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Bociety of London, England.

## Hew Advertisements.

No Old Advertisements Inserted in this Last Silk Searf Sale-Chas Bryson Celebrated Goods-McGarity & Thompson A few more-J H Shanly Anglers-Central Fancy Goods Store The By Estate-Local Notice Marmalades-McGarity & Thompson Local Notice-Lecture and Social Dissolution of Partnership-O'Hanly & Ogle

Irish Junipers-Mr Shanly At Home-Her Excellency the Coun



COVERNMENT HOUSE

HER EXCELLENCY THE

"AT HOME" THIS DAY (THURSDAY). F. ROWAN HAMILTON, A. D. C. in Waitin Ottawa, June 8, 1876.



The following Canadia visitors registered their names at the London Office dur-Mills, Hamilton; C. B. Jarvis, A. F. W. protection to the farmer. Hayward, Port Hope; J. Palliser, Mon-

shape of three card monte men, with should have any objection to this tax.

Whom the railroads and steamboots are robbing the travelling community. Fish- duties. er's Landing, and the Northern Pacific abound with these characters, and every because it trenched on the functions of tum of the respondent as follows :day we are hearing of people who have the Dominion Government and the whole been robbed by them. Our advice to Bill would fall to the ground. the subject is introduced.-The Manitoba under discussion. Free Press is to be credited with the

is well illustrated by the following clip- WELL PAID AND WELL ABUSED. ping from the Montreal Star. For tax-

Some days since it gaves us great place we would galaly insert the report in full, procession of the formation of the spontane and the most that acan conveniently be applicable of a large number of a large number of the legal procession of the County of Ottars in Hull, and the part of the positions of the county what his comment of the positions of the position has been attended with smokes, and chall the dates of the position has been attended with smokes, and that his county must be conducted with smokes, and that his flowers of the position has been attended with smokes, and that his flowers of the position has been attended with smokes, and that his flowers of the position has been attended with smokes, and that his flowers are the part of the position has been attended with smokes, and that his flowers of the position has been attended with smokes, and that his flowers are the position has been attended with smokes, and that his flowers are the position has been attended with smokes, and that his flowers are the position has been attended with smokes, and that his flowers are a full and complete the county must be conducted with smokes, and that his flowers are a full and complete the county must be conducted with smokes, and that his flowers are a full and complete the county must be conducted with smokes, and that his flowers are a full and complete the county must be conducted with smokes, and that his flowers are a full and complete the county of the position has been attended with smokes, and that his flowers with the same of the county must be conducted with the county of the position has been attended with smokes, and that his flowers are the commencement of a supplication has been attended with the county of the position has been attended to have been attended to the county of the position has been attended to have been attend sure to recommend to the favourable con- but the most that can conveniently be but trades, professions and occupations. States as police power in the States is founded upon the right which exists on

the thistle out of existence. A trial was made with different varieties of rape seed in square plots, where it was found the Treasurer on the verbal order of Mr. Armwhole ground was full of thistles, and nobody believed that the repe was having a
fair run. But it had, and as it grew the
thistles vanished, faded, turned grey, and

thistles vanished, faded, turned grey, and

strong, the Finance Minister.

Mr. Armstrong departed from the rule
of the office, and ordered the amount to
be paid and entered, as it appears, under
"miscellaneous" items, without the usual
in this case.

Somewhat is the finance Minister.

5. The limitations expressly imposed by the 91st, 92nd, and other sections of the Province.

XI. The Provincial revenuence of the Auditor in much case. dried up as soon as the rape leaves began to touch it. Other trials were then made in flower plots and garden beds, and the thistle always had to give in, and was altogether annihiliated, whether old and together annihiliated as a made, and the remainder together annihiliated as a made, and the remainder together annihiliated.

"miscellaneous" items, without the usual or the usual of the licenser is the frequirement of the licenser is direct taxation.

The requirement of the licenser is direct taxation.

The power claimed by the Government to the jurisdiction of the Dominion in the regulation of trade and comme re.

If this sub-section 9 gives power to require a license to be taken out by a branch of the power allows. fully developed or young and tender."

## QUICK TRAVEL.

ing and sensible was that for a dangerous feat to be performed once was proper
enough, as enlarging our idea of what man
would do, but that a repetition of the experiment was only a proof of human folly.
It appears that it is possible to race from
the Atlantic to the Pacific—from New
York to San Francisco in a trifle over 80
hours. It is satisfactory to know that the
thing has been done; but we feel inellined to hope that it won't be again atellined to hope that it won't be again atenough, as enlarging our idea of what man
Chairman.

Chairman.

Chairman,
A Boston teacher asked one of the
little boys in her school, "Where does the
sun rise?" Great was her astonishment
and satisfaction as the little fellow, with
a wise look, answered, "In Boston,
bours. It is satisfactory to know that the
thing has been done; but we feel inellined to hope that it won't be again atenough, as enlarging our idea of what man
mould do, but that a repetition of the experiment was only a proof of human folly.
It appears that it is possible to race from
and satisfaction as the little fellow, with
a wise look, answered, "In Boston,
been done in the Frovince of Ontario,
been destroy it.

XII. This Act cannot be supported under the right to make law respecting
property and other liquors,
did manufacture one thousand gallons of
been.

II. And afterwards, on the eleventh of
Novamber, A. D., 1874, at St. Catharines,
in the Frovince of Ontario,
who eleventh of
Novamber, A. D., 1874, at St. Catharines,
in the Frovince of Ontario,
of Change, the Change destroy it.

XII. This Act cannot be supported under the right to make law respecting
where the right to make law respecting
to vivil rights in the Province of
fermented, spirituous and other liquors,
did manufacture one thousand gallons of
fermented, spirituous and other right to make law affecting property an
in the Frovince of Ontario.

III. The defendant had, at the time ing and sensible was that for a danger is mythically mixed.

that the feat has been achieved, but, what is interesting as an experiment may be useless and even worse as a practice. We are sufficiently conservative in our views of men and things to avow a' confirmed dislike of increasing the speed of humanity's hurrying to and fro. Compa ing what we have read with what we can lead happier lives or have more reason exercise of a nameless individual "goin stead meant something, and to wander was to be a "vagabond."

TAXING INTER-PROVINCIAL TRADE.

should gain the assent of His Excellency following grounds :the Governor General is barely suppos- "That these provisions were opposed that His Excellency can give his sanction | minion in matters of trade and

as to make it read 'By every person fol. and regulate the trade of a brewer, and a captain of a vessel, or by a banker or lowing the, occupation of a commercial so ousts any jurisdiction of the Province." official asignee. lowing the occupation of a commercial so ousts any jurisdiction of the Frovince.

(3.) Unless it be determined that traveller not being a permanent resident The Attorney-General appealed against the Imperial Act intended to of the Province, engaged in selling mer this judgment to the Court of Appeal, deal with Municipal Institutions

dence in British Columbia, who trades or to the higher court. It may be added the Provinces in which they exist; but it Can be had at all Lours, at moderate rates, on sells any goods whatsoever in British that Mr. Taylor is the secretary of the must have been intended to continue to

the upper country which was impoverish. that the jurisdiction conferred by section ed by the importation of foreign cattle. 92 of the B. N. A. Act, under enumeration the power to license it must have the People travelling through Minnesota It would seem a heavy tax; but it was caunot be too wary of scoundrels in the only \$5 a head. No honorable gentleman only \$5 a head. No honorable gentleman of a Provincial license from a license is to be whom the railroads and steamboats are Dominion Government would object to questio infested, and who are daily and hourly the tax as interfering with the Customs

tax was passed it would be inoperative of appeal is concisely stated in the fac-

travellers is to avoid every stranger who "Mr. Mara-If the hon, members will 1867, confers upon the Legislature of each suspend the Standing Orders I will bring Province the jurisdiction of making laws speaks of cards, no matter in what way in this Bill so as not to imperil the Bill so as to exclude the authority of the Par-"The House consented and the amend- coming within the classes of subject enument was withdrawn and the committee rose and reported progress and asked Legislature possesses jurisdiction, the

Mr. Amor DeCosmos had the luck to for them, is a condition of things which \$30,000 for Provincial purposes. Every one must say that verily he had his reweard. The commission is certainly not jurisdiction under class 9 are included "Several of the citizens residing in the east | unequal to the service. Strange to say "Shop, Saloon, Tavern, Auctioneer," and which the sanitary condition of the streets and courts are looked after that many of them have volunteered to take the supervision in have volunteered to take the supervision in their own hands. Last week, Messrs. John matter, going even so far as to charge (a.) The term "shop" may as well and Richard Watkins waited upon Ald. Mc-Cord, Chairman of the Health Committee, and Mr. Smith—we mean Mr. DeCosmo:— cover the license to a brewer when sellwith drawing money in a very irregular ing for consumption in Ontario as any Sherbrooke streets. We understand this offer has been refused. The lanes and courts in these districts are in a most disgusting condition, and should at once receive the attention the elip shed modes of proceed by the line same policy, whether of Police or the Health Committee."

the slip-shod modes of proceedure—of a Ministry now no more. If space allowed Some days since it gave us great pleating the slip-shod modes of proceedure—of a Ministry now no more. If space allowed to be given to the licenses was intended to be given to the licenses of the Provinces.

Some days since it gave us great pleating the slip-shod modes of proceedure—of a Ministry now no more. If space allowed we would gladly insert the report in full, and would include as a subject-matter in the United SHELL.

out of a sum of one thousand dollars in Requisition No. 12, in the month of De-

The last Requisition is accompanied by a memorandum, dated 21st January, 1876, Of the thousand shrewd remarks credit- and approved by the Governor on the ed to Dr. Johnson, one of the most strik- 25th January; but the whole transaction

THE QUEEN VS. TAYLOR.

As the case now occupying the attention of the Supreme Court is not only interesting on account of being a constitutional difficulty submitted for the adjudication of the new court, but is of especial mportance as involving the extent of th ume of the case as it now stands will as. arguments of counsel and of the decision which may be rendered, if any should be.

be taken out by any brewer or distiller always regarded as coming under the exevery session indulges in freaks which dant, Mr. John Taylor, in the Queen's are, at least, amusing. The latest is the Bench, Toronto, on the 27th of Novem crosses the Provincial boundary to dis- statute. Mr. Justice Wilson then decidpose of wares for which he thinks he can ed in defendant's favour and against the find purchasers. That such a measure constitutionality of the Statute upon the

able. We cannot bring ourselves to think to the exclusive jurisdiction of the Do to a measure, which logically carried out, merce; that they did not constitute a would make every member of the Cana- direct tax; that the provincial jurisdicdian Confederation foreign territory to | tion over licenses is confined to shops every other. But the report itself is and places where the sale is by retail altogether too rich and suggestive to con- that the subject is not of a municipal or under Municipal or Local control. "The House then went into committee property and civil rights; that the Do- anything to be licensed; as, for instance, on this bill, Mr. Vowell in the chair. It minion Government has assumed to tax may require a license to be taken out by

chandise or soliciting orders therefor by sample or otherwise, the sum of \$200 in advance every year. "—Carried.

"By every person not having a resi"By every person not having a resi"By every person not having a resi-Brewers' Association of Ontario, and this Municipal n advance every year.

"Hon. Mr. Elliott moved to amend proceeding was instituted by arrange— Municipal Councils then had.

"Hon. Mr. Elliott moved to amend proceeding was instituted by arrange— Municipal Councils then had. this clause so as to make it apply to per ment between that body, and the Trea- (4) It is, therefore, not unreasonable to Served on the shortest notice. sons not having a residence in the Pro-"(r.) By any person engaged in ped. ernment in order to test the constitutional tended to confer upon Municipal Coundling or hawking any goods whatsoever ity of this requirement of the Provincial (5) The Legislatures of the Provinces in any part of British Columbia, not being Statute. The point for argument is, then, having the right to create or alter Muni produce, fish, game, of home growth, one hundred and fifty dollars, in advance, whether the Legislature of Ontario had cipal Institutions, it is not unreasonable hundred and fifty dollars, in advance, power and authority to pass the 24th, to hold that it was not intended to give every year.

"Captain Evans suggested an addition 25th, 26th and other sections of the staths form for Provincial than for Municipal Control of the staths for the staths for the staths for the staths form for Provincial than for Municipal Control of the staths form for Provincial than for Municipal Control of the staths for the staths for the staths form for Provincial Control of the staths for the stath ing the week ending May 25, 1876 :- of articles of home manufacture. Adopt- tute, thirty-seventh Victoria Cap. 32, so pal revenue. Mesers. R. A. Strickland, Peterboro; J.

Martin, Ottawa; J. Mackinson, Ottawa;
B. Haldene, Toronto; E. B. Haldene, ing a tax of five dollars a head on foreign of appeal in reversing the judgment of The right to restrain the sale unless the Toronto; W. L. Creighton, Sarnio; J. H. cattle. This, the hon. mover said, meant the Court of Queen's Bench, and uphold- license is procured.

> The argument on Lehalf of the Crown "Hon. Mr. Humphreys said that if the in support of the judgment of the court

> > liament of Canada in relation to matters merated in that section, and where the Court has no power to review the exercise

the Legislature is omnipotent accord to British theory, and knows no superior law in the sense in which the American cost what they pay taxes for having done receive \$600, as commission for borrowing. Courts are accustomed to adjudicate upon 2. Amongst the matters in which the

THE APPELLANT'S PACTUM.

I. The defendant, on the 10th of Nov. This would very much embarrass this ember, A. D., 1884, at the town of St. branch of trade, and might so fatter as to Catharines, in the Province of Ontario, destroy it,

too high in his agitation, shot his hat. - gradious per mission!

together with a concise statement of the arguments intended to be urged by him,

I. The Legislature of the Province quiring a brewer to take out a license to II. The trade of a brewer is one regu sovereignty of Local Legislatures, a re- inion of Canada, under the jurisdiction

North America Act, sub-section 2. III. The British North America Act must be interpreted in the light of the the sale of fermented or spirituous pressly continued by section 129. liquors, a Provincial license is required to and distilling shews that brewing was

> America Act shows that the jurisdiction No opportunity will be lost in making the stay of all patrons as pleasant as possible, and bominion Parliament, and would, therement will be provided. fore, be exclusive. One method of regulating the excise is by taxation. VI. The Act of Legislature of the Province cannot be sustained under section 92, sub-section 2, because the license fee is an indirect and and not a direct tax, and cannot be supported under sub-sec-tion 9 of the section 92, because

(1.) The words "other licenses" must be constructed to be of the same class as that mentioned in the preciding part of the sub-section. The judgment of the Court of Queen's Bench and the Court of Appeal agree as to this.

icenses as were before the Imperial Act If the term "other licenses" be no

"Mr. Morrison had great pleasure in seconding the resolution. He referred to

granted, which may be entirely different from those prescribed by the Dominion brewers to take out the hoense (upon the will be conducted on first points principles by

the all-powerful nature of Statutes), then no Court can review the exercise of that It is not a question of the degree of restraint, but a question of the power to impose any restraint. The words "in order | Is in charge of a competent marks to the raising of a revenue for Provincial, Local or Municipal purposes" were in-tended to show that the power of taxation was to be co-extensive with the Legisla-tive power of the Province. These words

are not to be read as a limitation. Municipal control, while it would leave the Dominion control over Excuse laws un-

VIII. The whole British North America Act shows that it was intended to divide tive bodies, the jurisdiction of each body being complete as to the cases within its power. See uppn this point the Judgment of the Court of Appeal for the Province of Quebec in the Queen vs. Danse-reau. 18th February 1975 reau, 18th February, 1875, (reported in the Montreal Herald of that date.)

The control of all matters of Excise was intended to be given to the Dominic Parliament. The right to impose duties and to regulate shop, saloon, and tavern IX. What is known in the United

jurisdiction to say what would be a reasonable amount except the Legislature XI. The Province, for the purpose Provincial revenue by sub-section 2 of

quire a license to be taken out by a brew-The demurrer admits the statement of facts contained in the information on page guire the license to be obtained from the five of the appeal book, which is as follows:—

The demurrer admits the statement of er, the Legislature has power also to require the license to be obtained from the Municipality, or from the Provincial Government, and from both.

Great Reduction in Great Reduction in the price of Hardware at

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Season of 1876.

seekers, will be

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WHE "ATTAMBRA"

This Restaurant is the most central in the Support up to 12 p.m.

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GREAT CHEAP SALE

THE CHEAPEST GOODS EVER OFFERED IN OTTAWA.

NOTE PRICES New Costumes worth \$6.75, \$7.50, \$8.50, \$9.50,

Much under Cost of Making.

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& 68 SPARKS STREET Ottawa, May 16, 1876

Ottawa, April 20, 1876

Plumbing, Gas and Steam-Fitting.

Estimates given in any of the above lines on application.

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28 Orders for DRESS SUITS, WALKING BUITS, OVERCOATS, and all kins of Tallor EXERTED PRONCISION

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W. M. SOMERVILLE, as sole Canadian Agent has taken an extra prise for it. H. Dunies of colebrated Cotton Thread, and first prise for Iron Bailing, manufactured by H. R. Ives

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clined to hope that it won't be again at tempted. The demonstration is so complete as to render a repetition entirely tunnscessary. It is well enough to know the again at the following aret-class manufacturing to the province of the province of Ontario, and would be able to exhibit the motor about June last to those of the public who wished to chapter 33 of 37 Victoria.

The demonstration is so complete as to render a repetition entirely tunnscessary. It is well enough to know the again at the following aret-class manufacturing to the Province of Ontario, and would be able to exhibit the motor about June last to those of the province of Ontario, because the following aret-class manufacturing to the Province of Ontario, and will shortly—stone for the Province of Ontario, because the following aret-class manufacturing to the Baptist Church. A squad of the Ba

NIGHT TRIPS TO MONTREA Jarrying Passengers and Preight, on

The Ottawa River Navigation

ON AND ASSESSED W EDNESDAY, the 3rd of May The Day Line Steamers will sommence their regular through Trips between

aving Queen's Wharf at 7 a.m.

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SALADES OF USE THE