The Colonist.

FRIDAY, MAY 17, 1896 GOOD ADVION.

A good deal is being said in the East applying to the best source available for convinced that they can safely go back to counsel on so difficult a subject.

non-religious standpoint. He regards it felony. simply as a matter of constitutional law. The constitution should, he believes, be the sole guide of all the parties concerned. The following extract from one of the con in Toronto. Some time ago a young man ing what is to be the future of Japan. cluding paragraphs of his letter, which is a named Frank Westwood was shot in the very long one, shows very clearly in what doorway of his father's house. He was light Dr. Bourinot views the Manitoba mortally wounded, but he did not die at school question in its present aspect:

It will be seen from all that I have said, tional law which governs all parties to this ours of the Empire. As I commenced this memorandum, so I conclude, by pressing the necessity of taking in all such matters as arrested. It was found that she had this a strictly legal view of the whole question. I do so because it is essential to the than emphasize all I have said by quoting the language of an eminent English consti-tutional authority, Professor Duey, on this very subject: "Federalism means legalthe constitution—the prevalence of legality among the people . . That a federal system can flourish only among communities is part of her evidence: imbued with a legal spirit and trained to reverence the law, is as certain as can be any conclusion of political speculation. The main reason why the United States has carried out the federal system with unequalled success is that the people of the Union are more thoroughly imbued with legal ideas than any other existing nation.

Constitutional questions arising out of either is say that he insulted you. There's \$500 or add a little to it. The first of the matter is say that he insulted you. There's \$500 or add a little to it. The first of the matter is legal ideas than any other existing nation. Constitutional questions arising out of either the constitutions of the separate States or the articles of the federal constitution are of daily occurrence and constantly occupy the courts. Matters which excite the space upon which can for the says, "it'll be the worse for the space upon which Canadian exhibits you; but if you tell me all I won't say a word for the fair opened and paid \$3,000 cash

The constitution is the agreement of the nant by which the provinces which form the confederation are held together, and if the people of the different provinces, of all creeds and all parties, do not respect the chilications of that covenant and are not present that I said I did it; and then, as I had begun, I went on. I told him how I was dressed, and as he said I had the hat on I put that in; and then about being at Mrs. I put that in; and then about being at Mrs. I had begun, I went on I put that in; and then about being at Mrs. I had the hat on I put that in; and then about being at Mrs. I had begun, I went on I put that in; and then about being at Mrs. I had the hat on I put that in; and then about being at Mrs. I had begun, I went on I put that in; and then about being at Mrs. I had the hat on I put that in; and then about being at Mrs. I had begun, I went on I put that in; and then about being at Mrs. I had the hat on I put that in; and then about being at Mrs. I had the hat on I put that in; and then about being at Mrs. I had the hat on I put that in; and then about being at Mrs. I had the hat on I put that in; and then about being at Mrs. I had the hat on I put that in; and then about being at Mrs. I had the hat on I put that in; and then about being at Mrs. I had the hat on I put that in; and then about being at Mrs. I had the hat on I put that in; and then about being at Mrs. I had the hat on I put that in; and then about being at Mrs. I had the hat on I put that I had the hat on I had the hat on I put that I had the hat on I had the hat on I put that I had the hat on I to be considered in connection with this Manitoba school question, as Dr. Bourinot points out, is, What does the constitution say; and how is it interpreted by competent authorities? The proper interpretation being known, all loyal Canadians, all respecters of the covenant by which the confederation is held together-whether they like the interpretation or not-will acquiesce in that interpretation and act as it directs. The bargain of confederation, like every other bargain, is binding on all the parties concerned, and the permanence of the union depends on the strictest good faith being maintained. Dr. Bourinot has, we are quite satisfied, pointed out the way, and the only way, in which the Manitoba school problem can be satisfactorily solved.

A SUSPICIOUS CONVERSION.

Very little has been heard of the Mormons years. It has been said that a very large serves to be kept before the people. proportion of the Latter Day Saints have disavowed polygamy. Their sincerity has been doubted by unbelieving and uncharitsome of the Mormons repudiate polygamy because its practice in the territory is una state of the Union. Some of the Mormons pretend to renounce polygamy to gain political and other worldly advantages, but let them be endowed with all the powers of M self-government and they will return to their old ways in the matter of marriage. A constitutional convention was held in

the territory a short time ago. At this convention the following amendment was offered: "The act of the Governor and Legislative Assembly of the Territory of Utah, entitled 'An act to punish polygamy and other kindred I have not the utmost confidence in the im approved February, 1892, in so far as the same defines and imposes penalties, is hereby declared to be in force in the State of Utah." This amendment, after a long discussion, was carried by a vote of 72 to 16. This may be called a modern deserted on Friday night. The rest of the coal fleet had taken the precaution to place gamy a felony in 11th and makes poly. gamy a felony in Utah when it becomes a of the Sonoma refused to do with the above

the organic law, and the sentiment of the eople will uphold the constitution." We are afraid that our American contemporary is a little too sanguine. Moral reforms are very seldom indeed effected by statute law. The people who do not believe in the rightsusness of a statute may find it convenient fact of his applying to Dr. Bourinot for adself-government polygamy will be sure to vice known, and of his permitting the letter die out. But if it is not, if the Mormons of advice to be published, may be open to are still in their hearts polygamists, the to the parts which Germany, Russia, Engquestion, but it seems to us that he ought "organic law" will not prevent the revival land, France and the United States took in their old ways in the matter of marriage The letter is a very able one. The writer they will strike out of the constitution of the treats his subject from a non-political and a state the provision which makes polygamy

A SINGULAR CASE.

A singular murder case has just been tried once. He said that the person who shot him was alman, but he was unable to identify him, I take my stand entirely on the constitue and he had no suspicion as to who he could

in her possession a suit of man's satisfactory and efficient interpretation of a clothing and a revolver which had recentwritten constitution. I cannot do better ly been used. The evidence against the suspected woman was not at all strong, but several months, to night was shown Saturthe detective who had her in charge induced her to make a confession. On the ism—the predominance of the judiciary in trial, in the witness box the prisoner withis part of her evidence :

Reburn told me to sit down at the table. the courts. Matters which excite the strongest popular feeling are determined by the judicial bench, and the decision of the bench is acquiescence or submission is due to the Americans inheriting the legal notions of the common law, i. e., 'of the most legal system of law' (if the expression may be allowed) in the world. Any nation who cannot acquiesce in the finality even of possibly mistaken jadgments is hardly fit to form part of a decision of the constitution is the agreement or coverage. The constitution is the agreement or coverage and courts and l'll see that you're a free woman and walk the streets again." (Sentine Canadians to use free of charge. After the fair I shipped, through Joseph Stitiss, of Montreal, free of charge, every diploma a quarter to or a quarter past eleven (I forget which), and that he had no more time to bother with it, and said, "Clara, you're in a net, and can't get out." All this time he had been walking up and down the room, and every time he said it would be the worse for me if I didn't tell. I said I had nothing to tell. That is true. At last I

> mitted she was at the theatre with a companion. It is not often that a person who has confessed to having committed a crime is acquitted, but for a man or woman who is innocent to confess to committing so serious crime as murder is rarer still. From the near the court house when it was known that a verdict of "not guilty" had been rendered, we conclude that popular sym-

pathy was with the accused woman. STRAY SHOTS.

The Times yesterday evening said nothing about " bye-election results." In this it hardly did itself justice, for the ingenuity and their "peculiar institution" of late a gain of four is most remarkable and dewhich can convert a loss of fifteen seats into

A good deal has been said about the corruption of the Conservatives and the reable gentiles. These sceptics declare that markable purity of the Grits. The following record of contested elections will give the reader an idea mathematically exact of lawful and because its maintenance as a reli. the relative purity of the two parties. Since gious tenet prevents the territory becoming the institution of the election courts in 1874.

> Members unseated..... Members disqualified... In face of this record, the man who declares the Grits pure and the Conservatives corrupt must have a face of brass.

During the campaign prior to the election in 1891. Mr. Charlton wrote: With a French Catholic leader, and under

the manipulations of such unscrupulous machine politicians as J. D. Edgar et al., mediate future of the Reform party. Has Mr. Charlton changed his opinion since he uttered the above?

state. The effect of the amendment to the constitution is thus described by an American newspaper: "Polygamy, plural and spiritual marriage, and all the rest of the illicit unions which prevailed so long in Utah under Mormon rule, are forbidden by other men are presently available.

PRACE NEGOTIATIONS.

There can be no doubt that the great powers of the West have exercised an influence in modifying the terms of peace between Japan and China. How that influence was exerted is now, and perhaps will about a letter of advice which Governor to conform to it outwardly, but their hearts always remain, a secret. But we think that Schultz has received from Dr. Bourinot, and their consciences not being affected by it may be safely taken for granted that if Clerk of the House of Commons, and the the law, they violate it secretly as often as it the negotiations for pesce had not been closeprincipal authority now in the Dominion on is safe to do so, and as soon as they feel ly watched by powerful and highly interestconstitutional law and parliamentary practitementary practitement practitement and parliamentary practitement tice. It seems to us the most natural thing they have power, do their very best to have have been materially different from what in the world that Governor Schultz should, it repealed. It may be that polygamy in they are. The consciousness of the presence in a matter for which there is no precedent Utah is now part of a creed outworn; that in the Dominion, consult so high an author- the people have become convinced it is for a moment absent from the negotiators, ity as Dr. Bourinot. The remedial order wrong and that it has in consequence benow before the Manitoba Legislature is come obsolete, and that the amendment to condition was well considered by them both. the first that was ever issued in this the constitution is little more than an We are very much afraid that it would Dominion, and it is no reproach indication of the change of sentiment and have gone very hard indeed with the to Governor Schultz that he should conviction that has already taken place in Chinese if all that they had to depend upon ing of the Radicals and others over the pen feel at a loss how to act with ret the territory. If this is the case, when the were the magnanimity, the forbearance and sion which he receives from the British taxgard to it. The policy of his making the people are invested with the full power of the enlightened self-interest of their con-

There have been a great many surmises as

MR. HARDT'S EXPLANATION.

The San Francisco Examiner of Tuesday last, which reached Victoria yesterday evening, contains the following special dispatch from Portland, which will be read with particular interest by those British Columbians who won medals at the recent Midwinter fair and have not yet received their medals. The cause of complaint was outlined in the Colonist lately:

"Mr. H. B. Hardt, late Canadian commissioner to the Midwinter fair, and exdirector-general of the unsuccessful Portland exposition, who has been in Portland day's Examiner containing a dispatch from Victoria in which it was charged that he refused to deliver the medals and diplomas swarded to Canadian exhibitors at the Midwinter fair unless he was paid sums varying from \$3 to \$6 50. It was also stated that Mr. Hardt pretended to be Canadian commissioner to the fair, and was recognized in that capacity by the fair management; that he had never been so appointed, but on the

James Anderson gave everything in connectment until Monday, when the discussion tion with the Canadian exhibit into my upon the customs convention with Austria girl's story. Evidence was produced to charge for a consideration, and during his and the tobacco tax bill will be taken up. stay at the fair acted merely as superinten. There is much discussion in political circle dent or watchman. I did all the work and dent or waterman. I did an the work and acted as commissioner in good faith. When Mr. Anderson left San Francisco, as nearly as I could learn, he did not take the night is that Minister of the Interior Herrory. did and I have them all in my possession ready to turn over to the parties for whom they were intended when the comparatively demonstration made by the crowd in and small sum which I claim for contingent expenses is paid to me."

CHILI AND BOLIVIA.

Buenos Ayres, May 11 .- A dispatch from Valparaiso states that a treaty of peace and friendship has been concluded between Chili and Bolivia, by which the former cedes Bolivia a small strip of territory and a port on the Pacific midway between Iquique and Pisagua. Chili in return receives ommercial advantages.

Washington, May 11.—The conclusion of the Chili-Bolivia treaty is said to be of Coast country, after it has been shut inland for ten years. When Chill concluded her war against Peru and Bolivia the victors took all the seacoast territory of Bolivia, the reader an idea mathematically exact of the relative purity of the two parties. Since the institution of the election courts in 1874, the record is as follows, including the election of 1891:

Once parties of the two parties of the institution of the election courts in 1874, the record is as follows, including the election of 1891: leaving her landlocked, like Switzerland, without opportunity for commenced the switzerland, ing hemmed in for ten years. Bolivia now gains a Pacific port and a strip of territory. This will enable her to resume commerce by

BRITAIN AND THE U. S.

WASHINGTON, May 11 .- The departure of Sir Julian Pauncefote, British ambassador, for Europe early next month will probably result in the postponement of action in the proposed Behring sea commission, the arbitration of the Venezuelan question, and other pending subjects in which the United States is concerned, until the Ambassador returns in the fail. The Venezuelan correspondence may continue through suppose respondence may continue through summer, but no decisive developments closing the duestion or bringing it to a crisis in which this country may be required to act are expected until autumn. In the meantime, Sener Andrade, the Venezuelan minister, will go away for the summer.

CABLE NEWS.

Lord Rosebery's Failing Health Com pels Him to Take a Sea

Murder of a French Abbe-Prussian Minister's Life Threatened-Anti-Revolution Bill.

London, May 11.-The Prince of Wales presided at the annual meeting of the Royal Yacht squadron at Boodle's club. St. James

The Duke of Saxe-Cobourg Gotha is attending very many public functions, and seems specially anxious to win popular favor. This is believed to be in view of the growling prince of Germany.

There were a number of dinners on Wednesday devoted to literature and the press. to be commended rather than consured for of polygamy. As soon as the Mormons are definite seems to be known. It appeared on the Printers and or the Printers and Order the Printers and O this business of peace-making, but nothing definite seems to be known. It appeared certain at one time that Russia would interfere to prevent the acquisition of territory on the mainland by Japan, but if it did anything it did it so secretly and so quietly that no sign of its interference has been seen or heard. However, the business seems to be happily ended, and people are now wondering what is to be the future of Japan.

Duke of York was chairman at the Royal Literary Society, while the Conservative leader of the House of Commons, the Rt. How. A. J. Balfour, paid his compliments to the press at the Newspaper Society dinner and made a striking allusion to the power of advertising. "We habitually boast," said Mr. Balfour, "of the extension of our railways, postal and telegraph facilities, but we are inclined to overlook the press as the agent which brings into communication the different classes of ation the different classes of society. In my judgment of all machinery used in communicating information to the public, nothing is of really more importance o the community at large than the power of the people to communicate by advertise-ment and bring the buyer and seller together and give them machinery for comnunicating their wishes to one another.

The Queen's visit to London was brief, as sual, and she returned to Windsor Castle on Thursday following the drawing-room.
On Tuesday, May 21, she will remove to Salmoral, where she will remain for s month. The Princess of Wales, on behalf of Her Majesty, will hold the remaining two rawing rooms of the season. The Princess of Wales has greatly changed, and now looks quite an old woman.

Lord Rosebery when bidding farewell to the Queen of Holland at the railroad station, previous to their departure for home, looked en years older than he did six months ago. His face was haggard, and he leaned on a board the Admiralty yacht Enchantress at Portsmouth for a cruise in the channel for the benefit of his health.

The government of the Argentine has refused to increase the capital of the national bank, and proposes to diminish the pro-tective duties, especially those levied on

sugar.
The universal exhibition at Amsterdam was opened to-day with much ceremony.

The Abbe de Broglie, a brother of the Due de Broglie, was murdered to-day by a woman named Amelot. The abbe, it pears, had been her confessor, and she seems to have labored under the delusion that he had caluminated her. She demanded from him a written retraction of the alleged calumnies, and when the abbe de-clined to grant her request she drew a revelver, fired four times and killed him. It is reported that Herr von Koeller, the that he would go the way of the late President Carnot of France, who was assassinated at Lyons last June. Herr von Koeller

s said to have shown the letter to the presi dent of the reichstag, Herr von Bueol Beren Nobody was surprised when the Reichste to-day, after rejecting paragraph 112 of the anti-revelution bill, refused to further discuss it, and all its amendments were with-Croziers, just as she had told them before. I thought it might as well fit her story.

The jury, it seems, were convinced that ahe told the truth in the witness box and they refused to convict her. There were the disconsistence in the convergence of the anti-Semites and members of the left cheered botsterously and the sitting was adjourned amid intense excited ting was adjourned amid intense excited the convergence of the disconsistence.

von Koeller must fall with the anti-revolu-THE HYAMS' CASE.

TORONTO, May 11.—(Special) - Judging from the present rate of speed the Hyams murder trial will go on indefinitely. The defence is displaying thoroughness in investigating every minute piece of testimony that evidences an intention to take full advantage of every point. To-day Mrs. Aylesworth, sister of the dead boy, related incidents connected with Harry Hyams visit to her house after Wells' death. Hyams was nearly fainting, his cuffs were bloody and his sleeves were also covered with blood. It was after the death of her brother that the engagement between far-reaching importance, particularly to her sister and Harry Hyams took place, but Bolivia, as it makes the latter a Pacific she supplemented this statement by saying that they had been engaged five or times prior to his death. Harry had her that the weight had fallen on and brok-en Wells' collar-bone: witness asked. "Is he dead?" and Hyams said no.

There was a sensation when the name of Mrs. Harry H. Hyams was called. Counsel for the defence strongly objected to her ce. Mr. Lount held that a wife could not be a competent witness against her husband. The judge said that the matter could be discussed at the end of the case if necessary, and Mrs. Hyans was then examined. She trembled that she was not able to stand and a chair was given her. She never once glanced at her husband in the deck. She told how she first met Harry Hyams in Muskeka. He told her he could not be married for some cause while his mother lived, but they became engaged with that understanding. Questioned as to insurance, Mrs. Hyams said Harry told her brother that if he would be examined he would give him \$2,500 at the end of five years, Harry to pay the premium. If Wells lived Harry was to get it in twenty years, but if Wells died she was to be the beneficiary. Coming to say of Wells' death, witness told how Harry came in after lunch and was so excited that Aylesworth helped him to bed. Told her Willie was hurt on the shoulder but would be all right soon. Aylesworth told her that would give him \$2,500 at the end of five be all right soon. Aylesworth told her that her brother was dead. Asked as to the TORONTO, May 11.—A formal application has been made to the Attorney General for leave to appeal the Hendershott murder case. The date for the execution of the condemned men is June 18.

The date for the execution of the condemned men is June 18.

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MISS WK. eleven year terday with Gascee, age and the ball an apward skull. The PREERBOI Mark died h geant in the N. W. rebel MONTREAL LONDON,

warden for art, of Ham \$308,000. WAR \$302.000 awarded for the memory Woodland c work will con TORONTO. ant police me one of the mo city, died yes 69 years of ag MONTRBAL, says Principal

> DURR SAN FRANC

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ST. Jouns, Nfl. The Governor re from England in Ministry was will sideration to cert on the part of Gre