

The Morning Guardian.

ESTABLISHED 1891.

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PRICE TWO CENT S.

SOUSA TO PAY \$100,000.

Must Settle With Mrs. Ada Blakely.
New York, Nov. 29.—John Philip Sousa has been ordered to pay amounts estimated at \$100,000 to Mrs. Ada P. Blakely, widow of David Blakely, who was up to the time of his death, in 1896, manager of Sousa's band.

She has obtained a decision against the musician, after 18 months' litigation, whereby he is required to account for all proceeds of the band for a tour ending May 23, 1897, and to pay one-half the profits to Mrs. Blakely, as administratrix of the estate of her husband.

He is also required to turn over to her the library of the band, and to pay her all moneys received for the sale or use of music composed by him prior to Mr. Blakely's death and to pay one-half of all such sums to Mrs. Blakely. "El Captain" and "The Bride Elect" are included in this decision.

David Blakely was for many years editor of Western newspapers. When Sousa was little known outside of Washington, where he was leader of the Marine Band, Mr. Blakely obtained permission from the government for the band to make a tour of the United States under his management. The tour was a success and was repeated.

Sousa in 1892, entered into a contract with Blakely to lead a band to be called Sousa's Band. Tours were made each year up to the time of Mr. Blakely's death, in November, 1896. Sousa was then under contract with Blakely to act as leader of the band for \$6000 a year and 20 per cent of the net profits.

Contracts had been made by Blakely for a tour running to May 23, 1897. Upon Blakely's death, Sousa informed his widow that he proposed to fill the contracts for the band to the end of the season, in which he refused to admit that she had any rights. He offered to pay her \$1000 for a portion of the band's library which he admitted belonged to her, and \$1000 for the office furniture.

Mrs. Blakely refused his offer, and it is said an arrangement was entered into by which Sousa was to continue the tour under Mrs. Blakely's management. One provision of this agreement is said to have been that royalties received by Sousa from musical compositions were to be equally divided between him and Mrs. Blakely.

Vernon M. Davis, former assistant district attorney, and attorney for Sousa, it is alleged, was to be trustee and hold royalties and money received until the end of the season, when the rights of the parties were to be determined. Walter Carroll Low, counsel for Mrs. Blakely, says that instead of abiding by this agreement Sousa seized the band, the library and other property, and gave concerts on his own account. Mr. Low said Vernon M. Davis had paid all royalties to Sousa.

These matters were embodied in a complaint made before the Court of Common Pleas in Philadelphia on April 9, 1897 as Sousa was then playing in that city. The case was heard by Charles E. Morgan, Jr., a prominent Philadelphia lawyer, as referee, and decision has just been given.

It holds Sousa to the terms of his contract with Mr. Blakely to the end of the tour then in progress, and says that Mrs. Blakely is entitled to one-half the royalties forever from compositions written prior to Mr. Blakely's death.

ANNUAL handkerchief sale to-morrow.—Moore & McLeod.—Dec 2

For Fussymen..

Lynn Shoes
Lynn Shoes

A new lot of the Lynn Boots received. These are wide and well shaped fitters and are becoming very popular.

Goff Bros.

Sole Agents.

TO RECRUIT IN CANADA.

OTTAWA, Nov. 29.—Advices are on the way out from the war office authorizing recruiting in Canada for the British regulars. Non-commissioned officers of the permanent force will be constituted recruiting officers. They will be sent out to various points to secure recruits.

HOBSON WILL NOT LECTURE.

WASHINGTON, November 29.—Naval Constructor Hobson has refused an offer of \$50,000 from the New York Lecture Bureau for a stated number of lectures during the season. Lieut. Hobson says he did not feel that he had the right to use the performance of his simple duty for his financial betterment.

United States Navy.

WASHINGTON, D. C., Nov. 28.—The annual report to the President of the Secretary of the Navy, Mr. John D. Long, recommends the immediate appropriation of money for the construction of the following vessels:—

Three battleships of 13,500 tons, to cost exclusive of armor and armament, \$3,600,000 each.

Three armored cruisers of 12,000 tons, of the highest speed and greatest possible radius of action to cost \$4,000,000 each.

Three protected cruisers of 6,000 tons each, to cost \$2,150,000 each.

Six cruisers of 2,500 tons, to cost \$1,141,800 each.

Father Chiniquy.

Montreal, Nov. 29.—A movement is on foot to present Father Chiniquy with a suitable testimonial on his approaching ninetieth birthday, which will occur on July 30th, 1899, and in accordance with his wishes it is proposed to devote any fund which may be raised to the permanent establishment of two permanent French Missions—one in Montreal and the other in the district of Quebec. Mr. J. B. Picken, of this city, has consented to act as treasurer, and the committee who have the matter in charge is as follows: Rev. Dr. Parsons, Toronto; Rev. Robt. Murray, Halifax; and Rev. Dr. Robert Campbell, and Rev. Dr. C. E. Amaron (secretary), Montreal.

WATCH for handkerchief sale "ad" in to-morrow's GUARDIAN.—Moore & McLeod.—Dec 2

MORE handkerchief bargains than ever at the big handkerchief sale to-morrow.—Moore & McLeod.—Dec 2

SEE evening papers for particulars of the handkerchief sale to-morrow.—Moore & McLeod.—Dec 2.

Watch Hazard & Moore's for Christmas Goods—worth keeping your eye on.

FRANCIS JOSEPH

Of Austria Holds Jubilee To-Day.

Waldorf Astor's Gift—Danger of Carlist Revolt—Rebellion in the Philippines—British Troops Are Sent Against the Mad Mullah

LONDON, Dec. 1.—(Special)—Waldorf Astor has donated £5,000 towards the Gordon Memorial College at Khartoum.

Even Premier Sagasta now admits the danger of Carlism and the fears of an imminent rising grow.

Every effort is being made to influence the army in Don Carlos' behalf.

The rebellion in the Philippines is spreading and it is believed that great resistance will be offered to United States control.

VIENNA, Dec. 1.—(Special)—The Emperor Francis Joseph's Jubilee as monarch will be celebrated to-morrow.

The Neue Freie Presse today announces that Baron Banffy, the Hungarian premier, has agreed upon a provisional Ausgleich, with a prolongation of the status quo.

(The Ausgleich is the agreement between Austria and Hungary under which the cost of the administration of the common affairs in the Austro-Hungarian dual monarchy is borne by both, in a proportion agreed to from time to time.)

A full amnesty has been granted to all less majestic prisoners and the remainder of sentences of 540 other prisoners have been remitted.

BOMBAY, Dec. 1.—(Special)—Two British brigades have been sent to the Swat valley, owing to the Mad Mullah's success over the local tribesmen.

METEOROLOGICAL.

	1897	1898
Mean maximum temperature for November	40.7	45.8
Mean minimum temperature for November	29.4	35.5
Mean range temperature for November	11.3	10.3
Mean temperature for November	35.0	40.6
Rain fall and melted snow	5.62 inches.	5.66 inches.
Warmest day, 27th	53.0	58.7, Nov. 6th
Coldest day, 15th	14.5	23.2, Nov. 26th.

The temperature on Saturday, Nov. 26th, was maximum 44.0, minimum 23.0; Sunday, 27th, maximum 40.0, minimum 23.3; Monday, 28th, maximum 46.6, minimum 39.0; Tuesday, 29th, maximum 47.0, minimum 34.0; Wednesday, 30th, maximum 38.0, minimum 30.5; Thursday, Dec. 1st, maximum 42.0, minimum 35.5.

ROYAL BAKING POWDER

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Makes the food more delicious and wholesome

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ATHLETE DEAD

John A. Turnbull of Halifax, Known in Foot-Ball & Co.

HALIFAX, Dec. 1.—[Special]—John A. Turnbull, aged 23 formerly of the Merchant's Bank and a well-known athlete, died today.

He was prominent in foot-ball, hockey and bicycling.

JOHN VASSIES' WILL.

A Successful Merchant's Provision for His Heirs.

ST JOHN, Dec. 1.—(Special)—The will of the late John Vassie of Scotland has been probated.

He left nearly \$100,000, his warehouse and residence to his son. All the remainder is left to his son's children, four daughters.

About \$72,000 of the estate is cash in the savings bank.

New I. C. R. Engine

Moncton Nov 30.—A new passenger engine, No. 167, arrived in Moncton yesterday from the Kingston locomotive works and is now in the round house undergoing the usual inspection before being put on the road.

The new engine brought in a train of 28 cars from the north. She is a ten wheeler, about the same weight as the two Baldwins purchased a short time ago and will likely be run on either the Maritime express or C. P. R.

Women at Polls.

MAON, Gal., Nov. 26.—The prohibitionists will resort to a unique method in the approaching liquor election in this city. They have determined to station some of the most prominent and popular women of Macon at the polls to influence the votes of the anti-prohibitionists. Mayor Price has been apprised of this fact, and he expressed himself strongly to the prohibition leaders as opposed to it. The whiskey men characterize it as the rankest kind of intimidation and will exert every endeavor to prevent it.

CHICAGO MARKETS.

CHICAGO, December 1.—[Special]—The following are the closing rates:—
Dec. wheat, 66½; corn, 33½; oats, 26½; pork, 7.90.
Jan. pork, 9.27.
May wheat, 66½; corn, 34½; oats, 26½; pork, 9.47.
July wheat, 64½.

CANADIAN ECHOES

The Booming November Revenue.

The Globe Says Montreal Must Be Made a National Port—Coal Purchase in Newfoundland—Immigration Returns.

OTTAWA, Dec. 1.—(Special)—The customs revenue for November was nearly \$300,000 greater than last year.

Remarkable results have been achieved by the government poultry fattening establishment in Carleton Place. In two and one half weeks ordinary fowls, taken from run of farm yards, on rations of fine ground oats and skimmed milk, increased their weight to an average of eight pounds each.

The Governor General received many St. Andrews day greetings.

Major General Hutton has left for the New Brunswick wilds on a caribou hunting expedition.

TORONTO, Dec. 1.—(Special)—The Globe in an editorial article strongly urges Canadians to ship their products via Canadian ports and says as the St. Lawrence is the great natural highway of Canada, Montreal must be made a national port with all necessary equipment and the channel must be made absolutely safe.

HALIFAX, Dec. 1.—(Special)—The Dominion Coal Company has secured options on valuable coal mines in Newfoundland and will operate there extensively.

OTTAWA, Dec. 1.—Immigration returns for the month ending Oct. 31 show that 18,846 persons arrived at ocean ports and declared their intention of settling in Canada compared with 17,427 for the same period last year.

The total arrivals from ocean travel in eastern Canada and United States reported at Winnipeg were 26,600. This figure does not represent the total immigration, because in addition to 22,379 new arrivals from abroad who are definitely accounted for, probably 5,000 came into the country without having been made the subject of immigration record.

Returns of people passing in and out of Manitoba's territories on railways show a favorable balance of 29,000. This is estimated on the basis of 10 months' operation and that by the end of the year the returns will show between 30,000 and 35,000 immigrants settled in the country.

Of those reported at Winnipeg 10,069 settled in Manitoba, 7,070 in the territories, 5,759 in British Columbia, and Yukon, 2,289.

THE WEATHER.

WASHINGTON, Dec. 1.—[Special]—Fair, brisk westerly winds diminishing.

Lyman Abbott Resigns Pulpit.

NEW YORK, Nov. 27.—The Rev. Dr. Lyman Abbott today resigned the pastorate of Plymouth church, which he has filled for ten years. He read his letter of resignation in the pulpit this morning. Many of these present were affected to tears when they realized that they were to lose Dr. Abbott.

Dr. Abbott, in his letter explained that he had not been in good health during the autumn, and that his physician had admonished him that he must lay down part of his work.

He had reluctantly determined to follow the doctor's advice, resign the pastorate, and hereafter work only with his pen. Dr. Abbott is editor of the Outlook. He will now devote his time to the publication of this paper. This he told in the letter to the congregation.

Warship Launched

SAN FRANCISCO, NOV. 26.—Today at the Union iron works another great marine fighting machine, the battleship Wisconsin, was added to the United States navy.

Thousands of people saw the plunge. The battleship Wisconsin, designed in the Bureau of Construction and Repair of the Navy Department, is a sister ship of the Alabama, building in the Cramp's yard at Philadelphia, and also the Illinois, building at Newport News.

The dimensions of the Wisconsin are as follows: Length on load water line 368 feet; beam extreme, 72 feet 2½ inches; draft on normal displacement of 11,525 tons, 23 feet 6 inches. Maximum displacement, all ammunition and stores on board, 12,325 tons; maximum indicated horse power (estimated), 10,000; probable speed, 16½ knots. Normal coal supply, 800 tons; coal supply, loose storage 1200 tons; full bunker capacity, 1400 to 1500 tons. Complement of officers, 40; seamen, marines, etc. 449.

TRADE AND SHIPPING

Dec. 1.—Arr. Emma, Hayden, Vernon River; C. V. Minot, Hubley, Cardigan; P & E Small, Peters, Sydney; Morning Light, Richards, Pinette; S.S. Electra, McLaren, Montague; Kate E Wall, McLean, Cape Traverse; A S Townsend, Whittle, Pictou.

Dec. 1. Old. Kate E Wall, McLean, Brae; S.S. Electra, McLaren, Montague; A S Townsend, Whittle, Pictou; Lorne McMillan, Isaac's Harbor; Osprey, Rumsey; St. John's, Nfld; S.S. Acadian, Couillard, St. John's, Nfld.

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