

given by the defendant of his intention to contest the suit by conclusive evidence, and where such notice is given, *prima facie* evidence of the regularity of the Assessment and of the defendant's liability to pay the same. The evidence required by the Act may be briefly stated to be the certified copy of the Provincial Assessment Roll, so far as it relates to the District, containing the names of the District School rate-payers thereon and the kinds and amounts of their rateable property—after it is complete—that is to say after the total amount in value of the rateable property therein is added up and apportioned among the said rate-payers, as directed by the Act, with the names and valuations of additional rate-payers (if any) added thereto by the trustees. This list must be certified by the Provincial Treasurer, and also signed by the Trustees, under the 25th section, and to empower the Secretary to collect, written instructions must be given to him, also signed by the Trustees. The statute requires their signature to the list itself to establish its authenticity, and in order to indicate the additions made by them, and to distinguish such additions from the original lists, as furnished to them, and certified by the Provincial Treasurer. As the mere production of these lists establishes the Plaintiff's case, abridging the right of defence, and in all cases compelling the Defendant in the absence of notice under the Act, from raising any defence, whatever, they must be in strict conformity with the Statute, to give them such an effect by which all other proof is absolutely dispensed with.

Are the lists produced in evidence in compliance with the requirements of the statute? They are intitled "Lists of persons assessed in the School District for the year 1877 for the use of the Trustees," and are signed at the foot with the signature, "A Newbery, Assistant Provincial Treasurer," but do not purport to be certified by him. They are not signed by the Trustees, and the alterations and additions which have been made to the copies as furnished are not authenticated in any way. If the heading of the Lists was in strict accord with the requirements of the statute, it might be argued that the signature of the Provincial Treasurer at the foot without any additional attestation, was a sufficient certificate to satisfy the statute—although on this point I entertain serious doubts.

But this heading does not, in any way, designate the rate-payers for District School purposes in the School District, and purports simply to be a list of persons assessed under the Provincial Assessment Act in the School District. This list may, therefore, include persons and embrace property not liable to School Assessment in the District. They may be resident or non-resident therein for aught that it discloses. The valuations are in no case added up or apportioned, and the lists produced afford no evidence how the school rate is arrived at.

In this case the name "Donald McPhail" occurs twice in the list furnished to the Trustees, the assessment being in each case for 95 acres of land, with valuations of \$2,489, and \$2,223, respectively, and it appeared in evidence that, after the list was furnished to the Trustees, the name of defendant, set opposite to the lowest valuation, was struck out, on the representation of the Trustees to the Superintendent that there was only one person of that name in the district holding 95 acres of land, and the assessment of defendant for school purposes is computed on the highest valuation.

In another case which came before me, I found, from examination of the Trustees, that the assessment, as a matter of fact, was not rateably apportioned amongst the parties liable therefor. These instances serve to show the necessity of a strict adherence to the requirements of the Statute, as the law affords me no power to go beyond these lists in ascertaining the defendant's liability in cases where no notice of defence has been given. The judgment of the County Court in these suits being final, it is of the highest importance that the Act should receive a correct construction at the outset with regard to the proofs necessary to establish defendant's liability, and I think that the proofs submitted are not in compliance with its provisions.

The Toronto *Telegraph* publishes an interview with its New York correspondent had with O'Donovan Rossa, in regard to his visit to Toronto. Rossa said that he had been invited to Toronto, and he proposed being there. He intended to relate his experience in British prisons and dwell on the wrongs of Ireland. He was not afraid of provoking a riot. If the Orange men kept quiet there would be no difficulty, but if they disturbed them he would give them more than they bargained for. He would open his lecture by reading a portion of a speech delivered some years ago by Lord Dufferin, before he became Governor General of Canada, on Irish grievances. It contained more treason than anything he would say. He said that he proceeded to Toronto on the invitation of leading national Irishmen. Picked men would accompany him, his expenses would be paid, and the balance would go to augment the skirmishing fund. In case he is arrested and the American Government should be mean enough not to ask for his restoration, the vote of his people would go solid against the party in power.

Another "Big Push Required," is the title of the cartoon in the last number of the *Lance*. It represents Aleck mounted on and belaboring a poor donkey that has fallen on its haunches, and is evidently on its last legs. The donkey is labelled "Reform Party," and Cartwright, Geordie Brown and Truthful Jones are giving it a "Big Push" in the vain hope of getting it over a hurdle labelled "Next General Election," while Miss Canada, with a pitiful look at the poor donkey, says: "That animal will never be able to take that hurdle." The *Lance* is fast outstripping its prototype, *Grip*, not only in its cartoons, but in its general contents.—*New Dominion*.

On Friday evening Mr. Poole, Inspector of Mines of Nova Scotia, lectured in the Y. M. C. A. Hall, Truro, on "The Telephone." Conversation was kept up during the evening between Mr. Archibald, at the Station, and Mr. Poole, at the Hall, distance about three quarters of a mile; and also between Lieutenant Governor Archibald and daughters, in Halifax, and Mr. Poole, at the Hall in Truro. The ladies' voices were distinctly recognized. Music came over the wires very sweetly and clearly. Songs were sung between Truro and Halifax and were distinctly heard.

THE DAILY EXAMINER

MARCH 11, 1878.

The "Northern Light."

GLIMPSES BEHIND THE SCENES—"HOW NOT TO DO IT" EXEMPLIFIED.

(From our Special Correspondent.)

ONE of the reports made to the Department of Marine and Fisheries furnishes some curious information respecting the *Northern Light* and the method of her mismanagement. First, as to the capabilities of the "costly fraud" herself:—

"About going through fixed ice, she will steam very slow through five inches; any more, she will have to back and run at it; and in heavy ice she will run up on it and stick fast, so that we have to use the jack-screw against her stern, and cut the ice round her besides, the engine backing full speed. But I think this could be remedied by sheathing with iron, say from one-third of the way from forward and down to the hull. The action of the ice would keep the iron bright and slippery, so that when the boat goes in again she would slip back. The green heart with which the boat is sheathed, stands the chafe very well, but is inclined to stick to the ice."

Next, as to the method of her mismanagement, the hon. the Minister of Marine and Fisheries telegraphed on 10th January, 1877:—

"Sewell telegraphs that your mate is abusive to him. This must not be tolerated. He should be treated with consideration, and you will advise and consult with him regarding the management and running of the vessel. Sewell says you refuse to go out. Is their good reason for this?"

Of course, as one of the Ontario members remarked, the Minister felt that such impropriety should not be tolerated, and telegraphed back that all swearing must be stopped. Then came a telegram:—

"Sewell swearing at men. Mate objected. Thick snow storm. Considered it was not safe to go to sea. Could not see quarter mile distant. Moved down harbour as far as safe sail in the morning if clear."

The following day Mr. Sewell telegraphed:—

"No use my remaining here to consult. Captain and crew look upon me as an intruder. The work requires that every man in the ship should be with me; otherwise I cannot succeed. Captain refuses to go out. It is positively disgraceful. Mate most impertinent abusive. You should give me full power or I cannot succeed. Captain has never been instructed to recognize me."

Another telegram read as follows:—

"I propose leaving here (Georgetown) on 15th of this month, when the guarantee man (Thomson) leaves for Quebec, as the end of the trial term will then have arrived. I should have remained to see the vessel through the ice season, but feel that the ignorance and prejudice, which will then reign in the engine room of this much abused vessel, would not justify my remaining by her longer."

Is it any wonder that we are still deprived of winter steam communication?

Correspondence.

We do not hold ourselves responsible for the opinions or statements of Correspondents.

To the Editor of the Examiner:

SIR,—Your correspondent of Saturday, "Another Parent," by stating that Miss McLeod has less experience than Miss Montgomery as a teacher, has granted all that I ever contended for in that respect. What, however, I principally want to know is the reason for keeping Miss Montgomery's name over a department which she has long ago left? At first blush this appeared to me and to others with whom I spoke as an attempt to mislead, and hence my first enquiry, to which no reply has been yet given.

Yours, etc.,
A PARENT.

Ch'town, March 11, 1878.

To the Editor of the Examiner:

SIR,—I see it stated in your editorial upon the "New Court House at Alberton" that "As the village is now without any suitable place in which to hold public meetings, we are pleased to learn that the Government have consented to allow the New Court Room to be used for that purpose, except for meetings of a political character." The Government are quite correct to exclude all political meetings from the Court House; but this is different from the course they attempted to follow in August, when the Grit section of the Cabinet seized the Provincial Building for a political demonstration in favor of Mr. McKenzie. A vigorous protest by the leading Liberal Conservatives of Charlottetown was at once entered against this wicked attempt to misuse our public buildings for the glorification of the Leader of the "Organized Hypocrisy"; but the firmness of our worthy Governor, Sir Robert Hodgson, prevented this scandal, and we are glad to perceive that the Grit members of the Government have not forgotten the rebuke administered to them upon that occasion.

Yours truly,
A LIBERAL CONSERVATIVE.

March 11, 1878.

To the Editor of the Examiner:

SIR,—A controversy has been, for some time, going on in your columns between a "Parent" and "another Parent."

I venture to think that this discussion is very unseemly. Ever since I have taken my place at the City School Board, I have preserved the strictest reserve, as regards everything which has come before us.

For the first time I break through this reserve to say that the appointment complained of was made unanimously. It is alleged (with what truth I cannot say) that the Board, as at present constituted, represents different interests—if not antagonistic views—and the fact that what has been done in this matter was done unanimously, raises a strong presumption that, under the circumstances, nothing better could have been done. I protest against "A Parents' criticism, a unfair. It is even more than unfair; for, hid

ing himself or herself behind a *nom de plume*, he states what he is ashamed of, or afraid to state over his own signature.

It would be highly indecorous in either of the teachers referred to, to take notice of any such communications.

If the appointment is a proper one, the City School Board should receive the credit; if an improper one, the blame.

Yours truly,
E. J. HODGSON.

March 11, 1878.

To the Editor of the Examiner:

SIR,—The "Patriot" contains another letter from "Queen's County," growing about Speaker Anglin's re-election as Speaker of the House of Commons. He is grieved in spirit because Mr. Pope voted for Mr. Anglin, and he gives vent to his feelings by writing letters to the "Patriot." He thinks the reasons I gave in my last were not sufficient. According to his notion of things, an Opposition man should have been proposed. I believe, Mr. Editor, it is not customary for a Government boasting of a majority of fifty to choose their Speaker from the Opposition. Mr. Pope, knowing that some member of the Grit Party would be elected Speaker, voted for Mr. Anglin, believing him to be as honest, at least, as any of the snivelling hypocrites who compose the Party. What, after all, is "Queen's County" grumbling about? Is he afraid that Pope is going to turn Grit, because he voted with them for Mr. Anglin? Or is he mad at his Party and vents his spleen on Mr. Pope? No doubt the Party of Purity has come to a low ebb when they have to select for first Commoner a man who violated the Independence of Parliament Act; but he was the best man in the Party of Purity capable of filling the position, and they selected him and Pope voted for him. And now what is "Queen's County" going to do about it? Yours, etc.,
ROB ROY.

To the Editor of the Examiner:

SIR,—I have noticed two different letters in your issues of last week, signed "Manufacturer," complaining of the injustice of Mr. Stronach, Mechanical Superintendent of the Railway, in sending out machinists from their works to repair boilers, hydraulic presses, set up machinery, etc.; and as the setting up of machinery he refers to at Bay Fortune belongs to me, I deem it but justice to Mr. Stronach to give the true version of the case. My engine was on the ground ready to be set up; I applied to Messrs. McKinnon and McLean for a competent man to set the engine up. They did not refuse, but showed me the taking this man from their shop would stop other work equally pressing that they were engaged on for me. Neither could they tell me of any competent man that I could get to do my work. They pointed to me one man disengaged, but could not recommend him. I then applied to Mr. P. Foley, proprietor of steam tug, for his engineer, but sickness in his family prevented his coming. I then applied to the engineer of the Government dredge, but found that he could not come, being engaged by the year. Finding it impossible to get a competent man to do my work on the Island, and seeing continued delays staring me in the face, and other men in my employ idle, the parties that I am building for, complaining bitterly of the delay, and threatening an action for damages, other business of mine elsewhere being totally neglected by me being confined here on this job. I then, as a last resort, applied to Mr. Parsons, who is now doing the work, and is an employee of the Railway. To assist me out of my difficulties—stating my case in full to him—his reply was that he would apply to Mr. Stronach for leave of absence for a few days. He made the application and got it. The arrangement is strictly between Mr. Parsons and myself, Mr. Stronach having nothing whatever to do with it; neither has any other official of the Railway, and is in no way responsible. "Manufacturer" is evidently writing from a spirit of vindictiveness or selfishness; he either knows nothing about what he is writing, or else he is a man not fit to live in a civilized community, as he attempts to misguide the public through false or selfish writings when he states that the Railway Department is responsible for sending out a man to set up the machinery at Bay Fortune. I speak for myself, and would deem it but justice on the part of Messrs. Hickey & Stewart, whose hydraulic press one of the employees of the railway repaired for them on his own time and with his own tools; also of Messrs. Duchemin, Watson and Son, whose boiler was repaired under similar circumstances, and allowed their works to go on instead of being shut down for two weeks, to come out and state the true version of their case, over their own signatures, and allow the public to judge who is right and who is wrong. Also, if "Manufacturer" feels indignant at my statements, let him sign his own name and not use a fictitious one, and I'll meet him on his own grounds. I wish to be distinctly understood, that Mr. Stronach is not aware of my writing this, having had no conversation with him, whatever, on this subject. I also wish it to be understood that I am not particularly wrapt up in Mr. Stronach or any other official in the Railway Department; but, being one of the oldest travellers on the road, and having a travelling experience of over thirty years—being constantly brought in contact with railway officials as well as others, having to ask favors that I must get, in moving heavy machinery, I must here state that I have never found a set of officials—from the highest to the lowest—more ready and willing to do all in their power to assist persons coming in contact with them, or requiring their assistance, than I have with the officials of the Prince Edward Island Railway.

Respectfully yours,
A. B. ALMOUR.

Souris, March 11, 1878.

ADDRESSES

Messrs. Palmer and Longworth

in the case of the QUEEN vs. MARTIN CARROLL, for Riot, are now on sale in the Bookstores, in Pamphlet form.

PRICE, 3 CENTS.

Ch'town, Feb. 19, 1878.

FOR SALE—A Genuine Cottage Broad wood PIANOFORTE, Stool and Music. Will be sold very cheap. For further particulars apply at EXAMINER Office.

Feb. 25—6in eod

BUY THE DAILY EXAMINER, for the latest news—local and telegraphic.

SPRING GOODS!

Ex S. S. Northern Light,

—AT THE—

London House

WILL

BE SHOWN ON MONDAY, the 4th March,

200 PATTERNS

CANADIAN TWEEDS,

West of England and Scotch Makes.

—ALSO—

BLACK & BLUE BROADCLOTHS,

Worsted & Fancy COATINGS!

SINGLE GARMENTS and SUITS made up in the best styles and at the shortest notice.

OUR TAILORING DEPARTMENT

A GREAT SUCCESS.

A SPLENDID ASSORTMENT Men's and Boys' Hats.

We offer SPECIAL INDUCEMENTS in House Furnishing Goods—

DAMASKS, REPPS, CRETONNES, MOREENS, ETC.

SHEETINGS, PILLOW COTTON, WINDOW HOLLAND, White & Grey CALICO, ETC.

CARPETINGS, HEARTH RUGS, MATTS & MATTINGS, FLOOR OIL CLOTH, ETC.

A CHOICE ASSORTMENT OF

Paper Hangings!

GEO. DAVIES & CO.

March 2—1m 2aw

AUCTION!

Fishing Station at Rustico,

TO BE SOLD, ON

Thursday, the 9th May next,

at 11 o'clock, on the premises,

THE FISHING STATION of the late E. E. Churchill, which comprises all that tract of Land situate on Rustico Beach, in Lot 24, bounded and described as follows: Commencing at a stake set in the west side of Water Terrace, and in the northeast angle of Fishing Station No. 1, in possession of R. B. Morrison, and running thence by the Magnetic Meridian of the year 1764, south sixty degrees west, two hundred feet, to the shore of Rustico Bay; thence north sixty degrees east to the said Terrace; and thence southwardly along the same to the place of commencement—together with Buildings thereon.

—ALSO—

4 Fishing BOATS, 8 DORIES, 38 PUNCHEONS, Lot of Fishing Gear, Baits, Barrels, &c., &c.

Terms at sale.

J. S. CARVELL,

Administrator,

Ch'town, March 11—eod wkly t sale

DOMINION OF CANADA,

Province of Prince Edward Island.

In the Supreme Court of Judicature

The QUEEN vs. NICHOLAS COLLINS and others.

WHEREAS comments have been made by the Press on the trials of the defendants in this case.

It is ordered that no comments on the proceedings, either with reference to the evidence, the speeches of Counsel or the Judge's charge, or to any other proceedings relating to the said trials shall be made until the whole of the said trials are finished; and any proprietor or editor of any newspaper disobeying this order shall be liable to be punished for contempt.

By the Court,
D. Hodgson,
Prothonotary.

March 11, 1878.

CAUTION!

THE Party who inadvertently lifted a Lady's Muff from a room in Mr. Hodgson's House yesterday, during the Sale, will consent prudence by leaving it with Mr. Wm. Dodd. March 9—tf

Choice Wheat! Choice Wheat!

FOR SEED.

FOR SALE,—350 Bushels Choice Wheat for Seed, grown last year from imported seed. What was sown early, yielded forty bushels to the acre.

J. & T. MORRIS.

March 8—pat ar pres ne 2i

HORSES.

TO be sold at AUCTION, at the Market Square, on Tuesday, 12th inst., at 11 o'clock—

1 Red MARE,
1 Black HORSE

CARVELL BROS.

Ch'town, March 8—dy pat t sale

THE COUNTY MEETING,

ADVERTISED to take place at Georgetown this day, is postponed until TUESDAY next, the 12th March, at two o'clock in the afternoon, then to take place at the Court House in Georgetown.

MICHAEL McCORMACK, Sheriff.

Sheriff's Office, King's County,)
March 7, 1878.) dy pat 3i

BUTTER! BUTTER!

A FEW Tubs good Home Made BUTTER—not imported,—made by some of our best Butter-makers—can be had on application to

JAMES BARRETT,

Dorchester Street.

Ch'town, Mar. 1, 1878—tf

Wants, Lost, Found, &c.

Advertisements under this heading, in space not exceeding half an inch, will be inserted for Ten Cents per day.

WANTED—At a moderate rent, a HOUSE containing 6 or 8 rooms. Apply by letter at the Office of this paper. March 11—

WANTED IMMEDIATELY—A Young Man accustomed to keep Books. Apply at this office. March 9, 1878.

WANTED—A smart GIRL, able to do plain Cooking and assist in light Housework. Wages good. Apply at once to MRS. WEEKS, Rotchford Square. March 9, 1878—4i

WANTED TO RENT—By a small family, a HOUSE containing about six rooms, centrally located. Apply within a week at the EXAMINER Office. March 7—3i

WANTED—A complete set of the "ROYAL GAZETTE" for the last five years, or any intermediate years. Apply at this Office, stating price. Feb. 23, '78—

FOR SALE—A FLAG STAFF, TOP MAST and LOWER MAST, already finished, about 66 feet long, which will be sold for less than cost. Apply to J. D. CURRIE, corner Prince and Grafton Streets. March 5, 1878—8i law