

trial. Mrs. Preston was again in court, and assisted her husband into his coat when the session ended.

His Honor Judge Forbes was present court, and was invited by the chief which I have stated to you." justice to a seat beside him. Magis-trate Ritchie was also in court, taking

a seat at the barristers' table. Dr. James Christie sat beside Mr. Gerow. The chief justice entered the court yesterday a few minutes before eleven.

'clock.

pital.

been removed

tion as evidence.

MISS MAXWELL.

witness at the afternoon session.

Miss Edith Maxwell was the first

"I reside in the General Public Hos

"The patient was in a very wes

I went to the Clark house on

There was a few minutes' delay in the opening of the court on account of the tardiness of one of the jurors. BURPEE BROWN.

The first witness called was Burpee Brown, in whose pharmacy the prescription of ergot was filled. To the solicitor general he said that the bottle ence seemed to contain ergot. judging from the smell Skinner-"I should say it contains laudanum or paregoric from the smell. Does it contain these? Witness answered no

Chief Justice-"Is ergot a prescription often called for? Witness-"Yes.

DR. ROBERTS.

Dr. Wm. F. Roberts was next called. condition; she could not support her own hands or knees. Her hands were He said that he knew Dr. Preston for five or six years. He attended Edith Clark and described the symptoms of her illness, and the remedies which he used. The diagnosis would lead one to limp. She semed to have revived a little on Monday morning after the operation. I heard a conversation be-tween the patient and Doctors Roberts think that the girl was suffering from and Scammell." nonia. He noticed no odor per-"We g to septicaemia. His visits aftil on Saturday afternoon, when Miss had seen any other doctor before see-ing Dr. Roberts. She replied that she did not wish to say anything, as it ter the first one were all voluntary, unccasion of this visit.

The recorder here objected, asking the court how far the witness might go

into the general conversation. The chief justice allowed the witness to answer, saying that the question of the admission of the dying declaration had not yet arisen. This visit, said witness, took place at

ceived a summons from Mrs. Clarke. Then the girl told him that she had been exposed about two and a hait months before. He made an examina-tion and found that the afterbirth was adhering. He removed some, from which there was a strong odor, the first odor he had noticed. He informed the shu that an operation was necessary, and that she would probably get over

"Well, well; go on, my dear girl," his honor interjected. "I heard Dr. Scammell ask her if she would only be getting people into trou-"The question was pressed by Dr Roberts. He said if she got better she would not get anyone into trouble He said if she got better

I should say the operation was prop-erly performed and was successful. I exercised care in treating the patient.

and use of a sound.

The court said that there must be Judge Tuck-You would confound the king of Egypt with your language. Judge Tuck-I should think, Mr. Skinner, that the most important evidcertain conditions present. "I am willing to hear you on this point, Mr. Jones, but my present opinion is ence to get over is the evidence of Camp. Mr. Skinner-That we are prepared AFTERNOON SESSION.

or, your honor. The court resumed the hearing at 2.20 Judge-The real point is, was Dr. Preston responsible for Edith Clark's Solicitor General Jones wished to be death by reason of any operation he allowed to recall Dr. Roberts should performed. his honor decide to admit the deposi-

HOWARD CAMP RECALLED. Solicitor General-You referred in

you. Did you write an answer to that Answer-Yes. Where did you write the answer? Ans.-I wrote an answer in Dr. Pres-ton's office on the 13th Nov. Dr. Pres-

Sunday, the 19th Nov., at the request of Dr. Roberts. I assisted in an oper ation. I have previously assisted in such operations. Dr. Roberts perform ed the operation. I visited the pati-ent 12 or 13 times. I did not observe ton did not tell me what to write other than to suggest for me to follow the anything that would lead me to sup-pose that all the placenta had not directions of the prescription.. I left the note at the house along with the parcel. I never got any of the \$25 back.

I never asked him for any. I did not pay for the prescriptions. I don't re-member anything more concerning the member anything more concerning the note Miss Clark sent me than I have already told.

Cross-examined by Mr. Skinner: I do not know that Mrs. Clark knew what tive. the .ottle of medicine was for. She knew I got a note and took a parcel

This closed the hearing in the cas yesterlay. Before Mr. Camp left the witness box his honor said that he wished to say a few words to him: "In the unpleasant position in which you are placed I don't think you could

you have said less than you have said, and have said less than you have said, and you have kept clear of saying some-thing that would be worse." This closed the case for the prosecu-tion, unless his honor admits the so-called dying declaration as evidence. The solicitor general asked that court

called dying declaration as evidence. The solicitor general asked that court be adjourned at this stage, so as to be mail time to look up some au-

from 1785 until 1789. The claimants form 1785 until 1789. The claimants told where they had been located, be-fore the outbreak. As the evidence proceeded, the commissioners wrote it erance organizations and agreed to by proceeded, the commissioners wrote down and made notes and observation A meeting of the repre the several organizations was held last as to its genuineness. The manuscrip Thursday in the vestry of the Carmar-then street Methodist church when it containing this evidence, and part of that pertaining to Canada, received in

was resolved to arrange for a federa-London by Chairman Wilmot, was taken to Carron Hall by Col. Dundas tion of all societies and individuals in New Brunswick in favor of temperance and left there by him reform. The objects of the society will 1. The closer and more hearty operation of the different societies in

In 1844, Gen. Sir Henry Lefroy was in Canada organizing a magnetic sur-vey, by order of the British govern-ment. In 1846 he married a daughter of Chief Justice Sir John Beverley Robin-ton bert, and thematic this addates work of temperance educa son, bart., and through this relation ship, became interested in the early became interested in the early a. The union of effort to secure necessary temperance legislation.
b. The enforcement of all laws tendb. Smithsonian Institute, Washington, which had then issued a letter pointing out the advantages of accumulating all manuscript material relating to the

listory of America. In 1880, Sir Henry Lefroy married, as his second wife, a grand-daughter of Coi. Dundas, the U. E. Loyalist commissioner, and while staying at Carron Hall, in 1864, he saw the original manuscript for the first time.

He suggested that the find a fitting home on this side of the Atlantic, but there being no public archive office in Canada at that Sir Henry advised his wife's family to send the MS. to Washington. It remained there, apparently neglect till an act of congress was passed, transferring all manuscripts to the archives of congress, where they have since remained. During the lapse of years, the 35 volumes forming the nanuscript, had received little or no attention, and had becc attention, and had become, through damp and decay, very frail and diffi-cult to read. The officials of congress have, more recently, employed a special vorkman for more than a year, in repairing the tattered leaves, and it is from the manuscripts so restored that the copy now in Mr. Fraser's custody made. The manuscript differs

was made. The manuscript differs from the transcript in the public re-cords office, London, in that it contains notes and references made by the com-missioners during the proceedings, in-dicating their opinion of the evidence, sometimes caustically expressed. Among the familiar names of Loyal-

ists to be found in the report, the follatter. lowing are a few: Ault, Baby, Baldwin, Ball, Barton, Beaman, Beardmore Beckwith, Beverley, Botsford, Brant, Bulyea, Burnham, Butler, Cartwright, Crysler, Embree, Gage, Hathaway, lows:

Hazen, Holland, Hough, Hoyt, James, Maccalay, Mabee, Merce, Macculay, Mater, Merce, Macculay, Mater, Mater, Macculay, Mater, Mater, Mater, Mater, Mater, Mater, Mater, Mater, M Hazen, Holland, Hough, Hoyt, James, The appeal is allowed with costs and



The supreme court delivered judgment the Cushing Sulphite Company is de-this afternoon in the Cushing Sulphite fendants, have leave to proceed in the eed in the this afternoon in the Cushing Sulphite appeals cases and re Miss Mabel French. All the judges were present with the exception of the chief jus-with the exception of the chief jus-the function of the chief jus-the f tice, who is engaged in circuit at St.

tice, who is engaged in circuit at St. John. Judge Hanington presided. There were two appeals in the Cush-ing case, one was from an order made by Judge McLeod on 16th October last, staying the sale under the foreclosure suit until May 1st next, and the other on form.

The appeal from the chief justice's from an order made by the chief jusorder was allowed with costs by order tice varying McLeod's order and stay-ing the sale until January 9th, pend-ing the decision on appeal from Mc-Leod's order. The appeals in both of the court, per Barker, McLeod and Gregory. Landry no part, the chief justice and Judge Hanington dissent-

Pherson v. Sturged

se judgments is that

will go on.

In the circuit court this afternoon the

jury awarded a verdict of \$683,000, the full amount claimed in the case of Mc-

At supreme court today in re Miss Mabel French's application for admis-sion as the first lady lawyer in the province, Judge Gregory read the judgment of the chief justice. He said

ughly gone into by Measrs. Connell,

the last two were based on sentiment. The question is whether the act, which

says person or party, covers female as

cases were allowed by the court. All the judges gave lengthy judgments The result of the the position will be the same as it was with the exception of Judge Landry, the latter taking no part. re the order of Judge McLeod of Sept. 12 was made, and that the sale of the property at the suit of the East-ern Trust Company will go on.

Justice McLeod in the strongest language maintained that the chief justice had no power to interfere, and that the act never contemplated that any other judge than the one having control of the winding up order had a right to make orders. He also claim-ed that he had full power to stay the proceedings. The chief justice and Judge Hanington were just as strong in taking the opposite view Judge in taking the opposite view. Judge Barker was of the opinion that both In taking the opposite view. Judge Judgint of the that this was an application to admit Barker was of the opinion that both that this was an application to admit orders given were not good. Judge a female attorney of the court. After Gregory thought that the appeal from recting the circumstances of the case the chief justice's order should be al-Gregory thought that the appeal from the chief justice's order should be al-lowed and also the appeal from Judge McLeod, though he differed from the McLeod, though he differed from the Skinner and Bustin in arguing the case, others on the grounds taken in the but he thought that the arguments of

The judgment of the court on the appeal from Judge McLeod's order, per Chief Justice Hanington and Barker, "If I dared Landry taking no part, was as fol-

"If I dared to express my opinion," said the chief justice in his judgment "I do not agree with this sentime

THAT P. S. was the trouble. Now, what mo pected to decide which best? Especially if, ill a large and flourishing It was really too m All afternoon Polly All afternoon Polly thought. Whom should she tak There was Arabella fresh from Paris, with full of beautiful dresse a wonderful pink silk ready to put on. Of the one to go, withou Polly dressed her at on Then came the awfu Arabella Chlorinda her She was the handsomes

P.S. & AING

THE DOL

LOVE B

TABLE

JUST

CAUSE

(P)

the was the handsom rould do her little redit, but did Polly Vas she dearer San, with her

gay flowered kimono? old black Chloe, with danna? Or than Nicho who had come all the with Uncle Bert, and w Caar? n there was Hia who wore a calico; and



The L

A FINE romp for a a house where y play room, or, bett f-doors any winter avements are not icy, i

pavements are not icy, is on canes. Put each player astric-tied with a gay ribbon ho paper jockey cap. The-held in the left hand, y used in the right. The starter, with a flay side of a given line, w are lined up back of it. "One, two, three, off!" er, and away go all th full gallop around the or been decided on beforeh The rider crossing the

A Riddle just one eye that can my one eye can do work when closed t

Queer Arith How can you subtract i Write 1000 in one figure. Take 1 from 19 and leav

Who Can G

A

The following officers were elected by ballot: John, G. C. T. of I. O. G. Templars. Ist Vice President, Rev. C. Fleming-ton, Pt. de Bute, G. W. P. of Sons of Temperance.

all temperance work.

2. The

Campbellton, Temperance Alliance. Srd Vice President, Dr. W. F. Rob-erts, St. John, G. C. T. of Temple of Honor and Temperance.

left with the executive. It is expect

The meeting adjourned at the call of

ing towards the prohibition of the your evidence yesterday to a note writ-ten by Miss Clark and delivered to iquor traffic. 5. That the officers of the society be a president, three vice presidents, a retary treasurer and an executive onsisting of the officers and five other embers appointed by the federation. 6. That the representatives present be the first members of the federation.

7. The name of the society shall be the N. B. Temperance Federation. 8. The executive is hereby authorized to enroll as members of the Fed-eration all societies and individuals subscribing to its platform. 9. The funds of this federation shall

10. The question of the engagem of an organizer was left to the execu-

President, Rev. T. Marshall.

2nd Vice President, Rev. A. F. Carr.

was

Secretary Treasurer, E. A. Everett, St. John, G. Scribe of Sons of Tem-

To the judge-He could see that an abortion or miscarriage had taken place. He thought that the miscarriage must have taken place within three weeks. He described the preparations for the operation and the curetting it-The curet was the instrum used, an instrument rather sharp, of a horseshoe shape. The operation took about twenty minutes. Witness has performed similar operations. He douched a number of times, the last time the water coming away fairly

"Let me ask you, doctor, were you ble to satisfy yourself that means had been used to produce the miscarriage," ired the judge.

inquired the judge. "I could not say but what the mis-carriage might have been caused by an instrument or ergot or by other causes, an accident for instance," said the wit-ness with some hesitation. The witness called again after the operation and asked her how she feit. She answered, "Doctor Roberts, you may think that I am going to get bet-ter, but I know that I will not," she spid.

condition

THAT STATEMENT.

The solicitor general said that he condi-would like the other witnesses called had who might give their ideas of condi-

admission of a dying declaration in the case of manslaughter are far more strict than in cases of murder." The judge said he knew no such rule. The objection which should be taken is that the statement was made under pressure from the doctors. His honor said that a dying declaration was never think douching would have had any

The solicitor general said that he would like the other witnesses called who might give their ideas of condi-tions when the girl made the so-called dying declaration. To this the court objected. "Then," said the solicitor general, "I would like to offer the so-called dying declaration. "The law lays it down," said Record-er Skinner, in objection, "that such declaration is only admissable if the series of manslaughter are far more strict than in cases of murder." The tawner with be insured the statement to protect our-selves in case of manslaughter are far more true to protect on the court-She explained what she dools and the solution. To the court-She explained what she is dools of the so-called what done for her own relief. I put the statement down in writing. I talked it over to her and asked her to sign it, and she did so. To the court-We told her the solution wanted the statement to protect our-selves in case she died. Monday Dr. Roberts and myself had a conversa-tion with the patient. I asked her who the doctor was and she replied and told me who it was. To the court-She hesitated before re-plying. The court-Did Miss Clark mean the statement as a protection to you and

The spectators grinned. Mr. Gerow---"Would placenta left in he cavity have a bad effect ?" The witness---"I think it would. I "My mother has kept Dr. Chase's the meetings will be held this winter Kidney-Liver Pills in the house as long Rinney-Laver Phils in the nouse as long as I can remember, and we are all well acquainted with their merits. I have used them for kidney and liver disor-ders and they always helped me. Mo-ther has had Dr. Chase's Receipt Book ther has had br. Chase's Receipt Book The witness—"I think it would. I attended her last on Tuesday, the 28th. I do not know whether or not a min-ister was called in."

ister was called in." The court—"Do you think she died because of the operation or of some-thing that happened previously ?" Ans, "I think it was due to some-thing that happened previous to the operation." for twenty years and I tell you that it is a good one."-Mr. John Miller, South Saltspring, B. C.

STEAM HEAT IN CANADA.

by Scammell was then called, but was not in court; the solicitor general however, informed his honor the Chief Justice that Dr. Scammell was on his way, and his honor agreed to await his arrival. In the meantime he ask-ed the jurors to arrange their business in the morning an arrange their business The city of St. Thomas, Ontario, has just installed a system of heating for the public library and the City Hall by street railway engines and the electric light engines at the power house, which is now a waste product. The system in the morning so as to be able to come to court tomorrow at a quarter past two o'clock, as he wished to finish the case. The judge concluded by saying: "I don't wish you to an-swer now, but do it, that's all." is as follows: The exhaust steam is carried through a heater which is fill-ed with small, corrugated copper tubes, these tubes being filled with water. In passing through this heater the water. In passing through this heater the water is heated to a temperature the same as the steam. Then, by means of a force pump, it is forced through a main pipe,

DR. SCAMMELL.

Dr. Scammell was then called, but

She answered, "Doctor Roberts, you may think that I am going to get better ter, but I know that I will not," she and.
 Becorder Skinner objected again, but was overruled.
 The stery important," said the chief usites, "for us to know what you and Dr. Scammell, said to the said Miss Clark to induce her if you did induce her if you did induce her of the patient was under the operation with a weat in a specific or the anesthetic during the bat of the anesthetic during the bat of the anesthetic during the bat of the core the operation. The patient was in a weat," "Now Miss Clark, if you get better on the or this, but if you should die, and you are in a very, very important," side the diameter were the words, said the witness, which he sains and made a similar one to her on Sunday night.
 Thar STATEMENT.
 Brazimation with more project to assimilar to her on Sunday night.
 THAT STATEMENT.

Casey-Well, good luck to ye in ; new job. 'Tis hervy of ye to try

ent case, Examination continued.—She told but supose ye don't achieve success Casidy-Faix, if I don't I'll hov he that Camp was responsible for her To the court-She explained what she

KIDNEY

PILLS HEUMAT

succeed widout it .- Philadelphia Press. DODD'S KIDNE



their ho York.



or spring.

the chair.

DUBLIN, Ireland, Jan. 5 .- "The only part of the kingdom where there is no electoral excitement is Ireland. Hith-

erto the experience has been otherar are you going?" The foregoing was William O'Brien's

comment yesterday on the strange situ-ation presented in Ireland which has no precedent in the history of parlia-mentary elections. The campaign or-ganization is still incomplete, but the For Sale WEALTHY FARMERS number of boroughs in which candidates have no opposition is without parallel. It is believed that in the whole prov-

WEDDING IN CARLETON.

A quiet home wedding was solen d at the residence of Capt. F. N. Nice, of the ferry service, on Wednesday evening last when his daughter. Miss Jean, was united in marriage to Chas. M. Newcomb, one of the officers of the Eastern S. S. Company's steamer Calvin Austin. The ceremony was per-formed by the Rev. W. H. Sampson. The bride wore a handsome costume of white silk and was attended by her sister, Miss Ana Lorretta, who was charmingly attired in light blue silk with spangle trimming while the groom was supported by her brother, Asa F. Mr. Newcomb has many friends in

St. John, as well as Portland and Bos-ton, who will wish him and his fair bride a very long and happy married The young couple will spend honeymoon in Boston and New



ROOMS TO LET. SHOP TO LET. BARN TO LET. FOR SALE.

BOARDING. ALSO SCHOOL TAX BILLS AND SCHOOL DISTRICT

ASSESMENT LISTS

LONDON, Jan. 8 .- A despatch from Tokio to the Daily Telegraph says that on Jan. 4 an explosion set fire to a mine at Akita, on the main island of Japan, and that 101 persons were burned to death.

shod.

such referee is authorized to sell under said decree," and in lieu thereof insert as follows: "That the plaintiffs in the said suit in equity, wherein the East-

FATALLY WOUNDED.

THOMASVILLE, Ga., Jan. 5 .- In a NEW YORK, Jan. 5-The after ef-THOMASVILLE, Ga., Jan. 5.—In. a first reasickness was the unusual shooting affray today on the public cause for a sentence of deportation road near Akridge, 20 miles northwest which the immigration authorities imthe sheriff of the affair. Threlkeld is a brother of Drew's son-in-law.

road near Akridge, 20 miles northwest of Thomasville, William Drew and Newton Threikeld, two wealthy farm-ers, were fatally wounded. Herbert Drew, the 13-year-old son of William Drew, says that when he and his father met Threikeld in the road, the latter began to curse his father, and then pulled his pistol and fired three shots at Drew. The boy says he then se-cured his father's gun and fired at at Drew. The boy says he then see that she will not become despondent cured his father's gun and fired at Threlkeld. Young Drew drove tweive Immigration Commission Watchorn miles to the nearest telephone and told has ruled that as an insane allen she must be deported. She is now in her room on the Minn she will start for England tomorrow.

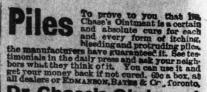
WEALTHY ENGLISHWOMAN

DEPORTEE FOR SEASICKNESS





knowing that it was likely to incere up after the rain, desired to have his horse shod expeditiously. Aware that all shoeing shops were crowded, he be-thought himself of the fact that he was LOWELL, Mass., Jan. 5 -- Following a quarrel in their home here yesterday Lawrence Chiklos, a laborer assaulted his wife with a flat iron and caused a fracture of the skull. Mrs. Chiklos died a servant of the King, and at once secured the requisite order from Police Magistrate Sanders, with the penalties last night, Chiklos was arrested. He Magistrate canders, with the penattes attached. When he went to the shop he was turned away. Then he pre-sented his order, and it is unnecessary to add that his horse was promptly admitted that he assaulted his wife and gave family troubles as the reason.



Dr. Chase's Ointment





What town in Pennsylva erbial value? Can you gu s value from this picture? out the right a man out

