CONVICTED ASSAULT ON WIFE

PLAUSIBLE TALE ON WITNESS STAND

nstable Harper's Evidence Corrated-Certain Portion of the Informant's Story.

police court this morning Harry ner, the scene painter; charged d \$40, or in default two months' ent with hard labor. se occupied the greater part of ing, two witnesses being exfor the prosecution, while the told his own story.

stable stated that when he the hotel at 11.20 on Wednesht, he saw the lady at the foot ond flight of stairs quite weak bing for breath. She complained ng been assaulted by her husnd upon examining her throat stable saw several dark red apparently left by finger press-

aight clerk of the Wilson, Elmer told of having heard screams be 11 and 12 o'clock on Wedne in which he distinguished, "For take let me out." He ran to the or, but it was some time b ocate the room from which the came. He rapped on the door, must have been unlocked, and en-

accu.sed was dressed and standing to bed, while his wife was between the door. When witness ensaid "For God's sake take me He took her into the hall and she very weak and frightened As heard him muttering a threat, toward his wife.

to what the threat was, he uld not swear to it, but as far ou, I could murder you here. ply to the accused, witness said found the key in the door when red. He did not remember hear-mer say that his wife could leave e she wanted. It was ten after he first heard the scream reached the room.

accused then went into the wit-x to tell his story. He said that dnesday he had learned something his wife which determined him ive with her any longer. He her room to notify her, and she that he would not find her very get rid of. She then tried to n to stay with her, and when he his was impossible she com-pace the floor and worked o a very excitable pitch

asked him to let her out of He immediately anlocked the d left the key in the lock, After uld annoy people in the

hen reclined on the bed and told having touched her

ses of beer during the day but not intoxicated. The fact of his having collected \$5 of his wages matter. He did not ask her to go age toward her. She placed her hands to her throat to lend effect r screams. He did not try to take ing, and made no threats while ing, and made no threats while ig the room. He believed her being to get him into trouble. ain for \$10, but said she gave He denied taking ut and returning it empty. He

ning up the magistrate remarkhat the accused had told a very nt's evidence was corroborated onstable Harper, who had seen marks on her throat. The fact used admitted having rawned her and chain also placed his case in favorable light In consideration ct, and imposed a fine of \$40 or two ng the proceedings it was obd that the informant was apparenttened of the accused, especially he left the dock for the witness tely shifted her position, return-

her whole story was false.

bert Tackaberry, of Ottawa, Ont., fatally shot at Saratoga, N. Y., rday by Joseph C. Banks, of Seneca Banks is under arrest for murder.

Some Reasons Why You Should Insist on Having EUREKA HARNESS OIL

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educes cost of your harness. ever burns the leather; its ecures best service. titches kept from breaking.

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THE WARDEN CURS

HIS EVENDENCE

The EVENDENCE STATEMENTS,
BY SIRE PRISORERS

Treesdings at the New Yearling statement and the ordered the common statement of the common state

it was sweet oil for salad in the bottle produced. She admitted giving Fleming whiskey on July 4th. He and Webber Regarding the manner of serving food. whiskey on July 4th. He and Webber were drunk. She gave him a syrup can full of liquor, but no glass such as that produced. She saw Fleming come in the office with Marshall at midnight, drunk. This was on the 4th of July. She did not give him whiskey then. He was too drunk. (This Fleming denied.). Rosy said Fleming told her if anything come out she was to tell the truth, as he Rosy said Fleming told her if anything came out she was to tell the truth, as he would do. She saw Webber, O'Connor and the two Beattie children playing cards in the office. Webber told her then that O'Connor was drunk, and mixing the cards.

Fleming, being questioned, said he had seen them playing cards sometimes, and he had played sometimes himself.

Rosy said Fleming told her if anything under weight. He is furnished with no paid assistance in this department of the prison; all inside work must be done by prison labor. Six men, four inside, including himself, and two outside, and the matron, constitute the jail staffs Only one guard is on duty at one time as a rule. Two are on duty from 6.30 to 7, a.m., while the men are washing. Witness generally comes in about 8 a.m. He has no definite hours but does not leave

had seen them playing cards sometimes, and he had played sometimes himself.

Rosy, resuming, said she saw the warden and May dance a two-step in front of her cell. Marshall rever looked through the iron gate to watch them dancing, but the warden had. When whiskey was brought to the window bars, May turned down the gas.

To Mr. Dockrill: Just five days before she left she passed the syrup cansof whiskey. She gave some of it to Fleming, and next day lowered a bottle down to the yard. The bottles of brandy and whiskey were got on another occasion. She broke a tiny bottle in the chain gang and trusties are full rations men; those confined to the cells, or awaiting trial, half-

the newspapers, hinting at a scandal in connection with this prisoner, and statconnection with this prisoner, and stating the Ministerial Association was taking the matter up. Rev. Mr. Vert to make his statement in writing. This was as requested by Mr. Hussey. It did not occur to witness that he should get a written statement don't bring them up; they will only

from Rev. Father De Vrendt, though he knew Elsie was a Roman Catholic and the priest was attending her.

The commissioner here intimated that the examination of the warden would be facilitated if Mr. Dockrill conducted it in the first unstance.

The child's desk referred to be bought.

the first instance. ward. May Evans frequently had fainting fits. Sometimes the matron would open the door, and sometimes he would go alone if he heard May fall. He was afraid she would fall off the iron balcony, in front of her tier of cells, down to the hard floor of the ward. He ward had been balcony, and sometimes he would fall off the iron balcony, in front of her tier of cells, down to the hard floor of the ward. He doctors previously had been paid a salary; how they are requiremented by the same half-dozen. There ingut nave the same half-dozen, there ingut nave the same half-dozen. There ingut nave the same half-dozen, there ingut nave the same half-dozen. There ingut nave the same half-dozen, the same half-dozen. There ingut nave the same half-dozen, there ingut nave to the same half-dozen. There ingut nave the same half-dozen, there ingut nave to the same half-dozen. There ingut nave the same half-dozen, there ingut nave to the same half-dozen. There ingut nave to take the same half-dozen. There ingut nave to take the same half-dozen, the same half-dozen. There ingut nave to take the same half-dozen. The same half-dozen take to the same half-dozen. There ingut nave to take the same half-dozen. The same half-dozen take to take the same half-dozen take to take the same half-dozen. There ingut nave to take the same half-dozen take the same half-dozen. The same half-dozen take to take the same half-dozen take to take the same half-dozen taken take the same half-dozen taken ta

The prisoner McCarty, athas Blackies, we are received to the school and the service of the class of the class and the control of the school board or agriculturally in the control of the school board or agriculturally in the control of the school board or agriculturally in the control of the school board or agriculturally in the control of the school board or agriculturally in the control of the school board or agriculturally in the control of the school board or agriculturally in the control of the school of the school board or agriculturally in the control of the school board or agriculturally in the control of the school of the school board or agriculturally in the school of the school board or agriculturally in the school of the school board or agriculturally in the school of the school board or agriculturally in the school of the school board or agriculturally in the school of the school board or agriculturally in the school of the school board or agriculturally in the school of the school board or agriculturally in the school of the school board or agriculturally in the school of the sc

lowering it from the window to the lowering it from the window the lowering it from the window the lowering it from the window to the lowering it from the w Warden Armstrong. | Balf-rations. The number of men in the Chang gang is the basis for ordering the Warden Armstrong, being sworn, first put in a copy of a report he had made to Superintendent Hussey early in There is no means of preventing any sie Brown. Something had appeared in Those of the women's ward, jait kitch-

The child's desk referred to he bought.

Mr. Dockrill then asked Warden Arm- Regarding medicines, the doctor prestrong as to the truth or otherwise of the various statements referring first the various statements referring first the various tatements referring first the various statements referring first the various various statements referring first the various v of all to himself, as appeared in the evidence of Rosy. The warden said he had been many times in the women's ward. May Evans frequently had

one who had volunteered evidence, and all had had an opportunity to testify.

PREPARING FOR FOOTBALL.

A Meeting to Be Held Next Week to Make Arrangements for Season.

Although rather early in the season, association football enthusiasts are already beginning to look forward to the coming season. An effort, it is understood, will be made among those intereststood, will be made among those managed been given and little ed in the game to have things managed be no question on the point. on a different basis this year.

Heretofore there has been no grading system. For instance one team fully competent to play senior would play inter- Steamer Charmer Arrived This Afternoon mediate, thus discouraging the younger players, who could not enter the junior league, being too old, and on account of the veterans playing intermediate could

For the purpose of, if possible, arranging this matter a meeting of those interested in football will be held next week. The question will not probably be definitely settled, but it will be put through it of the settled but it will be put through it w ts preliminary stage, the promoters of

He could play for a club, first in the junior, afterwards in the intermediate and then in the soulce areas.

The visitors will spend the remainder of to-day in the city, and will leave to-morning or on this countries.

TO ENGAGE BOTHA

Force Under Kitchener Is Proceeding against the Boer Leader

Durban, Aug. 6.-Lord Kitchener with a force, is moving on Hondweni, on the border of Zululand, where Gen. had been concerned with they were relieved of their irons. He break into the store room. served his time and behaved as well as a served his time and behaved as well as Botha is reported to have concentrated expected to ensue

The war office has received the followfighting.

Guard O'Connor, being recalled, the judge asked him if there was anything "While a party of 50 of French's Guard O'Connor, being recalled, the judge asked him if there was anything else he, O'Connor, had to say about the scouts were proceeding to join a column near Bethesda they were surrounded in near Bethesda they were surrou

> Lord Kitchener does not give the date. but the casualty list indicates August

The warden here said he had no fault to find with O'Connor as a guard except that his affliction prevents his getting around as briskly as he should and that he was not up in the details of ordering meat, etc.

O'Connor said since Warden Johns came he had learned more than in a year and a half, as Mr. Johns instructed them all in their duties. As for his affliction, he had been much better and was not nearly so lame as he was a year ago.

The commissioner here stated he proposed to close the investigation after the examination of Guard Turnbull, unless he had to recall any witness in consequence of any statement Turnbull may make. He saw no reason why the inquiry should be more protracted. He knew of no further evidence which could be called respecting the charges of personal immorality against the warden and he did not think it necessary to call witnesses on this point or to show the unreliability of any particular witness. Every latitude had been granted everyone who had volunteered evidence, and oll had had an opportunity to testify.

presented to the department at any time.

In his telegram of yesterday the minister also conveyed authority to the local government to accept a voucher from the gold commissioner at White Horse in lieu of the certificate of royalty. It has been the practice of the commissioner there to retain the proper certificate and issue a memorandum to the miner, and the treasury had some hesitancy about accepting this as a terminal transfer of the contract of th accepting this as a proper certificate.
The necessary authority has, however, been given and henceforward there wil

With Large Contingent of Excursionists.

The steamer Charmer arrived this afterhave no chance of winning or playing in noon from Vancouver carrying a big crowd that league. members of the I. O. O. F., of Vancouver,

on their visit to this city.

The members of the Three Links were met and welcomed to the Capital City by 2

the scheme placing their ideas before the others attending.

If this object is attained it will undoubtedly be a great improvement over the present system. Rules will be made by which a player can play in the junior league up to a certain are in the interest.

If O. O. F. societies.

The visitors from the Mainland were invited to an informal reception at the Oddfellows' hall, Douglas street, where light refreshments were served, after which the visitors were escorted through the city.

The Daughters of Rebecca were on hand added materially in entertainty.

mediate for another specified time and then finally in the senior. This will cause the boys to take a great deal more interest in the game. A young place the interest and and and materially in entertaining the excursionists. The visitors expressed themselves as delighted with their reception, which reflects great credit upon the local societies, as they had a societies, as they had a societies, as they had a societies. league up to a certain age, in the interthe boys to take a great deal more interest in the game. A young player need which to make preparations.

ODD FELLOWS' DAY.

Big Crowd of Members of the Triple Link Fraternity Expected To-Morrow.

The reception and entertainment com

mittee of the I. O. O. F. met last night in the library of the Odd Fellows' block for the purpose of completing the arrangements in connection with the welcoming of the Mainland excursionists to norrow. The Vancouver fraternity are running two steamers to Victoria, the steamer Charmer at 8:15 and the Yosemite at 1 p. m. from the C. P. R. wharf. Excursionists may return by either boat to say was that Marshall had within a tweek told him there were keys made for all the doors, including one for the safe, but Marshall asked witness not to say chestra has been engaged, and will furnish an attractive programme en route by the steamer Charmer. Tickets are selling freely, indicating that this excursion of the three link fraternity is gaining popularity, and the object in view, the raising of funds to build a home for aged Odd Fellows and orphan children, deserves every support.

A strong effort is being made to pro-

vide fitting entertainment for the visi-tors. The committee will meet the boats and escort the visitors to the hall, where refreshments of a fight nature will be Mrs. Francis M. Norrist. Natton.
Alta., N. W. T., has this to say of Foot
Elm:

"The results of a right nature will be served. In the evening it is hoped to have an ice cream social in the hall and a good musical programme. Those who wish to contribute cake or other refresh-



THE NEW HIGH SCHOOL

The above cut is the appearance that the new High school will have when completed. It is designed in the English Collegiate architecture as exemplified in the charming buildings of Oxford and Cambridge. The general walls are to be built of pressed brick with cut sandstone finishings, and granite foundations. The roof will be slate, and the general effect will be very substantial.

The arrangement of the school is exceedingly simple; a large, handsome staircase gives immediate access to each of the three floors, on to a centre hall, round which the class rooms are grouped, every class room being lighted in the most approved manner from the left side. The principal and teachers' rooms are placed to give complete supervision over the school and also over theplaygrounds.

A laboratory is provided on the upper floor, with all the modern conveniences and with a fume room, etc., adjoining.

Joining.

The lower story is devoted to the heating plant and to covered cloisters or playrooms.

The great feature of the plan is that whilst it contains all the essential features of a well lighted, well ventilated and handsome structure, it is remarkably economical in arrangement, all waste space being avoided. The building will cost \$27,000, and can be well built for this money. The heating will be by hot water.

The architect is F. M. Rattenbury, whose plans were selected in the recent competition.

down to the hard floor of the ward. He and the matron each had a key to that ward.

The warden said he never passed tent coffee and groceries through the bars to the women. It could not be done. The bars were too close together. He had given May tobacco through the wicket. The doctor had ordered her to give prisoners tobacco. Whenever to give prisoners tobacco. Whenever the chain gang worked for the school board or agricultural society, or any

tell "all the truth" on that occasion, He said the man's sentence dated from his admitted he could have told more than committal on August 6th. With "good he did. The judge here called his at-conduct time off," it would be March tention to a certain entry he had made 20th. He got three days allowed him. junior, afterwards in the intermedabout the prisoner Teague. He could not He was tried 29th August, but had been and then in the senior every year. remember what caused him to change sentenced to have his term from Teague's initials. There was only one date of his committal, August 6th. man Teague. Later he said it was he Marshall drew attention also to the Charlie Teague and then after looking case of the man Moore, who had carried at the book said there was a George the club, and who had not been given leg Teague. Teague and Thompkins had irons.

There had been several such attempts.
George Collins did try to cut an iron bar. "reprimanded" by Capt. Pittendrigh for George Collins did try to cut an iron bar. "repriman Marshall frequently had Cathcart in the office with him. Conversation always Guard

The warden said the man worked in the kitchen, and when this was the case

Marshall was forthwith recalled, and the stenographer read O'Connor's statement. Marshall said Fleming told him they had a key and an impression of the stenographer restriction.

one key might do, and he did not tell
O'Connor Fleming was his authority.

But all the suffering may be avoided by
using Foot E m.

using Foot E m.

The warden said it was now evident, since the inquiry, that it is impossible to keep discipline in the jail. Marshall would spoil any discipline in a month. O'Connor is all right regarding discipline, but he is not, from his affliction, fit to have charge, and he reported to the attorney-general on his condition, O'Connor knowing it.

Guard O'Connor said there had been no real discipline for 14 years; the officers did their duties now as they have done

never told him Webber was making a broad key.

The warden said it was now evident, show the is inquiry, that it is impossible to broad key.

The commission resumed on Thursday, ments are requested to send them to ward a pair of new shoes, no matter how soft and easy. I am very glad to say Foot Elm has given me relief, and is a very valuable remedy for tired feet."

Don't suffer torture every time you dian woman why she had not reported to the form 10 a, m. to-morrow for the purpose of receiving contributions.

At the Moon sale of coins in London recently a silver Oxford crown of King prevent the drawing and pinching and make the new shoes as easy as an old proceed it to the warden only. At that time there was only the Indian woman in the ward, and it was not long before she did their duties now as they have done