SATURDAY EV'G, JANUARY 3, 1880. Are We Safer Without Trial by Jury ?

When on the field of Runnymede the Barons forced from the weak but vicious King John, the Great Charter of than that which provided that no freeman could be "outlawed, imprisoned or condemned without the lawful judgment of his peers;" and through the strong walls of the Tower, and chains against the Montforts, the Hampdens and Sahcrofts, who so dearly purchased the freedom which we to-day enjoy.

Without its aid they should have langeons with as little hope in the future

seem willing to throw away the blessings of that highest of all courts of appeal, an unprejudiced jury of their countrymen. "Aye, there's the We therefore submit the fore rub," an unprejudiced jury! Have we not too much evidence that such is almost a phenomenon?—not only that they prejudice a case, but that they are pointed out. capable of being approached and corrupted; else why such a notorious failure of justice as in the late London manslaughter case, and others that might be cited? Why also the unaccountable variation in the verdicts of juries in dealing with crimes? Would not hands of a Judge alone, than committed to the ignorance, prejudice or cupidity of our juries? Let us not forget that if England had a Blackstone and a Coke, she had also a Bacon and a Jeffreys, by ed to the one man power. Judges, so far aswe have ever discovered, have the same physical,

moral constitution as jurymen, and are sometimes accused of giving strange decisions. Instead, therefore, of seeking to overturn and destroy this feature in the administration of our laws, it might be more profitable to enquire, what are the chief causes that lead to a comparative failure in the jury system to secure the highest ends of justice?

We notice first, that the thoroughly democratic character of all our institutions, and the complete social equality of the community, leaves a juryman much more easily approached than he would be in a country where the distinctions of caste prevailed even to a small extent. It is difficult for a juryman to keep free from the society and influence of a man with whom he has perhaps hob-nobbed for years in the village bar-room; whose business may be the same as his own, and who may often in a half-jocular way be led into compromising his position as a jury-man almost before he is aware of his error. A second, and we believe a more serious, evil is the system of challenging jurymen. This at the very outset goes on the assumption that jurymen are not re the very evil which it seeks to remedy. We hold that a prisoner has, or ought to have, just the same right to challenge a judge as he has to challenge a juryman-that the law which permits such a course insults both the intelligence and honesty of the man so challenged, telling him as plainly as words can do, that he has not the ability or will to act justly in the case in hand. Besides, it offers rather a palatable sop to the vanity of those who may be permitted to try the case; thus tending to create a prejudice favorable to the prisoner, even without the knowledge of those so influenced. We maintain, therefore, when a number of men are summoned, and twelve selected from among them to act as jurymen, these ought to be regarded as incorruptible as the judge, and no change or challenging whatever permitted. We do not for a moment doubt the existence of the evils complained of by our contemporaries; but say rather that our system is itself largely to blame, and tends to augment the evil. The surest and perhaps only remedy for this part of the difficulty is to remove the trial of all cases of any importance away altogether from the locality where the cases occur, thus securing a jury wholly outside the circle of influence or excite-

gants even in a civil suit. There is another and still more fruitful cause of failure in securing the ends of justice by the jury system. We do not say with some of our contemporaries, that even lawyers are sometimes guilty of operating outside of the courtroom endeavoring to secure a "barroom, verdict." But we are satisfied that the generally recognized principle Healing Balsams as Sold by all druggists, among the profession, which main-

ment for or against the prisoner, or liti-

tains that the "counsel should know tains that the "counsel should know nothing but the interests of his client" has a greater tendency to defeat the ends of justice, than all the other influences put together. When it is known that the chief aim of the prisoner's counsel is to prove a man innocent when he is guilty,—that the kind of confessional confidence, established between counsel and client gives him this known that the chief aim of the prisoner's counsel and client gives him this known that the chief aim of the prisoner's counsel and client gives him this known that in the country. The premises unity of salt, empty pork barrels and lard crocks, &c., &c., &c., co, on the has in view, he uses the testimony of witnesses exceedingly one-sided or not or one to consulty false, while he makes light of or wholly ignores testimony at least equally reliable on the other side, it is little wonder that jurymen should come to the conclusion, that securing the ends of justice is but a very small matter indeed, in comparison with securing a verdict for the lawyer who displays the diet for the lawyer who display proved a greater safeguard of justice and the rights and liberties of the subject than that which long reigns of tyranny and usurpation which followed, it stood the Palladium of justice is but a very small matter inof the nation, and the one impregnable deed, in comparison with securing a verdefence against the oppression and in- dict for the lawyer who displays the insured to the people the glorious boon of freedom by the public verdict and investigation of their covers. It is little to be wondered at if the prisoner or of freedom by the public verdict and investigation of their cause, despite the make the kind of witnesses and jurymen required for the end in view. They know and shackles which absolutism had forged that they shall be winked at, if not en couraged by the ambitious pillar of the law, who glories in his scalps, altogether independent of the means by which they may have been obtained. True quished in feudal towers and fetid dunhis stratagems or expose his fallacies as the political exiles whose life's horizon to-day is bounded by the penal mines and snows of Siberia, but who still leave behind them ten hundred thousand Russians ready to give them a verdict of acquittal, did their judicial system afford justice, till at length, by familiarity them an opportunity.

Canadians, as British subjects and descend to the recognition and practice heirs to the glorious rights of their Na- of principles approved by their betters tional Constitution, and the traditions of We have no fears whatever for the puri its upbuilding, have, it would appear, ty and usefulness of our juries. Their come to undervalue their privileges, and position and importance will be fully es tablished, when it is shown in our lay courts, that the end aimed at is justice

> We therefore submit the foregoing observations to the judgment of our readers, believing that both the evil and its remedy, lie very nearly in the line

An influential deputation of medica men, headed by Dr. Caniff, waited or Attorney General Mowat the other day to urge upon him the propriety of estab lishing a Provincial Board of Health. It was stated that to carry out the objects sought in the bill proposed to b our rights and liberties be safer in the introduced at the next session of the Legislature, a grant of \$5,000 would be required. Mr. Mowat seemed to b favourable to the proposition.

MR. Bodwell, Canal Superintendant is to be removed to British Columbia, whom justice was sold, or basely and brutally administered. The genius of man from Prescott. The Government the whole British Constitution is opposing first tried to ruin Mr. Bodwell by trumped-up charges, and now when they found that could not be done, they send him off out of the way to make room for some favourite. This persisten persecution of a thoroughly capable and competent officer is simply disgraceful

THE writ for the North Lanark election was issued on Friday. The nomination will be held on the 15th and polling on the 22nd.

A Western editor says one hug is wort a dozen love letters, and they cannot b introduced as evidence in a breach of

# SANFORD'S For

CATARRH

to that terrible disease, Catarrh of the Hea and Throat, for some 53 years, caused by takit cold in the month of June, 1825. The attack that time was so severe that the doctor and a reason of the severe that the cold in the severe that the cold in the severe that the cold in the severe that the severe the severe the severe the severe the severe the severe the seve

Fond's Radical. Cure Eor Catanum. As sooner did I begin to use it than my sempton changed. It cleared my throat, it cleared my head, it cleared my head, it cleared my mind. It operated on system in a way that nothing evek, beginnen by doctors had done. How rapidity improved under the influence movement of the medicine of the modern of the medicine of the modern of the medicine of the modern of the medicine of t

SWORN TO BEFORE ME

This 3rd day of November, 1877,
GEORGE MUNRO,
Justice of the Peak This is to certify that Samuel Spinney, Esq., is an old and respected citizen of Annapoli outry. He optation as an uprilat and truthful mis is beyond reproach.

REV. W. A. J. BLAKENEY, Nictaw N. S.

REV. OBED PARKER, Melv in Square, N. S.

REV. OBED PARKER, Melv in Square, N. S.

GEORGE MUNRO J. P., Kingston, N. S.

WILSON W. GHEY, Meadow Vale, N. S.

JACOB N. NEILY, J. P., Meadow Vale, N. S.

Price with Improved Inhaler, Treatise and directions, \$1.00. Sold by all Druggists.

COLLINS' VOLTAIC ELECTRIC

PLASTERS The Annihilators of Pain.

They remove Pain and Soreness.
They care Kidney Complaint.
They move Nervous Pains.
They surve Nervous Pains.
They cure Spinal Weakness.
They strengthen Weak Backs.
They oure Strains and Sprains
They oure Strains and Sprains
They above Blood Poisons.
They care Ague Pains.
They prevent Lung Diseases.
They are safe and reliable.
They are endorsed by Electricians.
They are prescribed by Physicians.

PRICE 25 CENTS.

Be sure to obtain Collins' Voltaic Ele-TRIC PLASTERS, a union of Electricity an Healing Balsams as seen in the above on

To Pork Packers

### ST. GEORGE'S WARD.

GEO. H. SKINNER

as Alderman for St. David's Ward

TO THE ELECTORS OF THE CITY OF GUELPH

GENTLEMEN:-

### JOHN HARRIS

FOR WATER COMMISSIONER.

ST. GEORGE'S WARD

HAVING BEEN NOMINATED AS ion, and the duties devolved lity like this, I fully appre ity attaching to the office.

Guelph, January 2nd, 1880.

TO THE ELECTORS OF ST. JOHN'S WARD

Your vote and influence are respectfully licited for

Walter J. Fairbank

January 2nd, 1880.

ST. PATRICK'S WARD our vote and influence are respectfully licited for

WALTER LAING.

as Alderman for St. Patrick's Ward for 1880.

ST. DAVID'S WARD

I have the honor to remain, Your obedient servant. Guelph, Dec. 30th, 1879.

ST. JOHN'S WARD.

GENTLEMEN,—Your vote and interest are pectfully solicited in the interest of

John Read, as Alderman for 1880. If elected I shall use my best endeavor to amend our Market By-law so as to remove if possible all cause of complaint. I would be prepared to encourage manufacturing here by tranting scenapiton from taxation for a term of years. I am desirous of changing our present mode of distributing relief, belleving as I do that the present system is not calculated to spend the money to the best advantage.

3044 JOHN READ.

Water Commissioner.

Your vote an influence are respectfully sol GEORGE HOWARD

as Water Commissioner for 1880.

Polling on January 5th, 1880. Water Commissioner.

RICHARD MITCHELL

Guelph December 31st, 1880.

ext, at two o'clock p. m., for the election of ST. DAVID'S WARD

WM. WHITELAW, Secretary.
Guelph December 27th, 1979. 27d1w2 HARDWARE AND

Steam and Fitting Business for Sale in the City of Guelph.

The business and stock of the late George S. Barbor, is now offored for sale, and consists of light shelf hardware, paints, oils and sporting goods, situate in store fronting on Market Square-Also machinery and stock in workshop, in rear of said store, consisting of lathes, engines, boilors, tubing, shafting, pulleys, emery wheels, &c., &c., all complete and in first class order. Tenders for the whole or each will be received till January 20th, 1889, stating automate of cash and security of greed. A lavorable lease and security offered. A land of the premises.

JANE BARBER.

AUCTION SALE Freehold Property

I NDER AND BY VIRTUE OF THE ge which will be produced on the day there will be offered for sale by public

On Wednesday, 7th January next,

un medicoudy, illi dailuriy 1021, 1889, at 12 oʻclock noon, at the City Hall, Guelph, that valuable property composed of lot No. 118, lot No. 117, except that part convoyed to Wm. Upson Humphries, in Ferguson's survey, in said city of Guelph.

On the lot is erected a good frame house and kitchen, containing 5 rooms, in good repsir, and a good cistern. Also a large garden in a first rate state of cultivation and stocked with fruit reges and currant burhes.

Terms—Ten per cent of the purchase money in cash on the day of saile, and the balance with interest at 8 per cent, at the expiration of thirty days thereafter. ays thereafter. Title perfect. For further particulars apply GUTHRIE, WATT & CTTTEN, Vendor's Solicitor December 0th, 1870. dtu std

Guelph, December 0th, 1870.

AUCTION SALE **Valuable Freehold Property** 

INDER AND BY VIRTUE OF THE power of sale contained in a certain uge, which will be produced on the day there will be offered by public auction,

On Wednesday, 7th day of January next, A.D. 1880, at 12 'clock, noon, at the City Hall, Guelph, that valuable property, being composed of lot hirty-lve, in George Mackenzio Stewart's Survey, and which said lot, fronts of the notherly side of Delhi street.

This lot is situated on the Eramosa Hill, from which an excellent view of the city may be had, and crocked the view of the city may be had, and crocked the view of the city may be had, and crocked the view of the city may be had, and crocked the view of the city may be had, and crocked the view of the city may be had, and crocked the view of the city may be had a constant of the city of the

# **SMOKERS**

Gold Flake Cut Plug

CAINADA. It is made by a new and original process rough which the rank nicotine is extracted d the sweet Aroma and Natural Flavor are tained. It is made from pure sun-cured, ight virginia Loaf, without the aid of colorg or injurious compounds. It is cut reagon with the compound of the control of the compound of the control of the compound of the control of t

As dealers are slow to take hold of a nething, however much its merit, until there is demand for it, I have determined to place directly within the reach of all. For the new ninety days, where it cannot be obtained to local dealers, I will send two sample package (i oz. each) post plad, to one address, on zeoipt of 50 cts. (postage simpled to, give it All lovers of the pipe are in the day of the property of the property of the property of the pipe are in the day of the pipe are in the p

**Christmas Candies** NOW READY.

LLPURE, ALL OUR OWN MAKE. J. STOVEL

**Cutting and Tailoring.** R. MARTIN

S NOW PREPARED TO DO CUT-TING and Tailoring in the latget styles, on its own account, and will be pleased to see his sumerous friends and patrons for the past of ears, at his rooms—at present of the past of the

THE FASHIONABLE WEST END TAILOR

ST. DAVID'S WARD

ST. DAVID'S WARD

Portace or the liberal supportace or the liberal supportace or the liberal supportace or delimin the past, and topes that his continued gone and trick the supportace or the liberal supportace or the liberal supportace or the liberal supportace or the future. Fashions received regularly. Suits made to order as low or lower than any other place in the city. Samples for inspection always on hand. Clothing made to order for parties furnishing their own goods, If you want the best fit and best workmanship in the latest and most approved styles, go to N. CROFT, Upper Wyndham Street, (up stairs) opposite Haselton's Block.

As Alderman for St. David's Ward.

1d3

TAILOR

DESIRES TO THANK HIS NUMEROL STORM HIS NUM

Heomen The York Road.

The York Road.

POSTPONEMENT.

The Canitata of Santa Glause

OMPOSED BY W. H. DOAN, PREpared expressly for Sunday Schools, will
be rendered in the Calculation, the Santa Glause

Omposed by the chief and scholars of St. Indrew's Church, assisted by a number of the best instrumental agrists of the City. The music is bright and sparifing interpersed with solos, duets, choruses, songe by Failtes, recitations, &c., and makester.

Admission on Tuesday, for adults, Sc., and on Wednesday evening 126 for children. Doors open at half-past seven p. m., commence at sight. Tickets to be had at the stores of G. D. Pringle and W. T. Vale & Co.

RE-OPENING OF SCHOOLS.

THE HIGH AND PUBLIC Schools of Guelph, 30th January, 1879.

MUTUAL FIRE INSURANCE CO.

THE ANNUAL GENERAL MEET. Ing of the members of the above Company will be held at the American Hotel, Guelph, 30th January, 1879.

On Saturday, 10th day of January, next, at two cyclock p. m., for the election of directors, and other general business.

WAN WHITELAW, Secretary.

The York Road.

The Editor of the Marcury.

Sun, Permit me through your paper of offer a few facts for the people.

I was surprised the other day will in oncompany with the Calculation of the back of program with the tool of the work of the people.

The Bailtor of the Macroupt.

Sun, Permit me through your paper of offer a few facts for the people.

I was surprised the other day will in the coffer a few facts reduct to the prought in the confirmation with Mr. Will Remarked by January, next, at two cyclock p. m., for the election of directors, and other general business.

winter.]
If our city ever expects to prosper it must be by using the farmers' decently; it is for the benefit of every citizen to get the farmers to deal with us. Just think of a farmer's wife or daughter sitting on a load of potatoes on a cold day for three or four hours after driving ten or fifteen miles, as many of them have to do, and then ask yourselves, where is your generosity.

rosity.
Yours truly, WALTER LAING.
Guelph, January 3, 1880. A large number of workingmen have been thrown out of employment by the stoppage of the work for the season on the Lachine Canal. In former years, contractors were able to carry on the work during the entire season; and the Montreal Post, which makes the announcement, cannot see why the Government should not so arrange matters as to cause the works to be continued this year.

A few days ago it was reported that a man named Thomas Mulligan was burnt to death in his shanty in Compton county, Quebec. It now appears that he was murdered by a neighbor for the trifling sum of money he possessed, and that the body was burnt to hide the crime. The murderer, a man named William Gray, has been arrested and the money of his victim found in his house. His wife is also under arrest as an accomplice.

BURNED TO DEATH.—An old and much respected gentleman named McKay, who ived about seven miles north of Dublin in the township of McKillop, was burned to death on Thursday. The ether members of the household were away from home, the old gentleman being left in charge of the place. During the day he went to the barn to attend to some cattle. When he came back the house was in fiames, and it is supposed he entered to remove some valuables, and being rheumatic and rather helpless, was unable to return, and perished in the flames.

Errs's Cocoa.—GRATEFUL AND COMPORTING.—"By a thorough knowledge of the natural laws which govern the operations of digestion and nutrition, and by careful application of the fine properties of well application of the fine properties of well application of the fine properties of well application of the fine properties of such articles of diet that a constitution may be gradually built up nntil strong on the residual property in the property of the pro

WOMAN'S RIGHTS.

A great deal has been written upon this delicate subject, and still there is great diversity of opinion as to what the ladies have a perfect right to say, do and think. There is not the slightest doubt, however, about the fact, that when a lady enters a drug store and saks for a bottle of Wilson's Compound Syrup of Wild Cherry, she ought to get it at once; and it is no part of a druggist's duty to undertake to convince a customer that they are asking for. For Coughs, Colds, Croup, Whooping Cough, Wilson's Wild Cherry is the quickest and most reliable cure. It contains no Opium, and can be given with the same safety and effect to an infant of three months as to an adult person.

Sold by all druggists.

Work Boxes,

Writing Desks,

Japanese Goods,

Toys,

AND OTHER!

X mas Goods

THAT WONDERFUL MAN

Is the Centre of Attraction

In the Royal City of Guelph.

## ONE PRICE ONLY.

The great rubh is going on. Don't delay, but visit this immense establishment. This immense stock of Fancy and Staple Dry Goods, when every department is filled to overflowing with the most choice selection to be found in the British, French, American and Canadian Markets, all

Fancy and Staple Department. Carpet Department.

Clothing Fancy Silk Millinery , do Hat Black do do

Colored and Black Velvet Department

White and Grey Cotton Lace Department. Flannels in Grey and Scarlet. Mantle' do

Colored Shirting Department. Mantle Cloth, do. Ribbon and Feather do **Shirting Flannel** Ladies' Jacket, do. do

Cloth and Tweed, Overcoating Cloth, Tweedi Suiting, and all other Depa tments full, full!

JOHN HOGG & SON

## THE BEST YET

AT CAMERON'S

FOR SATURDAY'S TRADE

50 dozen Tea Plates, 60c. per dozen. 50 dozen Dinner Plates, 75c. per dozen. China Tea Sets, half-price.

dozen Cups and Saucers, 80c. per dozen | Stone Tea Sets, nam-price. Toilet Sets, half-price. Glass Sets, 6 pieces, 50 cents. Motto Cups and Vases, half-price.

The Greatest Chance to Buy Crockery ever offered to Citizens of Guelph.

These prices will only be offered until Christmas. Come early and get your choice JOHN A. CAMERON.

For Xmas Presents

A. McBEAN'S.

Cutlery, Plated Ware,

> . Spoons, Forks,

Fancy Lamps and Chandeliers.

91 Upper Wyndham Street.

The Balance of our

Stock of Fancy Goods

At DAY'S BOOKSTORE

Day Sells Cheap

BOOTS & SHOES



Just Received a LARGE AND COMPLETE

BOOTS & SHOES FALL AND WINTER WEAR!

Prices Lower Than Ever A cal solicted. Leather and findings for the

E TAWSE,

**GUELPH AND ONTARIO** Investment & Savings Society

\$50,000

On Farm and other Real Estate Terms Low, no Commission Charged

Apply to the Guelph and Ontario Loan and Savings Society or their Agents. Do not fail to get our terms if you want to borrow on first class sectrity. Being a local company we can loan on better terms, less expense, and with less delays than all others. MORTGAGES (BOUGHT.

Savings Banklin Connection

Increase in deposits in one month, \$10,000 Gives higher rate of interest, with better security than any other

HEAD OFFICE-Market Square, Guelph H.D. MOREHOUSE, D. STIRTON, Esq., dw Presiden



The Best Assortment in the Market. Toys, Toys.

Fancy Goods, Fancy Goods A superior stock of Xmas Goods, unsurpassed reariety and value at MRS. WRIGHT'S. No. 59 Wyndham-St

Go to Well-Because his \$3 pants surpasses all others at the price.
Go to Wells-Because his \$3 pants surpasses all others at the price.
Go to Wells-Because his \$3 pants surpasses all others at the price.
Go to Wells-Because his Business Suits at \$10 always give entire satisfaction.
Go to Wells-Because his \$9 overcoat surpasses anything in the city at the price.
Part worn olothing taken in oxchange Gor new good and repaired.
Go to Wells, for he guarantees satisfaction in all his work or he asks no pay.
JAS. WELLS, Tailor,
6sdtf 72 Wyndham sireet Guelph.

MARRIAGE LICENSES AND CER M. TIFICATES issued by suthority, under the new Marriage Act, at the Division Court of fice, Guelph. No bondsmen required, and license are reduced n price to two dollars.

ALFRED A BAKER ISSUE Guelph, July 18th, 1875 [dwtf]

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