## THE VICTORIA SEMI-WEEKLY COLONIST, THURSDAY NOVEMBER 7, 1895

From THE DAILY COLONIST, November 5. BOARD OF ALDERMEN.

Entire Neglect of Duty Is the Charge Against the Electric Lighting Superintendent.

To Be Considered in Public-Corporation Property Missing - Fire Department Vacancy.

There was a full meeting of the council the station or on the line, and had a tele-hast evening, Mayor Teague presiding, and phone put to his house; but that did not the newly appointed City Solicitor, Mr. C. Dabois Mason, attending for the first time. A letter from Thomas A. Bryden, referring the annended conv it will be seen that from to the line of the North road, was referred the 7th to the 29th of October, inclusive, a to the solicitor.

H. H. Macdonald wrote asking the corporation to buy certain moulds borrewed from him in 1891 and still in the possession of the city. Referred to the sewer committee.

Water Commissioner Raymur submitted duty half an hour. an account from the waterworks engineer, Mr. Jorgensen, for \$101.17, being  $2\frac{1}{2}$  per cent. on the amount of the estimated cost of proposed improvements between the coffer dam and filter beds, plans for which he had dispense with his services. prepared by request; and also an account for \$78 from Mr. Jorgensen which he had paid to W. K. Marshall for assistance be-fore a clerk of the works was appointed. The water commissioner also reported on the matter of the application of the Cliff house for water service that the cost would be \$400. only one consumer to be banefited Report adopted and Mr. Jorgensen's account of \$101 17 referred to water committee to ascertain whether or not it is a proper from 6:30 to 7;40 p.m. charge.

ELECTRIC LIGHT AFFAIRS.

ALD. BRAGG, chairman of the electric light committee, presented a report respect-ing charges of neglect of duty against M. Hutcheson, electric light superintendent. ALD. PARTRIDGE objected to going or

with this matter, as Mr. Hutcheson has not yet had a copy of the charges. THE CITY CLERK stated that a copy was mailed to Mr. Hutcheson on Saturday

morning. ALD. CAMERON also objected on the

ground that the person accused has not yet cil, on Tuesday evening of next week. received the copy of the charges malled to Carried. him, and further because it was understood ALD. I between the aldermen that the business the tools which were said to have been should not come up again until next Thursday.

THE MAYOR said he had so understood, and if the report had been read he would have asked the council to defer consideration.

ALD. BRAGG did not see why the report which he had thought fit to present should not be read at once. He thought it strange that there should be such objections raised against an attempt to investigate an important department. THE MAYOR asked if the other two mem

bers of the committee had signed the report.

bers of the committee had signed the report. ALD. BRAGG replied that they had not, as it was his own report as chairman. THE MAYOR said if the other two signed it he would have it reed news, but here of the the other two signed it he would have it read now, but not office in connection with the new station.

otherwise. ALD. MACLELLAN said the understanding at the private meeting on Thursday was that a copy of the charges should be sent to Mr. eson, and after he had had time to Hate are still missing. reply that a meeting should be held on next Thursday to consider them.

ALD. MACMILLAN held that proper precaution had not been taken to ensure that the copy sent to Mr. Hutcheson was received by him. He thought the whole affair Was one of spite.

ALD. WILSON was surprised at these remarks from Ald. Macmillan, who at the private meeting on Thursday was one of the loudest in demanding publicity.

ALD. PARTRIDGE, while Ald. Wilson was yet speaking, rose to a point of order, demanding from the Mayor a ruling as to whether or not the report could be received THE CITY.

under his own supervision, but such work has all been done by outside labor and paid extra for. The first thing that drew the THE board of trade collection of minerals ing developments, it resterday received a valuable addition in the ly to become public. committee's attention to this was comform of a number of specimens of spherical sulphurets from Cariboo, the gift of Mr. plaints from residents on the De-vonshire road circuit, which was shut down Charles Ramos.

for five weeks during the months of June and July, the dynamo having been taken to pieces for repairs and left for a month on the MESSES Dennis Murphy and A. W. V. Innes, of Victoris, and J. P. McLeod, formerly of this city but now of New West floor of the engine room without being at-tended to; and on another occasion part of minster, have passed their final examination the Cadboro Bay circuit was out for a week as barristers-at-law. owing to an armature being defective and not being repaired.

YESTERDAY'S regular train from Nanaimo "The committee could never find him at on the Island railway was several hours late in arriving, owing to a mishap to the gravel train which left the rails above Goldstream mend matters, so at last, on the 7th of Octoand thereby blocked the way.

ORGANIZATION of the newly established First Congregational church of Victoria, was completed at a business meeting of those interested last evening, to which the period of 24 days, he was only there half an committee on rules and constitution pre hour on the 16th and an hour on the 18th But, as on the latter occasion he only went sented their reports.

for the purpose of collecting information NEWS has just been received here, in a letwith a view to obtaining an extra hand for day work, it may truthfully be said that for ter from Prof. Henry G. Dor to Dr. H. P. Moody, of this city, of the death of Dr. James E. Garretson, dean of the Philadela period of 24 days he was only on ordinary phia Dental College, and an operator and writer on diseases of the month of world wide reputation. Three fourths of the den-"Under the above circumstances, and taking inte consideration the unfitness of Mr. Hutcheson for such an important posital surgeons at present practising in British Columbia are said to be graduates of the Philadelphia college, and all these will retion, I hereby recommend this council to member Dr. Garretson as a kind and considerate friend as well as an able instructor. " Chairman of Committee.

The extracts from the diary attached to the report showed the hours of each night YESTERDAY Schoen v. Walker, an appeal from the 7th to the 29th of October during

from the small debts court to the Supreme court, was heard by Mr. Justice Walkem. which the machinery was in operation, and noted the continuous absence of the super Defendant sold goods to plaintiff on war ranty. The goods turned out bad and Schoen claimed that Walker had promised intendent, except that on the 16th be on hand from 9 to 9:30 p.m., and on the 18th to refund, and brought suit in the small

After some facetious remarks by Ald. Macdebts court, obtaining judgment in his After some face four remarks by Aft. Hat debts court, obtaining judgment in his millan and others with respect to the recurrect favor. From this the appeal was taken on the ground that it was a warranty case and made the report "smack somewhat of the not a debt, and therefore the small debts navy," while another observed that the court had no jurisdiction. For respondent writer appeared to be at sea, Ald. Cam-eron moved that the report be laid over, and a copy furnished to Mr. Hutcheson. it was argued that a subsequent promise by appellant to pay constituted a debt and the small debts court had jurisdiction. Appeal ALD. BRAGG spoke in justification of his dismissed without costs. Mr. L. Crease for appellant; Mr. F. Higgins for respondent. action in the matter, which he felt he really should have taken two months ago. ALD MACMILLAN, to give the accused plenty of time, moved to have the matter

GEORGE PARKER, a young man whose attendance at the musical halls and other places of similar resort has been very regalar during the past few months, made his appearance in the city police court yester day with a charge of housebreaking entered against him. The case went over until to day to enable the evidence of the prosecution to be got in presentable shape. Parker THE MAYOR said he knew nothing about was detected in the act of trying the doors of lodgers' rooms at the Pritchard house. He claims that he had gone there for the purpose of waking a friend, but this will is become not excuse him if, as alleged, he stood on gation.

the knob of one of the doors and by reaching over the transom helped himself to a cap and other articles of wearing appared hanging within.

being an unusually brilliant affair, for elaborate preparations are being made for the occasion. The Assembly rooms are being decked out very handsomely and already the sale of tickets shows that the attendance will be very large. The ball is under the patronage of the Governor General and the Countees of Aberdeen ; the Lieutenant-Governor and Mrs. Dewdney, have accepted invitations to be present and it is very pro-bable that the U.S.S. Philadelphia and Corwin will remain in port till after the event so as to allow the officers to attend. Tickets

THE patriotic enthusiasm of the resident Japanese found hearty expression at the na-tional reunion over the banqueting beard last Sunday afternoon. The celebration was in honor of the forty-fifth anniversary of the

purpose of laying information against them. If the cases come into court some interest-ing developments, it is understood, are like-THE SCHOONER 'SHELBY,"

honeymoon in Victoria.

Simcoe street.

YESTERDAY Rev. W. Lestie Clay united in marriage Mr. Geo. M. Utterback and Miss Emma E. Johnson, both of Portland.

Mr. and Mrs. Utterback will spend their

cussed, among others the proposed celebra-tion of the anniversary of the landing of John Cabot, in 1497. This was the result The first of the trials of the sealers seized of a communication from A. O. Howland, M.P.P., Toronto, in the Week, in which for alleged contravention of the Behring Sea act was held yesterday before Chief Justice was outlined the proposal to celebrate in 1897 the 400th anniversary of the event, making it a grand historical exhibition of Shelby. The statement of claim sets forth the history of Canada since that time. The matter was laid over for further considerathat on May 11 the schooner Shelby, Capt.

JAMES JOHNSTON, another of Victoria's oldest pioneers, departed this life yesterday morning after an illness of three years, durtitude 134° 18' 58" W., a point within the prohibited waters of the Pacific ocean, as days, showing she was a good sailor, and re-defined by the Behring Sea award act, furning to Victoria she made the 750 miles ing which he displayed the most exemplary patience. The deceased was born in the Orkney islands, and came to York Factory in 1850. He left there and went to New Caledonia, where he lived for five years, afterwards coming overland to Victoria, where he was in the employ of the Hud-son's Bay Co. for this was a state of the Hud-1894; that she was fully manned for seal-ing, and was employed in killing seal within prohibited waters. The statement of defence denies that the Shelby was used for sealing after April 30, son's Bay Co. for thirty years. He leaves

(when the close season begins) and states shat when she was seized she was legally a widow and five grown up children to mourn his loss. The funeral takes place on within the prohibited waters, as she was pursuing her voyage home. The Crown was represented at the trial by Hon. C. E. Pooley, Q.C., Mr. H. Dallas Thursday from the family residence on Helmoken, Q.G., appearing for the defence. The case naturally excited considerable In commemoration of the twenty fifth anniversary of the Church of Our Lord (R.E.), the services were on Sunday last made more

interest among sealing men, who formed a large proportion of the spectators, and there attractive by special music prepared for the occasion. The service of song in the even-ing was in every sense a great success. The oboir rendered several fine anthems in a was also a sprinkling of British and United States naval officers, several of them in uni form.

highly satisfactory manner, while a duet by Miss Mouat and Mrs. Helmoken received a Lieut. Hall, of the Corwin, was the first witness. He had boarded the Shelby on May 11 in lat. 52° 52° 10" N. and long. 134° ing provincial records for from 2 to 25 miles delightful interpretation and was a great treat to musical amateurs. Miss Eva Brad-ley, a young lady of about 13 years, sang a of the Queen Charlotte Islands. On making cient funds to clear the club of the debt treat to musical amateurs. Miss Eva Brada search of the vessel he had found she had which the introduction of cycle racing durvery pretty solo surprisingly well and with a considerable amount of style and expresa general sealing outfit aboard. He exam. ing the season just closed has entailed. sion for one so young. Miss Devereux sang ined a few of the sealskins in the hold, but Friends of the sport have already guaranteed "Angels Ever Bright and Fair" with much taste and feeling. Mr. Wm. R. Higgins' was not expert enough to say how long they a considerable number of the prizes neceswas not expert enough to say how long they had been killed. He tools the schooner to Sitka, 260 miles from there, arriving at Sitka on the 13th. The wind from May 6 to May 13 was mostly northerly. The pre-vailing character of the wind in those waters during that part of the year was, he had learned from data collected by others, gen-erally wastern, and therefore would have a start and tandem paed. Invise the sympathetic and cultured voice was heard to sympacheoic and cultured voice was heard to great advantage in a somewhat short solo. Mr. Bradley, the talented organist and choirmaster of the church, performed sev-eral high-class pieces and accompanied all the singing in a refined and artistic manner. There were large congregations both mornerally western, and therefore would have open, flying start and tandem paced ; invibeen favorable to the Shelby's coming home to Victoria. He could not speak of his own knowledge as that was his first cruise in the ing and evening and the collections were considered satisfactory. The Venerable Bishop Cridge has now the assistance of Rev. Dr. Wilson, who is a powerful preacher and North Pacific.

The official and ship's logs and an official both paced and anpaced — riders to go the chart of the currents was here pat in by the distance singly and to chose their own pace-Crown. By the current chart the witness pointed out that where the Shelby was der 18, handicap ; 25 miles open, to establish boarded the current was generally south and somewhat less than a knot an houar. Benjamin Lawrensen, the guaner of the Benjamin Lawrensen, the guaner of the Corwin, had examined several skins on the winner. No entry fees will be charged in Shelby and believed them to have been any events save the first. freshly salted as they were white and The members of the Victoria Hunt club

bloody. had their first run of the season on Saturday Commander Moggridge, B.N., of H.M.S. last, meeting at "Gonzales", St. Charles street, and following the hares-Mr. F. B. Royal Arthur, was an important witness for the Crown. By the schooner's log he pricked Pemberton and Lt. Gordon-over a cross out on a chart the position of the Shelby on country course of about nine miles, via Foul April 30 as lat. 58° 30' N. ; long, 139° 30' W., about 70 miles due west of Latuya bay. Shoal, and Oak bays, finishing at Mount Tolmie There were several ladies in the He also pricked off the position of the pursuing party of twelve and all enjoyed the schooner when boarded, and showed that between April 30 and May 11 she had sailed sport thoroughly. The place and time of next Saturday's meeting is not yet an-400 miles approximately. Examining the log from May 1 to May 11 to find Out whether by the prevailing winds Varyout

Charles Kendall won the time prize in Saturday's road race around Brockton Point, the yeasel was in her proper position, the witness found no distances given in the log and only the direction, but not velocity of Vancouver. He completed the nine mile circle in one second better than thirty-one minutes. the wind. Judging from the log he would

have expected that the vessel in the time an amateur athletic association in Vancou should have made a greater distance. Her proper course should have been E S.E., mate all the amateur clubs of the city. mate all the amateur clubs of the city. magnetic, and very frequently when the entry of wind in the log would have allowed

that course to have been made good, the entry

had gone on a halibut fishing stuise, the defence had been mable to call him. Case for and Against Her Forfeiture Heard in the Admiralty Court Yesterday.

Defence Claim She Was Sailing Home and Not Loitering to Hunt

Mr. Helmoken is closing for the defence, reviewed the evidence and quoted the cases he had already referred to in support of his contention that the Shelby had been legally within the prohibited zone. The entry of May 1 of W. N. W. was simply an error, and

it had been shown that no sealing had been done after April 30. The light winds prevailing accounted for the vessel not making better progress. There was nothing to show that the skins had been sesured between May 1 and 11. The Court would like to have heard the

Captain's testimony. What he did not like was the mate giving so manifestly untrue a reason for the course, stating that Davie, local judge in Admiralty. It was the instruments were bad, yet afterwards the case of the Crown against the schooner admitting that the difference in the com pass was known and allowed for. Hyn. Mr. Pooley, for the Grown, argued

that the log book showed glaring errors that Clausen, was seized by the U. S. cutter Cor-win in latitude 52° 52' 10" N., and long. ther than she did. After she was seized she made the trip to Sitka, 250 miles, in two in thirteen days. Manifestly the vessel was lottering in the sea between April 30 and May 11 and hunting for seals even if none were taken. There was a strong prima-facie case against the Shelby, and he felt justhied in asking the condemnation of the ves sel for having hunted seals in the prohibited season and in prohibited waters. Jadgment was reserved.

The cases of the Beatrice and Marvin will not come up before Monday next as Captain Hooper, of the Rush, and other witnesseshad not arrived yesterday.

SPORTS AND PASTIMES.

The members of the Victoria Wheel Club have entered very heartily into the proposal to give a Thankegiving Day meet at the anxious to establish new provincial records,

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Prominent amateur athletes are starting

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A WONDERFUL MEDICINE FOR

A. WURDERFUL, MEDICINE FOR Indigention, Want of Appoints, Julianee often Monie, Vousiting, Stolmass of the Stomach, Bilicons or Liver Onne, Ministr, Nick Bondachs, Oold Chills, Ministry of Hous, Zohrness of Spir-tic, and All Nervous Affections. To are these complaints we must remem the same. The principal came is generally be by four it the stomach and Hyper 1, per these same. This two a day for a short time will remore the evil, and restore the sufference. Wholesale Agts, Evans & Soas, I.d. Montreal. For sale by all druggists.

MARNING.

ALD. WILSON stated that the tools in question were put in the old electric light and they got pretty well scattered. One crowbar for instance was found at Oak Bay, another at Rock Bay, and still another implement on Douglas street. Some of them

An application for assistance by Mrs. Frances Jackson was read. She asked to be sent to San Francisco, where friends will look after her, she being old and a helpless invalid. Ordered granted. Market Superintendent Johnson submit-ted bit work in the set of the se

ted his monthly report, which was adopted. Robert Ledingham asked to be again as-signed to duty in the fire department, there being now a vacancy. ALD. WILSON said he believed the vacancy

had been filled by the Chief.

" EDWARD BRAGG,

control of affairs.

answer.

committee.

ALD. MACMILLAN pointed out that the fire wardens had reported on the Ledingham case that he had not been reinstated be.

considered at a public meeting of the coun-ALD. MACMILLAN wanted to know about any such tools. ALD. BRAGG said he had no doubt Mr. Cartmel will be able to give a satisfactory

ALD. MACMILLAN retorted that he had had an answer from Mr. Cartmel personal-ly, but he wanted now to hear from the

THE Jubilee hospital ball gives promise o

is becoming very popular with the congre-MANY books have been added to the Vig-

barn's books have been added to the Vio-toria free library during October, of which the following is a partial list: "Bobert Burns' Poetry, I Vol, given by C. M. Spry; "Princess Alice," by Princess Helena and Dr. Sell; "Legendary Ballads of Eng-land and Scotland, by J. S. Reberts; "The Princes of the House of Durid" by The

Prince of the House of David," by Ingra-ham : "A Face Illumined," by E: P. Roe ; Elizabeth B. Browning's "Poetry," I Vol ; "Old Blazer's Hero," by D. C. Murray; "Micah Clarke," by A. Conan Doyle-these "The Lost Island" (Atlantie), by Dr. Fletcher, presented by the author ;: "History of the Northwest," III Vols., by Alexander Begg, given by the city; "Stranger Than Fiction," I Vol., by Rev. J. J. Hal-combe; and a large number of reports from Canada, British Columbia, Victoria, etc., upon Agriculture, Public Schoels, Royal Colonial Institute, Farmers' Institutes, Dairymen and Creameries, Swine Breeders'

and Sheep Breeders's Association, Fruit Growers' Association, Crown Lands Surveys, Mines, Fisheries, Industries, Indian Affairs, Department of the Interior, Mission to Australia, Public Accounts, and Registrar of Births, Deaths and Marriages. These reports were presented by Alexander Brgg.

AT the Natural History meeting last evening a number of subjects were dis-Seal.

THE MAYOR-Will you sit down, gentle-

men ; my ruling is that you both sit down. ALD. PARTRIDGE-I refuse to accept that ruling, Mr. Mayor; I am a representative of the people, and I demand the right to be heard and answered. ments.

THE MAYOR-I am going to have the report read—that is my ruling. The report was then read, as follows :

VICTORIA, Nov. 4, 1895.

" To His Worship the Mayor and Board of Aldermen :

"GENTLEMEN :- As chairman of the elec-tric lighting committee I consider it my duty to bring before the council a charge of gross power to act. neglect of duty against Mr. Hutcheson, ex-tending over the whole period he has held the position as superintendent of the department

" Personally, I regret having to take this step, for various reasons, amongst which may be mentioned that I had no wish to make the affair public for the sake of Mr. Hutcheson himself, and also of avoiding another scandal in the city government, but the attitude of certain aldermen who have made insinuations of spiteful and other upworthy motives, and the fact that the affair has become public, cause me to bring the case before the council in this manner.

"When Mr. Hutcheson was elected to the office he was given every consideration, and it was after a considerable time that the committee was forced to the conclusion that he was neglecting his duty. He was scarcely ever to be found when he was wanted, either at the station or on the circuits, and eventually, on the 7th of October, I gave directions to the engineer to keep a diary of the times of starting and stopping the engine, and the number of hours the superintendent was there while the employes were at work on the machinery. "The charges are as follows :

"1st. Keeping no books or accounts. He has kepp no record, log or diary of any deacription of the work of the department; in fact there is not a scrap of writing to show the time the machinery has been at work, the quantity of coal, water, oil, carbons, or other stores consumed; the manner in which other stores consumed ; the manner in which the men have been employed, or their work-ing hours ; such records being necessary in order that the council and ratepayers may know the state of efficiency and the cost of

An Impertant Office. To properly fill its office and functions, it is the department. Nor has he ever given directions sither to the engineer or foreman lamp trimmer to keep any such log or diary so that there is nothing whatever to show how the department is managed. "2nd. Non-attendance at the station or on the line. He seldom put in an appearance at the station during the running hours; at times absenting himself for a fortnight at a stretch, and once a week would be a high average, as the accompanying diary will show. None of the lamp trimmer to speak to on duty, ether at the state of the office and the system, making it possible for good health to reign supreme. times absenting thimself for a fortnight at a stretch, and once a week would be a high average, as the accompanying diary will show. None of the lamp trimmers have ever seen him to speak to on duty, either at the station or on the line; and the foreman remorts that he has never dury show. None of the lamp trimmers have ever seen him to speak to on duty, either at the station or on the line; and the forgman reports that he has never given him any in-returns in the speak seen him to speak to on duty, either at the station or on the line; and the forgman structions with regard to his work; nor firs he ver been, on any occasion, at the station when the responded. "It was understood when he took the situation that any necessary repairs or

century witnessing the nation's development from an insignificant and barbaric state to cause there was no vacancy-the inference being that when one occurred it would be the importance of a civilized power whose given to him. He wanted to know whether the Chief or the fire wardens make appointinfluence is now felt in every chapter of Oriental affairs. The tables for Sunday's ban-Communication laid on the table until

quet were spread at Harmony hall, and were presided over by Vice-Consul S. Na-mura and Mr. A. Wanibi. The feast was as reading of fire wardens' report. C. W. Ker and other residents of Eequi-malt road wrote asking for a piece of side-walk, which they would have to put down themselves if the council does not act at thoroughly Japanese as possible in all de-tails, and the postprandial speeches rang with patriotism and pride in the little counonce. Referred to street committee with try whose rapid evolution from Oriental barbarism is the wonder of the century. ALD. MACMILLAN wished the committee

IT is likely that within the next few days

The ticket drew the capital prize of \$1,170, exclusive of the commission. The agent paid over \$400, but the remainder was not

ALD. MACMILLAN wished the committee ordered to lay the eldewalk. ALD. MACLELLAN said it seemed to him Ald. Macmillan's plan is to move for side-walks in all parts of the city during the last two months before the elections, when he knows very well that the funds are almost exhausted. Sidewalks are not so cheap as the talk of the alderman. the talk of the alderman. The cemetery committee asked an appro-priation of \$50 for repairs to the caretaker's

odge. Granted. Routine reports from the finance committinually was observed with considerable interest. The plant has now reached an altitude of between three and four feet and bee were read and adouted. The fire wardens reported no funds on is still growing at a pace which promises hand for a hydrant to be placed on the Gorge road, requested by Mr. J. R. Car-grance it fully equals its less rapidly grown

michael. Also that they had granted two months' leave of absence to David A. Henry, the use of electric light in the case under obwho is to make a trip East. ervation Mr. Davy draws the inference that if a poplar shoot could be taken when young and kept under the influence of an arc light

The report was adopted after Ald. Bragg had expressed the hope that money may be found somewhere for the hydrant menfor say three years, a height of at least 500 feet would be secured. By following out the same line of action on a larger scale the tioned ; and the wardens had been requested to appoint Mr. Ledingham to any vacancy. The finance committee reported against problem of reaching the moon would eventu-ally be solved, and in a manner obviating Mr. Dalby's claim for \$20.

The streets committee reported against any action respecting the E. & N. crossing ltogether the employment of balloons. on the old Esquimalt road; and respecting other matters, including the claim for dam informations will be laid at wholesale against the Chinese lotteries in town. The trouble

ages respecting the injuries said to have been sustained by Mrs. Piper by reason of the sidewalk on Oak Bay avenue. As there appeared to be nothing defective in the sidewalk they recommended that the claim be referred to the city solicitor. Adopted. the Uninese lotteries in town. The actual arises over a dispute about the non-payment of a prize by an agent of one of these lotter-ies to a white man. Some two weeks ago he purchased a ticket from a Store street Chinese agent of the Yuen Lee Company. This being all the business the council ad-journed at 9 30 o'clock.

## An Important Office.

MORE GOLD.

A party of Victorians returned on Suaday by the Rainbow from Barclay Sound, where they have spent a short time prospecting on the mainland to the northwest of Alberni canal, and also on the islands in the Sound. The party was composed of Caps. John Irv-ing, Measrs. D R. Ker, John Braden, Lo-Reserved with moss and the underbrush is thick there was not time to examine closely for ledges. On the islands in Barclay Sound, however, a number of ledges were discovered and several claims located. The samples brought back by the party are very similar to the ore of the famous Trail Greek mines, carrying some gold on the surface. Five hundred pounds of it was brought down to be assayed, and should the returns be as satisfactory as ex-pected it will mean a great deal for Victoria. Right on the seaboard, within easy reach of this city, these ledges are most fav. orably situated to be worked and the ore shipped far more advantageously than can the ores of the interior, while Victoria would naturally be the centre from which supplies would be shipped to the district. As exploration proceeds in the district about Alberni and Barclay Sound the indi-

ONE OF THE WORLD'S WONDERS.

become more and more assured.

Amongst the wonders of the world then ought certainly to be included the Family Herald and Weekly Star of Montreal. There a nothing else like it to be found anywhere. The Family Herald and Weekly Star has now been enlarged to sixteen pages, giving its readers one hundred and twenty eight columns of reading matter; and such matter! Not a hodge podge of anything and every-thing; but every line carefully selected in accordance with the policy that makes each issue a perfect storehouse of useful and in-beresting reading. It meets the wants of every member of the family, from the little one just learning to read to the gray-beard-ed grandparent. It answers questions on

paid over \$400, but the remainder was not forthcoming, whereupon the white man raised a row, but to no effect. The agent blamed the company for not paying, while the company state that the whole price of the ticket was not paid in to them, but only a particular and on that they had not all sorts of subjects. It instructs the young in a thousand subjects. It posts the housewife on matters affecting the welfare of the family. It has specially prepared pages for the farmer, dairymen and breeders, which the ticket was not paid in to onem, our only rainly. It has specially proparet pages for a portion — and on that they had paid, the proportion that it drew. The method em are so invaluable, that farmers say they ployed by agents is not always to pay over must have it. Each number of the Family the whole of the price of the tickets Herald and Weekly Star contains sketches the whole of the price of the price of the states and stories, and soores of special depart-to the lottery companies, as the 10 per and stories, and soores of special depart-cent. commission is too small to make it ments. The handsomest newspaper ploture cent. commission is too small to make it worth while. Instead, an agent will often keep the money paid by the purchaser of a bidget and assume the risk instead of the bank. In the present case the company olsim that the agent assumed the responsi-bility of part of the largness of the prize numble to to its readers and the iongralistic gradies and the iongralistic gradies and the agent assumes that are number of the largness of the prize numble to to its readers and the iongralistic gradies and the iongralistic gradies and the iongralistic gradies and the agent assumes the decided to the readers and the iongralistic gradies and the iongralistic gradies and the iongradies and the agent assumes the agent as the agent as the agent assumes the agent and the agent agent as the agent and the agent agent and the agent agent and the agent agent and the agent agen

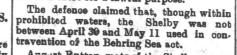
se column showed she did not make that direction. May 2, 3 and 5 were ome of these cases.

Capt. F. Munger of the U. S. cutter Corwin corroborated Lieut. Hall's evidence as to the wind having been mostly from the North from May 6 to 11, and also as to the currents as pointed out on the chart.

Cross-examined by Mr. Helmcken he stated that the schooner was headed on her proper course when bearded.

## This closed the case for the crown.

Mr. Helmcken in opening for the defence said that the question to be decided was really whether a vessel found in prohibited waters on her voyage home was liable to seizure. The decisions in former cases in this court had been to the effect that a vessel being merely in the prohibited zone did not constitute a violation of the act. This was held in the case of the Aincks (vol. 4 exchecquer reports p. 195). The Ainoka accounted for her being within the probibitand Hattie it had been held that when a British sealer is. found in the prohibited waters of Behring sea, the burden of proof is upon the owner or master to rebut by positive evidence that the vessel is not there used or employed in the vessel is not there used or employed in contravention of the Seal Fisheries Act, 1891 (23 C. S. R., C. J., p. 484), the judge stating that "we are only called upon to find whether or not, the vessel having been cations of extensive and valuable gold fields taken in prohibited waters, has proved that she was there for a lawful purpor



August Ruttan, mate of the Shelby, swor August Futural, mass of the Shelvy, swore that the Shelby stopped scaling on the after-noon of April 30, and all sail was then set for Victoria. Between that date and May 11, when the Shelby was seized, no seal were hunted. He accounted for the vessel going out of her course by stating that the navigating instruments were defective and the winds light. In cross-examination the wit-ness said that he had taken a N.N.W. coarse on May I instead of a E.S.E. (the proper course for Victoria) on account of the wind. "How do you then account for saying you set all sail for Victoria" the was asked. Witness again examined the log and said the entry of the direction must have been a

mistake. To the Court-The compass was three of our points out, but allowance was made for that

His Lordship-Then as a matter of fact you could steer almost as well with your compass as if it were correct ?

"Pretty nearly," replied the witness. Denny Florida, a hunter on the Shelby, and August Schone, cook, both swore that

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