Weekly Colonist

FRIDAY, JULY 27TH, 1888.

THE JOHN CASE.

Observations of the Chief Justice of the Supreme Court of Canada—He says the Case was not Properly Presented to the Jury by Sir M. B. Begbie.

The full text of "the observations of the Chief Justice of the Supreme Court of Canada for the information of the honorable the Minister of Justice," upon receipt of which a pardon was ordered to issue by the Governor-General, has been received here.

His lordship briefly reviews the case, the facts of which are familiar to THE COLONIST readers, and says the evidence "fully justified the jury in acquitting the prisoner of the crime of rape." And "the jury having acquitted him of the crime of rape, I am at a loss to conceive how they could have found him guilty of an assault with intent to commit that offence, which could only be on the assumption that he not only desired to gratify his passions upon her person, but that he intended to do so at all events, notwithstanding any resistance on her part, which the finding of the jury in acquitting the prisoner of the rape appears to me entirely to negative. It also appears to me that the jury might have been entirely misled and have misapprehended the real question by the way the case was presented to them. The note of the learned Chief Justice, Sir M. B. Begbie, who tried the case, is as follows:

"It was claimed on behalf of the prisoner that the intercourse was with the girl's consent.

"The chief justice, after defining the offence of rape, read to the jury the 183rd section of the Procedure Act and told them that they were at liberty to deal with the case under that section.

"Prisoner's counsel contended that the case could not be dealt with under section 183, and that the only issue for the jury was whether the complete offence had been committed, or whether the girl had consented, and asked the chief justice to reserve the point; but the judge refused to do so.

"The judge, in answer to the question put by the foreman of the jury, whether, if they acquitted of the rape and found guilty of the assault with intent to commit rape, that would imply that the girl gave her consent, said that the jury need not go into that question; that they were not obliged to give any reason for their verdict; that if they agreed that the appellant assaulted the girl and that he intended to commit rape, but that if from whatever circumstance they were not satisfied to find that the complete offence had been committed, then they were at liberty to find the attempt.

"The jury returned the following verdict, which was duly recorded:—'The prisoner is not guilty of the felony wherefore he stands indicted; but he is guilty of assault with intent to commit rape.'"

This, in my opinion, did not represent the case properly before the jury; that the issue was really substantially consent or no consent, and certainly ought to have been left to the jury as the prisoner's counsel desired.

(Signed) W. J. RITCHIE, C. J.

3rd July, 1888.

THE COMOX MINES.

Most Encouraging Prospects and a Large Area of Coal Now Assured.

Mr. John Dick, who is superintending the opening of the Union Mines at Comox for Hon. Mr. Dunsmuir & Sons, arrived in Nanaimo on Sunday and furnished the *Free Press* with the following information regarding the progress of the work:

Five levels of adits have been run into the hill side, and from these five levels the coal can be lifted from over 200 acres of land. The coal in these five levels average three feet four inches in thickness, the thickest being five feet six inches. The levels are run so that the water will flow out of them, thus saving the expense of pumping and hoisting engines. The coal will therefore be taken out by horses or mine locomotives, the same as the old Harewood Mine, which now belongs to the Vancouver Coal Company. The coal in these levels is highly bituminous, and improves in quality and thickness as the levels are run.

Another level has been run near Allen's Lake, about 1½ miles distant from the previously mentioned five levels. This seam shows four feet six inches of coal of excellent quality.

In additions to the levels a shaft has been sunk to the depths of fifty feet, and struck a seam of good coal eight feet six inches in thickness. All the coal struck is of excellent quality, a portion of it being blacksmith's of very superior quality. At the present writing over nine hundred tons of coal has been mined and brought out to daylight. The prospects are of the most encouraging character, and a large area of coal is now assured.

The freight wharf at Hart's Point is now completed, and the loading wharves are well under way.

The grading for the railway is completed to the Trent river, four miles distant from the wharves. The road is also partially graded for 1½ miles beyond the river. The bridge across the Trent river will be a large structure, taking over 700,000 feet of timber. The work on this bridge is not progressing at the same rate as the rest of the work, and it is feared that it will cause a delay in the shipment. Mr. Dick says if the bridge was completed he would experience no difficulty in loading a 3,000 ton ship within five weeks.

THE JOHN CASE.

TO THE EDITOR:—Every thinking man must condemn your article upon this subject.

Admitting (as the Chief Justice of Canada has held) that Sir Matthew B. Begbie was wrong in the view which he sustained at the trial—a difference, merely, of legal judgment arises. It happens that in this case, upon the point in question, a Superior Court has in due course of legal procedure disagreed with Sir Matthew, but the reversal of one of his judgments is no more a matter of reflection upon him than is the upsetting of the ruling of any other judge of equal or greater eminence—a thing which occurs every day.

Your suggestion that a judge should be pursued for costs when his decision is upset is childish. THEODORE DAVIE.

MARINE.

Bark Janbaas was towed to Moodyville yesterday afternoon by the tug Pilot.

It is thought the bark Arabella will be floated out of the dock about Wednesday next.

The steamship Parthia arrived at Vancouver from San Francisco yesterday, and anchored in the stream, there not being room for her at the C. P. R. dock.

The total catch of the schooner Sapphire was 800 seals, and not 1,200 as before stated. The only vessel spoken by the schooner was the Lily L., of San Francisco, and that was last month.

Steamer Idaho, Capt. Wallace, arrived from Alaska yesterday morning at six o'clock and sailed for the Sound four hours later. The steamer Cariboo Fly was spoken in Queen Charlotte Sound on her way to Skeena River. The Idaho will start for Alaska on a special trip on the 9th prox.

From THE DAILY COLONIST, July 27.

LOCAL AND PROVINCIAL.

Supreme Court.

Ah Hing, the Chinaman who was committed for trial at the Provincial Court on the 20th ult. for housebreaking, was brought before Hon. Mr. Justice Gray in the Supreme Court yesterday morning under the Speedy Trials' Act, and sentenced to three years' imprisonment.

Donald Assizes.

About half the people in Donald, outside of railroad employees, were in attendance at the assize court, Chief Justice Begbie presiding. The only business transacted was the returning by the grand jury of a true bill against Paddy Collins for robbing Wm. Brennan, *alias* the "Blind Kid."

A Quick Passage.

The Yosemite made good time both ways yesterday. She reached Vancouver in the morning before 9 o'clock, making the run in less than six hours. As quick a passage was made on the return, the Yosemite distancing the Premier, which left Vancouver about ten minutes after the former's departure.

Y. M. C. A. Secretary.

Mr. Teague will leave Boston the last of the month for this city, to assume the position of secretary of the Y. M. C. A. here. He comes highly recommended from the secretary of the Boston Training Home for secretaries. He will arrive here early in August. Great things are expected of this worthy institution under his management.

Another Two-Story Brick.

Tenders are invited by Mr. P. H. Donovan for the erection of a two-story brick building on the north side of Fort street, between Broad and Douglas. The new building will occupy the site where Mr. Tippins formerly had his candy factory. As soon as the contract is let the old wooden structure now on the ground will be torn down.

Valuable Dog Poisoned.

Some miscreant has poisoned the fine Mount St. Bernard dog owned by Mr. J. P. Walls, and a reward of $25 will be paid for such information as will lead to the discovery of the offender. The animal thus destroyed was one of the most valuable dogs in the city, and notwithstanding its large size, was not yet one year old. It was highly valued by Mr. Walls, and it is to be hoped the person who wilfully destroyed such a noble animal will be caught and severely punished.

A Murderous Villain.

Yesterday morning a Chinaman employed in the Western hotel had a dispute with one of the waitresses about the way some of the food was cooked. John savagely assailed her, kicking her in the abdomen. She fell and the Chinamen was in the act of crushing her body with his foot, when a man rushed in and saved the woman from further injury. Although suffering extreme pain from the kick, Miss Henakie appeared in the Police Court yesterday morning against the wretch, who was remanded until to-day, when the evidence of the attending physician will be taken.

A Seattle Elopement.

Miss Clara C. Lowe, of Seattle, has left her home in that city with Roland M. Cantrill, a blacksmith, and the erring couple are at present believed to be in Victoria. Cantrill was employed at the Washington Iron Works, at Seattle, and boarded at M. Lowe's restaurant on Jackson street. One of the waitresses was little Clara Lowe, the daughter of the the proprietor. She became strongly attached to Cantrill, who finally persuaded her to elope with him to Victoria. Cantrill has a wife and child in California.

B. B. & B. C. Road.

Hon. P. B. Cornwall, says the Whatcom correspondent of the Seattle *Enterprise*, arrived in Sehome on the last steamer. He is now employing 150 laborers on the B. B. & B. C. Railroad, running from Bellingham Bay to Fort Hope, and will within a few days land rolling stock and iron to push construction. Mr. Cornwall and others are employing a large number of experts to develop coal veins in various parts of the county. It is said that the Black Diamond coal nets its owners $10 per ton in San Francisco, and the general impression is gaining ground that Mr. Cornwall has considerable admiration for coal mining property.

Disappeared on the Eve of His Wedding.

Peter Carrollson, of Seattle, has mysteriously disappeared from that city and his friends and intended bride are greatly mistified. He was engaged to be married to Miss Bertha Johnson, and all the arrangements for the wedding were complete. On Tuesday evening Carrollson accompanied Miss Johnson to her home. He left her at the door at 9:30 o'clock and started to return to his own place of residence. That is the last seen of him, and as he is known to have had $300 in his possession it is feared he has been robbed and possibly murdered. He is described as being a man about 40 years of age, light complexioned, with sandy moustache. He is five feet eight inches tall and wore a dark suit of clothes when last seen.

A Lord in the Chain Gang.

Says the Vancouver *Herald*: A man who had evidently seen better days, and who called himself Lord Dungarnow, was brought up on a charge of being drunk and disorderly. His lordship said it was most annoying to be brought up on a charge of this kind, but the fact was he was not drunk but only looking about for his hat, and was rather noisy. He, therefore, hoped the court would deal lently with him. The court, however, took the evidence of Sergt. McLaren, who testified to the fact of the prisoner being drunk, disorderly and abusive. His lordship, who was hardly sober when in court, was given the opportunity to figure in the chain gang for a week, as he was dead broke and could not pay the fine of $5 imposed.

PROF. MENZIES ARRESTED

On a Charge of Having Secretly Confined and Taken Loi Ho Out of Canada Against Her Will.

Prof. Menzies was a passenger by the Yosemite last night from Vancouver, and an hour after his arrival Officer Lindsay served upon him a warrant sworn out before W. Dalby, Esq., J. P., charging him with having feloniously caused one Loi Ho, a Chinese girl, to be secretly taken out of Canada against her will. When the Professor read the document he laughed at the allegation, and said that he would soon be enabled to prove its untruthfulness. The case will be ventilated in court this morning, and it now remains for the editor of the *Times*, Mr. Vrooman-Gardner and others, who have been the principals in accusing the Professor of various crimes, to come forward and substantiate their statements. The accused has voluntarily come to Victoria so that the charges might have a full investigation, and though the course adopted may prove otherwise than he desires, yet the fact of his having of his own free will returned is very much in his favor.

Henry Taylor, ex-president of the Bank of London, is getting tired of staying in jail at London, and is going to ask for a *habeas corpus*.

THE SKEENA TROUBLE.

Gabriel Dumont's Opinion of the Campaign—Thinks it Will be Difficult and Dangerous.

MONTREAL, July 18.—When Gabriel Dumont first came to Montreal, after his return from exile in the United States, his advent was regarded with rejoicing by a portion of the French-Canadian people. His presence in Montreal was a nine days' wonder, but the novelty soon wore off, and Dumont fell as flat as a pancake. In fact little would be known of him if it were not for certain remarkable statements that he gives utterance to from time to time. His latest efforts in this line are somewhat peculiar, not to say audacious. A local newspaper man, it appears, has interviewed the Metis leader on the Indian rising in British Columbia, and here is what Dumont is reported to have said:—

"Yes; I know British Columbia well, as I have been up there often. And I know that it is a very bad country for white men to undertake a military campaign in. The country is filled with mountains, and on the rivers the falls are as high as that (pointing to a four-storey building). The trouble seems to have broken out among the Kat-macool and Metlakahtla tribe of Indians. Though they are not closely united with our own Indians in the Northwest, they are friendly. From what I can learn, they tried to arrest some Indians after one of them had been killed, and this made them mad. It is the old story: for you know among us the Indians' by-word is, 'You touch one you touch all.' All that I can say is that the government had better be careful with these Indians, as they are dangerous. It is better to try and do what is right with them than to shoot them down. It is better to treat them kindly, because if a genuine Indian uprising takes place the government will not have to face a few hundred men like last campaign, but from 30,000 to 40,000 of them. Concerning my own people, I have had some news. I receive letters every few days from Batoche and other places in the Saskatchewan country. It is not true that they are arming to fight Canada over again; but I can say that they are far from being satisfied. They feel that they have not been treated right by the government, and this is true for all those who took part in the rebellion and for many others. Those who took arms to defend their rights have received nothing though they lost all. Those who did nothing and looked on were rewarded by the Government. This gives great dissatisfaction. I do not say that there will not be any trouble, but I know that we want to get rid of all the Orangemen who are officials of the Government in the North-West. They are robbing the Metis, and the Metis have decided to stand up for fair play and if this is refused them, well something may happen. If they ever fight they will get what they are asking for. There won't be 300 then facing 3,000, but many more. Yes, we were only 300 in the last campaign, and we kept it up for three months. Lots of them are sorry that they did not join them. In all, we lost 36."

Such language from a rebel against the laws of the country, who is at present in Canada on suffrage, is rather remarkable; but fortunately very little attention is paid to it, and it is regarded to a great extent as a personal advertisement.

ALASKA.

A Budget of Mining and General News by the Idaho.

The steamer Idaho which arrived from Sitka and other ports in Alaska yesterday morning, brought no news from the Skeena river, but the *Mining Record*, furnished us by the purser of the steamer, contains some interesting mining and general news items. The former says:

On the morning of the 18th Messrs S. Kinney and Charles Armstrong, of Seattle, started for Glacier Bay to examine some mining property they have in that locality. Glacier Bay district has some excellent property, and the day is not far distant when there will be considerable development work done there.

Dunn & Williams have a good head of water on their claim in the Basin, and are doing considerable labor in the way of sluicing, and from all indications will have a good season's run.

Admiralty Island is attracting the attention of mining men, and is showing up some good-looking quartz, which assays well. Several locations in that section have been bonded with a view of investigating their true merits.

Callsen & deGroff are running two Bancroft black sand machines at Yakutat, and are employing ten Indians. These machines are running night and day, and it is said they are making from $5 to $10 per day to the man.

The new 120-stamp mill on the property of the Alaska Mill and Mining Company on Douglas Island is rapidly nearing completion, and when completed will make 240 stamps in operation under one roof.

The Newell property in the Upper Basin continues to show up well, and promises to develop into a most excellent property. At present there are about 75 tons of quartz on the dump.

The *News* says: The schooner Alpha, during a twenty days sealing voyage, captured 119 fur seals, valued at about $750. Some of the customs officials at Sitka are interested in this vessel.

Messrs. Harold and Edwin Topham, and George Broke, of England, and William Williams, of Cambridge, Mass., sailed on the 1st inst. for Mt. St. Elias. These gentlemen are on an exploring expedition in the interest of science.

According to the figures filed in the district court on June 29th, by Henry E. Haydon, the amount paid into the fines and forfeiture account of the court since January 1, 1888, aggregated $23,513. This amount includes the money realized from the sale of sealskins seized on the vessels captured last summer in the Behring's Sea, less expense incurred in bringing the seals from Ounalaska, and all other disbursements up to June 30th.

LOCAL BRIEFS.

Assays of the Spallumacheen silver quartz show it to be worth $22.40 per ton.

Seventy men have been hired to work on the Coffin mines at Mount Stephen.

24 all wool suits at Gilmore's $6.80 and $7. 50 odd coats worth from $5 to $10 selling from $3 to $6. Call and see them.

Edward Whitehead, watchman at the Albion Iron Works, mourns the loss of his wife Anna, who died yesterday morning, having been ill but a few days.

The bill posters for Sell's circus arrived on the Olympian last night, and will commence to hang their showy posters to-day.

The Yosemite last night brought down a large lot of old car wheels for the Albion Iron Works.

Grasshoppers are playing havoc among the Nicola crops. Grain fields have been cut for hay to prevent their total destruction.

It is stated that work will soon be commenced on the construction of ocean docks at English Bay for the China and San Francisco steamers.

The steamer Yosemite has been chartered by the manager of Sell's circus to convey the outfit from Victoria to Westminster and Vancouver and return.

PRESS COMMENTS.

(Toronto Globe.)

One of the questions that is likely to come up for consideration at the approaching meeting of the Canadian Press Association is that of dead-head advertising. There are a lot of people in every community going about with reputations for benevolence and public spiritedness that really belongs to the editors of the local newspapers. They keep themselves before the public by their peculiar capacity for advertising gratuitously themselves and the institutions and movements with which they are connected. They are of the Order of Peanut Philanthropists. Some of the brightest specimens of this remarkable grade of beings profess a complete want of faith in the efficacy of advertising, and are rather disposed to regard the press as a means of mischief. If it has a use it is to provide a living for the institutions on which they subsist. The more inferior members of the order are merely thoughtless people who want to be busy at low rates, and do not reflect that it is not the special object of the press to keep them before the public. Perhaps on the whole there is more want of thought than calculated self-seeking in this practice of dead-head advertising, but it is a fraud on the press—a costly one at that—and it ought to be resisted by newspaper publishers and condemned by the Press Association.

(Ottawa Free Press.)

In view of the serious nature of the Indian outbreak in British Columbia the question as to whether the expense of suppressing such an uprising should be borne by the Dominion or the province is likely to assume some importance. Notwithstanding Sir John Macdonald's declaration last session that the duty of maintaining law and order within a province devolved in all cases upon the local authorities, and therefore it was not his intention ever to send a force of mounted police into British Columbia again, the provincial government appear to have at first glance substantial grounds for refusing to be saddled with the trouble and expense of keeping Indian tribes in order. The Indians are wards of the Dominion government, by whom they are supposed to be looked after and taught the habits of civilization. Large appropriations are every year placed by parliament at the disposal of the government for the benefit of the Indians. Now is it not the duty of the federal authorities to see that their wards do not disturb the peace of the province? * * * A revolt among Indian tribes in a province cannot be treated, under existing circumstances, as an ordinary riot, or as something to be dealt with as part of the general administration of justice, and therefore the Dominion will probably have to pay British Columbia a pretty heavy bill in the event of the Skeena revolt proving serious, if the whole duty of suppressing it is left to the provincial authorities.

PERSONAL.

The Liberals of Halton have nominated John Waldie to contest the riding for the Commons.

Rev. J. McLeod, of Charlottetown, Prince Edward Island, arrived from the East last night and is at the Clarence.

J. Duck, of Grand Prairie, who recently sold his ranche on the South Thompson River for $34,000, left Kamloops for England on Tuesday last.

W. F. Carson, travelling passenger agent of the Northern Pacific, arrived on the Yosemite last night and leaves for Portland this morning.

E. Cosgrove, a heavy real estate owner of Sehome, W. T., arrived on the Yosemite last night, and is arranging for a sale of lands in New Whatcom, the terminus of the Bellingham Bay road.

F. R. Thompson and E. D. McKenley, of Port Angeles, are in the city. They sailed over the Straits in a small boat in five hours and a half, and are charmed with Victoria, this being their first visit.

Wm. Hamilton, President of the William Hamilton Manufacturing Company, Peterboro, Ont., accompanied by his son, William Hamilton, Jr., is *en route* to this coast. After visiting California they will return home by the Northern Pacific.

Cardinal Manning on his eightieth birthday on St. Swithin's day, looked and felt at least as strong as he did ten years ago. He preached at Brook Green on behalf of the House of Rest, and besides the usual Sunday routine saw a number of friends. Sheafs of telegrams of congratulations and good wishes arrived during the day.

Senator Ogilvie has returned from British Columbia to Montreal thoroughly delighted with the magnificent scenery, more especially at Banff. The Senator has crossed the Alps four times, been over the American Rockies, and says they can't touch the scenery along the C. P. R.

Mr. and Mad. C. A. de L'Aubiniere, the French artists whose work was so much admired in this city, have returned to Montreal from their excursion to Montmorency with several paintings. They go up the Saguenay, stopping at Murray Bay, Tadousac, Chicoutimi, and Riviere du Loup.

ALASKA NEWS.

(Free Press.)

Messrs. Paterson, Williams and Carregan have arrived from the Yakutat country, they having made the trip down in an open boat in four days. They tell the same story of "nothing there." They informed us that they left about twenty men at Yakutat. The whale boat was there and the crew were preparing for a trip to the westward. Other men at Yakutat would follow them as soon as transportation could be had, but the majority of them would return to Juneau.

On the morning of the 5th A. J. Saxton came into Juneau, having just returned from Snow & Moore's camp at the first lake on the headwaters of the Yukon. He left there about the 20th, and he said the boys pulled down the river shortly afterwards. While making the descent on the Yukon side, Jack Cowden had the misfortune to slip and break his leg just above the ankle. Mr. Sullivan was with him at the time, and he immediately set the broken limb, bound splints around it and loading him on to a sled pulled down to camp. There Jack received the best of care, and when Mr. Saxton left the bone was knitting together nicely, and Jack hoped to be able to use his leg very soon.

While in Glacier Bay on his last trip, Dick Willoughby succeeded in securing two excellent negatives of the wonderful city reflected on the glassy surface of the Pacific glacier. He photographed it from two different positions, and therefore obtained one view looking across the main streets and the other looking down them. The city, or mirage, appears just after the change of the moon in June, and just as the sun is setting in the evening behind the Fairweather range and while the moon is climbing the heavens in the east. Dick first became aware of the appearance of this city of the icebergs through the Indians, and has since for a number of years past with his own eyes seen it appear and disappear regularly each year at the time mentioned above. Each succeeding year he has noted a rapid growth to the city, and one building, which was but a foundation four years ago, is now a massive structure seven stories high. Dick attempted to photograph it last year, but only succeeded in getting a blurred negative; however, this year, the atmosphere being more favorable, his attempt resulted in two clear negatives.

Children Cry for Pitcher's Castoria.

CABLE NEWS.

The German Emperor's Visit to Stockholm—William and Oscar Meet and Embrace.

Rider Haggard Has an Experience Which May Serve for a Chapter in His Next Work.

Lord Wolverton's Immense Fortune Passes to the Collateral Branch of His Family.

Threat to Murder Gladstone.

LONDON, July 26.—A German named Cotter was arrested to-day, charged with sending a letter to Gladstone threatening to murder him because the latter's wife had mislaid a manuscript Cotter had sent her.

Preparing for William's Reception.

At Copenhagen and Stockholm elaborate preparations are making for Emperor William's reception. On Sunday King Christian of Denmark will leave Copenhagen with a small squadron to meet the German fleet. It is expected that two Russian warships will be at Copenhagen during the Emperor's visit.

Lord Wolverton's Will.

The will of the late Lord Wolverton, who was Postmaster-General in the Gladstone Government, has been proved invalid, and the whole of his immense fortune passes into the hands of the collateral branch of the late baron's family. Lord Wolverton was a prominent member of the English home rule party, and some of his bequests were designed to benefit that cause. The decision of the court on the matter has caused intense chagrin and disappointment among the legatees designed by the will.

Steamer Wrecked.

The Iceland steamer Copeland has been wrecked in the Pentland Firth, Scotland. The crew and passengers, among the latter H. Rider Haggard, were saved with great difficulty.

O'Kelly's Case.

In the house of commons this evening Sexton, referring to the arrest of O'Kelly, asked why the government had not warned him of the issuance of a summons against him instead of setting detectives to dog the footsteps of members of the house. Balfour replied that the issuance of the warrant was the only legal method summoning Irish members in England. Regarding the question of whether he had had reason to suppose that any parliament member would evade going to the court on the summons, Balfour said he could state that several members had refused to obey a summons. He accepted the entire responsibility for the action taken in regard to O'Kelly and others.

An Autumn Session.

Mr. Smith asked the assent of the house to an autumn session. It was necessary he said, for the civil, army and naval services. He trusted the house would pass the county government and Parnell commission bills. The house agreed to adjourn on August 11th, and will reassemble in November.

An Appointment for Grand Duke Paul.

BERLIN, July 26.—It is announced that the Grand Duke Paul, of Russia, has been appointed chief of the Badenburg Circassian regiment.

Italian Naval Officers Decorated.

The Emperor has conferred the decoration of the Order of the Red Eagle upon Vice-Admiral Acton, of the Italian navy, and given other decorations to Rear Admiral Cevita, Lieut. Bomrefoi and Eugene Cerreviel, of the Italian navy, and to the rector of Bologna University.

To be Expelled from Germany.

PARIS, July 26.—The *Soir* says: M. Antoine, deputy for Metz in the German Reichstag, is to be expelled permanently from Germany.

Notable Deaths.

General La Baste, a general of division on the retired list, is dead. The deaths are also announced of Generals Inlot and Poiter.

Fears Stanley's Defeat.

Tht *Gaulois* publishes a dispatch from Bowa stating that M. Janssen, Governor of the Congo Free State, entertains fears that Stanley has been attacked by hostile natives and defeated.

The Strike Over.

VIENNA, July 26.—The strike at Brunn is over, an advance having been conceded by the masters.

The King of Greece and Kalnosky.

The King of Greece had an interview with Count Kalnosky to-day. The Premier assured His Majesty of Austria's sympathy with Greece, whom she regarded as one of the main ramparts against pan-Slavism in the Balkans.

King Oscar to Welcome King William.

STOCKHOLM, July 26.—King Oscar, accompanied by twelve vessels, has gone to receive Emperor William to-day at Fort Waxholm. One hundred invitations to the state banquet in honor of the Emperor have been sent.

The Emperor at Stockholm.

Emperor William arrived here this afternoon and was received by King Oscar and Crown Prince Gustave. The streets of the city are crowded and the houses profusely decorated.

Honors for Count Bismarck.

King Oscar to-day conferred upon Count Herbert Bismarck the grand cross of the Nordstein, magnificently set with brilliants.

William and Oscar Meet and Embrace.

King Oscar and Crown Prince Gustave embarked at 6 o'clock this morning in the Swedish ironclad Drott to meet the German Emperor. At 8 o'clock the German squadron was sighted. On the approach of the Drott she was saluted by the German vessels. The King and the Crown Prince boarded the Hohenzollern, when they were met by Emperor William, who embraced and kissed them as the King reached the deck of the Emperor's yacht. The land batteries fired salutes and the bands played the German national air.

Turkey Needlessly Alarmed.

ST. PETERSBURG, July 26.—The *Journal de St. Petersburg* denies the statement published in the *Journal de Debats* that the meeting of the Emperors alarmed Turkey, and that she will take military precautions. The *Journal* adds: "Turkey is certainly included in countries that are anxious for peace. Every one knows that the object of meeting was to reassure Europe and to remove apprehensions, not create them.

Frontenac Liberals have been called together for consultation.

The committee on political action of the Dominion Alliance has met at Toronto and considered the deliverance of the temperance convention of Halton county. It was endorsed, and it was decided to give every possible assistance to that convention in fighting a prohibition battle in the country.

ACCIDENT AT NANAIMO

Caused by a Fall of Coal—The Boscowitz Not Yet Arrived—The Carl Friedrich Sails.

(Special to THE COLONIST.)

NANAIMO, July 26.—A fall of coal in the South Field mine to-day injured two or three men, but there is nothing very serious.

The steamer Boscowitz is eagerly looked for; she has not yet arrived.

Ship Carl Friedrich, in tow of the Alexander, sailed to-day, loaded with V. C. Co.'s coal.

MR. RANDALL DOING WELL.

Plans for, His Removal to Chestnut Hill—His Family Wearied With Watching.

WASHINGTON, July 18.—Mr. Randall's improvement of late has given rise to plans for his removal at the earliest possible date. It is desired to get him as near Dr. Martin as possible, and that physician wishes to have him in the vicinity of Chestnut Hill, Pa. Yesterday, for the first time, Mr. Randall's black and tan dog left his place under the patient's bed, where he has lain silent and sympathetic ever since Mr. Randall's first attack. Mrs. Randall has not been in bed since her husband's first attack, and the strain upon her system has been very great. Miss Susie Randall returned the other day and has since shared her mother's labors as best she could. The young lady has herself been ill and was unable to respond to the first summons she received. Mr. Randall's slight hemorrhage yesterday did not seriously weaken him.

Mr. Randall passed a comfortable and restful night and is stated to be much better this morning. It is hoped that he will be well enough to be removed to Chestnut Hill about the end of the week.

CANADIAN NEWS.

Big Fight in Progress Between Rival Telephone Companies in Montreal.

Pitcher, the Providence Union Bank Defaulter, Discharged and Re-Arrested.

Sad Drowning Accident.

MONTREAL, July 26.—Four sons of Mr. Van Deville, of Boston, aged 6, 8, 10 and 12, respectively, were drowned here Tuesday, while playing on some logs in L'assomption river. The bodies were recovered and buried to-day.

The Telephone War.

A big fight is in progress here between the Bell and Federal telephone companies. The latter having recently obtained authority to erect poles on the streets not occupied by the Bell Company, and the Bell people are putting up poles bearing "dead" wires to shut them out. The Federal Company strung wires in St. Patrick street above those of the Bell Company, whereupon their rivals raised their own wires, cutting the Federal Company's wires in doing so. The Federal Company prosecuted the men who cut their wires, and they were fined by the police magistrate yesterday. The Bell people now talk of an injunction, and there is no knowing where the matter will end.

Discharged and Re-arrested.

Judge Church this morning annulled the commitment under which Pitcher, the Providence bank defaulter, was held, on the ground of informality; but immediately issued a new one under which Pitcher was re-arrested and held for trial at the Queen's bench.

Thirty Cents on the Dollar.

Ross, Hastal & Campbell, dealers in fancy goods, who assigned last week, have received an offer of 30 cents on the dollar.

A Crime to Conceal a Crime.

QUEBEC, July 26.—It is said in explanation of the terrible tragedy at St. Julien de Wolfestown, which included an attempt at murder and incendiarism, that the would-be murderer was anxious to remove traces of a still more horrible crime, the nature of which, however, has not been specified.

Counterfeiters Committed.

TORONTO, July 26.—The alleged counterfeiters, Johnstone, Parsons and Mackenzie, underwent a preliminary investigation yesterday and were committed to stand their trial at the October assizes. The question of bail will be decided by the superior court judges here.

Daring Attempt to Escape.

KINGSTON, July 26.—Convict Clows, who is to serve a term in prison for horse stealing, came to the city this morning by the mail boat, his wife and two others with him. At the British American hotel he jumped from the cab and ran off up the street, but was captured shortly after by the cab-driver. His handcuffs were opened when captured, and the cause was soon discovered, for a large file was found in possession of his wife. During the night the chain had been cut through. Clows is now in the penitentiary.

Rowed Across the Lake.

COBOURG, Ont., July 26.—Wm. A. Mattern, of the Hotel Ontario, Charlotte, N. Y., reached Cobourg in an ordinary row-boat at 4 o'clock yesterday afternoon. He left Charlotte at 5:30 Monday evening, but encountering a gale about twenty-five miles out was driven back. He left again at 2 o'clock the next morning and succeeded in reaching the Canadian shore, a distance of seventy miles.

LATE CANADIAN NEWS.

ONTARIO.

James Pertons, aged 70, was fleeced out of $500 at Hamilton by confidence men.

W. C. Caldwell, ex-M.P.P., can have the nomination for North Lanark if he desires it.

J. M. Strathern & Co., house furnishings, have assigned. Assets are said to exceed the liabilities.

Proceedings will be taken in the patent office at Ottawa at an early date to annul the Edison electric light patent.

The great strike of lumber mill hands at Gravenhurst has ended. The men have returned to work on the former conditions.

The grist and sawmill and a large quantity of lumber owned by J. H. Brick, were burned at Teeswater. Loss $10,000; insured for $2,000.

During the visit of the Minister of Justice to Kingston penitentiary, thirty-five convicts appeared before him and represented their claims for executive clemency.

G. C. Nelson, an absconding banker from Atlanta, Georgia, has been arrested in Trenton by Chief Hinds, of Toronto. Nelson has cleared out with $30,000.

Hanrahan's bucket shop was raided at Toronto by the police on a charge laid under the bucket-shop bill passed at the last session of the Commons. The manager, telegraph operator, clerk and five frequenters were arrested.

Both a civil and criminal action is being laid against the proprietors of the *Globe*, *Mail* and *Empire* by the proprietors of the *World* for the publishing of a certain advertisement in connection with the recent troubles between the *World* and its compositors.

THE ONDERDONK ARBITRATION.

The Government Commence Their Defence With the Evidence of Engineer McLeod.

Who Had Special Charge of Contract Sixty-two During its Construction.

He Says the work on the Line Throughout Was of a First-Class Character.

(From Our Own Correspondent.)

VANCOUVER, B. C., July 26.—The adjourned meeting of the Arbitration Commission opened here to-day. All the arbitrators were present as before, and all the counsellors, except Judge Clark, who is at present in Montreal, but is expected back in less than a week. The government commenced their defence today and the first witness called in their behalf was Mr. Henry A. F. McLeod, one of the four resident engineers. He had special charge of contract "sixty-two" during construction by the government, and is, consequently, a very important witness. Mr. McLeod was examined by Mr. Robinson, Q. C., generally in regard to the class of work over the whole section from Savona's to Port Moody, that being the portion in dispute. He especially referred to the "crib wharfing" and "grasshopper trestling" and other matters of which the C. P. R. complain. He said the work in question was of a first-class character and in a lengthy examination described in detail the method of construction throughout. His examination was not concluded when the court adjourned.

Mr. Van Horne is expected back from the east in a few days. It is thought by many that the commissioners will have to make a personal examination of the whole of that part of the road in dispute before they arrive at a decision.

AMERICAN NEWS.

An Old Building Collapses.

NEW YORK, July 26.—The floors of an old building at the corner of Elm and White streets collapsed this afternoon owing to the weight of machinery upon them, and about fifty girls and women, employed by C. A. Lovell, bookbinder, came down amid the ruins into the cellar. Miss Mamie Bagnet, aged 22, of Brooklyn, was killed, and several others badly injured. The building was formerly an armory and was not fitted for the purpose for which it has lately been used. An investigation will be held.

A Free Thinker's Death and Burial.

The Funeral of the late Courtland Palmer, founder of the Nineteenth Century Club and a celebrated free thinker, occurred to-day. It was largely attended, many prominent people being present. Robert J. Ingersoll delivered a beautiful address extolling the character of deceased. Dr. Heber Newton afterwards held brief religious service over the body at the request of Mrs. Palmer, who is a member of his church. The service concluded, the body was taken to Fresh Pond and cremated, as just previous to his death Palmer said: "I want you one and all to tell the whole world that you have seen a Free Thinker die without the least fear of what the hereafter may be."

Suing for the Back Interest.

Nathan Myrick has begun suit in the United States court for interest due on money the government owed him in 1863, but did not pay till 1885. He sold $11,321 worth of goods to Sioux Indians, and the law provides for his compensation. It is a curious case, being the first under the notice of the law.

Shot by His Brother-in-Law.

CHICAGO, July 26.—John Sommer, a saloonkeeper, 180 North Halstead street, was shot and probably fatally wounded last night by John Jones, his wife's brother. Sommer and his wife frequently quarrelled. Last night Jones fired three shots at Sommer while he was in bed. One shot entered his abdomen and another his back. Jones surrendered.

Carelessness Caused a Smashup.

A collision occurred this morning near Sixteenth street crossing between a Chicago & Eastern Illinois engine and a Burlington freight train, completely wrecking the former. The accident was due to carelessness of "Q" men. No one was injured. Loss $10,000.

He Blew Out the Gas.

Robt. Henderson, of Silver City, Idaho, stopping at the Ogden house, in this city, blew out the gas last night and was found unconscious this morning. He will not recover.

Another Large Factory Burned.

Haber & Graham's sash and blind factory, 53d and Clark streets, burned today. Fifty hands lost their tools. The building was formerly occupied by A. G. Spaulding & Bird, and was used as a sporting goods factory. Loss $20,000; partly insured.

Natural Gas Explosion.

TIPTON, Ind., July 26.—An explosion of natural gas in the heading of the factory of Bowlin & Haskell yesterday set fire to the building and burned Engineer Jake Baughman seriously. After a long fight the flames were extinguished, but not until the factory was destroyed. Loss on building and contents, $500,000; insured.

A Mysterious Crime.

QUINCY, Ills., July 26.—A party of seven persons were boating last Saturday night when the skiff capsized and Mr. Steel and Mrs. J Kay were drowned. Steel's body was recovered to-day with a bullet-hole in the temple, and he is now thought to have been murdered and the boat upset, to remove suspicion. Mrs. Kay's body has not yet been recovered. The police are working on the case.

Thrown From a Wagon.

SALT LAKE, Utah, July 26.—Supervisor Wm. George was thrown from a wagon last night and killed. He leaves a wife and three small children.

The Great C. B. & Q. Strike.

ST. JOSEPH, Mo., July 26.—A joint meeting of the brotherhoods yesterday adopted a resolution endorsing the action of the C. B. & Q. in refusing to declare the strike off on the condition offered. The condition is said to be that no man should be black-listed; that the company shall take back such men and as many as it may elect; that for the next two years the company shall employ the late strikers in preference to other men; and that it shall give letters of recommendation to such men as it cannot give employment to. A plank to federate the brotherhoods of engineers, firemen, switchmen and brakemen was endorsed by the conference and each of the four brotherhoods will hold a convention not later than October.

A Question of Disbursement.

BOSTON, July 26.—An Ottawa, Ont., special to the *Herald* from a correspondent who has been talking with a prominent government official says: "If it is ultimately proved that the treaty has been violated and that discrimination in the canals has been made against citizens of United States the Dominion Government will probably be called upon to reimburse the sum of $72,677 to those from whom it has been illegally exacted.

Wandered Away and Died.

REDDING, Cal., July 25.—The body of the four-year-old boy of Wm. Obst, who wandered away from home twenty-three days ago, was found to-day four miles from here in a gulch by some