

ended so disastrously for a brother editor. This is especially true of the leading journals of the older provinces. Even ultra-conservative organs, while endeavoring to vindicate the action of the judges on the Supreme Court bench, deplore the severity of Mr. Ellis' punishment; and so strong has the feeling become that Ottawa journalists are contemplating a direct appeal to the Minister of Justice for commutation of the sentence. It seems to be tacitly admitted on all sides, without any argument, that the proceedings in the now famous "Ellis contempt case," from the commencement to the end, constitute a piece of refined political persecution, animated by the same intolerant spirit that predominated during the middle ages, and only differing in its outward manifestation as the change in civilization, manners and customs demands that it should differ. The enemies of Mr. Ellis, who number not a few, all rabid Tories. have been for a long time past seeking some tangible opportunity to accomplish his ruin. They knew that they could not seize, bind and crucify him before the people, no matter how obnoxious he might be to them or to the political rulers of Canada, whom they serve. The public would hardly tolerate any open and Court ought to be and must be made as ours to get good stock, and active hostilities. But they feared and hated him the less, and when the perpetration of the infamous Queens County Steal betrayed him into an unguarded but very natural criticism of the conduct of one of the principal actors in that discreditable transaction, they saw the opportunity presented to then of doing, covertly, in the Queen's name, and with the sanction of the Supreme Judiciary of the province, all that was necessary to enable them to satisfy their vengeance upon him for all his brave, manly and uncompromising hostility to them in time : past. And having once seen the opportunity; they were not slow in taking advantage of it. The result is that Mr. Ellis now lies in the common jail of the county, condemned by the Supreme Court of New Brunswick to remain there thirty days, and to pay a fine of \$200, besides costs nearly fifteen times as great. And all this has been accomplished without resort to a jury, and in the name of that much vaunted "British Justice" whose chief glory in the past has always been that no man should be condemned to punishment without having been given the opportunity to appeal to a jury of his countrymen! Surely the spirit of the British law has been insulted! Fancy such a course being attempted in England, the legal fountain head of all the world. His Honor Judge Pitt Taylor of England, in the latest edition of his admirable treatise on the Law of Evidence, recognized as the standard authority all over the globe, says :- "Hitherto no "attempt has been made to shake the "nation's faith in trial by jury, as the best "institution ever devised by the art of ing interest of two great powers, amic-"man for protecting innocence when un-"justly charged with the commission of "crime. In criminal cases the party ac-"cused has still, as in the days of King "John, the inalienable right to be tried "per legale judicium parium suorum; and

maladministration of the law which has

make this humiliating admission, and make it in all sincerity and faith. We are not among those who delight in stirring up needless strife. udiciary become in reality what it is in theory presumed to be-perfectly impartial, incorrupt and consequently unassailable. But we assert that their treatment of Mr. Ellis does not tend to establish t eir claim to any such prestige. On the contrary we are opinion that it will tend to materially weaken the public confidence lot number nine west, containing fifty acres, in our judicial system, or at any rate in the personnel of the present bench, and being of that opinion we do not feel it our duty to forbear from criticism. To ask that the press shall remain silent while one of its ablest champions is languishing in jail by command of a body of judges who were in reality his accusers, triers and executioners, is to make an unreasonable demand, and one which no tribunal can enforce. The law, says the Quebec Chronicle, a conservative organ must be changed, and with this sentiment we heartily agree. But it will never be changed unless the press of the province makes Mr. Ellis' cause its own, and takes its stand upon the just demand for an amel ioration of the present law. Contempt of It is to your advantage as well Opp. Officers' Quarters, Queen St

obsolets. Otherwise we will wake up when you go to some fine day to find the judges of the Golden's province exercising their prerogative in the way of condemning some fearless journalist to penal servitude, and confiscating his property to the crown. Let you will get it. the press then, beware. If they do not make common cause against their enemies and oppressors, no one else will do so for them; and they will continue to be, as they have been in the past, amendable to an irresponsible judiciary, ridiculously Chocolates jealous of lts reputation, and needlessly severe upon its critics. PEACE vs WAR. "The International Parliamentary Peace league, now in session at Brussels has asked the British parliament to consider the advisability of passing a bill providing for the establishment of a permanent court of arbitration." The above clipping from one of our exchanges rings in our ears like a nineteenth century reiteration of the angelsong on the morning of Christ's nativity-"Peace on earth, goodwill to all men." It is certainly suggestive of the prevailing spirit of the day. Time was, not so very long ago, when nations rushed to war as readily as to their council-chamber, as the only honourable means of set tling differences; when the invocation of a peace parliament or court of arbitration \$5,000 would be looked upon as cowardly and undignified conduct, and its promoters subjected to scorn. But we rejoice to see a revolution in national and international sentiment. Of late we have seen one vexed question, involving the opposably settled by a court of arbitraton, without the horrors and bloodshed of war and many things point to the drawing near of the time "When peace shall over all the earth Her ancient glories fling

There will for the purpose of satisfying the moneys secured by the said indenture of mortgage, default having been made in the payment thereof, be sold at public auction at We would rejoice to see our supreme the Court House in the city of Fredericton in the County of York, aforesaid, on Saturday the fourth day of November next, the lands aud premises mentioned and described in the said indenture of mortgage as follows; All those two several lots of land situate, lying, and being in Cork Settlement, atoresaid, and formerly owned by John Kingston, late of Cork Settlement, deceased, being the same on which the said John Kingston resided a the time of his death known respectively as and lot number nine east containing fifty acres more or less, having been granted by the Crown to the said John Kin on and by him

> devised to the said George Kingston. Together with all and singular the buildings and improvements thereon, and all the rights, members, privileges, hereditaments and appurtenances to the said lands and premises belonging or in any wise appertaining. Edward Estabrooks, Mortgagee.

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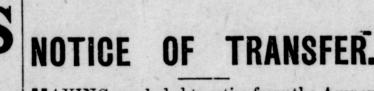
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