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Doing the Best Laundry work in the city. Give us a trial.
MODEL STEAM LAUNDRY,
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MILNE & MILNE

The Daily British Whig.

HARD TO BEAT.
Underclothing worth $1.50 per suit for $1.00. Natural Lambs' Wool, regular made.
JENKINS.

59TH YEAR---NO. 254. KINGSTON, ONT., TUESDAY EVENING, OCTOBER 25, 1892. TWO CENTS

FOR SALE

A GOOD COOK STOVE, "Universal" to be sold. Wood or coal. 291 Johnston-st.

WANTED.

A GENERAL SERVANT. Apply to MRS. R. WADDELL, 82 Wellington Street.

FOUR OR FIVE BOARDERS can be accommodated. Apply to MRS. J. KIRKPATRICK, Corner of Stuart street and St. Lawrence Avenue.

AGENTS FOR CITY AND COUNTY, ON SALARY OR COMMISSION, to sell Sewing Machines. Apply to J. LAISHLEY, Agent, 213 PRINCESS STREET.

WANTED—Men to sell my WARRANTED NURSERY STOCK. Good pay weekly Guaranteed. OUTFIT FREE. Write for terms. (This house is reliable.) E. O. GRAHAM, Nurseryman, Toronto, Ont.

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TO LET.

A PLEASANT ROOM WITH BOARD, AT 133 Wellington Street. E. F. BELL.

FURNISHED SMALL BRICK HOUSE TO RENT for the winter. Apply to "D.E.S." WHIG Office.

THE TWO FLATS OVER STORE, containing eight rooms, 191 Princess street. J. HISCOCK, Grocer.

STORE and STOREHOUSE recently occupied by the Ratchun Company. Apply to J. B. CARRUTHERS.

HOUSE, WITH EXTENSION KITCHEN, Bath Room and Closet, on Princess Street. Apply at WHIG Office.

TWO STORY BRICK HOUSE with extension kitchen, good stabling and fruit trees. Enquire to W. S. GORDON, City Commissioner.

A BRICK HOUSE ON KING STREET EAST, No. 407 "Valiere Terrace." Immediate possession. Apply to MACDONNELL & MUDIE.

HOUSE AND LAND TO RENT, comfortable house and 10 acres, near Portsmouth. Formerly occupied by Mrs. Moyle. Rent $150. Possession at once. Apply to KIRKPATRICK & HOGGS, Ontario street.

IMMEDIATE POSSESSION, a solid new Brick House on Johnston street, near Frontenac street. Hot and cold water, with all the latest improvements; nine rooms. Apply to SHORT & NESBITT, Johnston street.

THE RESIDENCE ON KING STREET near West street, lately occupied by Mr. Bickley. Possession immediately. Modern improvements, including hot water heating with 'Daisy' furnace. Apply to MACDONNELL & MUDIE.

THAT SOLID BRICK HOUSE ON THE corner of Bagot and Gore streets, near the park, containing 12 rooms, all modern conveniences. A new Daisy hot water furnace just put in. All in perfect order. Apply to FELIX SHAW.

SMOKE AND WATER.

W. J. Byrnes & Co's

Entire stock Fine Gentlemen's Furnishing Goods, slightly damaged by smoke and water, will be sacrificed at less than one half the original cost.

THE STOCK IS NEW

AND OF THE

Latest Styles

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Best Quality.

There will be Tremendous Bargains in Winter Underwear, Unlaundried Shirts, Dress Shirts and Flannel Shirts.

A Large and Beautiful Assortment of Latest Neckwear, Kid Gloves, lined and unlined, best makes.

A very large stock of Fine Linen and Silk Handkerchiefs, very slightly damaged by smoke will be sold very cheap, all the latest styles and best qualities. Collars and Cuffs, Suspenders, Umbrellas, Walking Canes, Smoking Jackets, Waterproof Coats, Etc.

W. J. BYRNES & CO.

164 Princess Street.

P.S.—Don't miss the Winter Underwear and Flannel Shirts.

FASHION SAYS CHANGE NOW

Necessity Demands New Shoes.

It's a solemn fact
That we leaf the
Ball in the Shoe
Trade. There are
Reasons why we should,
No house in Kingston
Carries the volume of
Stock that we do.
Nor the immense variety,
And we believe that
It has been demonstrated.
The odd time
That we set the measure
In low prices.
We are satisfied
With small profits
That seems to be the key
To the situation.
We simply turn the key
And the situation is
Unlocked.
We'd like you to see
Our full display.
You'll like it.

Sutherland's 105 Princess-st.

HALLOWE'EN.

Masks at 1, 2, 3, 4, 5, 10, 15, 25 and 30 cents. Second-Hand Stoves for coal or wood. Crochet and Embroidery Cottons. Coal Scuttles from 17c up. Soap by the bar at box prices. Tinware at manufacturers' prices. Horse Blankets, Halters and surcingles. Glassware, Crockery, Rockingham ware and China cheaper than ever offered in this city. Houses rented, tenants procured. Good small Farm, convenient to the city, for sale or exchange for city property.

202 PRINCESS STREET,

Kingston Auction & Commission Co. (LIMITED).

HENRY BARDEN, Auctioneer. J. A. CHARLES, Manager.

SINGING.

J. M. SHERLOCK, CHOIR MASTER CHALMERS' CHURCH. Special care paid to expression and distinct pronunciation. ROOM FOR SIX MORE PUPILS. For particulars apply at

SHERLOCK'S MUSIC HOUSE, 186 WELLINGTON STREET.

STEAMER PERSIA,

H. J. Scott, Master.

FOR MONTREAL, TORONTO and ST. CATHARINES, will leave James Swift & Co's wharf Every Wednesday Morning at 8 o'clock for Montreal and way ports, and Every Sunday Morning at 8 o'clock for Toronto and St. Catharines. For freight and passage apply to JAMES SWIFT & CO., agents.

Our Competitors Not in Sight

On the Dress Goods question Last week was the biggest Dress Goods week of the season. We offer to-day 2 Cases, a big job lot, COSTUME SUITINGS, regular value of which is 75c per yard. Our special price 35c per yard. Come rare value in Black Goods. Saturday last was a big day in Mantles. All this week we offer Children's Reefers and Ulsters at manufacturers' prices to close out. Also Boys' Overcoats, Pea Coats and Suit at cost to clear out the stock.

Hardy's

One Price Store, 88 & 90 Princess Street.

MARTIN'S OPERA HOUSE

WEDNESDAY, Oct. 26th.

THE BIG SUCCESS.

GREATEST OF ALL IRISH DRAMAS.

'Cruiskeen Lawn,'

With a Strong Company of Players.
SPECIAL SCENERY AND APPOINTMENTS
Prices 25c, 50c and 75c. Seats on sale.

MARTIN'S OPERA HOUSE

One Night Only.

THURSDAY, OCTOBER 27TH.

Engagement of Canada's favorite actress,

Ida VanCortland,

and her superb company, in a grand production of the New sensational Melo-drama, by Wilson Day, entitled

"THE DEVIL'S WEB,"

a $5,000 production. Handsome Settings. Magnificent costumes.
Prices—25c, 50c and 75c. Seats on sale.

MARTIN'S OPERA HOUSE.

GRAND NATIONAL CONCERT,

Under the Auspices of Camp Sir William Wallace,

SONS OF SCOTLAND,

BY MACLENNAN'S

Royal Edinburgh Concert Co.,

FRIDAY, 28th October.

Tickets—Chairs 50c, Gallery 25c. Chair tickets reserved at Henderson's store

Championship Football Match

OSGOODE HALL vs. QUEEN'S,
QUEEN'S UNIVERSITY CAMPUS.

SATURDAY, OCTOBER 29th,

Game called at 2.30 p.m. Admission 25c

ORPHANS' HOME.

THE ANNUAL PUBLIC MEETING of the Orphans' Home will be held in the Y.M.C.A. Hall on WEDNESDAY AFTERNOON at 3.30, Oct. 26th. The Mayor will take the chair and the children will be present. The public are cordially invited.

J. B. DUFF, Rec. Sec'y.

TO CONTRACTORS.

TENDERS will be received at the office of the undersigned (where Plans and Specifications may be seen) up to SIX P.M. WEDNESDAY, 26th Inst. for the erection and completion of a Dwelling House on Johnston Street for G. G. Johnston, Esq. Lowest or any tender not necessarily accepted.

W. NEWLANDS, Architect.

DANCING.

MISS BAXTER'S Evening Classes will open this month as usual. Afternoon classes for young ladies and children. Private lessons by appointment. Mrs. W. L. Baxter and Miss Maud Baxter, Teachers of Music. Apply to 215 William street, corner of Barrie.

BOOK-BINDING.

IF YOU WANT YOUR MAGAZINES, PERIODICALS AND BLANK BOOKS BOUND, in the Best Style and at the most moderate Prices, send them to the Bindery of C. H. Otto, 11 Montreal St. Kingston.
BLANK BOOK RULING A SPECIALTY

RAGS WANTED.

WE ARE OPEN TO BUY all the Good Mixed Rags we can get at $10 per ton. We also want ten girls for sorting rags. KINGSTON RAG AND METAL CO., 380 Princess street.

DRESSMAKING.

LADIES REQUIRING FASHIONABLE WORK done at their homes leave orders at 77 QUEEN STREET. Work warranted.

TO EXCHANGE.

NICE BRICK HOUSE IN TORONTO, well rented, to exchange for Kingston property. Address WHIG Office.

MARINE INTELLIGENCE.

The Little Things Picked Up About The Wharves and Elsewhere.

A despatch from Sarnia states that the prop. Canada, recently burned in Lake Huron, is a total wreck. She is insured.

Clearances.—Tug Hall, Montreal, four barges; tug Thompson, with schrs. Glenora and Minnedosa, Charlotte, to load coal for Fort William; schr. Rutherford, bay ports.

The str. St. Magnus arrived in port this morning. Capt. Patenaude, late of the prop. Caltic, has command of this vessel, and old mariners in Kingston are glad to see his genial face in the city again.

Willard Stevens, who has been sailing for several months on the str. Lothan, arrived here recently. He is just recovering from an injury received to his back while handling barrels of whiskey. He joined the crew of the Minnedosa.

Arrivals.—Str. Pueblo, Chicago, 50,000 bush. wheat; prop. St. Magnus, Fort William, 33,000 bush. wheat; prop. Lake Michigan, Duluth, lightened 4,000 bush wheat, and proceeded to Montreal; sloop John A., Seeley's Bay, sundries; str. Nile and barge Isis, Ottawa.

Something New.

Miss Richardson is sole agent for the new Abdominal Belt for stout ladies, can be worn with or without corsets or worn with any style of corsets, hand-made corsets; also new method of cutting and fitting skirts, sleeves, children's clothes, 107 Princess street, hair store.

WEATHER PROBABILITIES.

Moderate to fresh west to north winds, fair, continued cool weather.

Another Reminiscence.

The business men of Kingston were more hopeful than practical in 1854. They met en masse to organize a scheme to create water power for Kingston by damming the Cataraqui at Bell's Island, or running a sluice from Kingston Mills or Loughboro Lake. John Macauley, Thomas Kirkpatrick, Dr. Sampson, Wm. Garrett, A. Managan, John Counter and G. W. Yarker were leading spirits in the chemerical enterprise. J. B. Mills, engineer, surveyed the routes, and estimated the Loughboro plan to cost $150,000; the Cataraqui river dam, $56,000, and the raceway from Kingston Mills, $64,000. Thus far the projects went and no further.

W. M. DRENNAN.
THE UNDERTAKER, 75 Princess Street
Open day and night.

REMINDERS.

WEDNESDAY

TENDERS received by W. Newlands, Architect, till 6 p.m.

PUBLIC Meeting of Orphans' Home at Y.M.C.A. Rooms at 3.30 p.m.

"CRUISKEEN LAWN" at Opera House.

LOCAL CALENDAR.

Hallow'en Concert next Friday night by Royal Edinburg Concert Co. at Opera House.

Kingston Conservatory of Music opens Nov. 2nd.

Prof. Roberts, French Tutor, in Kingston Tuesday evening and Wednesday morning.

HENRY BRAME,
LEADING UNDERTAKER & EMBALMER.
251 Princess Street, Corner Sydenham street. Telephone communication.

MARRIED.

ALLEN-TAYLOR—On Monday evening, 24th of October, 1892, by the Rev. F. C. Reynolds, Alfred G. Allen, M. D., Deadwood, South Dakota, to Gertrude May, eldest daughter of C. W. Taylor, Esq., of the Gananoque Carriage Company, Gananoque.

DIED.

MCARTHUR—At 297 Brock street, Oct. 23rd, Elizabeth Noble, wife of Adam McArthur, aged 56 years.
Funeral on Wednesday, Oct. 26th at 2 p.m.

JAMES REID,
THE LEADING UNDERTAKER, Princess Street.

CITY AND VICINITY.

Uncle Tom's Cabin.

The Ball family, in Brock street Methodist church, will give Uncle Tom's Cabin illustrated by the stereopticon and interspersed with plantation melodies. Admission 20c; children 10c.

Back From The West.

J. Donnelly and diver Malenfant returned from Wiarton, last night, where they had been engaged for a couple of days joining a suction pipe which had been blown apart by a storm while it was being laid.

Only A Piece Of Cloth.

A ferocious dog jumped on a lad named Richard Kinchela at the opera house door, last night, and tore a piece out of the lad's trousers. The boy was so frightened that it was some time before he could subdue his tears.

Gold In Kaladar.

Mr. Guineau owns a farm at Kaladar, and on it is a vein of gold about twelve feet wide. A company with a small capital put up a mill on the property, but are unable to follow up the work. Some of the ore assays $40 to the ton.

A Colt's Conduct.

A colt, recently purchased by R. F. Rowan, ran away on Ontario street yesterday afternoon. It rushed over the market square and up Brock street and came very nearly spilling a number of stoves over the street. One stove on the walk opposite McKelvey & Birch's store was damaged.

Found It A Failure.

Black pepsin, recommended by distinguished writers to be used in milk in order that all the solid matter be gathered, is not regarded with favor by dairymen in this district. They do not believe all that is written to the effect that the quantity of butter will be increased but they do believe the quality of butter will be lessened. George Osborne said he used black pepsin in the milk as an experiment and found it a failure.

Hotel Arrivals.

Arrivals at the British American Hotel—W. Maxwell Smith, W. H. Martin, R. Bassett, J. G. McArthur, A. Lazarus, Eug. B. Boche, Toronto; John Brown, Berlin; J. Bermingham, Andrew McNeil, D. R. Hawley, R. A. Elliott, V. de V. Dowker, Edward Coote, N. Prouse, Montreal; Thos. R. Sully, J. A. Laurie, Brockville; Judge Armour, Cobourg; R. S. Cromble, Picton; W. R. Boyd, Gananoque; Wm. J. Beck, Liverpool, Eng.

Arrested For Drunkenness.

W. O'Rielly, whose criminal reputation is equal to the worst, appeared at the police court to-day in the role of a soldier of "A" battery. He was arrested for drunkenness, and when the magistrate saw him he said: "I am sorry to see you, with a record such as you have, wearing her majesty's uniform. I will remand you, and in the meantime will send your criminal record to the battery authorities." O'Rielly has served several terms in prison and been before the magistrate a dozen times.

A Good Performance.

"Uncle Hiram" played to a packed house last night and those who attended were not disappointed either. The jokes of Aaron Woodhull as "Hiram Homespun" were, to a large degree, original, and the songs of Miss Irolja Griswold, as "Katarina Johanna Von Blumenburger" and "Willie Dot," a young man of the period, and "Bells" were very catchy. J. J. Swartwood, as "Senator Joseph King," a busted speculator, was good. Taken altogether the show was one of the best comedies that has visited Kingston for some time.

The Ball Family.

The Ball family gave one of their popular concerts, last night, in Brock street Methodist church, to a large and appreciative audience. The family consists of Mr. and Mrs. Ball and six children. The two boys, Freddie and Charlie, have splendid voices, Freddie singing bass and Charlie a rich tenor. The selections were in excellent taste and were repeatedly encored. The numbers, last night, were: "Steal Away," "Ring Dem Bells," "Getting in a Hurry," "Way Over Jordan," motion piece, "Pharaoh's Army," "Meeting Here To-night," instrumental guitars, "Battle of Sebastopol," "Wrestling Jacob," "Old Sheep" and "Look Away." The performance went off with a good swing.

MacLennan's Royal Edinburg Concert Co.

In re-organizing for this second tour, the constant aim and ambition of the management has been, not only to maintain the high standard of excellence attained by the former company (so amply testified to by crowded houses, overwhelmed ovations, and the most laudatory criticisms by the American and Canadian press, of which space will only permit the following, culled from many hundreds of a similar tenor: "The organizers of the Royal Edinburgh company have not presumed on the charity of the Scot abroad. They have gathered as gifted a company as could be found anywhere, the choice and master spirits of Scottish Minstrelsy, each one of whom would be sure of a welcome on any stage. The academy of music was crowded from pit to gallery. It was a great evening, and the Royal Edinburgh's will get a Highland welcome when they come back to Brooklyn.—(Brooklyn Times,) but by careful selection, and grouping generally from former experience, in advance still further and completely eclipse all previous organizations in the nature of a national concert company. This splendid company will give only one concert Martin's opera house next Friday evening, 28th inst. Tickets 25c and 50c each.

HIGH COURT OF JUSTICE.

CHIEF JUSTICE ARMOUR OPENED COURT MONDAY AFTERNOON.

The Shaw Cases Adjourned by Mutual Consent — An Amherst Island Case Brought On—Two Ex-Wardens Are The Contestants.

The court of assize opened at two o'clock, yesterday afternoon, before Chief Justice Armour. A most noticeable feature about the event was the fact of a brand new union jack floating from the flagstaff over the court house. For some time past the old battered emblem had served as an eyesore to citizens during the progress of the court so that when the new flag was hoisted up complimentary comments could be heard all round. As is usual the attendance on the first day of court is always large, the numerous men out of employment around the city making the court house their rendezvous. As his lordship took the bench everything became quiet, as from past experience those who make it a practice to visit courts where Judge Armour presides, know the strictness with which he demands discipline.

The grand jurors are: William McRoesie, Kingston, foreman; George Oldrieve, John S. Muckleston, James Redden, Benjamin Robertson, Henry Watts, Jonathan Knight, Frances Y. Gardiner, William Craig, Donald Fraser, Thomas Clyde, William P. Bell, Kingston; Melzer Avery, Oso; George Bertram, Isaac Carscallen, Portland; John P. Bower, Edward Milton, Pittsburg; Joseph A. Franklin, William Griffith, Loborough; William Gibson, Storrington; Henry Lewis, Olden; David Osborne, Kennebec; George Walker, Howe Island; John E. Hannah, Palmerston.

In addressing the jury his lordship drew attention to the fact that in the inspection of the prisons it should be seen that the institutions were sufficiently secure to prevent prisoners from escaping. The public institutions should be well ventilated, etc. In speaking of the only case to come before the attention of the jurors his lordship said that as the charge was malicious injury to an animal, it was the jurors' duty to bring in a true bill in case it was found that the defendant did damage to the cow intentionally. It would be an illegal act and consequently malicious treatment.

In the case of R. Shaw vs. John Duff—Action for illegal imprisonment, in which plaintiff claimed $5,000 damages, all parties concerned being agreeable, the action was laid over till the spring assizes; record to stand as entered without costs. The Shaw vs. Snodden case was also adjourned.

Collinsby rafting and forwarding company vs. John Doty engine company—Action for failure in a contract in connection with the supplying of machinery for the str. Isaac May. The judge dismissed the case by consent of the defendants' solicitors, Osler and others, giving $1,000 damages without costs.

In the case of Hiram Hadley vs. John James Gehan, malicious injury to property, the grand jury returned "no bill."

The first case taken up was that of Robert Filson vs. Robert Patterson—Action of slander and libel. John McIntyre, Q.C., for plaintiff; John L. Whiting for defendant. In addressing the jury Mr. McIntyre pointed out that libel was where a man wrote letters to the newspapers injuring the character of another. The present case comprised both slander and libel. The defendant accused the plaintiff verbally and in writing with having stolen a rifle away back in the year 1871. He circulated this report among the people of Amherst Island, and not satisfied with this Mr. Patterson wrote letters to the Napanee *Beaver* criticising Filson. Patterson told that a man named Thompson had stolen a rifle out of the 48th Batt., twenty-two years ago, sold it and received $10 for it, $5 of which was given to Filson. The charge was false and without a shadow of foundation. At the Amherst Island nominations both gentlemen took part in the election. Patterson said hard things about Filson during the campaign, but the latter was willing to let all that pass as men often get excited on such occasions. This was nothing unusual as such occurrences are common in every municipality. He referred to the proceedings of civic matters in the city council where very harsh things were often said of the opponent. The fact was Patterson had found himself trapped, Filson deciding to stand his slander no longer. Patterson had stated that he would have Filson's commission in the 47th taken away from him at any cost.

Mr. McIntyre then read the evidence of the defendant relating to the letters in the Napanee *Beaver*. This led the judge to remark: "There is no doubt both plaintiff and defendant are guilty of libel, I suppose the only question to decide is which is the worst."

Mr. McIntyre—"That's about it, my lord."

Mr. McIntyre then proceeded to read the evidence and what followed led him to remark in answer to the judge, "Yes, my lord, but there is no newspaper on Amherst Island. These letters all appeared in the Napanee *Beaver*."

The judge—"It's a good thing perhaps that they have no newspaper."

James Hill, Amherst Island, took the box and in answer to Mr. McIntyre said he had a copy of the Napanee *Beaver*, of Jan. 20th, containing the letter being discussed, in his overcoat pocket. Mr. McIntyre asked him to get the paper, and Mr. Whiting said that if it was to establish publication the defendant admitted that.

The judge—"Perhaps you want to find out the circulation of the paper."

Hill's evidence was unimportant and Col. Van Straubenzie was called. Filson was quarter-master of the 47th batt. Witness produced a letter of March 5th, 1891, in which Patterson stated that Filson and others had stolen a rifle from the 48th batt., while at Cobourg many years ago. The writer went on to say that he discovered the theft but could not prove it until now, the date of writing. A sentinel on guard with Filson had given the thing away.

Cross-examined by Mr. Whiting witness said he was deputy adjutant-general and his charge extended over two districts, from Bowmanville to Cornwall. This included the territory covered by the 47th batt. and also the district formerly occupied by the 48th batt.

W. Templeton, editor of the Napanee *Beaver*, said that Patterson had come to his office and wanted to know why his letter was not published. He claimed the statements made about the stealing of the gun were all true. Mr. McIntyre read a letter from Patterson challenging Filson for charging him with boodling. He (Patterson) had handled thousands of dollars of public money and had an unblemished character. He had attended a military school and had a record of being second to none as captain of a company in putting the men through their drill.

Robert Filson, plaintiff, had been connected with the 48th batt. from its organization in 1866. In Sept., 1871, the battalion went to Cobourg for the annual drill. Witness went along as orderly sergeant. Patterson was captain of No. 5 company. The 48th batt. disbanded in 1880. Witness was appointed quartermaster-sergeant the next morning after going into camp. He then related the story about the rifle being stolen. He had appointed his two sentinels, Messrs. Thompson and Findlay, at the wharf to look after the stores of his company and when he arrived he found the other guards had gone away and some stores were left unprotected. Witness ordered the stores removed to camp. Two guns were found missing and Capt. Patterson stormed and said hard things to him. He said that some people would lose their heads if they were not watched. Witness swore positively that he had no connection whatever with the stealing of the guns and did not receive any money for them afterwards. After returning from the camp he heard that Thompson had sold a rifle but he (witness) did not believe the report. Thompson told witness he got a pair of boots out of the camp. Witness did not think Thompson would steal.

Mr. Whiting—"No, of course not. He didn't steal them but only took them. In other words he considered the boots public property and wanted his share."

Thompson was a neighbor of witness and probably he was more intimate with him in camp than others of the battalion.

Robert Caswell, Amherst Island, had been working for Mr. Patterson in the summer of 1891 and heard Patterson say that Filson would have stolen the rifle himself if he had not the stripes. Patterson said Thompson had stolen it. Patterson also told him that he would have Filson's commission taken away from him if it cost half he was worth. Witness volunteered to say he was at the Cobourg camp and had not heard anything about the matter of stealing a gun. Mr. McIntyre was about to question him on this point when the judge remarked: "He can't tell what he don't know. He was not at the camp, so he don't know anything about it."

James Findley, Amherst Island, was one of the sentries. He did not know at the time that there was a rifle stolen, and denied the charge point-blank that he threatened to inform on Filson for stealing the gun. Cross-examined by Mr. Whiting, witness said a box of cheese was stolen. Witness proved very humorous in the box and said, "If you want to know the story of that cheese, I'll tell you. I saw the cheese on the wharf, and took Col. Fowler's coat and threw over it and exclaimed 'there now, that will be for our tent.' I never saw the cheese again." This funny little anecdote caused laughter in the court. The noise evidently did not stop soon enough and the judge exclaimed: "What's the matter with those constables. They appear to think they are a part of the audience. They are here to keep order, and not allow anything to disturb the court. If I see any man making a noise I will very soon put him some place where he will not be heard."

Henry Filson testified, and thus ending the evidence for the plaintiff. The judge adjourned the court till 9 o'clock this morning to hear the defendant's side of the story.

The Defendant's Side.

The defendant, Robt. Patterson took the stand and testified that it was a member of the Tamworth company who had told him the morning following the day the gun had been stolen, of the theft. The loss was reported to Major Fowler who was very angry about it. Three years ago he heard about the rifle being stolen and sent to Kansas, and later on Thompson had stated that Filson had given him the rifle to sell. He got $10 for the gun and gave Filson half of this. Speaking of the letters written by Filson witness said the plaintiff had written six letters, all of which were annoying. As to being charged by Mr. Filson with pocketing $50 belonging to the county, while warden witness said it was true he failed to account for $50 belonging to the county but the councillors were satisfied he did not steal it.

Mr. McIntyre—"Yes I suppose these letters were only a little annoying to you. They didn't do you any damage."

Witness—"No, I don't think the letters did me any damage."

Judge—"No, I suppose not, but they will probably do you both damage before this suit is over."

Referring to the opening of tenders in the finance committee witness admitted that Mr. Lapum had been present at the meeting. He was a tenderer, but witness denied that, to his knowledge, Mr. Lapum's tender paper was not filled in after the others had been ascertained.

Mr. McIntyre—"Now, this was rather bungling wasn't it?"

The judge—"I should think it would be more like boodling."

Mr. McIntyre went on to question witness about a paragraph in Filson's letter referring to the good old times of the 48th batt., saying that Mr. Patterson had connections with the battalion that were not to his credit. Witness then admitted having had a little row with Col. Kirkpatrick at the Picton camp. Some money had been wrongfully received and he, witness, had said that it was forgery. He afterwards learned that Col. Fairfield had received the money under false pretences. Witness apologized for charging the colonel with forgery but his apology was not accepted. A court of enquiry was then called to investigate the matter which resulted in the disbanding of the regiment.

Archibald Thompson, Amherst Island, belonged to No. 5 company of the 48th batt. at the Cobourg camp in 1871. Witness was on the dock helping with the stores. To the best of his knowledge there were four or five rifles on the dock, a pair of gaiters, part of a cheese and a cheese. Witness said to Filson at the time: "It is too bad for us to take all these rifles to camp and get nothing for it." Filson replied all right, to report at camp. Filson afterwards told witness to take one of the rifles, sell it and share the amount received for it. Glenn wanted to buy the rifle, but only offered $10 for it. Witness went to Filson and told him this, and Filson said, "If you can't get any more than $10 take that." Witness sold the rifle and gave Filson $5.

Cross-examined by Mr. McIntyre—"I did not steal that rifle. I deny it."

Mr. McIntyre—"I suppose it is only officers who can steal."

Witness—"The rifle was given to me. Every man in the battalion could see me carrying it away." Witness could not say that the rifle sold was the one that had been taken from the wharf.

Isaac Leyst, Kennebec, a member of No. 1 company of the 48th batt., at the Cobourg camp, was orderly sergeant. The captain of the company reported to him that two rifles had been stolen. Upon calling the roll witness found this to be a fact. Witness then set out to look for them. He met Filson and asked him if there were any stray rifles in his company. Filson said there was not and Capt. Patterson also said so. Col. Fowler and witness searched the company through but could not find the rifles. A short time after Capt. Joyner found one of the rifles in the Amherst Island company's ranks. The other rifle was never found. Witness subscribed $5 to the cost of the rifle and the company paid the balance. The gun found was taken from a man named Meagher, who had since gone to Michigan and died.

Mr. McIntyre—"How do you have such a distinct recollection of the events of twenty-two years ago?"

Witness—"Well, when a man has to put his hand down in his pocket and pays out $5 in that way he is apt to remember it. Again I felt that I should have been sharper and detected the thief."

William Glenn, Amherst Island, was the man who bought the rifle from Thompson. Witness had a rifle of his own, and when going to California returned one of the guns to the battalion. He did not know which one. He did not know at the time that he was buying a stolen rifle. Patterson had told him that he intended reporting against Filson for stealing a rifle. Witness said the camp in 1872, the year following the Cobourg camp, was held in Kingston. It was at this camp that witness met Findlay.

Mr. Whiting put in a couple of letters and said the evidence for the defence was all in.

Mr. McIntyre then recalled the plaintiff to prove that the camp of 1872 was held in Napanee and not in Kingston, as stated by the previous witness. Witness was warden of the county in 1889, and was concerned in municipal affairs since 1872. Witness had always blamed Mr. Patterson with breaking up the 48th batt., his charging Col. Fairfield with forgery. Another thing he had against Major Patterson was that he got drunk in camp one time and pulled the major out of his tent.

Cross-examined by Mr. Whiting witness said the charge of forgery made by Mr. Patterson was proven groundless by the court of enquiry. Mr. Whiting then said that Dr. Maybee was in court and was prepared to swear that the camp of 1873 was in Napanee and not the 1872 camp. Witness then said he swore to the best of his recollection that the camp in Napanee was held in 1872.

James Findlay was recalled by Mr. McIntyre and testified that he resigned from the battalion a week after the Cobourg camp. He had never joined the service since, but he had visited the camp at Kingston.

Mr. Lapum, called, said he was acting agent for a couple of firms when the tenders for the debentures were opened at the finance committee, at the time Patterson was warden. One of the tenders was a blank. The tenders of Mr. Wilson were accepted. Witness filled in this tender after the others had been made known. Witness made the blank tender four decimals higher than any other tender. Witness would not say that the committee knew he filled in the blank. "I had the privilege and I filled in the tender."

Mr. Whiting—"Yes, it was just a little sharp trick of your own, wasn't it?"

Witness—"Yes, you may call it that if you will."

Witness went on to say that he was very anxious to secure the debentures.

Mr. Fleming, Amherst Island, and Mr. McCormick were called with reference to the nominations at Amherst Island. Patterson said there was $10 that could not be accounted for in the county council and that this was due to the bungling way Mr. Neilson kept his accounts.

J. S. Neilson, clerk, took the box and testified to the items Mr. Patterson had charged him with bungling as being on his books and that Mr. Patterson or anyone else never came to get them and failed.

James Reid, Amherst Island, testified that Thompson, of Amherst Island, had a bad reputation as regards veracity and truth. Witness would not believe Thompson on his oath.

Cross-examined by Mr. Whiting, witness said his wife and Mr. Thompson had a falling out, but he, witness, had not. Thompson had told that young men had taken his wife out for a buggy ride, "and it was not so at all." Witness said he was seventy-two years of age and his wife was only twenty-seven. As the witness left the box he muttered, "I can prove what I say, and don't you forget it."

Edward Scott, Amherst Island, was called and said that Thompson's reputation for truthfulness on Amherst Island was very unsavory.

Mr. Whiting again called Patterson, who swore that he never created a disturbance in a camp in his life. Witness drank liquor, but when he did he knew enough to take care of himself and let other people do the same. He could not remember pulling the colonel out of bed when camping on Redden's farm.

William Flemming, road engineer for Amherst Island, said that in Oct., 1890, he went to Nielson for an account about repairs to a bridge and he (Nielson) said he could not find the account on the books.

Irvine Parks, Napanee, treasurer of counties of Lennox and Addington. Witness was warden of the county in 1890 at the time the tenders were put in for the debentures. He did not know till yesterday that Mr. Lapum had put in a blank tender. It was a trick played on the committee.

J. B. Aylesworth, Newburgh, was a member of the county council in 1890 and chairman of the finance committee that sold the debentures. Witness did not know there was a blank tender put in. He thought Mr. Lapum must be mistaken on that score. Witness opened and read the tenders. He believed all were filled in but was of the opinion that there was a change made in the fractions of Mr. Wilson's tender.

Dr. James Maybee, Odessa, was an officer in the 48th. The Napanee camp was in the year 1873. Witness attended the court of enquiry. Col. Fairfield became so disgusted with the way things were going that he jumped up and said he would resign, which he did. Major Patterson was offered command, but refused it. Mr. Bell, ex-M.P., was offered command, and finally accepted it.

Col. Straubenzie was again called, but he could not state where the camp was held in 1873, as that was before he came to Kingston.

Arnold Booth, miller, thought Major Patterson did everything possible to re-organize the battalion.

This concluded the evidence on both sides and Mr. Whiting proceeded to sum up the case.

A DOCTOR FINED.

He Was One of the Alleged Physicians at Work on Queen Street.

Some months ago a firm of doctors established themselved on Queen street, one of whom was William Lee. There was only one physician in the company and he prepared the medicine which the others administered. W. Lee, Toronto, was one of the so-called physicians and is alleged to have attended members of G. W. Robinson's family. Detective Wasson, acting for the medical council, Toronto, issued a summons against Lee charging him with an infraction of the medical act. He retained the firm of McIntyre & McIntyre and the trial has been adjourned half a dozen times to give him a chance to appear, but he failed to answer on each occasion. The matter was settled to-day. Mayor McIntyre appeared before the magistrate and read a letter from Mr. Murdoch, a solicitor, of Toronto, who is authorized to act for Lee. Mr. Murdoch wrote, counselling the mayor to put in a plea of guilty and ask for the fine of $25 and costs, the lowest that could be imposed. At first the magistrate was not satisfied to impose a fine without evidence, but when assured the supreme court did business as loosely he consented to give judgment. Chief Horsey called "William Lee" three times and the magistrate said: "I fine W. Lee $25 and costs. He has the option of going to jail for fourteen days."

Well Christened Infant.

About a month since a young woman, claiming to be married and from St. Louis, applied at the general hospital for a child for adoption. Arrangements were made with a young woman from an eastern town, whose maternal pride was not keen, and next day the foster mother arrived with a full wardrobe of very fine material for the infant, and took it away. In a few days she brought it back very sick, apparently dying, and though the actual mother had departed, the hospital officials had out of humane considerations to receive the sick one. It has recovered under the best of care, and is now a hospital charge. The foster mother visits it daily, but cannot again be entrusted with the infant, because of mind trouble. Her marriage is a mental hallucination and her desire for a child a freak of the same disease. Her mania has also broken out in the direction of christenings, which have been performed at her request four times, by Anglican, Methodist, Presbyterian and Roman Catholic clergymen, each not knowing that the other had performed the rite until suspicion was aroused and there was a comparison of notes.

Entered An Action.

G. Osborne has taken action against the city because of neglect to remove weeds off Barlett street. He is guided in his action by the act relating to obnoxious weeds. The writ has been served and will be read at the next meeting of the city council. This morning the city solicitor said he would defend the case and be sure to win. Mr. Osborne's proceeding is altogether out of order.

He is a Drummer.

The famous Joseph Kellert arrived at the British American hotel, to-day, and will remain a short time to sell rubber goods for a business he is interested in in Montreal. Mr. Kellert is an ex-detective and made history for clever work. He did a great deal of business for the G.T.R. and was a prominent figure in Montreal at the time E. Fahey was a detective in that city.

A Reliable Store To Deal In.

Prevost at "the New York" clothing store has been established since 1872 and has always kept a special line for order work. His $3.50 pants, his $13.50 suits, and his $12.50 overcoats are great value.

Damaged By Smoke And Water.

The gents' furnishings stock of W. J. Byrnes & Co., slightly damaged by smoke and water from the fire in their store, is now being sold. Don't miss the bargains in fall and winter underwear.

Labatt's, of London.

Is the finest bottle ale in the city at present. Order at McParland's.

E. Teeple, Inverary, has entered Queen's University.

Children's black wool hose from 5c up at R. McFaul's.

GENERAL PARAGRAPHS.

The Very Latest News Crowded Into a Small Space.

Five cases of small-pox were found in one house in New York, Monday.

Winter underwear at half cost, slightly damaged by the fire, W. J. Byrnes.

H. H. Humphries, Warkworth, a pioneer of Percy township, is dead, aged eighty-nine.

Charles Wadleigh, aged sixty-nine, committed suicide by walking into the mill race at Oshawa yesterday.

Opera house, Friday Nov. 4th, the celebrated Mozart Symphony Club, assisted by the world renowned harpist Camille Toulmann and Theodore Hock, the great solo cornetist.

A barn on Bowery street, Picton, owned by Brad Sheriff, drayman, was burned on Sunday night. Most of the contents were saved. The loss is about $250, and the insurance $150.

Space on boats plying between Montreal and Kingston via the Ottawa and Rideau canal is at a premium just now as all of them have more freight than they can conveniently handle.

The offerings on Hospital Sunday for the Kingston general hospital are so far