as it was posing (Baron Parke observes) the girl to her an "abominable place," and that to have abandoned her father's possesthe only person she regretted leaving sion, and the prisoner then to take her was her aunt, also with the fact that away, it would not come within the she made deliberate preparations to des statute. But suppose she conditionally part with the intention of marrying the abandoned the possession of her father prisoner and then crossed the straits in under the impression that the prisoner to a foreign jurisdiction, it seems to me would be at a certain point to take her

only reasonable to conclude that from sway, that would not be a determination he moment she left her father's roof of her father's possession." meant to renounce his protection; And so here, if the prisoner had not that being so, his constructive pos- met her, or refused to carry out the preion of her would be gone (see 12 conceived purpose, she must have re-Cox. C.C., 28). It would have been quite turned home. The letters show her disdifferent thing if, for instance, she inclination (besides being in a foreign ad come here on a visit to friends with place) to enter service; her infatuation parents' consent, for, in such a case, with the prisoner precluded the alternawould be constructively in her fa- tive of another lover, and the only, and T's possession, as a visit would of easy alternative, was to return to a home self imply an intention to return; but only a day distant from Victoria. the facts before us are opposed to the It has been suggested that the mere

ton or across the line.

abandon her home, his subsequent tak- she had still the opportunity of returning ing her away, though strongly to be home, just like the solemn protest of one condemned, is not an offence within the of his letters, that he "could not wrong meaning of the section of the criminal her"-so vilely falsified by the eventcode under which he has been convicted, acted on her, as he intended it should, as For this and the foregoing reasons, if he were making a chivalrous and supreme effort of self-denial for her sake, which would have the effect, on a young This appeal came before this court girl's heart, of the strongest possible perunder section 743 of the criminal code, suasion, and that within British Columbia, which induced her to choose finally before whom the prisoner was tried un- to renounce the conditional possession viction in the Blythe abduction must be der the speedy trials act, and sentenced and control of the father, which existed quashed. Chief Justice Davie and Mr. to five years in the penitentiary, for hav-Justice Crease delivered judgments con- ing on the 10th day of July, 1895, at one to her ruin. The words "I would the city of Victoria, unlawfully caused rather stay with you," express just as to be taken a certain unmarried girl, to clearly as if they had been spoken, the

we have then the knowledge of the prisoner, in British Columbia, that she had that morning left home to come and meet somewhat briefly, told in the case stated, him. She had only conditionally renounced the possession of her father. If The conviction in this case could have fully detailed in the opinion of the chief she had not met him, or he had refused heen supported if the persuasion used justice, which, as well as those of my to take her, she would have returned home. The prisoner's act in taking her to the restaurant and the Esquimalt house, severed her from her father finally, and constituted the taking her out of the possession, to which, under R. vs. Mycock, 12 Cox C. C., 28, and ex parte Myford, 8 Cox C. C., 405, he was lands estate was held last evening at bound, with such full knowledge, to have the residence of N. Sabin, to consider returned her.

> The law respecting the custody of children must be taken to be the same in to send a deputation, consisting of Washington State, whence she came, as Messrs. Clark, Sabin and W. Melburn, here in British Columbia, until the con- to urge upon the fire wardens to recomtrary be proved, and that the father's po- mend the council to erect a small buildsession would be enforced here as well ing and furnish a hose reel, hose and as across the boundary line (Mostyn vs. telephone for alarm purposes. Twenty Fabricas, Sm. L. C., 684.) There is no signed the roll of a volunteer fire comsuggestion to the contrary; and the fath- pany, conditional upon the furnishing of er did come and resume possession of her here, and this does not appear to decided to have a petition from the ratehave been opposed.

> complete offence occurring within Brit- present at the meeting. ish Columbia. The knowledge of the prisoner, in the first place, of the father's possession of the girl; of, at the most, the conditional abandonment of that possession, by the girl; the persuasion by and for a few hours were the guests of the prisoner as the motive force, exerted here, and the taking her out of the possession of and against the will of her trip. Miss Julia Stevenson was very father. So that the prisoner's crime ful. much benefited in health by the journey, fills all the conditions of section 283 of and it is hoped that the good gained the code within British Columbia, and is will be lasting. There was some regret complete, and the conviction should be expressed at the party's arriving here

HENRY P. PELLEW CREASE, J.

## BRIEF LOCALS. Gleanings of City and Provincial News

in a Condensed Form. From Friday's Daily. -Ine appointment of Charles Hay- East to-morrow. ward, jr., of Kamloops, to second timber inspector for the province, was gazetted

-The Rev. Duncan Lamont, of Saan-(she certainly thought, he was) that ich, has received a unanimous call to would show that there was still an al- t pastorate of the Davis memorial, ternative left to the girl in the con- church of Mount Vernon City, Washing-

influenced her at Port Hadlock, hence the act of persuasion tooks effect at less the was still constructively in her fath of which deceased was a member, at fore, no more authority to take cognizance of this stage of the prisoner's all the whole and solve the prisoner's all the whole and solve the prisoner's all the was still constructively in her fath of which deceased was a member, at solve the mort and solve the following were the prisoner's all the was paid delegation from the Stone-cutters' Union, and will while she is on the run, leave the mort and will while she is on the run and will while she is on the run and will while she is on the run and will while she been changed.

> -Charles A. R. Lambly, of Osoyoos has been gazetted a stipendiary magistrate for Yale district, and Charles Garpeace for the county of Vancouver. -The steamer Thistle is being put in

readiness for her first trip to the Hali-The prisoner's words "that it was not but banks in the interests of the Vic-(then) too late," if he meant them to toria Fishing Company. Captain Langley will again have charge this year. -The steamship Warrimoo sailed for Hawaii, Fiji and Australia late this

afternoon. She carried away a full list of passengers and about all the freight that could be stowed away on her. -New provincial police regulations were gazetted yesterday. They are

powers of the superintendent. There in different localities. -A three stamp mill with a capacity of 3 tons per day, which has been bought for use on Mineral creek, Alperni, arrived from the east on the Charmer last evening, and will be

shipped to its destination on the next steamer. -Alex. McQueen, of the Lake of the Woods Milling Co., is in town. He says he has been advised by his firm that the evidently drowned. recent frost was confined to certain districts, the others escaping entirely, and that the damage is not nearly as great

as first reported. -Mr. R. T. Ward, manager of the Horsefly Gold Mining Co., and Mr. M. Harlon, a shareholder in the company, returned last evening from Cariboo. As soon as the litigation over the property was settled in favor of the company. Mr. Ward went to Cariboo, and now 55 men are at work.

-A young married man whose reasoning power has been failing for some under time past, was this morning taken to not so long as the girl thought that he on the case of R. vs. Mankletow, as re- was deemed the safe thing to confine

-Among the shipments for Honolula n the steamship Warrimoo which sails o-day, is one of eleven tons of bone fertilizer made by the Victoria Fertilizer Company. The industry was started through the enterprise of Captain F. D. Walker, formerly of Hawaii, and he fertilizer there.

-Prof. Prince left this morning on the east coast of the island. He will visit the different localities where fishing is carried on and at the same time look out for favorable places for planting oysters. The Quadra will call at lighhouses with supplies. Prof. Prince will return to Victoria early next week, spending some time in this vicinity.

-Postmaster Shakespeare received a

inference that she had any such inten- distance come is a proof of abandon- inquiring if her son, Arthur H. Smith, court yesterday morning, but as it was and an are again elijoying good nealth. tion, and, hence, according to the decis- ment; but that, I think, has no more to had called at the postoffice for his mail, the first offence he was let go. He went | 1 me outpreak mas, mowever, ion last cited, she was not in her father's do with it, than going a day's journey in and asking if any information could be right out and got full again, and the much expense. It must be remembered possession, at any rate, when the prison- any other direction, whether in Washing- obtained as to him. His mail remains police found him on View street in an that were it not for the Sisters taking at the postoffice uncalled for, and any advanced state of intoxication. He was charge of these little, waits, the public The father's possession remains still. one knowing him will confer a great fined \$5 in police court this morning and would have to bear the burden by suping, used no persuasion to induce her to Her answer to prisoner's suggestion that favor by either calling on the post- promptly paid it, probably figuring that porting additional asylums to those now master or writing Mrs. Patterson.

-Robert Sargent, a stonecutter employed on the Parliament buildings, died this morning of consumption at 175 Suspected by his fellow craftsmen all over workmen, to the number of about 130, refreshments to Kate. will attend the funeral to-morrow in a He was an Englishman by body. birth and about 38 years of age. he went in search of health.

-J. H. Falconer arrived home from the interior and the Northwest last evhe placed a carload of the product of other smaller lots. The orders will At Kamloops at a meeting of the directors of the new vegetable and fruit canning company, it was decided to in December. It is planned to have everything in readiness for the next season's crop.

-A meeting of the residents of Oakthe matter of fire protection. W. Clark occupied the chair, and it was decided the apparatus by the city. It was also payers sent to the council on the matter. We have thus all the elements of the Alderman Bragg and Chief Deasy were place to-morrow at 2 o'clock.

-Vice-President A. E. Stevenson, of the United States, and party, returned by the Queen last night from Alaska, United States Consul General Roberts. The party were delighted with their in the evening, as it was the desire of sil to see something more of the city. The Vice-President expressed much pleasure at the very kind treatment accorded to him and the party by Captain Carroll and the officers of the Queen. To-day was spent at Tacoma, whence

From Saturday's Daily. -The residents of Cedar Hill are much pleased at the appointment of Mr. Jabez Russell as special constable and game protector.

-The funeral of the late Robert Sargent took place this afternoon from the residence, 175 Superior street. A large Burke, Ben Hastings, B. Keirnan, H. Woods, F. Smith, D. Henderson.

-The mystery surrounding the disapmearance of Richard Carter, the Comox diner Johnson made a justice of the blacksmith, in June last has been cleared up, the provincial police having received authentic news that he is in Aukland, New Zealand. Carter was last seen in Nanaimo, where he bought a ticket for Victoria, but it is evident that instead of coming here he crossed to Vancouver trade. and caught the Warrimoo.

-Arthur E. Fennimore, a young Englishman committed to the asylum in December last, but released after a few months, has been arrested again and will be re-examined. He has been acting very strangely on the streets and was taken in charge by Constable Gilare also changes as to the pay of men will likely not be examined before Mon- of the fact that the full court had reday.

> of June for Hazleton. He said before the girl. leaving on the journey that he intended to make his way to Alaska and then cross the Pacific to Siberia. He was

cut worm have entirely ruined the vereeaten up by these pests.-Union News. serve the 12 days instead of paying.

well. The certificates won by successful candidates shall be taken as prima facie law in the province.

-Among the passengers for Australia on the steamship Warrimoo yesterday. hopes to be able to sell a large amount of was "Lord" Percy Whittall, who made quite a splurge in Victoria a couple of years ago, finally landing in the provincial jail, where he spent some time for the steamer Quadra for a cruise along stealing a watch. During his incarceration his remittances continued to come regularly, being received by a firm in Vancouver and consequently he had quite a "sack," as the sports would say, when his time was up. He confided to a friend in Victoria yesterday that he had decided to reform, in fact he was already respected in Vancouver, having paid all his bills, something he never thought of in Victoria.

man, arrested for drunkenness on Store to the appeal. perior street. Deceased was much restreet last evening, was convicted but sentence will not be passed until Monthe coast, and he was a man of more day. In the meantime an effort will be than ordinary intelligence. His fellow made to find the person who furnished changed from St. Luke's hall, Cedar

He farmers last week, doing considerable is more centrally located as regards Viclately returned from California, where damage in some sections of the district. toria, Esquimalt, Highland and Lake Nob Hill and other places near the gulf districts besides being better adapted for escaped, but generally up the Comox meetings of this description, being provalley it nipped potatoes, beans, cucum-bers, marrows, pumpkins, squashes, etc. that those attending will not be under ening, after an absence of a month. He | The growth of the potatoes in many in- the necessity of returning home during went as far east as Winnipeg, where stances has been stopped, while the the day. Since the matter has been other vegetables mentioned have with mutually arranged Mr. J. R. Anderson, his local preserving works. He also many farmers been utterly ruined The deputy minister of agriculture, gladly, sold a carload in Calgary and many frost on the place of J. P. Davies regis- sanctions the change, believing it to be tered on the 6th instant 11/2 degrees, on desirable from every point of view. keep the plant going for two months. the following day 21/2 degrees, on the 8th 11/2 degrees. Frost at this time of the year in the valley is unusual, but is a Senator from Wisconsin, is a guest at more likely visitor on an exceedingly der the Driard. Besides being prominent commence the erection of the building year like this. The frost, we are told, in political circles, ex-Senator Spooner did not affect Little River gardens, nor is a well known lawyer! He came west the farm of J. A. Halliday. The farms to take part in the case just closed beof Mr. George Grieve and Matt Piercy, Upper Prairie, were visited by the frost and potatoes badly injured. Milligan's railway, Thomas F. Oakes, Henry C. potatoes have been ruined and S. F. nipped.—Union News.

From Monday's Daily.

—There are still a number of bush fires along the line of the E. & N. railway although they are being pretty well kept down by the heavy dew at night.

vesterday afternoon at her residence on Cormorant street, after a lingering illness. She had resided in Victoria from her childhood. The funeral will take

-Mr. W. J. Goepel is at present engaged in auditing the books of J. C. Prevost, registrar of the supreme court. Mr. Prevost is the administrator of a number of estates that are or have been before the courts. Hon. D. M. Eberts. when asked about the affair this afternoon, said that all he knew was that an auditor had been appointed to examine

-V. Sori, an Italian, will answer in police court probably on Thursday morning to a charge of assault. He and a Chinese fish peddler were both trying to buy the same lot of fish from some Indians yesterday morning and during a dispute which arose it is charged that he struck the Chinaman. The Chinathe distinguished visitors proceed to the man was not badly hurt, but was careful not to wash off the few drops of blood drawn and this morning displayed them to Clerk Page when the information was sworn to and the summonses issued.

-The steamer City of Kingston has been laid up for repairs and the Sehome will fill her place. The latter did not come in Sunday morning and the former made her last trip yesterday. The Seschedule. The Kingston will be docked personal property of the company. at Quartermaster Harbor and will be off cause all the property is their paid up the run at least a week.

-The police have received an inquiry from the police department of San Fran, on the security of the one-eighth of the cisco as to the whereabouts of Henry mortgages in which the one-eighth is in-W. Eagles, who resided in the Bay City in 1873. Eagles is described as a native of New York, aged about 64 years, and a bricklayer and stone-cutter by He was last heard of in Victoria. Sergeant Walker, who has the pany owes in England on account of matter in hand, has been inquiring among the stone-cutters, some of whom appear to have a recollection of Eagles, but do not know where he is now.

-Superintendent Hussey, of the provincial police, this afternoon swore out an information charging Robert Blythe noteworthy as largely increasing the christ last evening. He was quiet enough with having seduced Belle Rockwood, It this morning, but it is feared that he was decided to take this course in view versed the decision of the chief justice on the abduction charge. When Blyth -The body of a Russian Finn named was first arrested the girl denied that Stanislaus was found on June 29th by Blyth had seduced her, but it is under-Indian Agent Loring, of Hazleton, in a stood that since that time she has adslough near the junction of Hognel-get mitted it. The preliminary examination and Skeena rivers. Stanislaus left the will commence to-morrow but will have Forks of the Quesnelle about the middle to be adjourned to secure the evidence of

-Frank Porter was arrested on Saturday for supplying liquor to Katie, an Indian woman convicted at the session of the police court that morning. Part -Word comes from Read Island and of the evidence was heard on Saturday Kingcome Inlet that the grub worm and afternoon and the remainder this morning. Porter was convicted, and an extation; that nothing is left and the amination of the records showed that he food will have to be brought in from had been up on different charges twice the outside or these places abandoned before, in view of which facts Magisuntil another season. It is said that as trate Macrae fined him \$50 and \$3 costs many as 50 of these worms were taken or three months in jail. The fine will out of a single hill at Kingcome Inlet. very likely be paid. Katie was fined \$6 McIvor's crop at Oyster river has been or 12 days in jail. She will very likely

-Messrs. H. Carmichael, government -R. E. Fennimore, arrested that his assayer, and W. Pellew Harvey, of sanity might be inquired into by a medi-Vancouver, will early next month hold cal board, is still at the city prison and an examination for certificates for efficient doctors have not yet determined the New Westminster asylum. It is be-ciency in assaying, in this city. The what to do with him. He has been exlieved that with proper care his reason subjects for the ordinary provincial cer- amined by Drs. George Duncan and I entirely concur in the chief justice's will be restored. He had been twice in tificate are the practical assaying of Lang several times and they incline to answer than he got; but that matters reasoning, and the construction he puts the custody of the city police, and it gold, silver, copper, lead and iron. The the belief that he is shamming a little. honor certificate examination takes in When he was sent to the asylum last inorganic analysis and a comprehensive December he was suffering from acute written examination on the subjects as dementia and the doctors think he was released a trifle too soon. Dr. Lang told the police he would like to see Fenevidence of efficiency in any court of nimore put to work and it may be that he will be sent to the provincial jail on a charge of vagrancy.

-'The Sisters of the Good Shepherd of New Westminster are engaged, personally, soliciting aid from the charitably disposed towards their institution, which supports nearly 60 orphan children of all nationalities and creeds. All of these are dependent for support upon the good sisters, who by their own exertions have provided a home for them, feed them, cloth them, and now have to beg for them. Hitherto this worthy institution, rabble and whipped the soldiers. The which has been in existence for many years, has been carried on without occasion for asking public subscriptions, but the orphanage has recently been visited by measles, as many as 24 of the little touching letter this morning from Mrs. —John Strong was convicted of being folk being prostrated by the malady. M. Patterson, of Campbelltown, N.B., found drunk after a hearing in police There have been no casualties to report,

he was getting two for one anyhow. supported by public charity. It is only Nellie Murray was convicted and dis- when necessity impels that, the orphans charged, as it was the first time she had are so much as heard of A generous been arrested. Katie, an Indian wo- public will be sure to willingly respond

-By mutual arrangement the place of meeting for the travelling dairy has been Hill, to Colquitz Hall, Lake. It is conceded on all sides that the change is a -The frost surprised many of our judicious one inasmuch as Colquitz Hall

-John C. Spooner, ex-United States fore the United States circuit court at Seattle to oust the receivers of the N. P. Rouse and Henry C. Payne. The appli-Crawford's garden product terribly cation for the removal of the receivers was made by Mr. Spooner on behalf of Brayton Ives, president of the Northern Pacific. Mr. Spooner is accompanied by his wife and son. They leave in the morning for the east.

-Vice-President Stevenson and family left for the east on Sunday in the private -Miss Susan Jeffry died at 1 o'clock car of Sir William Van Horne. They came out from the east over the C. P. R. in the car, which was very kindly placed at their disposal by the president of the road, and so well were they pleased with the wonderful scenery and the excellent service that they decided to go back the same way. They will go through to Montreal and go south from there. The vice-president and all his family enjoyed the trip very much indeed. The scenic beauties of Alaska and British Columbia excited their wonder and admiration, and what pleases them all the more, Miss Stevenson, for whose health they were travelling, goes home much improved.

LAW INTELLIGENCE.

Yorkshire Guarantee Association Assesment Appeal Case.

The Full Court this morning delivered their judgment in re the Yorkshire Guarantee Company's assessment appeal from the judgment of the Court of Revision at Vancouver, confirming the assessment on personal property comprised in mortgages owned by the company. The appeal was based on two grounds, one of which was that the tax unconstitutional, inasmuch as it was indirect as it was imposed on the mortgagee, but in reality paid by the mortgogor. The court was of the unanimous opinion that it was direct taxation and constitutional—the fact that it was paid capital, which only amounts to oneeighth of the money which they invest -the remaining seven-eighths is got upvested. The court composed of Crease. McCreight and Drake, J.J. held (Drake J dissenting) that only one-eighth is to be taxed, and that the company is entitled to deduct the amount the comthe mortgages. E. P. Davis, Q. C., argued the compan's case and Attorney-General Eberts and Deputy-Attorney Smith that of the province. It is likely that the province will carry the case to the Privy Council.

HOW THE RIOTS HAPPENED.

Chinese Paper Describes Some Me.

thods of Making Converts. Chicago, Aug. 26.-Sam Moy a prominent merchant of this city, has received a copy of a Chinese newspaper, published at Foo Chow, which gives four olumns of space to an account of the attack upon the English and American missionaries in June. The article shows

that the attack upon the mission nouses arose in the first instance from motives of robbery, and secondly by a revelation of corrupt practices on the part of some of the hangers on of the mission stations. There are only two ways of getting converts in China. One is to hire them, another is by kidnapping children, and keeping and teaching them. Good missionaries, while good themselves, don't know how bad their native staff is. An interpreter sees a child, say 10 or 12 years wild, finds out that her parents are poor and careless people, who are not likely to make wuch fuss at her disappearance. He coaxes the child to visit the mission, and force is often used. The missionary is told that the child wishes to become a Christian, that she wants to live in the mission and be instructed, or some other invention which seems plausible to the ignorance and zeal of the missionary and something is added to show the importance of guarding the new cardidate from recapture by heathen relatives who, the missionary is assured would prevent the perversion of the child's faith. As the missionary cannot talk to the child, he trusts to his interpreter. The latter practically gets the girl, she is a sleve for the time being and induces the missionary to keep her safely until he can sell her and get mioney for her. The burning of the missions freed some girls who told stories of their kndnapping, and the confinement and indignities to which they were subjected. The stories spread groused the ferocity of the Chines This started the great riot, and the mob attacked missionaries and interpreters indiscriminately.

Governor Pu Kien sent 1,000 soldiers p to Min river to quell the riot and restore order, but the band joined the latter lost half their number and retreated. At the time the paper was printed, it was said the whole section was in control of the mob.

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