SEE THE

Gentlemen's Walking Slow

(the latest style)

BOOTS & SHOES

AT PRESTON'S

PALACE SHOE STORE,

SPARKS STREET.

May 20, 1876. 4152i

BRYSON'S

SILK SCARF SALE

THIS WEEK:—

YOUR CHOICE OF

426 Ladies' Silk Ties

FOR 12½ CENTS.

YOUR CHOICE OF

304 Gents' Silk Scarfs

FOR 25 CENTS.

CHAS. BRYSON,

110 Sparks street,

Opposite Bate & Co.

Local Intelligence.

CROSS & BLACKWELL'S celebrated good's just received per steamship "Severn" at McGarity & Thompson.

NOTICE.—The By Estate—Pending negotiations for the sale of the estate *en bloc*, by the Trustees. The sale advertised for yesterday morning did not take place. Lots can be purchased by private sale as formerly, on application to H. C. Henderson, Ottawa.

PARLIAMENTARY GROUNDS.—It cost the public of Canada a good round sum to put up the magnificent buildings which are the pride of Ottawa, and to lay out the grounds which surround them. It promises to cost something more to bar the entry to the same.

A FEW MORE geraniums, roses gladioli and plants left at Rowe & Erratt's, which Mr. J. H. Chanly will sell to-day, call at once and secure one.

BASE BALL.—At a meeting of the Ottawa base ball club held last night, it was determined that the usual sports be held on their grounds on the 1st of July. Arrangements are being made with lacrosse and base ball clubs, and a good day's amusement may be expected.

MARMALADE.—Ten cases of Keiller & Son's Dundee Marmalade, just received at McGarity & Thompson, Rideau street.

THOSE BELLS.—The bells for the various city markets arrived yesterday morning. They are from the foundry of Messrs. Meenely Bros., of Troy, N. Y., and weigh 250 pounds each. As soon as placed in position they will be rang the forenoon at 5, 9 and 10 o'clock, and at 8 o'clock in the evening, which will be the hour for closing the markets.

LECTURE AND SOCIAL.—This evening at the Ottawa West Methodist Church—Lecture by the Rev. W. J. Hunter. Subject—"Popular Amusements." Tea served at 7:30 sharp.

THE CONCERT to-morrow evening of the Public School Teachers will be given in the Rink Music Hall, for the benefit of the Protestant Hospital. The programmes which have been issued are of a very attractive nature, comprising drama and music. Considering the object for which the entertainment is to be given, it is to be hoped the house will be crowded. Professor Workman will conduct.

IRISH JUNIPERS and Arbor Vitae, beautiful shrubs suitable for lawns or cemeteries at Rowe & Erratt's, for sale by Mr. Shanly of Rochester. Call this day and secure one.

A CURIOUS INTERLUDE. — Mr. Moses Aubry, residing on Sherbroke street, Chaudiere, had some artificial pots for the propogation of flowers, suspended on the verandah of his house. In this there was nothing wrong, however, but a bird made its nest in one of them, and is now hatching a brood therein. She has not been interfered with, and in time, no doubt, little warblers will make the neighbourhood rather lively.

STIFF BACK, negatives—copies can be had at Jarvis' studio. 6115

TO-NIGHT'S EXCURSION.—A capital opportunity is offered this evening to view the beautiful scenery of the Ottawa by moonlight. The Caledonian Club of this city, with their usual enterprise, have arranged what will prove one of the most enjoyable excursions of the season by the steamer Peerless to-night from the Queen's Wharf for a trip down the river at 8.15 p.m. Those wishing to avail themselves of the trip, should procure their tickets at once, which have been set at the low figure of 50c. A brass and quadrille band will be in attendance, and the pipers of the Club will make an attractive addition to the evening's programme. Refreshments can be had on board.

COOL dresses for hot weather, grenadines, black and coloured, light and durable, from 15 cents. Stitt & Co's. 6315

THE OPEN AIR CONCERT.—Last night the band of the Governor General's Foot Guards gave their first Open Air Concert at the centre gate of the Parliament Square. A large number of people promenaded Wellington street on the north and south sides, and the windows of the Rideau Club and Queen Hotel, were occupied with a goodly array of the fair sex. The programme was performed in a very satisfactory manner, a marked improvement being perceptible in the playing of the members of the band, in some of the pieces, when compared with their last season's performances. No doubt this effort of the Guards will be highly appreciated by the public who attend their concerts, as they are highly attractive and amusing. It is to be hoped the band will continue these concerts.

CHEAP hardware, in mechanics' tools, house furnishing goods, and builder's hardware, on and after Saturday, 27th inst., twenty-five per cent. off for cash, at A. W. LANG's corner Sparks and O'Connor streets. 16dw

SALE OF LOGS.—A sale of logs of the Lower Ottawa Boom Company, for 1875 and 1876, took place at the Russell House yesterday evening, by Messrs. Rowe & Erratt. The Hon. James Skead's logs sold to Mr. R. Blackburn, M.P., for $1.42 per standard, and those of Messrs. Perley, Patten, J. H. Baldwin and Young and Bronson's to the same purchaser for $1.37 per standard. Mr. James Shearer purchased the logs of J. R. Booth for $1.21 per standard. E. B. Eddy's logs were sold to Burton and Watson for $1.25. Mr. James McGovern purchased those of Mr. John Rochester for $1.26. There were about 2,000 logs of 1875, which were knocked down to Mr. Wel's of L'Original, at 76c per standard. In all about 20,000 escaped logs for 1875 and '76 were sold, and the above prices will show very fair prices realized. Mr. John Henderson, Secretary of the Lower Ottawa Boom Company, must be congratulated on his success

Enamelline—For making Shirt Fronts white Only 25 cents at Esmonde's.

BOARD OF TRADE.—The regular meeting of the Board of Trade will be held this evening.

LENOS, light soft textures, easily draped and cool the dress for hot weather, from 20 cents. Stitt & Co's. 6315

OTTAWA CITY COUNCIL.—There will be a meeting of the Ottawa County Council held on the 14th inst., at their hall in the City of Hull, commencing at 10 o'clock a.m.

SUMMONED FOR JUDGMENT.—Yesterday the Market Inspector had summonses issued for several hucksters who declined to obey his orders at the By Ward Market. He is anxious to have his authority definitely settled in this matter.

IMPORTATIONS.—McGarity & Thompson per steamship "Severn," 38 packages of Crosse & Blackwell's Goods, and per "Canadian" steamship, 10 cases of Keiller & Sons Dundee Marmalade.

SUSPENSION BRIDGE.—The approaches to Suspension Bridge on the south or city side, which were considerably washed away by the high water floods, have been properly macadamized within a day or two. This step was very necessary, as there is a very large traffic between the city and Hull.

RAID.—Mr. Baldwin, sen., lumberman at the Chaudiere, made a raid on the Gatineau Point yesterday with a posse of police, for the purpose of recovering large quantities of sawn lumber belonging to him which had been carried away with the recent flood, and which had been captured by parties residing in that vicinity.

EASE and elegance in dressmaking. Evening, walking and visiting dresses made in the most recherche style by Mrs. Williams, late from Madame Duval's, New York. Stitt & Co's. 6315

GONE TO MONTREAL.—At the Police Court this morning, Ellen Doran, who was taken into custody a few days ago owing to mental derangement, was discharged. Captain Bowie, on being applied to, kindly consented to have her taken to Montreal free of charge on the Ottawa River Navigation Company's steamer.

SIMPLICITY, elegance and perfect fit in dressmaking. Mrs. Williams, from Mme. Duval's, New York, has charge of the dressmaking department at Stitt & Co's. 6315

REBUILDING. — Mr. Charles Christian, who, on a late occasion had his stables burnt on Clarence street, with commendable energy has begun the reconstruction of the premises destroyed. This was rendered imperatively necessary, owing to the large trade done by him with the farming community, not to speak of his city business.

CUTLERY and other house goods, cheap for cash, at A. W. LANG's, corner Sparks and O'Connor streets. 16dlw

ST. PATRICK'S ASYLUM.—There will be a regular meeting of the Council of the Patrick's Orphan Asylum this evening, at 8 o'clock. The meeting is called for the purpose of devising means to, if possible, augment the funds of that institution. No doubt it will be well attended, as the institution has a large number of friends, anxious at all times to aid the old, infirm and orphan.

DON'T miss the chance to buy goods at twenty-five per cent. off regular prices, on Saturday, 27th inst., at A. W. LANG's, cor. Sparks and O'Connor Sts. 16dlw

CLASHING. — Yesterday morning the collector of tolls on the By Ward Market and the Butter Inspector had a little passage of arms, or rather words, as to who had the right to weigh butter. The Inspector said he was a peaceable man in the past, but if such "bullying" as he had to submit to on this occasion was continued, he would assert his authority in future, and to the decided detriment of the lessee. Both parties agreed after a while, however, and business dropped into the usual groove.

Enamelline at Esmonde's.

A CESS POOL.—The Health Inspector's attention is called to a "slough" on the south side of Gloucester street, between Bank and Hugh. Last season the City Engineer said if a sewer ran through the street, that the owners of the lot in question could be compelled to drain it. During the past month the residents in front of the pool complain greatly of the obnoxious smells that arise out of it, and it seems rather a hardship that with the ready means at hand of ridding the place of the nuisance, by draining it through a newly made sewer that it is not removed at once. The Aldermen of the Ward might give a little attention to the matter.

ON account of the present hard times I have marked all goods 25 per cent. off for cash, on and after Saturday, 27th inst. A. W. LANG, corner Sparks and O'Connor streets. 16dlw

HULL CITY COUNCIL.—There was a full meeting of the City of Hull Council held on Monday evening last—Mayor Richer in the chair. After the transaction of some routine business a by-law was passed authorizing the issue of city debentures to the amount of $25,000; $8,000 for the building of bridges and improvement of streets and sidewalks; $6,000 for the payment of legitimate city debts; $5,000 for the purpose of building a public market; $4,000 for sewerage and drains; and $2,000 for the organization of a proper fire department. By-laws were also passed regulating bathers' stalls and imposing an annual tax on certain industries were also passed. Considerable other important business was then transacted, and the Council then adjourned until the 16th inst. Hull is apparently getting into harness.

Now is your time to buy cheap hardware. Twenty-five per cent. off for cash on Saturday, 27th inst, at A. W. LANG's, cor. Sparks and O'Connor streets 16dlw

CHAUDIERE BRIDGE.—The first span of the iron work on the new truss bridge over the slides is being placed. A serious defect to be noticed in connection therewith, is that there are no longitudinal iron beams for the purpose of supporting the planking of the roadway over the iron track, and the inevitable consequence will be that the beams which are four inch green planks in time will shrink, having only about two inch bearings on the rope beams, and in time will tumble into the slides. As "a stitch in time saves nine," it would be well to see to this matter at once. Besides this, Nicholson paving seems to be the only proper covering for the roadway. It was originally intended to have the arch over the slide circular, but for some reason it has been made flat, and the change has not improved the appearance of the structure. It is said that the change was made for the purpose of facilitating the passage of square timber, but this is very doubtful. The City Engineer ought to see to the whole matter at once.

THE ALBION is now re-opened, under the proprietary of Mr. J. W. Webster, the sample, dining-rooms and bar, having undergone a complete overhauling. Boarders can now be accommodated with first class board at moderate rates, and the travelling community will find the "Albion" adapted in every particular to their wants. 5716

You will save time and trouble with your sewing machine by using Clark & Co.'s Best Six-Cord Extra Quality Sewing Cotton. None the another on each spool. 4146

Ladies!—It will save you endless trouble by getting a box of Enamelline at Esmondes; only 25 cents.

THE HIGH FALLS.

Visit of the Governor General.

A TRIP UP THE LIEVRE.

Yesterday morning His Excellency the Governor General and the Countess of Dufferin and suite left the Queen's Landing at 7 a.m., in order to view the interesting but little known High Falls on the River Lievre. They were conveyed to Buckingham Wharf by the steamer Queen Victoria, Captain Simmonds, who paid the greatest attention to the care and comfort of the representative of Her Majesty. There is little new to be said about the trip from Ottawa to Buckingham, but it was noticeable that the

LOW LYING LANDS

were still under water, and although a declension of the water has taken place to the extent of five or six feet, still there is danger of more disasters transpiring. It was reported for three miles up the river that no current was visible.

THE RECEPTION.

His Excellency was met at Dunning's wharf with the enthusiasm which greets him everywhere. At the wharf the carriages of Mr. McLaren met the distinguished party, and conveyed the members thereof to the point of embarkation on board the jaunty little steamer, and all that bunting and seaman-like adornment that could be afforded from so small a craft was displayed.

Among those noticed when His Excellency arrived at the wharf at 9 10 a. m. was Mr. Joseph Cassgrain, the Mayor of the village, and several members of the County of Carleton Council. Mr. E. W. Murray, Secretary and Treasurer of the township and village, and Mr. J. F McAndrew were also present. Time will not permit us to give a full report at the present moment, but let it suffice to say that a more popular reception was ever accorded to a distinguished visitor. His Excellency displayed throughout his characteristic familiarity to all classes, by which he endeared himself to those who reside in that locality. His progress through the village of Buckingham to the point of embarkation was marked with the greatest *eclat* and in returning to the wharf at Buckingham, there were equally significant proofs of the high regard in which all Canada holds him.

A LARGE BONFIRE

was lighted on the Advance Hill, tar and oil barrels were liberally consumed for the purpose of illuminating the way—after the good old English fashion.

Correspondence.

The Editor desires it to be distinctly understood that, while inserting the communications of Correspondents, he is in no way to be held responsible for the opinions expressed therein.

CORRECTION.

To the Editor of THE TIMES.

SIR,—Your report of the City Council proceedings on Monday evening represented me as in an unfriendly attitude towards the Masonic institution, which I totally disavow. I did not say that I "did not believe in letting the market hall (applied for) to secret societies," but, on the contrary, expressed a perfect readiness to allow it to be used as desired, on payment—not of a nominal price, as proposed by Ald. Rowe—but of its fair value. The objection I urged against giving it *gratis* (which was the first demand) was that it would be an extremely inconvenient proceeding, for that if so granted, it would be next to impossible to refuse it to any other benevolent institution. I add that there were many other societies with at least equally good claims, for while the Masonic Brotherhood were a close or private one, doing good to their own membership, other associations whose benevolence were more diffusive might, and no doubt would, apply for like favours, and that, with such a precedent, I could not see how it would be possible to refuse them.

P. LESUEUR.

[The above letter is written, we do not doubt, in perfect good faith, just as ours was. We incline rather to the necessarily brief summary of our representative.—ED. TIMES.]

MUSICAL ENTERTAINMENT.

Dominion Methodist Church.

A capital concert was given by the choir of the Christian and Literary Society in connection with the Dominion Methodist Church, last night, to a fair audience. The concerted music was given by the choir in a finished and artistic manner, the excellent time observed, and the capital training the voices were in, showed that under the leadership of Mr. Selwyn they have acquired a considerable knowledge in *ensemble* singing. Among the choruses worthy of note were "When the Morning Light is breaking," "O hail as ye Free," and "Crowned with the Tempest." The last chorus, "Awake the Night is beaming," was also well sung, the introductory solo being effectively sustained by Mrs. Selwyn. The Quartette "Lovely Night," for men's voices was given by Messrs. McDonald, Selwyn, Atkinson, Clarke, and Kenny, very fairly, and Mrs. Moyne's rendering of Millard's song, "Waiting," demanded an *encore*, which the lady gave by singing the last movement. The song "Ring on Sweet Angelus," was very sweetly sung by Miss Mary Newsom, and the trio, "Gently Fall the Dews of Eve," was given by the Misses Annie Newsom, Cox and Oliver, so effectively as to call for a repetition; the young ladies' voices blended well together, and the trio had evidently received careful study. In the second part Miss Holmes—of whose pianoforte playing we had occasion to speak of before in very favourable terms—played a *fantasia* from "Lucia di Lammermoor," in a most artistic manner, her execution was particularly observable in the difficult variations, which occur in this composition. Miss Holmes was loudly *encored*, but owing to the length of the piece the lady did not respond. Mr. Atkinson rendered his song "Who treads the path of duty," steadily; the song was not however, adapted to his voice, being too low. It is a most injudicious thing for an amateur to select a song, which is outside the range of his voice. The upper part of Mr. Atkinson's voice is good, and in another song, would no doubt have been more effective. The duett, "Friendship," was well sung by they Misses Lawson, the young ladies' voices blending very sweetly in this simple melody. The last concerted number on the programme met with the greatest favour of the evening; the *trio* "Te Sol Quest Anima," from Verdi's, "l'Attila" could scarcely be better sung than it was by Messrs. Selwyn and McDonald and Mrs. Selwyn; at the conclusion of the number the audience vociferously *encored* it, and the *trio* had to be repeated, Mr. McDonald sang his part well, the range being high, and his judgment in toning down deserves special mention. Mr. Selwyn must be congratulated on his concert, as it was well arranged and carried out in a very masterly manner.

One sexton in New York took $300 in wedding fees in nine days, and another got a $10 counterfeit bill in one.

A horse baulked on Market street last evening and resisted all efforts to move him until a life insurance agent came along and began to talk to him, when he started and walked off with the enthusiasm of a man on his way to the funeral of a rich aunt.—*Norwich Bulletin.*

A California hunter, who went ten miles into the wilderness of the Nevada mountains where game was plenty, found that he had brought six boxes of quinine pills instead of percussion caps. He left camp, gun, and utensils, and is now herding cattle on a quiet California ranche.

LEGAL INTELLIGENCE.

THE SUPREME COURT.

Today's Proceedings

WEDNESDAY, June 7.

In reply to the arguments of Messrs. Crooks and Mackenzie,

Mr. BETHUNE, Q. C., began by stating that Cooley, which his opponent had cited to prove that a tax upon brewers was a direct tax, also agreed with Mills and other authors on political economy, in stating that it is a tax on commodity. Mr. Crooks made another point of the police power which the Local Government enjoy. In Blackstone, inns, billiard rooms, &c., are all placed under the care of the police, because in these places there is a tendency to break the peace, and in that way the municipalities are charged with the control and regulation of these establishments, but this cannot apply to wholesale brewers, for they do not come into contact with the masses. The learned counsel based greatly their argument on the words "other licenses," contained in enumeration 9. Now the English authorities go to prove that when the word "other" is employed it must be construed where, the higher grade is mentioned at the beginning of the sentence, to only apply to a lower grade. Now in this case the higher grade is the wholesale, and the first mentioned in this is a shop license. I think that the term shop license can only apply to a tavern or saloon, or place where the liquor is sold in retail. It would have been extraordinary, if it was intended to include wholesale merchants. The Imperial Government have commenced with the lower grade, and left the word "wholesale" to be implied with the word "other." Now as to the word "auctioneer," in England, there is no distinction between retail and wholesale. The business of the auctioneer is more of a calling. He does not require any capital and he is an agent for others; there was, therefore, no reason for dividing his duties.

Mr. Justice BURNS—What would be the position of the owner of a cargo of wine arriving from France, if the moment he arrived in a Province, the Provincial Government were to impose a tax on him as wholesale merchant; would it not be interfering with the foreign commerce?

Mr. Justice STRONG—In the United States, the way I understand the constitution is, that internal trade is under the jurisdiction of the State Legislature, and foreign trade and commerce, that is, merchandise in bulk, is under the control of Congress. But the moment the bulk is broken it becomes under the control of the State Legislature.

Mr. BETHUNE—What we assume is that the foreign trade in the United States may be assimilated to the internal trade of this country, because the Dominion Government have the same power over internal trade as Congress has over foreign trade.

Judge BURNS—In the Province of New Brunswick the term wholesale is not applied to shops, but to warehouses.

Mr. BETHUNE then read from the Municipal Act of 1866 the different callings which are kindred to the word "auctioneer," and to which must necessarily apply the term "other licenses." The argument of sovereignty given to the Provincial Government cannot be sustained, because by the British North America Act there is a division of power; and there can be no implied sovereignty, because the powers of the Provinces are expressly defined, and the residuum of power is vested in the Dominion Parliament. As to whether this Act interferes with trade the learned counsel submitted that it was intended that the laws concerning trade and commerce should be uniform, and if power was given to the Provincial Government to tax the wholesale brewer the amount might be $5,000 as well as $50, and each province might impose a different amount and the uniformity would disappear. The learned Counsel concluded his remarks by arguing that any regulation concerning local trade and commerce must necessarily affect the trade and commerce of the Dominion.

The next case taken up was Abell, Plaintiff, (Respondent,) vs. Church, Defendant, (Appellant.)

This action was to recover $550 for goods sold and delivered, and the Plaintiff claims by his particulars, the price of a Sampson Turbine water-wheel. No part of the purchase money was paid at any time.

Mr. BETHUNE, Q. C., for appellant, commenced by remarking that in this case, which had gone through different courts, the appellant was in a position of having four judges out of seven in his favour. The whole question is confined to a very small compass, whether the sale was of a specific chattel or of an ordinary article. A water-wheel was sold with a warranty, and for breach of warranty we recovered judgment for $438 damages, and now being sued for the price of the water-wheel, the article being valueless, we are entitled to prove the worthlessness of the article.

Hon. Attorney-General MOWAT is present for the respondent.

Mr. BETHUNE argued that the sale was not a specific chattel, and that the question of fact should have been decided by the jury. All he wants now is to go back to Common Pleas, and ascertain what the contract was. It was a question of fact for the jury to decide and not the Judge. The appellant had a right to prove the article was valueless or inferior, and it was competent for the defendant not to set off by a proceeding in the nature of a cross-action, the amount of damages, which, he has sustained by the breach of the contract, but simply to defend himself by showing how much less the article was worth by reason of the breach of contract. Further, the defendant had a right to prove that no recovery with respect to the inferiority of the article was had in the former action, and that it was not then a matter of indifference. He had been debarred of this right by the judgment of Judge Burton. His only claim for the damages he had actually sustained, as stated the declaration in the suit for breach of warranty—"Whereby he incurred expenses, in having said wheel removed, and in putting in anothe wheel, "and also incurred loss and damage, "in the stoppage of his mill while doing no, and was for a long time unable to work the said mill." In the action brought by the defendant against the plaintiff, not knowing if he would ever be called upon to pay the contract price. He could not claim against him for the contract price as part of the damages. The plaintiff could not sue for the price of the wheel on a special contract because the contract had been broken. I could only recover, if at all, upon a *quantum meruit*, the actual value of the wheel, irrespective of the contract. The learned counsel also argued that the appellant, had he been sued first for the price of the article, could have pleaded its inferiority or worthlessness, and afterwards taken out his action for special damages. Had he lost this right because he had first taken out the action for damages, surely the appellant cannot be condemned to pay the full contract price simply because he brought his action first. The municipal authorities relied upon by the appellant are Mondel & Steel, 8 M. & W. —571—Davis & Hodges, L. B. 6 Q. B. 669.

Attorney General MOWAT for the Respondent.

The learned Counsel for the Appellant has commenced his argument by submitting that the fact of the sale being the sale of a specific article should have been for the jury to decide. So far as this point is concerned it is surprising that it should be raised here. At the trial no such demand was ever made, and the language of the declaration of the appellants shews that in suing for breach warranty it was for breach of warranty of a specific contract—"*A certain water wheel* manufactured by the defendant was sold to plaintiff,—"The words *certain* water wheel surely prove beyond a doubt that it was for a specific chattel that the contract was made. After using such specific terms, I submit it cannot be opened to the appellant to contend that it was not a sale of a specific article. The evidence taken at the trial proves also that Church, the appellant, bought a specific wheel—a Sampson Turbine Water Wheel. He then cited different cases showing that an order such as given in the present case, is equivalent to the purchase of a specific chattel. It was never intended that this question should be left to the Jury.

Another point in support of the respondent's view of the case is that the defendant could not after his action again sue plaintiff for any damages, for in the suit that was taken he was entitled to damages arising out of the inferiority of the article. The non-payment of the contract price could not have prevented him from claiming damages arising out of the inferiority of the damages. As to the argument that the defendant could not claim these damages, because, he did not know if ever he would be called upon to pay the contract price. The learned counsel submitted that it could it could not be entertained, because the respondent when sued could by a pleading have declared his intention of not asking for the price of the article, and because defendant is supposed to have recovered all his damages in the former action. The Attorney-General then continued to argue that you cannot treat a contract as rescinded because of breach of warranty—that the authorities did not agree with Mr. Bethune when he stated that the only remedy where there is a breach of contract for the Respondent is to sue for a *quantum meruit*.

Mr. EWART, for respondent, argued that it was not material if the sale was of a specific chattel or not. The water-wheel was delivered and kept by the Appellant, and he had to pay the price of it. In the action for breach of warranty the declaration of the appellant was wide enough to include general, as well as special damages, and that he had recovered nominal general damages. The mere fact of adding the word "*special damage*" did not limit the finding of the Jury. The whole case seems to be based upon the assumption that these damages for inferiority could not have been recovered until sued for the price of the article. The authorities cited in the respondent's factum, prove clearly that in such actions these damages can be recovered.

Mr. BETHUNE replied, and the Court adjourned at 4 p.m. till 11 a.m., to-morrow.

POLICE COURT.

Before M. O'GARA, Esq., P.M.

WEDNESDAY, June 7.

Duncan McDonald was charged with being drunk on the public streets. Fined $5 and costs, or three weeks in gaol at hard labour.

Felix Leblanc was charged with stealing a sleeve full of sugar from C. T. Bates & Co's wholesale store. No one appearing to prosecute he was discharged.

Ellen Dolan, who had been sent to gaol for safe keeping some time ago, she being somewhat deranged, was discharged.

Chas. Dukelow appeared, charged with assaulting Theophilus Budhomme some time last December. The case was dismissed.

Charles Dukelow was then charged by the same complainant, with a second assault on the evening of June first. The case was adjourned until to-morrow morning.

Thomas Brennan, charged with incendiarism, had his case also adjourned until to-morrow morning.

BOARD OF WATER COMMISSIONERS.

At eight o'clock last evening the Board of Water Commissioners met. Present—Messrs. Cunningham, Coffey, Cowan and Hope. Moved by Commissioner COWAN, seconded by Commissioner COFFEY, that James Cunningham be elected Chairman of the Board. Carried.

Mr. CUNNINGHAM returned thanks for the honour paid him. He never solicited a vote for the position. He held that a better Board could not be elected than now existed. He thought no more duty really ought to devolve upon the Chairman than upon the other members. He would do his duty in the position to the best of his ability.

The minutes of the last meeting were read and approved.

The consideration of several small accounts were allowed to stand over for investigation until to day, when the Board would meet as a Committee. Several other accounts were, on resolution, ordered to be paid.

Moved by Commissioner COFFEY, seconded by Commissioner HOPE, that no person be employed on the Ottawa Water Works, except at a regular meeting of the Commissioners. Carried.

Moved by Commissioner COWAN, seconded by Commissioner COFFEY, that no funds over which this Board has control be applied to any purpose without the consent of a full meeting. Carried.

In answer to a question by Commissioner Cowan,

The CHAIRMAN said Toronto paid the Commissioners $54 per hydrant; it would be the duty of this Board to see what could be done in this city. He held that the Corporation ought to pay something for the use of hydrants. The custom in Toronto was to charge some eight or nine cents for every 150 yards of street watered.

Commissioner HOPE submitted a scheme for selling water to those who require water for sprinkling the streets.

The CHAIRMAN said there was considerable difficulty in dealing with this matter. He hoped nothing definite would be done until Mr. Supt. Kennedy was consulted. If the Corporation wish to take the hydrants, they may do as they please with the water.

The matter was then allowed to stand.

EMPLOYEES SALARIES, ETC.

Moved by Commissioner HOPE seconded by Commissioner COFFEY, that the interim cheque signed by the Chairman, amounting to $377.38, be approved.—Carried.

Moved by Commissioner COWAN, seconded by Commissioner HOPE, that the Chairman be authorized to sign cheques for salaries amounting to $1,736.49.

Moved by Commissioner COFFEY, seconded by Commissioner HOPE, that the Collector be requested to prepare a statement of all parties indebted to this Board for water rates, and the amount due by each party; said statement to be laid before the Board at its next meeting—Carried.

A communication from Michael Ryan, an old employee, asking for some recompense for time lost by breaking his leg while in the employ of the Commissioners.

Moved by Commissioner COFFEY, seconded by Commissioner COWAN, that the sum of $50 be paid to Michael Ryan, to compensate him for loss of time through the breaking of his leg last February, while in the employ of the Board—Carried.

On motion of Commissioner HOPE, the Chairman was authorized to sign cheques for various accounts, amounting in the aggregate to $1,351 56.

Moved by Commissioner COFFEY, seconded by Commissioner RYAN—That the application of Mrs. A. Collins respecting damages to her property, be received and that the County Judge be requested to proceed in the premises as by law implied to the appointment of arbitrators.

COMMUNICATIONS.

The communication of Wm. Wright, complaining of over assessment was laid over until Thursday at 4 o'clock, when the Commissioners meet in Committee for the consideration of various matters.

Applications for leave of absence from the inspectors and some employers in the Collector's department was read.

Commissioner HOPE moved seconded by Commissioner COWAN—That two weeks' leave of absence be granted to employees. Chairman to arrange time. Carried.

A communication from Wm. Stockdale asking for time to pay a judgment attained against him for water rates, was read.

Moved by Commissioner COWAN, seconded by Commissioner COFFEY—That the request of Wm. Stockdale cannot be complied with. Carried.

An application asking for the privilege of posting bills on the fence at Pooley's Bridge was refused.

A communication from Lyman Perkins asking for some recompense for certain property belonging to him on Albert street, and appropriated by the Board, was read.

Commissioner HOPE was instructed to interview Mr. Perkins and ascertain definitely his terms.

PRINTING.

The tenders for printing, Mr. Keefer's report, were then read and were as follows:—TIMES, per page, plain, $1.00; tabular work, $2.50. Maclean, Roger & Co., per page, plain, $1 25; tabular work, $2.25. *Free Press*, per page, plain, 85c; tabular work, $2 00. *Citizen*, per page, plain, $1.25; tabular work, $1 50. A. S. Woodburn, per page, plain, 75c; tabular work, $1.25.

Although the tenders were read only now, the work had been already placed in the hands of Mr. Woodburn, as his was the lowest tender for the work.

After the transaction of some other routine business the Board adjourned.

W. JOHNSTON,

RETIRES FROM

INSOLVENT ESTATE BROKERAGE,

DRY GOODS

IN WAREHOUSE, VALUED AT

$20,000

TO BE SOLD BEFORE

JUNE 30TH.

Unparalleled Opportunity

TO PROCURE

FAMILY LINEN.

SOME VERY SUPERIOR

English Sheetings and Table Damasks.

BLACK SILKS

AND ELEGANT

Dress Materials.

RIBBONS, LACES AND HOSIERY.

Dress Shirts and Underclothing.

Morley's Silk and Thread Half-Hose.

Silk Handkerchiefs, Neckties,

Braces, etc.

Gentlemen can procure 10,000 articles not enumerated.

Many classes of Goods offered far below what it cost to produce them.

Sale opens to-day.

W. JOHNSTON,

144 Sparks street.

THE ELASTIC

Metallic Mattrass

Constructed to fit either Wooden or Iron Bedsteads

IS THOROUGHLY PORTABLE,

Adapts itself to the shape of the body,

INSURES COMFORT,

And is especially recommended for Invalids.

Orders respectfully solicited by the Patentee,

THOS. S. SARNEY,

182 DALY STREET,

June 8, 1876. OTTAWA.

FURNITURE!

FURNITURE!

FURNITURE!

Rowe & Erratt

Have received a large and magnificent Stock

OF

Evey Kind of Furniture,

From the Manufacturers, for sale at their Rooms,

RIDEAU STREET

The stock comprises DRAWING ROOM WALNUT SUITES, in green and gold repp, worth $100, to be sold for $60.

BEDROOM SETTS, worth $100, will be sold for $60.

BLACK WALNUT SIDEBOARDS, beautifully carved at equally low prices.

BEDROOM FURNITURE, for every class from $15 a set, upwards.

INTENDING PURCHASERS SHOULD CALL AND EXAMINE THE STOCK BEFORE PURCHASING ELSEWHERE.

ROWE & ERRATT

Auctioneers,

Rideau street.

June 8, 1876.

RYE FLOUR (Imported).

Winter Wheat Flour,

Graham Flour,

Cracked Wheat,

Cornmeal,

AT

Taylor's Flour Store,

205 RIDEAU STREET.

May 30, 1876.

AGENTS WANTED.

Men or women $24 a week. Proof furnished. Business pleasant and honorable with no risks. A st page circular and valuable samples free. Self-addressed envelope to Hon. WM. MCKEE, Toronto, Ont.

A PUBLIC BENEFIT.

READER, note the following advantages:—

ORDERS for Millinery and Dressmaking satisfactorily filled.

BARGAINS in Dress Goods, Shawls and Cashmere Jackets.

EVERY cash purchaser will receive a liberal Discount.

REMNANTS, Remnants, at less than cost.

TOWELS, Table Damasks and Linen, very cheap.

FLOWERS and Feathers, to be cleared out at any price.

ORLEANS, Russell Cords and Coburgs, at bottom prices.

RIBBONS, Laces and Trimmings, new, fashionable and cheap.

GLOVES, Hosiery and Underclothing worth inspection.

IN Muslins and Grenadines, you can be well suited.

EVERYBODY should take advantage of the sale.

ROBT. FORGIE,

88 WELLINGTON STREET.

June 8, 1876.

CONQUERED AT LAST.

GENDREAU'S

Shaving, Hair Cutting and Shampooing Rooms,

No. 52 Wellington street, Rajotte's Block.

Unrivalled Hair Cutting,

Unparalleled Reputation,

Shaving not Equalled.

Ladies' Hair Combings made and Dressed to

COME ONE, COME ALL, AND TRY THE CONQUEROR.

52 Wellington Street.

Ottawa, May 25, 1876.

CLISBY HOUSE! CLISBY HOUSE!

Close to Parliament Buildings.

The undersigned has undertaken the management of the above House, and is in a position to afford first class accommodation to guests and boarders.

A RESTAURANT

In connection with the Hotel, will be replete in a day or two, in which Lunches, Suppers or Dinners, served in best style, may be had at all hours.

WILLIAM MILLS - - - - - Manager

Ottawa, March 23, 1876.

CHAUDIERE.

DRY GOODS of Every Description at LOWEST PRICES at

STEWART BROS.

J. K. STEWART, R. STEWART.

COR. QUEEN AND LLOYD STREETS.

Ottawa, May 2, 1876.

PLANTS! PLANTS!

50,000 Cabbage Plants,

30,000 Celery Plants,

Large Tomato Plants,

5,000 Cauliflower Plants,

ALSO,

Bedding Flower Plants

CONSISTING OF

Stocks, Asters, Balsams, Pansies, Petunias, Verbenas, Geraniums, etc., etc., at the old

South End, Elgin street, near the Canal.

ANDREW HICKEY.

Ottawa, May 18, 1876.

MINERAL WATER.

INVALIDS SHOULD GET THE

Pure Medicinal Water

FROM BORTHWICK'S SPRINGS.

The mildest, most beneficial and cheapest known medicine, recommended on the medical field in 5-gallon jars, or in otherwise bottles, at 25 cents per dozen, delivered in all parts of the city.

This Water contains none of the objectionable ingredients of most mineral waters in use, but being NATURALLY CHARGED, it is always obtainable free from the Springs, it has been found most beneficial in all fevers, and after a time almost indispensable by those who have used it.

Can now be procured, bottled in Ginger Ale Bottles at our Store.

W. & T. BORTHWICK,

NICHOLAS STREET.

Ottawa, May 26, 1876. Near Sparks street.

JOHN WRIGHT,

Carver and Gilder, Mirror and Picture Frame Maker,

No. 32 RIDEAU STREET,

(Next door to Dr. Sweetland's) who has been in the employment of Mr. McKay, painter, for the last nine years, begs to inform the citizens of Ottawa, that he is about to open a shop in the above line, and hopes by strict attention and moderate prices, to obtain a share of public patronage.

Old gilding regilt and made equal to new; window cornices of every description, composition ornaments for door fronts, chandeliers and sleighbells, executed in the neatest manner.

No. 32 Rideau street, Ottawa.

Ottawa, May 2, 1876.

CARD.

Mrs. R. Parsons

Begs to intimate to the Ladies of Ottawa that she has resumed business and proposes to conduct

Dressmaking, Mantlemaking, Millinery,

And the manufacture of

LADIES' AND CHILDREN'S UNDERCLOTHING, ETC., ETC.

The business will be carried on in the large and convenient Show rooms attached to

Mr. Johnston's Dry Goods Establishment

144 SPARKS STREET.

Where MRS. PARSONS trusts her great experience and thorough knowledge of ladies and styles in London, Paris and New York, will meet with popular favour and patronage.

Dresses, Mantles, etc., cut, fitted and made on short notice. Charges moderate.

May 25, 1876.

CAUTION.

Worcestershire Sauce

IN CHANCERY.

LEA & PERRINS of Worcester

ALFRED HERBERT LEA, trading as A. H. LEA & Co., at Stanford Square, London, Essex.

Take Notice that on the 6th July, 1876, a Petition, Lea against the above named, for the above name of the Petitioner, the Manner of the Petitioner, restraining the defendants from using the word "Worcestershire" or any word only colourable different therefrom, in connection with any goods manufactured by him, and any Labels or Wrappers resembling those used by the Petitioner.

All persons are hereby required not to use as a trademark for a Worcester Sauce, any name other than that manufactured by Messrs. Lea & Perrins, Worcester, or to use any Labels or Wrappers resembling those.

Solicitors for the Petitioners, Lea & Perrins.

Ottawa, Sept. 22, 1875. Sdw-w

NEW SEEDS!

Largest Importations,

GROWTH 1875.

Cheap, Cheaper, Cheapest,

AT

H. F. MacCARTHY'S,

WELLINGTON STREET.

Ottawa, Mar. 11, 1876.

EDWARDS BROTHERS

STALL NO. 4, NEW BY WARD MARKET, WILLIAM STREET.

Return thanks to their customers and friends and beg to be a continuance of public patronage as in the new stall.

STALL-FED BEEF,

SEVERAL CHOICE SHEEP

AND SUPERIOR LAMBS.

This season's Lamb and Veal of the best quality.

They will be glad to see their friends. Orders delivered free to any part of the city.

Ottawa, April 13, 1876.

PROVISIONS, and Good Butter.

Now either are many Publications and Books of the town and others of any pretence in Ottawa. The Times has the largest circulation of any paper in Ott