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CASE IN COURT

MAGISTRATE RESERVED HIS DECISION.

Evidence Against the Three-Strikers—Magistrate Would Like to Have the Difficulty Amicably Settled. When the police court opened this morning, the auditorium was filled with workmen, who were anxious to hear an argument in the case against Robert Wilson, Robert Holting and Henry Brouse, charged with interfering with the Locomotive Works company and the company's employees. The court sat to hear an argument of counsel, it being understood that each lawyer would confine his argument to half an hour.

Magistrate Duff—I quite agree with you so far. I hope I may be able to do so throughout. Dr. Smythe, continuing, said that had the section of the act under which proceedings were taken, been given the construction which he thought it should be, the prosecution could not be successful. But, unfortunately, the English courts had put another construction upon the clause, which, he felt satisfied, the legislature had never intended should be placed.

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Mr. Whiting, in his summary, reiterated that Dr. Smythe had tried to make bricks without straw. The facts were exactly as the prosecution had presented them, and the defendants had tried to contradict them. Dr. Smythe had not quoted any authority, but merely an opinion of Mr. Pollock, which was quoted in 1896, and parliament had not since seen fit to change the law, showing that it must be accepted as correct.

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EIGHT TO SEVEN

GOUVERNEUR WON FROM THE PONIES

In the Second Match at Cape Vincent—Games Here Tomorrow—Ottawa Rough Riders May Drop From O. R. F.U. Gouverneur yesterday's match at Cape Vincent, defeating the Ponies for the Kingston team. The play was close all through, the teams being tied in the seventh innings. This afternoon the final of the series will be played, when Moriarity and Gebm will do the twisting. It is the duty of the Ponies to win.

Moriarity and Dorgan go to homes in Syracuse, N.Y. "Hiary" Burke may become a citizen of Kingston. Ambrose will "Sunday" here, and leave on Monday for "Home Sweet Home" in Utica, N.Y. The other Ponies (except "Foxy Grandpa" Islin, who owns a farm at the Cape) will take their accustomed places around the old firesides.

Baseball On Thursday. American league.—At Philadelphia, 5; Baltimore, 1-3. At Boston, 7; Washington, 9. At Detroit, 5; St. Louis, 2. At Cleveland, 2; Chicago, 5. Eastern league.—At Toronto, 4; Jersey City, 3. At Montreal, 0; Newark, 3. At Rochester, 7; Worcester, 5. At Buffalo, 5; Providence, 1. National league.—At New York, 3-2; Chicago, 2-7. At Brooklyn, 3-3; Cincinnati, 11-2. At Boston, 7-2; St. Louis, 3-2. At Philadelphia, 5; Pittsburgh, 7.

Sport In General. Another race for the Yacht Club pennant takes place to-morrow afternoon. Toronto and Buffalo still hold their respective positions in the Eastern. Things may change yet. Indianapolis and Louisville are having a neck-and-neck struggle for first place in the American baseball league. Brockville is to have a new rugby field, and nobody will regret the change from the toboggan slide where the game has all along been played in the Island City. Capt. Elliott has succeeded in arranging two matches between Gouverneur and Ponies at Lake Ontario Park to-morrow afternoon. These will be the last of the season.

PERSONAL MENTION. Movements Of The People—What They Are Saying And Doing. Mrs. J. D. Bell, Brockville, is on a visit to friends in Kingston. Mrs. C. W. Lane and daughter, Gore street, are spending a week in Toronto. James Garrett and Miss Mary Harrigan, Erinville, spent Thursday in the city. Mrs. John Henderson and little son Jack, Brockville, are visiting friends in Kingston. Mr. and Mrs. George McAuley and Miss McAuley, Livingston avenue, are visiting friends in Buffalo. Miss S. O'Leary, Johnston street, has returned from Watertown, N.Y., where she enjoyed three weeks of vacation. Harry Fawcett, of the George H. Rogers undertaking establishment, Ottawa, is in Kingston to spend a two weeks' vacation. Winnipeg Free Press: Oliver Chown, Kingston, is in Winnipeg on a visit to his brother, Dr. Chown, of this city. He will proceed west to visit relatives at Whitewood. Archibald Hanley, of the Inland Revenue department, is on his vacation. He went to Ottawa to-day to witness the big Shamrock-Capital lacrosse match to-morrow.

Miss Margaret King and brother James King, the guests of Mrs. P. Lawless, Johnston street, for the past month, returned yesterday to their home in Syracuse, N.Y. Winnipeg Free Press: W. S. Hughes of Kingston, Ont., is at the Hotel McHugh was in Winnipeg during the hot days and left in 1885. This is his first visit to the city since that time. E. G. Ross, of Riverside, California, has commenced her tenth year of teaching in that city. She has been very successful in her school of Pittman school, her pupils readily finding good places. On Wednesday evening in Gannons at the residence of Mr. and Mrs. E. Flander, their daughter, Miss Minnie, was united in marriage to Samuel Wilson, formerly of Kingston, but for the past two years residing in British Columbia.

A SIMPLE CHANGE. Made A World Of Difference. The Health-Resort does not always bring back health, but the Health-Resort and proper food make a pretty good combination. Mrs. E. K. Kismet, Springfield, Mo., writes: "I was pronounced a consumptive and sent to Asheville, N.C., for my health. I just could not eat without a cup of coffee, and my stomach was in such a condition that I could not drink it. I was almost in despair when the landlady of my boarding house said that I would drink Postum Food Coffee. I would not believe it, but she made it for me, and I enjoyed every meal. I gained in flesh and strength so rapidly that I was able to come back home and live."

For Men Only. Perfect fitting trousers in free sizes, made to order, and worn at \$2.50, \$3, \$3.50, \$4, \$4.50. The H. B. Bibby Co. Purest drugs. Taylor's.

INCIDENTS OF THE DAY.

Newsy Paragraphs Picked Up By Reporters On Their Rounds.

Saturday the last day to buy any soft colored shirt in the store, 55c. Jenkins. Grade meetings are being held each evening this week in the board of education rooms. A regular meeting of the board of education was called for last evening, but a quorum of members was not obtained. Steamer North King leaves Kingston Sundays 10:17 a.m. for 1,000 Islands, and at 5 p.m. for Rochester, N.Y., calling at Bay of Quinte ports. A young lad playing in a vacant house on Ontario street in the vicinity of his home, accidentally fell out of a window last evening and had an arm broken. James Wilson, sentenced to three years at Kingston for forgery, has been discharged. A strong petition was sent to the secretary of state from Chatham, in his behalf. The management committee of the Board of Education has been called to meet this evening to consider the appointment of another teacher to the Collegiate Institute staff. The rebuilding of St. Mary's cemetery vault has been completed, and the cemetery directors are satisfied that body-snatchers will find it almost impossible to get in. Saturday the last day to buy any soft colored shirt in the store, 55c. Jenkins. Charles Staley, fireman at the government dry dock, received a severe injury yesterday. A large bar of iron fell on his right leg bruising it, and rendering it useless for a time. The clerks in the waterworks office received a severe fright yesterday afternoon when a large section of the plaster forming the ceiling fell with a loud crash. However, luckily no damage resulted. The long, cool evenings are causing the young men to flock back to the Y.M.C.A. building, and the rooms are again beginning to assume their old-time activity. The new library is now serving a very useful purpose.

Did Not Get Her Money. The wife of a Kingston township farmer complained to the police yesterday that a well-known citizen who produces and supplies on the market for hotels and merchants, had purchased from her eight pounds of butter for a King street hotel. He took the butter and told her to call at the hotel for her money. She did so, and was informed that the citizen in question had been paid for the stuff. If the loss is not made good to the woman she will prosecute the citizen.

Presentation To Miss Culcheth. On Wednesday evening the choir of the Portmouth Methodist church and other friends, to the number of about forty, gathered at the home of Mr. and Mrs. E. Culcheth, of the village, to bid farewell to Miss Edith Culcheth, who left on Thursday to enter a hospital at Hartford, Conn., as a nursing trainee. For the past six or seven years she had been the efficient organist of the church, and her friends took advantage of the occasion to express their appreciation of her services. An address, testifying to her good work and her popularity, and extending the best wishes for her recovery, was read, after which Miss Culcheth was presented with a beautiful gold watch set with pearls. She has many friends in the city and the village who regret her departure.

Made A Mistake. John Treener, Division street, complained to the police last evening of being assaulted by a young resident of Rideau street. Treener stated that he was waiting for Mr. Cook, of the cotton mill, and was "killing time" by walking up and down Rideau street. A woman of the neighborhood mistook him for a dangerous character and appealed to the young citizen complained of, with the result that Treener was badly assaulted.

Will Give Lectures. Principal Ellis of the Collegiate Institute, will give a course of lectures to the teachers of St. James' Sunday school upon the art of teaching. To have such a course of instruction from one so experienced as Mr. Ellis is an opportunity not often given and will be eagerly grasped by all teachers. An invitation to the lectures will be extended to the teachers of the other city schools. The first of the series will be given at an early date.

Removed To Kingston Hospital. Hyla Betts, London, Ont., a nephew of Mrs. J. B. Walken, arrived from Murray Bay last evening to enter the General Hospital for treatment. The young man was visiting at Murray Bay and was stricken with typhoid fever. The attending physician recommended his removal to Kingston General Hospital, which was carried out.

His Hand Badly Cut. Eugene Steeth, a young man employed in Woods' Fair, was handling a large pane of glass late yesterday afternoon, when it accidentally cut his right hand. An artery was severed and the services of a physician were necessary to dress the wound.

Stomach and Bowels? out of Order? Angier's Petroleum Emulsion, by its antiseptic properties and its wonderful soothing and healing effect upon the mucous membrane of the stomach and bowels, is of special value in intestinal disorders, such as Gastric Catarrh, Fermentation of the Bowels, Diarrhoea, (acute and chronic), Summer Complaints of Children, Constipation, etc. In fact, in nearly all cases where the bowels are "out of order" it restores them to their normal condition often after other remedies have failed. All druggists sell it. ANGIER CHEMICAL CO., BOSTON, MASS.

AT WORK AGAIN

BOARD OF WORKS RESUMES SESSION

A Small Slate of Appointments to be Wiped Off—The Board's Appropriation Holding Out Very Well. After the customary summer vacation, the board of works resumed active business yesterday afternoon, with Chairman McLeod presiding. There were also present Aids McCammon and Walken, and City Engineer Kirkpatrick. Though a quorum of the members failed to appear, the chairman announced that the regular business would be gone on with and a report prepared for council, which the other members could sign if they so desired, he did not believe in delaying the city's business. A number of accounts were presented and passed. Mrs. Guy, corner of William and Division streets, petitioned to have a couple of trees cut down, as they were a damage to her property. Referred to city engineer for action. John Howton and Charles mentioned to have an asphalt walk built on King street west. The petition, the chairman announced, was insufficiently signed, lacking one signature. The committee decided to grant the prayer of the petition, when sufficiently signed. The Thomas Mills claim for damages hanging fire for about nine months was next taken up. The claimant asked for \$78 damages to property by reason of a drain blocking up, filling with water the cellar of a dwelling on Alfred street. Having apprised the loss, had offered \$50 in settlement. The claimant had replied that he would accept \$60. The city solicitor advised settlement on this basis. On motion of Aids Walken and McCammon, the board decided to follow the city solicitor's advice in the matter. Chairman McLeod informed the board that of the year's appropriation \$9,245 had been used up, leaving a balance of about \$2,500. Of this amount, about \$250 or \$300 would have to be reserved for snow shovelling. The chairman further announced that during the year no new lumber had been purchased for patching old lumber taken from walks. He mentioned in this connection, also, that it had not been found necessary to purchase fuel for patching asphalt; old boards, unfit for patching, had been used for this purpose.

THE PRINCESS CHIC. A Beautiful Opera—Fine Scenery and Music. One of the prettiest comic operas seen here in recent years was that presented at the Grand opera house last evening, "Princess Chic." The story deals with a supposed intrigue on the part of Louis XIV to capture Normandy and Burgundy, and of course there is the proverbial love course introduced to lend spice. The chorus is a well-balanced one, consisting of highly trained vocalists. The solo parts were charmingly presented. Miss Hermoine Hazleton, as "Princess Chic," was captivating. She possessed a very sweet, high pitched soprano voice of velvety softness. Repeated ovations greeted her so to work. In Walter A. Lawrence, "Charles, the bold Duke of Normandy," had a capable representative. He upheld the dignity of the role in a "masterful" manner. His resonant baritone voice was pleasing in his various solos. The sweetest contralto voices heard here in many a day is that possessed by Miss Eleanora Manston, who, as "Lorraine," the page to the princess, not having a difficult part to present, yet charmed the audience by the purity of her voice and the artistic rendition of her solos. The opera is full of humor and rich, the girls pretty and the scenery artistically picturesque. A feature of the chorus work was the song of the warriors dealing with the tempering of the sword. It was accorded repeated encores. The music of the opera abounds in rich harmonies, but the melodies are not popularly "catchy."

Annual Meeting. The annual meeting of the Women's Missionary Society of Queen Street Methodist church, took place on August 29th, in the parlor of the church. The following officers were elected for the year: Honorary president, Mrs. Whiting; president, Mrs. Antill; first vice-president, Mrs. G. Wilson; second vice-president, Mrs. W. Briden; recording secretary, Mrs. G. Bateman; corresponding secretary, Mrs. A. Grant; treasurer, Mrs. A. Johnston. Mrs. Sills was appointed delegate to the branch meeting to be held at Winchester in October with Mrs. Chiff as alternate. The report for the year shows an increase, financially.

Death Of John Dewe. John Dewe, of the postal service, died in Ottawa, on August 31st, aged eighty-one years. He entered the revenue service in 1843. He was named to a surveyorship in Upper Canada, and remained in that position in the central-postal district, with headquarters at Kingston, until the transfer of the postal service to provincial control in the year 1851, when he was promoted inspector for the Toronto postal division, that city. He was recently superannuated.

And-Peters On It. Ottawa Column. The Kingston Whig draws attention to the fact that money is getting tight. That probably accounts for so much of it being locked up. "Bibby's," Oak Hall, "Bibby's," No. 81, 81.25 and 81.50 lbs. "Bibby's" handsome and durable, but not troublesome. The H. D. Bibby Co.

It Is No Wonder. We sell so many chocolates. They are the best you can get in Kingston. Taylor, 121 Princess street. Saturday the last day to buy any soft colored shirt in the store, 55c. Jenkins.

FOR SALE. THE SUBSTANTIAL BUILDING ON KING STREET, between World's Drug store and Congress Hotel. In excellent condition. Desirable for a law office. Apply to King street.

NOTICE. Is hereby given the public that I purpose making it warm for all persons using my coal next winter. Your order is solicited. P. WALSH 55-57 Barrack St.

Well Made.

Flour and pure yeast do not necessarily mean good bread. It may be spoiled in the making. Just so; material is not everything. Prof. W. Hodgson Ellis, Official Analyst to the Dominion Government, after a number of analyses, reports that "Sunlight Soap" is a pure and well-made soap. "Well made" means more than you think. Try Sunlight Soap—Oatogen Bar—next wash day, and you will enjoy the benefits of a "well-made" soap, and will see that Prof. Ellis is right. No one should know better than he. 214

Have You Tried Our TALCUM POWDER At 10c. a tin? You would be surprised at its quality and fragrance.

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Remodelling The Market Square Drug Store. We are in the midst of it. We are also adding an ENTIRELY NEW STOCK OF Pure Drugs and Chemicals, Toilet Articles, Toilet Requisites, First Writing Paper, Envelopes, etc. Harry Webb's Chocolates—High Grade Cigars. A call will convince you that improvement and progress is our motto.

E. L. EBBELS, Chemist and Druggist, Proprietor.

Swift's Scranton Coal A High Class Fuel. ALL SIZES. JAMES SWIFT & CO. Phone 135.

Our Coal is as Clean as Though It Were Washed and Brushed. EACH LUMP STANDS BY ITSELF. GOOD coal—soot—soot—soot. After coal reaches the surface of the earth from the mines, impurities are picked out by hand. Therefore it is seasoned several times before it reaches you, and dirt, ash, etc., really have no chance, if the dealers are careful. We are very careful.

Crawford COAL THAT SUITS. Foot of Queen St. Phone 9. A Cosy Bright Fire. Is an attraction for every eye. The cheery glow and intense heat of our Coal will make itself felt with pleasure during the cold weather. It's just the kind to cook with, too. Let us fill your bin with BOOTH'S COAL. Phone 133, Foot of West Street.