

bench and requested the newspaper reporters to take notice of the fact that he had instructed the jury that in giving their verdict they were to bring in an answer of yes or no, and of guilty or not guilty.

The jury being called in the forenoon announced that they had unanimously agreed upon a verdict of "guilty."

His lordship postponed judgment until the Full Court has decided on the reserved case.

(From Monday's Daily.) Cards, possible combinations, flushes, straights, pairs, twos and threes of a kind, and kindred matters were discussed all this morning in the assize court in a manner absolutely bewildering to the uninitiated.

When the proceedings in the Assize Court were resumed this morning, there was but a small attendance of the public. Hon. Justice Walken presided.

The case of Regina vs. Armour, seduction, was first called, but as the accused was not present, the only other case to be dealt with in this assize was proceeded with, that of Regina vs. Morris.

It will be remembered that when the chief of police gave orders prohibiting the use of the nickel-in-the-slot machines, Mr. Morris continued the use of them and was summoned on the charge of "keeping a common gaming house."

When the case came on for hearing in the police court, Mr. Morris's counsel, Mr. G. A. S. Potts, expressed a desire that the magistrate should formally commit without necessity of evidence being given, the only defence of the defendant being to obtain a decision on the legality of the use of the machines.

This morning the following jury was selected: Thomas Durham (foreman), Thomas G. Dearberg, Wm. A. Jones, Nicholas Oliver, Thomas Chiff, Geo. Nelson Gowen, James Kee, Geo. Tite, Charles A. Goodwin, Robert G. Sinclair, Andrew Shivers, Robert Harris.

Mr. A. L. Belyea appeared to prosecute on behalf of the crown, and Mr. Fred Peters, Q.C., of Tupper, Peters & Potts, defended.

Mr. Belyea briefly opened by explaining to the jury the nature of the machines which were then called the first witness, Detective George M. Perdue, who detailed the facts of his having given Mr. Morris notice that the machines must not be used.

### The Third Failure

#### Time Expired Before the Two Big Yachts Covered the Course.

#### There Was an Exciting Contest, But Little or No Wind.

#### Matiny on a Steamer Several Persons Reported to Have Been Killed

(Associated Press.) New York, Oct. 7.—A strong northerly breeze was stirring up whitecaps on the upper bay at sunrise. The sky was absolutely clear, a light autumnal haze hung over Long Island and State Island shores, and the air was crisp and invigorating.

The Shamrock ran up towards the northwest until she could fetch Point Hook, then stood out on the port tack, and as on the two previous days, was the first of the two racers to come out to sea.

The Columbia made full sail at good time, passing Scotland lightship before 10 o'clock. The wind at that time was holding true and strong, and there were indications it would continue throughout the day and enable the boats to have a good race.

As the time for the start approached the wind seemed to decrease, and at 10:40 was not blowing much over 12 knots.

(Course and Time.) New York, Oct. 7.—The programme for to-day's races is as follows: Course—Fifteen miles to windward or leeward and return. Starting point, Sandy Hook lightship.

Times allowance—6:31-100 seconds to the Shamrock, five and one-half hours, exclusive of time allowances.

Weather forecast—Fair, with brisk northerly winds, diminishing in force in the afternoon, good stiff breeze in the forenoon.

Race Bulletin. No. 1.—Mackay-Bennett cable boat, 10:15.—It is an ideal day for the race. The wind is north northeast and is blowing 15 knots.

No. 2.—Highlands off Navesink, 10:50.—The wind is dying out slowly.

No. 3.—11:15.—The boats are jockeying for position.

### Reserves Called Out

#### Twenty-Five Thousand Men Have Been Ordered to Rejoin the Colors.

#### A Warning to Continental Powers—Preparing to Suppress Any Native Rising.

(Associated Press.) London, Oct. 9.—That the vastness of Great Britain's military preparations are seemingly out of all proportion to the work in hand in South Africa was not fully realized by the public until the War Office announced that 25,000 reserves had already been summoned to rejoin the colors.

The reasons for this lavish display are probably the fear of a native uprising, and possibly the conviction of the advisers of showing "Europe that Great Britain is prepared to resist any action resulting from the prevalent continental ill-will.

America's Friendliness. In this connection the action of the American department of State and the friendly statements of President McKinley and Secretary of State Hay, published here, which are heartily welcomed.

As the Boers failed to attack Natal when the colony was vulnerable, it is beginning to be felt that they are pursuing a deliberate policy of waiting for the British proposals, remaining in the meantime on the defensive, in the hope of winning the sympathy of the world and the support of other nations, leaving Great Britain the ignominy of starting hostilities.

If they wait for the advance of General Sir Redvers Buller it is conceivable that peace may not be broken during the present year. Should that prove the case, and should the alleged wastage in the Boers' commandos continue, the force confronting the British commanding general will be neither as numerous nor as efficient as that now encamped along the Natal border.

Negotiations Proceeding. Events have thus seemed to shape themselves to secure ample pause for consideration. All the proposals in the correspondence between President Steyn, of the Orange Free State, and Sir Alfred Milner, British High Commissioner in South Africa, show negotiations proceeding up to October 6th, and neither despaired of peace, Sir Alfred Milner saying he was sure any reasonable proposal would be favorably considered by the British government.

The Parliamentary Session. A rumor is current that the political interests of the situation may shortly increase as it is alleged the manager of the Unionist party in Great Britain are strongly urging the government to dissolve Parliament, after the necessary credit has been voted and go to the election in a Parliamentary general election upon the broad issue of the government's policy in South Africa.

As at present arranged, the work of the session which will begin on October 27th will consist of the Queen's Speech dealing exclusively with the South African question, the voting of the credit and the passage of the appropriation bills. This will probably occupy three weeks.

Owing to the drain on the military resources all the colonial reliefs have been stopped for a year. Secretary of State for the Colonies Chamberlain returned to London this morning. Peace Improbable.

The Berlin correspondent of the Evening Standard says information has been received in diplomatic quarters here, that Lord Salisbury, at the last moment, hesitates to enter upon war with the Transvaal. A peaceful solution is not, therefore, altogether impossible, although it is improbable.

Lawless Natives. London, Oct. 9.—According to the latest advices from Johannesburg the natives, who seem to have been reinforced by the lawless element are getting the upper hand, and anarchy is threatened.

### Miners Murdered

#### In Alaska by Indians Who Afterward Stole Outfits and Supplies.

#### Several Men Arrested—Charge Against an American—A Missionary Shot.

(Associated Press.) San Francisco, Oct. 9.—The trading schooner *Thonaha* arrived yesterday from Point Barrow and Point Hope, Alaska, with a cargo of whalebone, ivory and furs. She saw the revenue cutter *Bear* at Point Barrow, and reports that Capt. Jarvis had in irons two prisoners, a white man and a native, both charged with murder. Both were arrested in Kotzebue Sound. The white man is an American who is believed to have murdered another miner. The Indian is one of the chiefs of his tribe, and is charged with the murder of a white man for the purpose of robbing them of their outfits and supplies.

Captain Jarvis, of the *Bear*, is making a search for the white man who is believed to have murdered a missionary at St. Lawrence Islands.

The captain of the *Jessie*, who died at Port Clarence over a year ago, apparently from natural causes, is now thought to have been murdered, and suspicion attaches to a Norwegian who lays claim to the schooner, and also to two natives. Search is being made by the *Bear* for two more men, Point Hope whose sleds were found by natives. They are supposed to have been surprised and killed.

From Cape Nome. The steam yacht *Townsend*, owned by C. D. Lane, a millionaire miner, which has arrived from Cape Nome, brought several miners, who had with them considerable gold dust.

Captain Wykes, of the *Townsend*, made a trip to Kotzebue Sound from Cape Nome in January and rescued 70 men who had gone there in the hope of finding gold. They were on the point of breaking down from want of food and clothing, and would undoubtedly have perished if Lane had not sent the yacht. Most of them have scurvy, and many of them have lost their hands and feet by being frozen.

IMPERIALISTS DENOUNCED. Manila, Oct. 7.—Aguinaldo has issued a proclamation announcing the release of American prisoners and authorizing Filipino soldiers in southern provinces to return to their homes, in which he says: "In America there is a great party that insist on the government recognizing our independence. That party will compel the United States to fulfill the promise made to us in all probability and great faith, though not put in writing. Therefore we must show our gratitude and maintain our position more resolute than ever. We should pray for God that the great Democratic party may win the next presidential election and imperialism fall in its mad attempt to subordinate us by force of arms."

There are some Americans in the Philippines who have joined us because they disapprove of a war of what Mr. Atkinson calls criminal aggression. When offered a chance to return to their own camp they declined.

Through the proclamation Aguinaldo denounces the "imperialists" instead of the Americans as in former documents. "The people on seeing the American prisoners cried out, 'We do not want war against the United States. We only defend our independence against the imperialists. The sons of that mighty nation are our friends and brethren.'"

The "imperialist" regime will only sell for the United States on the transport bill. Six hundred and seventy-three will sail. Three officers and ninety-one men remain to enter into business here. Sixteen officers and 185 men have been discharged for re-enlistment. Two men were killed in action and one was killed accidentally. Chaplain Legand and seven men died of disease.

YELLOW JACK'S VICTIMS. (Associated Press.) Key West, Oct. 9.—Twenty-four new cases of yellow fever were reported yesterday, 4 deaths.

Richard Ragsdale, a farmer, and his sons, aged 12 and 14 years, were almost instantly killed at Brandon on Saturday. They were struck by the westbound train at Sixth street while crossing in a road. Ragsdale's body was carried about sixty feet. Another unknown man will probably die.

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Advertisement for 'The Third Failure' and other legal notices, including 'Hitchcock' and 'The Upper'.

Advertisement for 'DR. CHASE'S NERVE FOOD' and other medical products, including 'A Plain Talk to Women'.