

NEW JACKETS.

JUST OPENED



New German tailor made Jackets, Black and Colored. High-class Goods. Also early Autumn Capes.

First shipment just opened and ready for inspection. We invite you to call and look over these novelties.

NEW HATS

Ladies' new Felts

English Walking and Sailors.

300 new hats now on show

NEW

Black, Colored and Fancy Dress Goods and Ladies' Cloth Cashmeres.

For early buyers we have a nice selection of New Dress Goods.

BIG

Shipments of New Goods opening daily.

We invite all to look over our New Goods.

W. A. Weeks & Co
Wholesale & Retail.

THE MODERN Foundry and Machine Shop

We would call special attention to our "New Foundry Department" which we have provided to be a decided success. We have spared no expense in fitting up this department. Having imported from the United States a special "grade of sand" and employing one of the best moulders in Canada, we are now in a position to meet the long desired needs of the people.

Our Machine Shop Dept which is equipped with the best modern machinery and experienced workmen, is capable of turning out work in a strictly first class manner. To those in need of anything in our line we invite them to call and be thoroughly convinced that we do work in an A1 style.

BRUCE STEWART & CO'Y,
"THE MODERN"
Founders, Engineers & Machinists, S. Nav. Co's Wharf, Ch'town, P. E. I. Phone 125

A Ramble

through our store will introduce you to a host of pretty ideas for Wedding Gifts.

Our stock of

WEDDING SILVER

is constantly being replenished with new designs; there is dash and style in the designs we are showing, that will force them upon your willing attention.

A nice idea is to have your gifts marked, we do all kinds of ARTISTIC ENGRAVING.

W. W. WELLNER
THE GREAT WATCH HOUSE

INTERESTING HORSE CASE.

An Action for Breach of Warranty—Judge Alley's Decision.

William Aubrey Mutch vs. John Stewart. This is an action for damages for breach of warranty of a mare bought by plaintiff from Defendant in April last. Plaintiff swears that on this sale defendant warranted the beast to be quiet and not a cribber, and she proved to be a kicker. Defendant denies that he warranted the beast not a cribber and claimed that as a matter of fact she was not a kicker. In support of plaintiff's case John Higgins, who was present at the sale, swears that plaintiff asked defendant if he would warrant the beast to be not a cribber and he said he would—that he had a cribber at home, an old horse, but this one was not a cribber. Hammond Kelly also swears that when plaintiff went to return the mare defendant admitted, in his presence, that he had warranted her to plaintiff as not a cribber. Defendant in his evidence says that neither plain iff nor Higgins asked him to warrant against cribbing when making the bargain, that both seemed to know it, but defendant admits that they asked him to warrant her quiet. They asked him this question distinctly: "Is this mare quiet?" and he answered, "She is quiet and a woman could drive her."

On careful consideration of this evidence I think it sufficiently establishes a warranty on the part of the defendant against cribbing and from the evidence of both parties to the suit the warranty extended also to the mare being quiet and not a kicker.

It has been conclusively proved by nearly all the witnesses, and is not in fact denied that she is a cribber and wind-sucker and which, as stated by Mr. McKie, one of the leading horse-traders in this country, are vices that render a horse unsaleable. Mr. McKie swears that there is no doubt also that she is a kicker. There was considerable contradiction in the evidence on this subject, and in order satisfactorily to determine the fact as to whether the beast was a kicker or not, I ordered that she should be placed in a livery stable to be chosen by defendant and kept there for twenty-four hours, subject to examination under the supervision of the livery stable keeper. Defendant elected to put her in Mr. Robins' stable for this purpose, where she was seen by Messrs. McKie, Dr. Strickland and Robert Wood, all thorough horsemen, and they all pronounced her a kicker. She kicked the stall repeatedly in their presence after careful handling and without any teasing or undue provocation. Hammond Kelly and John Horne gave similar evidence as to her kicking. Some witnesses on behalf of the defendant, chiefly stable boys, swear that they could handle her and use her without her kicking. This may be so, for a person accustomed to horses may acquire that control over vicious animals, but this does not touch the question I am called on to determine, which is: "Is the beast quiet on ordinary occasions, in the hands of an ordinary driver, and fit for family use?" The evidence on the whole, which I have carefully considered, establishes that she is not, and that the warranty in this respect is also broken, as well as the warranty against cribbing. Plaintiff has therefore established his case and is entitled to judgment.

Defendant having refused to receive the mare back, plaintiff sold her on the market square after sufficient notice, and defendant bought her for \$42. Plaintiff had given him \$65 for her, hence he is entitled to receive, as damages, the difference, \$23, and also \$1, auctioneer's fee, \$1 for advertising, and \$2, fee for legal advice, in all \$27, for which judgment will be entered with costs.

For ladies, jackets and furs.—Stanley Bros. 210 2ins.

Remember in jackets and furs we show you an assortment that is not eclipsed in P. E. I., and every article sold is guaranteed the best for its price procurable.—Stanley Bros. 210 2ins.

Record breaking at the Ch'town Driving Park on Wednesday and Thursday next. Some of the fastest horses in the Maritime Provinces will race.—Admission only 25 cents.

Doctors Testify

There's strong testimony by eminent physicians of wonderful cures made by Dr. Chase's Family Remedies—particularly Dr. Chase's Ointment.

We're after the Man

who has come to the conclusion that he's paying too much for his clothing—who's got an idea that he ought to be getting tweed for the money he's paying. We want that man to have his next suit made of a Moncton Tweed and we'll take our chances on getting him for a steady customer.

F. PERKINS & CO.,
Sunnyside.

PERSONAL

Rev. Dr. Morrison went east yesterday afternoon.

Lord Aberdeen has consented to open the Ottawa exhibition on the 19th.

Bishop MacDonald and Archbishop Begin are spending a few days at Kiskora. Sir Louis Davies, Hon. Mr. Blair and Hon. Mr. Fielding, have returned to Ottawa.

The Prince of Wales on Saturday made his first attempt to walk since he injured his knee, six weeks ago.

Ald. J. W. Whitehead returned yesterday from a holiday trip to his home in P. E. Island.—Moncton Times.

Queen Taitou, the wife of the Negus Menelek of Abyssinia, will accompany her husband to Paris next month.

Mr Stanislaus Blanchard, Stipendiary Magistrate for King's County, will leave for Morell tomorrow on official business.

Mr. George N. Curzon, the newly appointed Viceroy of India, is visiting Balmoral, where he is the guest of the Queen.

The Copenhagen correspondent of the Daily Mail says: "The illness of the Queen of Denmark has taken a serious turn. She has suffered a hemorrhage and lay for a long time speechless and unconscious. It is feared that a crisis is imminent."

A few days ago, in the new church at Spirit Lake, North Dakota, Rev. J. J. McDonald of Vernon, River was raised to the sacred priesthood by Bishop Shanly of Fargo. The newly ordained priest was assisted by his brother Rev. J. Augustine McDonald, pastor of Carrington, N. D. Father McDonald was formerly professor of mathematics in St. Dunstan's College. He completed his theological course in St. Paul's Seminary. He is the third priest from P. E. Island in the broad missionary field of North Dakota, the others being Rev. J. McDonald his brother, and Rev. J. McDonald of St. Columba, East Point.

PROBABILITIES.—Unsettled and showery at first, clearing with westerly winds tonight.

SEWERAGE.—Work is progressing rapidly. Queen Street, from Water Street to the City Hall, presents quite a busy scene.

THE CITY OF GHENT.—The City of Ghent will be due here this evening and will leave again about 10 o'clock tomorrow morning. Mr. R. J. Wood, who was purser during the early part of the summer, but recently on the Taymouth Castle, is again in his old place.

SMART OLD MAN.—There is an old gentleman in Norton, 82 years of age, who has worked every day in the hay fields this season, weather permitting, at mowing, raking, etc. He has loaded and stowed away in the barn 80 loads of hay, besides all the grain on the farm. He not only has done this, but thinks he can hold his own in Scott argument with any of them.

CRUSHED TO DEATH.—At Sydney, C. B. a few days ago, a boy named Mackintosh, was crushed to death in the pit. While greasing the car he was jammed between two trains. Seven cars passed over his body, killing him instantly, and horribly mangling the body. The accident was caused by the youth's own carelessness.

The body of a man who committed suicide in Cambridge, Mass., last Sunday has been identified as that of Patrick M. Shea, formerly of Summerside, P. E. I., where his father and mother reside. Shea was 32 years old. There is some doubt, however, about the identification, as the body has also been identified as that of one John Shea, of Woburn.

Will the lady who left the hat on board the Halifax on her last trip kindly call for same at Mr W W Clarke's office.

DIED

At Dunedin, on the 7th inst, Mrs. M. J. Ball.

[Funeral to-morrow at 1 p. m.] In Charlottetown, on the 8th inst, at the residence of his daughter, Mrs Michael Carragher, James McQuillan.

Funeral on Sunday afternoon. Sept. 5th, at Chelsea, Mass., U. S. A., Julia, the widow of the late Joseph McGilvray, E. q., and sister of Lieutenant Governor Bowland.

At Wellington, on the 5th inst, Michael Emmet, aged 6 months, son of James A. and Lucy Macneill.

Impure blood is an enemy to health, and may lead to serious disease. Hood's Sarsaparilla conquers this enemy and averts danger.

The races are filling fast and every race will have a good field of horses on Wednesday and Thursday next. Admission only 25 cents.

There's No Fun

Like that derived from having a good camera. A photograph of a picnic crowd or scenery of any kind, will be a constant reminder of pleasant outings. Kodaks can be bought at any price from \$4 up. A cheaper one than \$4 is hardly satisfactory. See our stock or send for our illustrated price lists.



Local and Other Items.

THE BEST JOB PRINTING.—No other kind—at THE EXAMINER Job Printing Establishment.

ARTILLERY.—No 1 Company will meet for drill tonight.

I. O. G. T.—Charlottetown Lodge, No 68, meets in Wright's Hall to-night. Visiting templars welcome.

REGULATION ACT.—A summons was served on Walter Downing, charged with a breach of the Liquor Regulation Act. It is returnable on Monday.

TENNIS.—Gentlemen singles at Victoria Park to-morrow (Friday) afternoon. Players to be on the ground at 2.30, play commence at 3 o'clock.

LENDING LIBRARY.—St. Peter's Lending Library is open again after the holidays. It will be open on Wednesday afternoon from 3 to 5 and Friday evenings from 8 to 9.

HALF HOLIDAY.—This afternoon is being generally observed as a holiday. Most of the stores and places of business are closed. The exceptionally fine weather adds to the success of the bicycle meet.

POLICE COURT.—One drunk was this morning fined \$2 or 10 days. Eleven boys appeared on a charge of stealing apples from the orchard of Mr. Charles R. Smallwood. Two were discharged and nine were fined 5 cents and costs.

OTTAWA EXHIBITION.—Return tickets, Charlottetown to Ottawa, will be sold, September 16th, to 18th, inclusive, at \$21.20 each, and on September 30th only, at \$15.45 each, all will be good for return passage until Sept 27th. Ask for tickets via St. John, N. B., and Canadian Pacific Railway.

A GOOD BAND.—The Times says concerning the band from Moncton, which gives a concert here this evening, that it is "one of the finest concert bands the maritime provinces ever possessed and The Times can recommend it to the music loving people of the island as an organization in every way worthy of patronage."

BAIL.—The prisoner, Peter Keenan, recently sent up by the Stipendiary Magistrate to the Supreme Court for trial charged with the larceny of a sum of money from the person of Henry Graham, was by an order of a Justice of the Supreme Court ordered to be admitted to bail, the accused in the sum of \$500 and two sureties each in the sum of \$250.

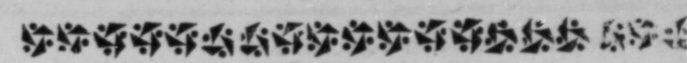
LADIES' AID SOCIETY.—The annual general meeting of the Ladies' Aid Society of the P. E. I. Hospital, will be held in the Y. M. C. A. parlor on Friday the 9th inst, at 11 o'clock, a. m., for the election of officers for the ensuing year. All members are requested to attend, and a cordial invitation is also extended to all who wish to join the society.

THE SPORTS.—Special trains East and West arrived in town today bringing a fair number of excursionists for the Bicycle Sports this afternoon. The Moncton excursion party arrived last night and comprised a large number of enthusiastic wheelmen. The New Glasgow and further contingent of excursionists arrived by steamer at midday.

A CHURCH ROUNDABOUT.—An unusual scene was witnessed on Wednesday evening in one of the largest and poorest parishes in Sheffield. The vicar of Brightside, his curate, and churchwardens were in charge of a steam roundabout at Grims Thorpe Feast, the vicar and churchwardens taking the money and the curate in the pay-box. The roundabouts were kindly lent by the proprietor, from 5.30 to 8.30 for the purpose of raising money for a new school.—Manchester Guardian.

W. F. M. S.—The annual convention of the Women's Foreign Missionary Society of the Presbyterian Church, of the Maritime Provinces will be held in Zion church, Tuesday, Wednesday and Thursday, Sept. 13th, 14th and 15th. The opening session will begin at 2.30 p. m., evening session, 8 p. m. All meetings open to the public. Dr. Margaret O'Hara, Medical Missionary of India, will be present and address the meeting. Delegates will be met by the Reception Committee at Monday night's train and on Tuesday morning, Mrs F. C. Nash, Secretary.

WILL PAY THEIR WAY.—The "billeting" system at church conventions seems to be falling into disfavor. At the Methodist general conference at Toronto, last week, it was decided to dispense with this system and instead to allow expenses to delegates. This plan has been adopted by other denominational conventions and has been found to work much more satisfactorily than the billeting system, as it distributes the burden of expense instead of placing the whole thing upon one community.



First Instalment

Ladies' Jackets

Direct from Berlin, at Stanleys

PERFECTION IN QUALITY STYLE ASSORTMENT FIT FINISH AND WORKMANSHIP.

STANLEY BROS.,

The Always Busy Store

NEW GOODS

NEW STYLES

Order your tall suit and and overcoat now, before the rush commences.

If you want to practice economy in your clothing, see our custom made pants for \$2.75 and 2.95

Best value ever shown in this city.

GORDON & McLELLAN

Upper Queen St.

Men's Stylish Outfitters

Waterproof Coats

Waterproof Cloaks

We have opened a new lot to-day.

They are excellent value.

T. J. Harris,
LONDON HOUSE

DR CLIFT RUPTURE

CURED by the IMPROVED method. Endorsed by the medical profession and by thousands who have discarded their trusses and remain cured. THE IMPROVED RUPTURE CURE, is painless, involving no inconvenience and requires only 5 or 6 visits. Examinations free and confidential.

No Pay Until Cured

THROW AWAY YOUR TRUSS.

Testimonials on application. Correspondence solicited. A perfect cure can be guaranteed if you obey instructions.

DR. CLIFT
Charlottetown, P. E. Island, Canada
OFFICE: Victoria Row,
Accommodations reserved for patients.
References on application