

THE DAILY EXAMINER.

JANUARY 2, 1892

The Election Trial.

Misses Davies and Welsh have reason to thank their stars that they have avoided the loss of their seats in Parliament. Many politicians in the other Provinces of Canada are out of their seats to-day on evidence much weaker as to agency than that which was adduced in their case. It must, of course, be admitted that, from the point of view of Mr. Davies and other politicians, it is hard to be held accountable for the corrupt deeds of men whom they had not specifically authorized to act as their agents. But on the other hand, we have a law for the prevention of treating, bribing, personating, etc., at elections. It is in the public interest that this law be observed. But it cannot be enforced while a candidate is held to be unamenable for the acts of those zealous, unscrupulous canvassers and "workers" who voluntarily throw themselves into an election contest in his behalf. Looking at the matter from this point of view, the Judges of the other Provinces have ruled that any man who has performed the act of an agent, by canvassing or any other business on behalf of the candidate in an election, is bona fide an agent of the candidate, whether authorized or not to act or not. Under this ruling, Kenny and Stairs, Gillies and Barron, and dozens of other members of Parliament have been unseated. The consistency of this ruling with the object and intention of the law is apparent, in view of the facts in evidence in this case. Only the fringe of the web of proof was uplifted, and the witnesses were, for the most part, "unwilling." The shifting and evasions and equivocation of some of them, to the end that they might avoid telling that which they were sworn to tell, were evident to every spectator. Yet it was proved conclusively that liquor was freely used by the canvassers of Davies and Welsh, and that other less common but even more reprehensible acts were done by them. But because it could not be proved that Mr. Davies or Mr. Welsh had authorized them to act, the Judges held that there was no agency, and so dismissed the two charges which came up. If this ruling be held as a precedent for future practices in elections in this Province, electoral corruption may go on unpunished and unhindered. The candidate has only to hold himself aloof while canvassers and workers corrupt the electors; for the Judges will maintain him in his seat unless it can be proved, out of the mouths of the bribers themselves, that they are acting under the candidates' orders. We hoped that this case might, at all events, have served as a warning against the use of liquor and money at elections in this Province. But the Judges ruling in respect to agents makes it the very reverse of a warning. Sol Clarke and his followers know now that if they are careful to have no communication with the candidates they may do what they like—the election will not be voided however corrupt the means by which they may secure their victory.

Queen's County Election Court

Summary of the Evidence.

THURSDAY, Dec. 31.

Court met after recess. Dr. Honeywell, of Hunter River, was the first witness called. He said he did not take very much part in the late Dominion election. He did not remember seeing Dugald McPherson on election day. He did not treat McPherson during the election. Never gave him liquor in his life. Witness either directly or indirectly, knew Jas. Mobbs. Saw him at his (witnesses) office on election day. He supposed he canvassed him. Generally canvassed those who happened to come into his office. He might have treated Mobbs while in his office on election day; but could not remember that he did. He was in the habit of treating persons who called at his office at any time. Mobbs and the man talking horse trade in his office. Witness did not canvass with Mr. Davies, nor was Mr. Davies ever at his house. If witness saw any person he might canvass him. Witness looked over the voters' list in T. S. McLeod's office to see who were on it, and remembered marking with pencil opposite the name how he thought each would vote. There were two or three other persons made there as to seeing about doubtful voters. Was a delegate to the convention. McLeod, who owned the shop, and McKinnon were present when he was marking the lists. He thought McLeod had the only voters' list at Hunter River. Met Davies and Welsh on the train one afternoon, but don't remember them asking him how things were going at Hunter River. He did not remember making any report as to the prospects at Hunter River to Davies and Welsh on the day of the convention. They never asked him about the election. Owen Sullivan (re-called)—Knew two Rosses in that poll. The David Ross at Kinross owned property and the other David Ross belonged to Vernon River and had a house and small piece of land near the road. The David Ross who voted left the settlement about three and a half years ago. He sold his property before he left. He hauled his horse three miles before he left. Hayden Vandierstine was present at the hauling. Hayden Vandierstine lived about a mile and a half from where Ross lived at Vernon River. Ross had not been back since he left there or town. To Mr. Davies—Witness asked that Ross be sworn when he came in to vote, as he knew his vote was no good. Witness was sitting beside the Returning Officer, when he asked that Ross be sworn. John J. McLeod, Kinross, remembered the dispute over admitting Ross' vote at the Vernon River poll. The agents for Davies and Welsh claimed that Ross was the man whose name was on the list. One of the agents said something about a fine of \$200 if the vote was not taken. David Ross voted. Malcolm McKinnon was at Vernon River poll. He remembered that David Ross from Charlottetown voted at the poll. There were two David Rosses at the poll in 1886. Old David Ross, of Uigg, and the David Ross who voted. Old David Ross always voted. He died some time before the last Dominion election. The Ross who voted last election left there some years before the election and did not return. Witness made application to have the name of David Ross removed from the list. The David Ross he applied to have taken off was the David Ross who had removed to Charlottetown from Vernon River. The other David Ross is dead. The David Ross Judge Alley struck off was, he believed, the one he applied to have struck off. Charles McMullan was the returning officer at Vernon River on election day. He remembered David Ross coming in to vote. The agents disputed as to whether he was the right David Ross. Ross said he was the man whose name was on the list. Sullivan asked witness to hold the ballot, and he held it until he thought that the vote should be received. Then he gave him the ballot. Witness was not asked to swear Ross before he gave him the ballot; but when Ross came in Sullivan said, "Hold on; we'll swear this man." When he was giving him the ballot however, Sullivan did not ask him to swear Ross. He believed Ross was entitled to vote when he gave him the ballot. There was something said about a fine of \$200 upon the returning officer for swearing a man. The agents for Davies and Welsh said there was only one David Ross on the list, that the man who wanted to vote

was the one whose name was on the list and he should be allowed to vote.

Owen Sullivan (re-called)—Ross voted against his (the witnesses) will, and after he had exhausted himself arguing. David Ross said he formerly lived about a mile and a half from Vernon River. He was three and a half years in Charlottetown. His name was on the list at Vernon River. He voted there at the election of 1887. No objection was made then. His name was on the list, and he never received any notice of its removal even being attempted. He went down to vote at the last election, of his own mere motion. He was not canvassed. Had he had any doubt about the name on the list being his he would not have gone down. He consulted no one on the subject. He never spoke to Hayden Vandierstine or Lemuel Hayden about voting. There was a dispute in the booth over the name on the list. Witness said in the booth that his name was on the list and he would swear to it. Witness always voted Liberal. To Mr. Morson—Witness post office address when he lived at Vernon River was David Ross, Lot 50. It was never Kinross. There were only two David Rosses at Lot 50, witness and old David Ross. There were only two David Rosses on the list in 1887 when witness voted. When witness looked over the list before he went down to vote last time there was only one David Ross there. That was witness' name. When witness went to vote he was prepared to swear that his name was on the list. He drove down to vote with Robert Vandierstine, of this city, a cousin of Hayden Vandierstine. Witness thought he was quite qualified to vote if his name was on the list, and with this understanding he voted there five years after he left the place. Witness knew nothing whatever about the revision in 1889. He did not get his name put on in town because it was on the list at Vernon River. He said he thought he first saw the voters' list in the City building, but subsequently said it was in the Liberal Committee room. He went there himself. Could not tell who went over the list with him.

Court adjourned.

SATURDAY, JAN. 2. When the court met this forenoon, Mr. Morson said that owing to the way in which the judges were ruling in the matter of establishing agency and the consequent difficulty of proving agency, he would not offer any more evidence and withdrew the petition.

Mr. Davies said he would not ask for costs. The Court then dismissed the petition without costs.

Christmas Cheer at Milton.

The good people of the Church of England congregation of Milton and Rustico, having planned a pleasant surprise for their pastor and his good lady, visited the rectory on Wednesday evening, Dec. 23rd, presenting him with the following address:—

REV. AND DEAR SIR,—

It affords us much pleasure to present to you on behalf of Milton and Rustico this coat, cap and gloves; and doubly so, when we can say that the head of every family in the parish not only cheerfully subscribed, but many of them would gladly have given more if the collectors required it. We hope you may derive much comfort from them, and that you may be long spared to work in the Master's vineyard. Please present this purse to Mrs. Reagh, as a small token of the esteem in which she is held by the parish. Wishing you, Mrs. Reagh and family every good wish for the coming season.

A. W. HOLROYD, CHARLES COLKS, Wardens.

On behalf of the congregation. On the 10th inst., a sacred concert was held in St. Mark's Church, Rustico, which was a great success. The members of St. Mark's were greatly aided by the Hunter River choir, trained, we believe, by Miss Beattie Stephenson, whose singing and accompaniments were greatly admired, as were those of Dr. Gallant and Miss Gallant, who kindly assisted. There were also some splendid readings, and we remarked especially those of Messrs. Hedley and John Buntain and Miss Annie Craswell, but all were excellent.

The singing of two children from Hunter River was most exquisite. A collection taken up for the purpose of raising money to purchase lamps, &c. realized the handsome sum of \$15 00. L. B. Miller, Esq., of the Business College, has presented the church with two splendid lamps. There was a basket social in connection with the Milton Church congregation on the 16th inst., which was financially a great success—over \$60 being realized. The hall at North Milton has been newly plastered and furnished with chairs, and the social was paid for these. Altogether, church matters are in a flourishing state in this fine parish.

The Guardian lies under a misapprehension in respect to a paragraph which appeared in THE EXAMINER, authorized by the Finance Committee of the City Council. The paragraph was inserted in simple justice to the Finance Committee, who had a right to be heard upon the point. THE EXAMINER was careful to indicate that it was not to be held responsible for the statements contained therein. In point of fact, THE EXAMINER knew nothing about the matter. It was at best a mere point of detail, to which Councilor Beer had a perfect right to call the attention of the City Council, but which was hardly worthy the attention of a public newspaper dealing with important questions. It may, however, be remarked that we should not be too hasty to impute improper motives to anyone. The Finance Committee may have had good and sufficient reasons for withholding the accounts referred to. They may have had doubts concerning these particular accounts. We note that, after all, His Worship the Mayor has refused to sign the cheque for one of them until after its payment has been authorized by the City Council. If it be admitted that the Mayor has good reason for this action, surely it may be admitted that the Finance Committee may have had good reason for their action in respect to the whole batch of accounts in which this was included.

Personal

Lieut. Governor Schultz is almost convalescent.

Gen. Booth is having success in Madras, India.

Right Hon. Sir Wm Arthur White, British Ambassador to Turkey, is dead.

Beer & Goff roast and grind all their coffee on the premises so that you can always depend on getting it fresh and pure from them.

Shiloh's Cough and Consumption Cure is sold by us on a guarantee.—Reddin Bros. no. 21



SUFFERERS FROM THE GRIPPE WILL GAIN Strength, Nourishment, Stimulus BY TAKING JOHNSTON'S FLUID BEEF, THE GREAT STRENGTH-GIVER. An Easily Digested Food! A Powerful Invigorator!

INSURANCE.

BRITISH AMERICA FIRE INSURANCE CO., OF TORONTO. GROSS SURPLUS, \$1,500,000. COMMERCIAL UNION FIRE INSURANCE CO. (LTD.) OF LONDON. CAPITAL, \$12,500,000. LANCAIRE FIRE INSURANCE COMPANY OF MANCHESTER. CAPITAL, \$15,000,000. QUEBEC FIRE INSURANCE COMPANY OF QUEBEC. CAPITAL, \$25,000,000. SCOTT'S UNION NATIONAL FIRE INS. CO. OF EDINBURGH. CAPITAL, \$33,000,000. SUN LIFE AND ACCIDENT ASSURANCE CO. OF CANADA. CAPITAL, \$1,000,000. All classes of insurable risks taken at lowest rates. Prompt settlement of all claims. URQUHART & BROW, General Insurance Agents. OFFICE—Brown's Block, Charlottetown. dec29

COFFEE FOR NEW YEAR'S!

IT IS A WELL KNOWN FACT that Coffee, to be good, must not be Roasted or Ground any length of time, as it loses its Strength and Flavor very quickly.

BEER & GOFF have a Coffee Roaster fitted up in their Warehouse, where they roast and grind all their own Coffee as they require it, so that in buying from them you can always depend on getting it fresh and good.

CONDENSED COFFEE, in Tins, and ESSENCE COFFEE, in Bottles, always kept in stock at

BEER & GOFF'S. Charlottetown, December 29, 1891—eol & wky

Card of Thanks!

TO THE PUBLIC.—We desire to take this opportunity of thanking our many friends and patrons throughout the Island, but especially in the City of Charlottetown, for the very liberal and handsome way in which they have patronized us during the past year, and particularly for the confidence reposed in us by making such large purchases during the Christmas Season. In the past we have spared no pains, so that we might always have the newest and best in every line of goods we handle, and our prices have been made as low as possible within business principles. We trust, then, that everyone who has made a purchase at our Store has found—what we tried our best to give—a satisfaction in every article purchased; and believing that we have succeeded in this, we would ask for the future a continuance of that patronage, which we will try to command by keeping at our Store the very best line of goods at the lowest possible rates. Again thanking you, we are, yours respectfully,

BAZAAR CO., A. FULTON, Manager. dec28

BEST ESTABLISHMENT! BEST FURNITURE! BEST VALUE!

I will offer for sale during the Xmas Holidays THE FINEST STOCK OF FURNITURE ON P. E. ISLAND, embracing STAPLE AND FANCY FURNITURE, suitable for Xmas Presents, all at great Discounts. Call and examine. JOHN NEWSON. Charlottetown, Dec. 18, 1891.

Furs! Furs!

FUR COATS, in Bocharan, Raccoon and Bugarian Lamb FUR CAP, in Otter, Beaver, Persian Lamb, Otter and Seal, Baltic Seal, Astrachan and other leading kinds COLLARS AND CUFFS, in Otter, Beaver, Persian Lamb, Russia Lamb, Astrachan and Nutria. Fur Gloves and Mitts. Any kind not enumerated in the above will be ordered for you at short notice. Don't buy any Furs till you see our stock. No house in the trade will give you better value. D. A. BRUCE, -- MERCHANT TAILOR. Charlottetown, Dec. 11, 1891—eod & wky

R. S. Williams & Son's PIANOS!

Elegant in Design, Durable in Construction, Rich in Tone. Acknowledged by the Best Authority to be the One Great Piano of Canada. NEARLY FIFTEEN THOUSAND IN USE, and good accounts given of them. Catalogues mailed free on application. WILLIS PIANO AND ORGAN CO., CHARLOTTETOWN, P. E. I. dec'1

1892.

FOR THE LAST MONTH we have been advertising Fancy Holiday Goods, and that truthful advertising pays has been made apparent by our largely increased sales for the month of December. We are now going to say a few words about

Our Printing and Bookbinding Departments.

Close attention, good workmanship and low prices have, as we expected, wonderfully developed this branch of our business. We now beg to say that we have secured the services of MR. WM GILLESPIE (late of Taylor & Gillespie), whose name is guarantee enough to the claim of the first Bookbinder in the Province.

We are now in a better position than ever to turn out first-class work at shortest notice, and at prices that cannot be beaten.

HASZAED & MOORE, Ch'town, Dec. 28, 1891. BROWN'S BLOCK.

JUST NOW!

A Good Time to Buy Good Furniture.

OURS ALWAYS!

The Right Place to Buy At.

We want to run our Factory and full staff of fifty workmen full time this winter. As we cannot ship abroad any more of our goods before May next, we shall have to place a double quantity among our friends on the Island. To do this, LOW PRICES must prevail. REMEMBER THIS! If you want Furniture we will do our best to meet you in Price.

MARK WRIGHT & CO., Ltd. Charlottetown, Dec. 2, 1891—2aw & wky

MALTO PEPTONIZED PORTER

For Invalids, Consumptives and Dyspeptics.

Over 200 Medical Men and the Medical Press Generally Endorse It.

D. C. Allan, M. D., Jefferson Medical College, Philadelphia, Pa., writes of Malto Peptonized Porter: "It is a most valuable preparation in cases where the stomach is irritable and could not retain any food." G. H. Raymond, M. D., L. R. C. P., London, England, says of Malto Peptonized Porter: "I find it an excellent tonic for persons suffering from Dyspepsia or sluggish Liver, and I consider it an invaluable preparation for women suffering from Erythema, as it must be a flesh-producing agent of high order." A supply of M. P. P. has been stored with GEORGE E. HUGHES, Charlottetown, which will be delivered during the winter months to Island patrons, by order from The Malto Peptonized Porter Co. (Ltd.), TRURO, NOVA SCOTIA. dec24—dy & wky

The Times' Opinion.

The Patriot a few weeks ago contained telegrams setting forth that the London Times and other English journals had condemned the action of Lieutenant-Governor Angers in dismissing the corrupt Grit minister of Mr. Mercier. An article from the Times of Dec. 19th is to hand, and from it we quote the declaration that Lieutenant-Governor Angers "has acted well, and in his rights," and that the reasons for his action were neither "flimsy nor unimportant." The Baie des Chaleurs scandal, proved before the judges of the land, was, the Times says, sufficient to shatter public confidence in the Mercier administration. Continuing its comments upon Mercier's methods, the Times says: "But of the coarse, unblushing corruption which has lately been brought to light, it is the duty of every Canadian to do his utmost to rid his country. Everyone who gives a helping hand deserves well. Mr. Angers' zeal for outweighing any mistakes or indiscretions as to time and means. It will be surprising and disappointing if the good sense of Canada be not on the side of Mr. Angers, who has made use of the first really bold attempts to purify political life."

These quotations show how much reliance is to be placed upon the Patriot's telegrams. Further, they show that Lieut. Governor Angers' action, strong and prompt, perhaps hasty, as it was, is justified, not alone by the highest opinion of Canada, but by the highest opinion of Great Britain as well.

Everyone in this community will, we are sure, regret to learn that Mr. F. T. Newbery has been compelled, owing to a heavy drop in the price of oats, of which he was one of our largest shippers, to make an assignment, in trust, for the benefit of all his creditors. Mr. Newbery is one of our most enterprising merchants. We hope that an arrangement will be arrived at under which he may be enabled to continue in business and, if possible, make good his losses.

Robert Strat, of Wheatley River, shipped by the Northumberland on the 30th Dec. ten superior horses. A good judge of horseflesh inspecting the lot at the stables of Henry Hooper considers Mr. Strat a first-class buyer.

Chaff, whooping cough and bronchitis immediately relieved by Shiloh's Cure.—Reddin Bros. no. 21