TELEGRAPHIC COMMUNICATION.

The late dispatch from the Secretary the Colonies, objecting to the exclusive jesty's Government, of the present slow and clause in the Telegraph Bill, will probably delay for a considerable period the completion of our telegraphic communication with San Francisco, and consequently with the East. It is the fault, however, of either the past or present Government that this difficulty has arisen, for the dispatch in reference to the Collins line of telegraph, written on the 10th of February, arrived here some time previous to the passage of the Telegraphic Bill. By that dispatch it was evident the Home Government would not sanction an exclusive privilege; and it was therefore exceedingly negligent on the part of the Executive at the time that this was not made known to the Legislature before the bill had passed both Houses. The Imperial authorities could not of course sanction an exclusive privilege to any line connecting these colonies with the neighboring States; for that would have interfered with the Collins line connecting Europe with America by way of the Russian Possessions and British Columbia. Mr. Cardwell's objection, therefore, on this head was tenable but when the Secretary for the Colonies tells us that the strict enforcement of the nonexclusive principle between the British and American territory on the Pacific "is peculiarly indispensable, in British Columbia, through which Her Majesty's Government may have to communicate in very critical times and in very important matters with Her Majesty's Naval forces on the Pacific," he writes something that is very like nonsense. If the exclusive principle had been granted to a British Columbian line or one confined to British territory, Mr. Cardwell's reasoning would have been profound enough; but as the exclusion was only connected with similarly situated, the " peculiarly indispensable" enforcement of the non-exclusive principle is scarcely based on proper grounds. The Home Government desire an overland telegraph through British territory. It is by this line-and this alone-that Her Majesty's Government would communicate " in very critical times with the Naval forces on the Pacific;" but Mr. Cardwell must have

transcontinental line.

egraph Company will not recede from their undertaking even under this discouragement; after hearing counsel the Chief Justice but if they do it will devolve on the mercantile class here to risk the submarine part of the enterprise and connect with the telegraph which will shortly be in running order on Puget Sound. The advantage to Victoria of instantaneous communication with San Francisco as well as with the East is too palpable to require a word of comment, and the sooner the project is carried out the better. There have been too many hitches about the overland line to expect its completion before the expiration of another year. English companies have a kind of cumbrous, unwieldy character about them, that makes their progress especially tantalizing to the people of a new country. In the with the material wealth of the country. summer of 1862, the Duke of Newcastle stated in the House of Lords that he expected by the time the Parliament would assemble in 1863, he would be in the position to inform their lordships that telegraphic communication had been established between Quebeo and New Westminster. More than a year and a-balf has elapsed since the time the late Secretary for the Colonies anticipated would have seen the line in operation, but we seem | 126 days, but they probably dated from land to be still distant from the summit of our to land. hopes. It is true the new Hudson's Bay Company is making an effort to carry a line of telegraph through; but beyond mere hearsay statements, there is nothing to lead us to believe in any immediate or energetic movement from this side of the Rocky Mountains. We know that during the best portion of last summer, the Duke of Newcastle was waited apon repeatedly by companies who wished to connect Victoria with Cariboo, as the western portion of the overland line, provided either the Home or Colonial Governments would guarantee four per cent. per annum, on the Company's original outlay. The expense of completing the line was put down at £30,-600, which would have made the two colonies responsible, if the undertaking did not pay expenses, for £1,200 a year. Had the Home Government been anything but pitiable in this matter-had it guaranteed but half the amount, £600-the line would have been now in working order, for we believe neither colony would have refused to make itself responsible for £300 a year on such an under- Fire Department will be pleased to learn that mking. Of course as a purely British Cohombian or Vancouver Island matter, the Insurance Company, have been instructed Imperial authorities could not have been by the Directors to pay a special contribution expected to step down from their " self-supporting" axiom, and contribute even so small a sum as £600 a year; but the small a sum as 2000 a year, but the Rupert on the leafly length from Longian and project was part of that national one Bentinek Arm. The Grappler may be expected down daily.

Leaving Caldera, I arrived by rail at Copia band will come off in about a fertnight. for spanning the continent, and would have peeted down daily.

been the means of pushing forward the greater scheme with something like vigor and rapidity. Did the calamity of war somewhere in the neighborhood of Nanbreak out, the wiseacres of the Downing aimo. street Colonial Office would begin to see, in the dim recesses of their cloudy brains, that the cost in more ways than one to Her Mauncertain means of communication with the Pacific, would actually pay in a little time the expense of one or even two telegraphs across the continent.

LOCAL INTELLIGENCE.

Friday, August 27. THE REPORTED LOSS OF THE ARMIN .-From further enquiries which we instituted yesterday, we have reason to doubt the tru'h of the rumored loss of the Hanoverian bark Armin. The intelligence was given by a sailor who shipped on board the Armin, and Wednesday night by narrating the particulars of her wreek as they appeared in the Co-LONIST of yesterday. The captain is not here, and we are told, the sailor is one of four who are believed to have left the ship in a cance, somewhere in the Straits.

CRICKET .- The Victoria Eleven leave this vening for Nanaimo (per Alexandra) to play match to-morrow with the Nanaimo club. The U.V.C.C. team will comprise the following, which, as will be seen, is rather weak: Messis. C. Clarke (Captain), T. H. Tye, C. H. Card, J. Barnett, Burton, J. T. Howard, W. Edwards, M. Webb, Esdaile, W. Harvey and Gibbon. Umpire, Capt. Lodge ; scorer,

THE VACANT SEAT FOR ESQUIMALT .- From the apathy manifested there seems to be no particular desire either on the part of the constituency of Esquimalt to have a member to guard their interests, or of any candidate to covet the honor. We have heard two or three names mentioned in connection with the seat, among whom is Mr. Geo. H. Cary.

THE MINES.—After a lull of a few days in mining intelligence from the diggings, we are enabled to give elsewhere several interlines running from British territory west of esting letters received from our correspon the Rocky Mountains to American territory dents at Leech river. The comments and suggestions of Mr. Arnoup on the mining regulations are worth the careful perusal of the Executive.

A REGULAR LINE.—By advertisement in our columns this morning, it will be seen that Capt. Mouat intends to run the Enterprise to Sooke regularly twice a week, viz., on Mondays and Thursdays, returning the same evenings.

seen a clause inserted in the Telegraph Bill THE REV. OCTAVIUS GLOVER, M. A., Felto the effect that the exclusive principle was in no way to affect this intercolonial and low of Emmanuel College, Cambridge, formerly of Victoria, bas, we observe by late As the thing stands, we must make the accounts, been made a B.D.

peared in the Supreme Court yesterday, and postponed the case until next assizes.

Saturday, August 27. BURRARD'S INLET .- We are pleased to notice the progress which Mr. J. O. Smith, the enterprising proprietor of the Burrard's Inlet Mills has been recently making. Lumber from his mills is now finding a general market, and we understand that the brigantine Brewster which arrived yesterday from San Francisco, has been chartered to load lumber at these mills for Valparaiso, Chile Now that Mr. Smith has inaugurated a for eign export trade we hope to see the official returns from British Columbia exhibit a rapid increase in their exports until they shall have assumed proportions commensurate

A SPLENDID PASSAGE.—The clipper ship Fairlight, Capt. Bush, which arrived yesterday from London made one of the fastest runs vet accomplished, to this Island. She was 127 days from pilot to pilot, and only 123 her departure. The clipper ship Silistria, in 1862, if we remember rightly, was reported to have made the run from Liverpool in 124 days, and the Frigate Bird, subsequently, in

RESIGNED.-For several days past, it has been hinted that a vacancy was about to occur in the representation of Victoria Distriot, through the rumored appointment of Mr. Jackson to a situation in the Treasury .-Yesterday, we understand, the honorable gentleman placed his resignation in the hands of the Speaker. Mr. Young and Mr. Cruickshank have now no occasion to make joint stock of their parliamentary honors.

FROM SOOKE.—The steamer Alexandra arrived from Sooke yesterday afternoon with 8 or 10 passengers and a few Chinamen. The news from the mines is about as usual miners are settling down steadily to work and all who are actually at work are taking out pay, from good wages to an ounce a day. Parties are busily engaged in getting out lumber for eluices and flumes. The returned Chinamen are said to have been driven off the creek by the miners.

GOOD NEWS FOR THE FIRE DEPARTMENT. -From a notice which appears in our advertising columns, the members of the Victoria Messis. Anderson & Co., agents for the Royal to each of the Fire Companies.

THE GUNBOAT FORWARD touched at Fort Rupert on the 19th inst., on her way up to English merchandise received by the Hud-

town yesterday that gold had been found

Monday, August 29.

the force of the old saying that "it is better to leave well alone" received a double illustration. In the morning, a horse belonging to Mr. Michael Wells, fell into a well some 15 feet deep, near Collinson street, and remained there till late in the day, when a you and the rest of my friends in Victoria. derrick was erected, and the animal was show of reason in so thinking, still the hoisted with tackle from his uncomfortable blame must all be laid to procrastination, not to position. On swinging him clear of the well forgetfulness; the truth is I have been on the whole affair capsized, and the horse after my voyage nearly ever since I left Vancourolling over jumped up and released himself ver Island, like the wandering Jew seeming from the gear apparently none the worse for his involuntary confinement. A correspond- After leaving Victoria I lost a month in Por ent, J. N. P., sends us the particulars of a Gamble, so that I did not reach Peru till circumstance, something similar, which oc- February 12th, having spent my christmas curred yesterday at the residence of Mr. Par- very near the line and afterwards beat down ker, Rocky Point. About half-past seven to the parallel of Valparaiso in longitude accounted for his re-appearance in town on this morning, says J. N. P., Mrs. Parker had 122° west, in order to turn the trade winds. I prepared breakfast for her worthy spouse who had gone to the well with one of his men to of weeks, visiting the sights there to be seen.

who would, however, disclose nothing more buildings, the tropical vegetation, the man-than that "the devil was in the well, and that pers and customs, the costumes of its people, they had caught him." After the matitutinal meal had been duly discussed, the "devil" was conveyed to the house, and turned out to of doing things that is extremely unsatisbe a full grown Panther, measuring 81/2 feet tory to one accustomed to North American from the nose to the tip of the tail.

SERIOUS ACCIDENT .- Yesterday evening,

NEWS FROM SOOKE .-- The intelligence most of them in preparing for future operations to work their ground to the best advantage is indicative of the strong faith they entertain in its richness. We present elsewhere a letter from a resident correspondent who is himself "fone of the boys," giving an excellent account of the doings of the various miners on Leech river.

by the Columbian from Dr. Black, is recoverbest of its. We presume the California Tel- Postponer - William Quarles again ap- ing from the effects of the accident he re-

> become a leading feature in the exports from eye, lending its tender beams upon you poor Paget Sound. The company advertise this nize the person were you to meet her. The norning for tenders for getting out 1000 tons

> tion of His Excellency, Parliament has been are too many hangers-on in the shape of offi summoned to meet on the 12th September, fourteen days from to-day.

To RETURN .- We understand taht W. A. G. Young, Esq., the late Colonial Secretary, s expected to return to this country shortly. of Spanish South America. This is, of

Tuesday, August 30.

PETTY LARCENY.-Jim, a Nittinat Indian, was charged yesterday before the Police Magistrate, with stealing some articles of crockeryware, the property of Messrs. Janion, Green & Rhodes. Jim denied the charge, and made an order to overhaul and caulk attributed the theft to one of his tillicums.— an iron ship. This is good for The friend whose character was impugned, your country, and combined with housewas placed in the witness-box, and upon the evidence of this man, Sergt. Wilmer and the warehouseman, the prisoner was sentenced to three months' imprisonment with hard labor. The magistrate at the same time cautioned the latter witness against leaving property exposed on the wharf.

SYLVESTER KEAN .- This unfortunate, who has been in safe keeping for some days, in consequence of his inability to take proper care of himself, appeared yesterday before the Police Magistrate, when Mr. Pemberton stated that he had good news for him. By the last mail, a remittance had been received from his friends, in order to pay his passage home. Kean asked when he was to receive the money, and was told that he must remain another week in charge, and would learn all

progressing much the same on the creek, almost all parties being actively employed in making preparations for future operations. Beoth, of the Industry Co., returned yesterday to purchase a hose to use for fluming. He states that general contentment prevails on tht creek, and that we may expect to hear good news within the next two er three

In Hospital. -The unfortunate man who was injured by a fall from his horse on the Esquimalt road has been taken to the Royal Hospital. Dr. Dickson informs us that the poor fellow is really suffering from concussion of the brain. Previous to his removal he left his room in a perfectly delirious state, and was found lying near the woods at the way. They appeared to me very simple, east end of the town.

IN GOOD ORDER.-The valuable cargo of

GOLD NEAR NANAINO.—It was reported in LETTER FROM SOUTH AMERICA | po, about 70 miles distant. The latter is a

We have been favored by Mr. DeCosmos with a copy of the following interesting letter from Mr. Tierney, formerly on the editorial staff of the Colonist, which will be AN OLD ADAGE VERIFIED .- Yesterday, read with interest by the many friends of the

ARGENTINE REPUBLIC, San Juan, April: 29th, 1864. MY DEAR SIR,—I suppose you imagined from my long silence that I had forgotten destined to remain in no place very long. and feared that something wrong had happened. At last her suspicions were allayed by the appearance of her lord and master, particularly of the women, yet there is withal something rather hollow in the mode ancouver Island and British Columbia are far better than most of the countries I have and European solidity. Though many of the houses are well painted and ornamented, yet they are for the most part built of mud and as a party of men were riding up from Es- canes and would be liable to be swept away quimalt to this city, one of the horses van by a series of strong rains. Again, we read of streamlets of water flowing through the away near the Mission, and the rider, of streamlets of water nowing through away near the Mission, and the rider, streets, and we imagine it must be very fine, a man who has been in the employ- but when we come to see the reality we find ment of Mr. Clarke, the butcher, was that these crystal rivulets are the receptacles thrown violently off, falling on his head. for every species of filth, and exhale odours He was picked up by his companions and that are anything but agreeable. Lima has taken to Bland's, half-way house, where he gained nothing by emancipation from Spanish received the kindest attention from Mrs. rule; all its structures of any moment date Bland and John Costello, who happened to from before the Independence. The fine Colonial Secretary, will leave for the Kootabe in the vicinity. Mr. Costello, after doing stone bridge over the Rimac, built in 1610, all in his power for the injured man, got a under the reign of Philip II, of Spain, is buggy and conveyed him to his house in still as solid as when erected. The cathedral town, where the services of Dr. Trimble were and other great churches are falling into deprocured. It is feared that concussion of the eay, or when repaired are done so in an inferior manner. I went to see the Museum, situated in a room of the old Jesuit Convent; though small and neglected, still it contains from Leech river continues to exhibit a many objects of interest to a stranger. The highly satisfactory state of affairs. Few, if series of pertraits of the vice-roys from the any, of the companies are not earning good conquistador Pisarro down to the revolution wages, while the energy being displayed by is particularly so as also are the specimens of images and utensils in gold, silver, copper and pottery, illustrating the times of the Incas. There is also a pretty fair collection of minerals containing ores of the different metals found in the Republic. As to the people, they are physically speaking small, the men peculiarly so. The women are pretty, nearly all having good noses and eyes, with fair complexion. Most of them, when in the RECOVERING.—Mr. Mathew, Registrar of street, dress in black, covering the head and the Supreme Court of British Columbia, we part of the face with the manto or shawl, are pleased to notice from a letter received where is the mode of wearing it car firmly established than ever; and the fact ried to such perfection as in Lima. It must be that, with a smaller actual mining population confessed, however, that it is rather tantaliz- the yield exceeds that of any previous seaing to see nothing of one of the angelic crea-THE FUCA COAL is evidently destined to tures, but one large, dark, brilliant liquid

reputation. The present one is rather better MEETING OF THE HOUSE.-By Proclama- than the average; the great curse is that there cers and employees, who expect to live upon the public treasury, and not only to live, but to find funds for gambling; for they all gamble from the highest to the lowest. But with all its defects, there is about as much money in circulation in Peru, as in any other part course, owing a good deal to the guano. Callao is nearly always full of ships, undergoing some sert of repair, whether they require it or not: for the surveyors of the port make it a point to have every guano ship spend some-thing for the benefit of the country. It is told of them, that they once, without looking, building on land, gives rise to a pretty brisk demand for Puget Sound boards and spars. Another article produced in the north the salmon—salted and barreled, finds sale there, though somewhat limited, as the chipping are, I think, the only consumers. Callao is a sort of part English, part American, and part Peruyian town of about 20,000 inhabitants, and is a rather brisk place of business. But I must hurry on, and tell you how I got here. I should mention, however, that while in Callao I called on Capt. Wells, and had a chat about Victoria, and our friends up there. He enquired about you, Mr. Southgate, (from whom he had later intelligence than I brought) and other mutual acquaintances. I left Callao for Caldera, on one of the P. S. N. Co.'s ships, the Guayaquil, and had a very pleasant trip, running down in sight of the coast all the way, touch-Seoks Nzws. The arrivals yesterday addid at Tamba, Mora, Pisco, the Chinchas, Islay, Arica, Iquique, Cobija, and several other lesser places. Little can be said in we published in the morning. Matters were the exception of Arica, and a few small valleys to the north of the Chinchas, the whole is of the most forbidding description. Light brown, arid, treeless hills and mountains, presented their melancholy features till we arrived at Caldera, a locality as dry, as parched up, and barren, as any we passedwhere they drink distilled water, in preference to that of the sea, because there is not thing else. I enjoyed the voyage exceedingly. The captain, an Englishman of the name of Ellis, (and by the way, a friend of Captain Franklyn, of Nanaimo,) is just the man for his post. Several ships were in port, loading copper for Europe. There are two smelting establishments on the beach, for reducing to regulus the copper ore brought down from the mines in the interior, by railboth in construction and management, and I don't see why the same thing cannot be done in Vancouver Island, where there is such an

government of Peru is anything but of good

wn of 20 or 25,000 inhabitants, built up by the gold, silver, and copper mines found in the department. A few years ago rich and prosperous, it is now somewhat under a loud, on account, it is said, of the failure of some of the rich leads at Chinaicillo, some miles in the mountains. After remaining at Copiapo two weeks, my brother and I set out on mule-back to cross the Cordilleras, and to make a long story short, got safe over to a village called Jachal, in twelve days' continuous travel, remaining there a week to rest the animals, and afford the pueblo an opportunity of seeing a pair of gringos. We then set out for the city of San Juan, the chief town of the province of that name in the Argentine republic, where your humble servant now is. As to what I think of this country, I shall tell you in my next. However, I think much more of North America than I did before, and I would advise any one up there who thinks of leaving for South America, to step where he is. Every word you told me about the people here is true. You knew them better than I. I don't hear a word about Victoria or British Columbia in this place. It is two centuries behind the rest of the world and I was a food not to see it. It may be better, however, as there are some silver leads which they talk of working. I wrote a good deal in the Co-LONIST with a kind of half or three-quarter faith as to the future prospects of the country, but now I firmly believe that I did not ay half enough in its favor. North America

BRITISH COLUMBIA

JOHN M. TIERNEY.

by far the richer country of the two, and

The steamer Enterprise arrived on Saturday evening with a fifteen passengers, and a small express.

Advices from Cariboo are to the 19th inst.. out contain no intelligence of interest. [From the Columbian.]

Dietz & Nelson's Express brought down 14,000 yesterday, chiefly from Douglas. We understand the hon. A. N. Birch.

nais country on Wednesday next. CUSTOMS RECEIPTS for the week ending. August 20th, 1864 : Duties, £1034 10 I : harbour, £17 19 2: headmoney, £6 16; tonnage dues, £126 6. Total, £1196 0 3. Number of passengers entering at this port during same period, 34.

THE BED-ROCK FLUME. - In our last imression, under the head of Cariboo news, we stated that "The bed-rock flume was considered a doubtful enterprise, inasmuch as it was uncertain whether there would be any water to spare from Jack-of-Clubs." We are happy to learn that on that point we were misinformed. We have since been assured by undoubted authority that the supply of water will be all that was anticipated, and that the utmost confidence is felt in the enterprise by its promoters. We are also assured that, however discontented a certain class may be, general faith in the richness of Cariboo is not only unshaken but is more son affords tangible proof that there is no

THE LAST OF THE CHOCTAWS .- Writing from New Orleans on the exchange of prisoners the correspondent of an English paper says :- Connected with this question the exchange of prisoners is the case of the Choctaw Battalion, one of the saddest of the war. They were the remnant of a Mississippi tribe who enrolled themselves in the Confederate ranks at the outbreak of hostilities. After serving with distinction in the western armies, they were put upon detached service in their native State and in Louisiana. but soon afterwards were surprised and captured by a detachment of Federal troops sent from this city by Butler. Their capture was effected some 18 months ago, and since then they seem to have been forgotten both by friend and foe. Whether the Confederate Government inquired after them, or whether the Federal authorities refused to exchange them, I cannot say, but in prison they have remained until but one of the band new lives, the sole syrvivor of his nation. What a strange, eventful history centres in this last of his race-from De Soto's discovery to the disruption of the American Union? The survivor still languishes in prison, as true to the South as his comrades, who died rather than accept liberty as the price of their allegiance to the Confederacy.

TRIAL TRIP .- The steamer Caledonia after being thoroughly overhauled and refitted under the personal supervision of Capt. Frais, took a short trial trip to Esquimalt and back yesterday afternoon. She went out of the harbor with only 20 lbs. of steam, and made under the circumstances very fair time. Capt. Frain assures us that she is now in good substantial running trim. A party of ladies and gentlemen availed themselves of the kind invitation of the owners, to enjoy a short pleasure trip up smooth waters of Esquimalt harbor, steamer running round the Sutlej and Devastation, and saluting, which was courteously returned by the men-of-war. The pleasure the party was greatly enhanced by an impromptu dance on the upper deck of the Caledonia, to the music of the favorite violinist, John Allen, whose services had been secured for the occasion by the owners.

PROSPECTING PARTIES.—The reports received within the last few days of good diggings struck in localities which the dise coverers have endeavored to keep secret, have been the means of causing several exploring parties to leave in search of some new field of operations. A cance left last evening with several stout men bound. we believe, for Jordan River.

PROPOSED CONCERT .- We understand that concert under the patronage of His Excelhe Weekly Col

ruesday, August 30, THE SOOKE MI

Yelv few miners are now ret ggings. The Alexandra ht back only 5 or 6, while morning over 70. This c speaks volumes in favor intelligence brought down advices previously received little to chronicle save to be received of hear ent directions, but the d maintain secrecy as to the There is now but little quest good paying diggings existed order river. Prospecting in that direction and some ned with coarse gold in the rting that they had "struck been told by several partie ts we have no reason to d expect to hear some in a few days.

ATEST FROM

r. Shuttleree, of the Wake

arrived on Thursday by t ms us that he left his claim ing down to the landing a ing the time to Victoria s and forty minutes, the ch has yet been made. an ounce from his claim h Industry Co. had made sterday they picked out o without washing, three nugg \$12. They think that they w out of the bed of the stream. the dirt, which is about four vield about \$50 to the hand, are working. The Wake-up still busy preparing their sl ing a dam. They will be r Monday. The Wide awake from \$5 to \$8 to the hand Williamson Co., next below Jake Co. yesterday found on 50, and a number of pieces They were averaging, acc statements, about \$15 to the man, higher up the stream have found on the bed of the gets of \$10 and \$12. Mr. S the claim holders are very them could not be induced to About 20 Californians pass yesterday, to prospect, an turning, saying that there them.

From Mr. Layzell we les son & Co. have taken ou \$1,200 out of their claim. have washed out \$60 yeste Mr. Waddington returne prise. He is running a Muirton to the north fork distance of 12 miles. Abo trail are completed, and trail so far is excellent,

LETTER FROM

FROM AN OCCASIONAL LEECH RIVER EDITOR BRITISH COLON strikes or large nuggets t but there is about the sai as when I last wrote. Mr. at Ward's store this m some handsome gold du had taken out upwards with two rockers, from h parts of the river I have from \$1 50 to \$3, but the exception, and are taken as evidences of the the river. Five dollars a of many, and upon the y be called a success, cor used, and the work don sunk in the channel of the the benches; the dirt of much better quality found on the river. work in many places; s are in course of cons spots, and there is alto termination to find the

the bars on Sooke rive occupied.
I mentioned in my fire, and many huge I waiting for a moderate down. Even in the sti together free from dan since I was awoke by falling tree, only a hu I found it had fallen t somewhat disturbing pant, who, unhurt, emerged from the co dwelling. This morni Mr. Thain had just left an unusually large tim stroying its architectu ing some of its substan

bed-rock. Accounts of

the neighborhood occ

Continue to incres occasionally said that places should be limit petition work well for him to purchase wha mum price. I do no substantial necessar cheaper; storekeeper some profit. The ma haved and satisfied

MINI Of these I must That the complaint sioner are numerou hard to condemn a cept out of his own ness of his own act express but this, t blamed in numer lies in the instruc do not wish to joi who always abuse of the instructions