THE
Markdale Standard.
IS PUBLISHED EVERY
THURSDAY MORNING
AT THE STANDARD BUILDING,
MAIN STREET, - MARKDALE,
Terms, $1 per year in advance; $1.50 when not so paid.

Advertising Rates.

	1 yr.	½ yr.	¼ yr.	1 mo.	1 wk
Column	$20 00	$15 00	$10 00	$8 00	$5 00
½ Column	15 00	10 00	6 00	3 00	2 00
¼ Column	10 00	6 00	4 00	2 00	

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C. W. RUTLEDGE,
Proprietor

MARKDALE, NOVEMBER 24, 1898

The Assizes

Owen Sound Times

The assizes opened on Tuesday, Nov 8th at 2:30 before His Honor, Mr Justice Robertson. The docket was an exceptionally heavy one, and another important criminal case was added on Friday last. The grand jury was composed of Messrs Thos Gilray, foreman, Samuel Taylor, J W Vickers, W H Rorke, W R McColl, Henry Schenk Charles L Grant; Jas Peters, Jr, Jno Hudgison, Joseph Bently, Geo M Kinney, R Sibbald and W Q Brown. After the grand jury had been sworn in, Judge Robertson addressed that body, expressing his pleasure of meeting them again after three years' absence, and his regret that a docket so large was laid before him. The criminal included cases of a very serious character. Two or three of the prisoners were in jail, while others were out on bail. He referred then to the character of the cases, and instructed the jury how to deal with them, emphasizing particularly the case of Queen vs W H Burt and Emma Burt, who were held on a charge of presenting a pistol at the head of J J Raven, with felonious intent, and compelling him by threat, to give valuable papers. The law laid as down in the code made this a very serious charge. He reviewed the case so far as the particulars had been laid before him by the county Crown Attorney. He then referred to the question of a number of inmates in the jail, and the duty of the grand jury in inspecting public buildings, after which he made a lengthy and interesting reference to the importance of a House of Industry. In conclusion he referred to the blessings of a bountiful harvest, and of the general prosperity of the country, the Spanish-American difference, the accounts of which were now being settled. He regretted the war cloud, which now hangs over Great Britain, which he trusted would end in such a way as not to be necessary for England to man her ships and send her armies into the field to protect the interests of the empire. The concluding sentence of his address was: "Gentlemen, we are blessed with the beneficent rule of the greatest sovereign the world has ever known. Her Gracious Majesty Queen Victoria, a woman among women, now in the 62nd year of her reign, and I ask you to join with me in the prayer and hope that she may long be spared to reign over our beloved Dominion and the Empire. After these remarks the business of the court was then proceeded with.

Queen vs W H and Emma Burt was given to the Grand Jury. Hawke vs O'Neil was settled out of court, Lucas & Wright for plaintiff, and MacKay & Sampson for deft. Travis vs Wealtz was allowed to stand over owing to the illness of an important witness. MacKay & Sampson for plff, and F G Tucker for deft. Dickson vs Meir was also settled out of court, MacKay & Sampson for plff, and J W Frost for deft. Squires vs Chasford was referred to the Local Master by consent, Armstrong and Telford for the plff, and F McCullough for deft. Cole vs Russell was referred to the next non-jury sittings, Lucas & Wright for plff, MacKay & Sampson for deft.

Scott vs Barshaw, Dowding, Mathews, Bell and Graham was then called, but as the disposition of the cases on the docket as above was unexpected and witnesses were not present, the case was laid over till next morning. Frost vs Griffith was then called, but for the same reason was also dealt with in this way.

Wednesday

Scott vs Barshaw, Dowding, Mathews, Bell and Graham, a slander and libel case, occupied the entire session from 9:30 a.m. till 6 p.m. The case arose out of the demonstration made in November of last year by the friends of Mr Smith, on his honorable acquittal by P M Spencer, of a charge of larceny laid by Scott, a cattle dealer. An effigy was taken into the procession, which formed part of the demonstration, and the charge of libel arose therefrom, which asked for $2000 damages, arose from this fact. A number of witnesses were called, and at the conclusion of the significant case, a non suit was entered for the plaintiffs. Matthews, Bell and Graham. The case was continued against Messrs Harshaw and Dowding, the counsels for the plaintiff and defendants' concluding their addresses at 7:30 o'clock.

Thursday

This morning Mr Justice Robertson charged the jury. His remarks were a scathing denunciation of the methods of the plaintiff from the inception of the trouble and said there was good grounds for an action of malicious prosecution on the part of Smith against Scott. Instead of adopting what was apparently a useless method the demonstration had taken place, but the defendants were no more responsible than the several hundred other people who witnessed the affair, unless it could be proven that they had been instrumental in providing and burning the effigy, of which he doubted the possibility, but left the jury to decide. The jury was absent for about an hour, but returned a unanimous verdict for the defendants. Mr McCullough (Toronto) appeared for Scott, E F B Johnstone, J M Kilbourn and H G Tucker appeared for the defendants. The case throughout was watched by one of the most fashionable audiences over seen in an Owen Sound court room. Several incidents were highly amusing. It is needless to say that the verdict is a most popular one.

Queen vs W H Burt and Emma Burt charged with pointing a pistol and using other violence to compel the execution of valuable papers occupied the balance of the day. The principal witness was J P. Raven, who laid the complaint, and the prisoners. The court room was filled with spectators, and the case is one of the most sensational in years. County Crown Attorney MacKay and W J Hatton appeared for the Crown, while H G Tucker and H B Smith appeared for the prisoners.

As soon as the Burt case had been given to the jury, the Grand Jury made their presentment, which was as follows:

Grand Jury Room, Nov 11, '98

To His Honorship, Mr Justice Robertson

May it please Your Worship:—The Grand Jurors in attendance at the Assize Court holden in Owen Sound this week, respectfully to make the following presentment:

1. We have carefully considered the several indictments that were laid before us by the Crown counsel and endeavored to discharge our duties faithfully in connection therewith.

2. We visited the county jail and found everything in good order, and that those confined are apparently properly cared for by those in charge.

3. As a result of our wish to the Owen Sound General and Marine Hospital and of a careful inspection of all the wards and rooms, information gathered from conversing with the invalids, the matron and others, and from what we know of the excellent work being done by this institution—and the exceptional advantages afforded for those in need of careful and attentive nursing and medical treatment, we feel that we cannot too strongly recommend this hospital to those who may unfortunately be in ill health and in need of careful treatment; and we feel it our bounden duty and take great pleasure in commending the hospital to the people of the whole county for liberal support.

4. We also visited the Collegiate Institute and were kindly attended while there by the excellent and efficient principal, Mr Jenkins; and we find that the attendance not only of town and county pupils is large but also that there is a large number of pupils in attendance from outside counties, owing doubtless to the fact that throughout the whole province for several years this institution has been considered second to none. We congratulate the Board of Education and the teaching staff on the excellent record of this seat of learning.

5. Referring to Your Lordship's timely and effective remarks with reference to the necessity of erecting a House of Industry in this county, we may say that we heartily agree with your opinion that a county as large and wealthy as ours should no longer be without one. We are pleased to notice that the county council are following in this matter in the right direction and we strongly commend to the good sense and human feelings of all ratepayers the desirability of their recording their votes in January next in favor of erecting such a building, and in the event of the vote being favorable, we trust that the council will lose no time in erecting this much needed institution.

6. We heartily join with you in expressing the loyalty of our Most Gracious Majesty, Queen Victoria, whose reign is at once the most brilliant and unique in the annals of history, may still be spared many years to rule over the vast British empire, in no portion of which, we feel assured, will be found more loyal or patriotic subjects than in our own fair Dominion.

7. We also find, on going in the court room for a length of time that the ventilation is very defective and injurious to persons who have to remain in the room any length of time, and we would recommend that some more efficient means should be taken at once to give better ventilation to the court room.

In conclusion, allow us to express our sincere desire and hope that Your Lordship may long be spared to discharge the responsible duties of the honorable position you now occupy as one of the judges of the High Court.

His Lordship replied in feeling and suitable terms. He was glad, he said, that steps were being taken to ascertain public sentiment as regards the need of a house of industry. There was nothing in which he was more deeply interested than in public charity and he promised to see that the presentment was forwarded to the proper authorities. He spoke in terms of strong denunciation about the poor ventilation and generally miserable accomodation of the court room. The judge's private room was also very uncomfortable and a few dollars should be expended in fixing it up. He thanked the jury for their kind references to himself. Like others he was getting older, as he realized, and it was not likely he would have many more opportunities of visiting the old County of Grey, in which, at one time he had had large interests. He congratulated the gentlemen of the grand jury on the way in which they had done their duty.

The following cases were not reached and will come up at later courts:—Atkinson v Holmes, an action to set aside a conveyance; Travis v Wealtz action for damages for seduction; Hunt v Urquhart, an action for damages for false imprisonment; Brown v Davis, seduction; Johnston v Brown, out of setting out fire; Cole & Richardson v Russel action to recover price of a car of oats alleged to be short weight; Herron v Hill, action for damages for alienating wife's affections; McKenna v Township of Collingwood, action for damages for death of plaintiff's wife caused by accident on a road alleged to be in a state of disrepair.

Williams v Wallington, an action for account, was referred to the county judge; Squire v Glassford an action for money received, to the local master; and Frost v Griffiths, an action under contract, to the county court.

Keeping Consumption

Do not think for a single moment that consumption will never strike you a sudden blow. It does not come that way. It creeps its way along. First, you think it is a little cold; nothing but a little hacking cough; then a little loss in weight; then a harder cough; then the fever and the night sweats.

The suddenness comes when you have a hemorrhage.

Better stop the disease while it is yet creeping.

You can do it with

Ayer's Cherry Pectoral

Your first notice that you cough less. The pressure on the chest is lifted. That feeling of suffocation is removed. Relief is hastened by placing one of

Dr. Ayer's Cherry Pectoral Plaster over the Chest.

Book Free.

Talk on the Diseases of the Throat and Lungs.

Write us Freely.

If you have any complaint whatever about the best medical advice you possibly receive, write to the doctor. You will receive a prompt reply, without charge.

Address, J. C. AYER, Lowell, Mass.

DR. CHASE'S DAILY RECEIVING TESTIMONIALS FROM THANKFUL PEOPLE NEAR AND NEAR.

Intelligent Citizens Pronounce Strongly in Favour of Dr. Chase's Ointment, Kidney-Liver Pills, and Catarrh Cure:

Sceptics are at Liberty to Write to the Following Persons to Get Their Endorsation of Testimonials.

INCIPIENT CATARRH CURED.

Mrs. Rosie Stearn, 30 Walton street, Toronto, says:—"I suffered at every change in the weather with cold in the head. At times it was so bad that I was unable to speak, being completely stuffed up. I was advised to try Dr. Chase's Catarrh Cure, and did so, and received immediate relief. I am pleased to testify to its worth gladly. I also received a sample box of Dr. Chase's Ointment for itching of the skin, and it is the best remedy I have ever used. I shall at all times recommend to sufferers Dr. Chase's remedies. His recipes are indeed wonderful."

KIDNEY DISEASE CURED.

Mr. J. Kilfedder, 29 Gerrard street west, Toronto, an old and respected resident of the city, says:—"I have been suffering from Kidney trouble since last fall and found the lightest kind of exercise very painful. I concluded to try Dr. Chase's Kidney-Liver Pills, which I saw advertised, and the effect was wonderful, the first box removing the pains in my back, and leaving me feeling very much better in every way. I can cheerfully recommend them as the workingman's friend. They are well named K. and L. Pills. The meaning which I took to be Knights of Labour Pills." One pill a dose. 25 cents a box.

No Excuse.

Guest (angrily)—Your charge for three days' board is outrageous—a regular swindle, sir!

Hotel Proprietor—You must remember that hotel charges are not based on what a guest consumes, but on what is provided. The waste of food at hotels is enormous.

Guest—Then why don't you cook it better?—New York Weekly.

A New Excuse.

Office Boy—May I have this afternoon, sir? I want to see the baseball game.

Employer (in surprise)—What, has the last of your relatives been buried?—Up to Date.

Wayside Philosophy.

Weary Watkins—After a guy has once been in jail his name is mud from that time on.

Hungry Higgins—Yes; time done can't be undone.—Indianapolis Journal.

Period of Widyhood.

He—Suppose a rich old man on the verge of the grave were to propose to you. Would you give me the shake?

She—No, but you'd have to wait a couple of years for me.—Exchange.

Peace.

No more the battle's rude alarms
Come echoing o'er the sea.
Peace hides with gold resplendent charms,
And iron monsters flee.

'Tis sweet to see the sun that glints
Through clouds which bred despair;
'Tis sweet to watch for autumn tints
Instead of smoke and glare.

Both great and small have done their less
Each danger to disperse;
'Tis sweet to let the tocsin rest
And ring the dinner bell.

—Washington Star.

BREVITIES

PERSONAL CHATS.

Governor Leedy of Kansas ordered the firing of 18 guns in honor of the declaration of peace.

According to General Wheeler, Colonel Roosevelt was shot at more times than any other man in the army.

Camp Hamilton, near Lexington, Ky., was named in honor of Lieutenant Colonel J. M. Hamilton, who fell at San Juan.

Rev. Daniel Ryan, who has just been elected commander of the Indiana department, Grand Army of the Republic, is widely known as a pioneer Methodist preacher.

Manuel Tamayo y Baus, whose death is announced from Madrid, was the director of the National library in that city and was also noted as one of the best dramatists of contemporary Spain.

Mgr. Thomas Magennis of Boston, who has just been appointed a domestic prelate by the pope, was ordained a priest in 1866. He is now a domestic prelate in the diocese of Boston.

The Baltimore Sun notes with pride that "Maryland, My Maryland" and "Stonewall Jackson's Way" were both written by Baltimoreans—James R. Randall and John Williamson Palmer.

Prince Sviatopolk Mirsky, who recently died at St. Petersburg, became a major general at the age of 29 and had served in all the wars in which Russia has been engaged since the Crimean war.

Mme. Albani, who has been making a tour through South Africa, is delighted with that country. When she visited the De Beers compound at Kimberley recently, 3,000 Zulus danced and sang for her.

The late Admiral Kirkland's opinion of newspaper men was summed up while he was in San Francisco in this way: "If you are caught taking pictures anywhere in the navy yard you'll be arrested, but I suppose you'll take them anyhow."

When the late Adolph Sutro got his famous tunnel bill through congress 28 years ago, he was greatly assisted by eight prominent congressmen. In his will Mr. Sutro bequeaths $3,000 to each of these eight men. Though some of them are dead.

It is a curious fact that Mr. Curzon, the new viceroy of India, though the eldest son and heir of an English peer and the husband of one of America's wealthiest heiresses, has, strictly speaking, no habitation in England that he can call his own.

General Coppinger in the only United States commander who has seen service in the British army. He is the son of a Warwickshire squire and after serving with the First battalion of the Warwickshire militia he was made a lieutenant. Then he came to America.

Sir Robert Menzies of Menzies is the oldest living highland chief of any clan. Though he is past 80 he still wears the kilt, winter and summer alike. He stands over six feet and has a commanding and most venerable appearance. The Menzies family has owned Scotch land since the fifteenth century.

STAGE GLINTS.

Katherine Robes is to star in a new Cuban play.

This will be Julia Arthur's last season on the stage.

Eugene Blair will play the lead at the Park theater in Philadelphia.

Mr. and Mrs. Russ Whytal have returned from a five months' tour in Europe.

Keith's Providence house will be run on the continuous vaudeville plan this season.

Miss Maud Renaud, the danseuse, has joined Blaney's "A Hired Girl" company.

Minnie Radcliffe, having resigned from "Shenandoah" has engaged with James O'Neil for the leads.

Mlle. Anna Held will shortly be seen in a new French comedy, secured during her recent trip to Paris.

Sol Smith Russell has pinned his faith to "Uncle Dick," a play of human interest, by Martha Morton.

Smyth and Rice have made upward of $100,000 in two seasons on "My Friend From India" and "The Man From Mexico."

The dramatization of Conan Doyle's "Sherlock Holmes," with William Gillette as the detective, will probably be produced in New York during the latter part of the season.

It is said that Sadie Maginoe's disrobing act in "The Turtle," which is being played at the Manhattan theater in New York, outstrips anything ever before shown on the American stage.

GLEANINGS.

One thousand copies is considered a fair circulation for a daily paper in Greece, and it is said that many an editor could easily carry his whole edition in his arm.

The parks committee of the corporation of Sheffield, England, has voted £15 as prize money for a contest between the various bands which play in the parks there.

An important addition has just been made to the British museum in the shape of a large and priceless collection of weapons and implements from the Kongo Free State.

The office of court barber was abolished by the convention and not revived by Napoleon, but on the return of the Bourbons in 1815 two were appointed, who, as before, were supposed always to be in attendance upon the king.

CURES CATTLE

For cattle coughs, sore throat, sprains, sore or caked bag and a score of accidents that might befall the herd Griffith's Menthol Liniment is the greatest of general applications—proved the success that it claimed for it a thousand times—good in an emergency—quick to cure.

We have used Griffith's Menthol Liniment with great satisfaction and success on our ranches, and believe that for horses and cattle there is nothing to equal it.—P. B. Ritchie & Co., ranchers, Vancouver, B.C.

GRIFFITH'S MENTHOL LINIMENT

RELIEVES THE INSTANT APPLIED.

AT ALL DRUGGISTS—25 CENTS.

JUDICIAL

Notice to Creditors

OF THOMAS SEWELL

Pursuant to a judgment of the High Court of Justice, made in the action of Sewell v Cook (including those having any specific or general lien upon the estate or any undivided share therein) the creditors of Thomas Sewell late of the township of Euphrasia in the county of Grey, farmer, who died in or about the month of February, 1898, are on or before the third day of December 1898, to send by post, prepaid, to Messrs Lucas, Wright and Batson, Solicitors, Markdale, their christian and surnames, addresses and descriptions, full particulars of their claims, a statement of their accounts, and the nature of the securities (if any) held by them, or in default thereof they will be peremptorily excluded from the benefit of the said judgment. Every creditor holding any security is to produce the same before me, the undersigned official referee of the said Court, at my Chambers, in Osgoode Hall, in the city of Toronto, on the 9th day of December, 1898, at eleven o'clock, forenoon, being the time appointed for adjudication on the claims.

Dated the 9th day of November 1898.

NAT McLEAN, official referee.

ADMINISTRATRIX

SALE

Of Valuable Farm and Chattel Property

There will be sold by virtue of the powers invested in Jacob Lounes as administratrix of the property of the late Edward Lounes, deceased, there will be sold by public auction by Geo Noble, Esq, auctioneer, at Lot No 9 in the 1st concession of the township of Artemesia in the County of Grey, on

TUES, 29th DAY NOVEMBER '98

At the hour of 12 o'clock, noon, the following valuable farm and chattel property, viz: First chattels: 1 horse 5 years old, 1 mare 4 years old, 2 colts, 2 heifers 2 years old, 2 steers 2 years old, 2 steers 1 year old, 2 heifers, 6 sheep, 1 store hogs, 3 fat hogs, 1 sleigh, 1 set double harness, 1 set chain harness, 1 set single harness, 1 set double harness, 1 set single harness, 1 set double harness, 1 set single harness, 1 set double harness, 1 set harness, 1 set harness, 1 set