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AND TEMPERANCE JOURNAL.

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HERMAN H. PITTS, Publisher and Proprietor

New Brunswick Reporter.

SATURDAY, JUNE 2nd 1888.

The St. John Globe favors the sale of the Intercolonial to private parties, when the Short Line is completed. Very naturally the Northern counties which the road traverses object to such a project.

It is reported that the Maritime Provinces will receive a visit this summer from Hon. Mr. Chapleau, who has been invited here by the Conservative members of Parliament.

An exchange in referring to the difficulties between the landlords and tenants in Ireland says that the Irish landlords are in a worse fix than the tenants.

The General conference of the Methodist church of the United States has decided upon an important change in connection with the limit of pastorates which has been three years.

Mr. Blaine has unconditionally and pre-emptorily refused the nomination by the Republican party to the presidency.

Modus Vivendi.

The United States Congress not having accepted the report of the Fishery conference before fishery season set in, the Dominion Government have passed an order-in-council which brings into operation the modus vivende agreed to by the conference, at Washington, and which, if no other action is taken previously, will terminate in two years.

Minister of Marine and Fisheries.

Mr. C. H. Tupper, son of Sir Charles Tupper has been appointed to the portfolio of Minister of Marine and Fisheries. It was pretty generally conceded that the vacant office would be given to him, and the appointment meets with general favor.

The Short Line.

The St. John Globe is considerably exercised over the probability that the portion of the Short Line between Harvey and Salisbury, will be pushed on this year and completed within the time specified in the contract.

The Globe says 'that no more foolish expenditure of public money could be imagined than is involved in the building of this line.' We can assume our contemporary that this is not the sentiment expressed by the people in this vicinity, in fact it is with the liveliest satisfaction we see the Globe begin deprecating this expenditure, taking from experience that this is fair evidence that it will be pushed through rapidly.

Then too, we can see how Nova Scotia would receive a great gain from the Short Line passing through this city, instead of dropping a large part of the traffic at St. John it will now go through to the eastern port, direct.

An Important Case.

The case tried before Judge King in St. John this week, the Bank of Nova Scotia vs. Harrison, is one in which our business men have been deeply interested and it has been watched closely throughout.

We do not profess to be specially learned in the law, but taken from a business stand-point, it seems strange to us that the third party has any right, or that the law should require him to make inquiries into the circumstance of business transactions under which a note may be given.

If a merchant has goods for sale a purchaser does not make inquiries as to whether they came from the United States, and whether the duties were paid, or is the inquiry made as to whether in some previous transaction there was any fraud perpetrated in the getting of the goods.

the purchase of the note that there has been any fraud in connection with the making of the same, then there would be evidence of collusion, and fraud on the part of the third party, and with all respect to the court, we doubt whether it is incumbent upon a bank manager, or any third party to go outside of his office, or go poking around trying to ferret out people's business matters or private transaction.

British Rule in South Africa.

What is best to do in South Africa is evidently one of the most difficult questions now perplexing British statesmen. Scarcely two prominent statesmen concur on the subject. At the time of the war with the Boers and frequently since, Mr. Gladstone showed conclusively that he was opposed to any extension whatever of either British territory or British influence in South Africa.

And it must be confessed that British statesmen have no lack of good reason on their side for their conduct. Already Britain has all the territory she is likely to need for emigration purposes for thousands of years to come, without any additional territory in South Africa, and it does seem absurd that for mere problematical contingencies of thousands of years hence—and which may never even then arise—Britain should involve herself in endless trouble and expense now, just to perform the friendly act of keeping some other nation out of the turmoil.

It is not to be wondered at that the policy of the Transvaal now is opposed to whatever is considered British. In their eyes Britain is eternally grasping and needlessly officious, and therefore they resent all encroachments or overtures on her part.

A number of anarchists invaded the office of Intransigent, Paris, Wednesday, and threatened Henri Rochefort, its editor, with violence unless he apologized for an offensive article which had appeared in his paper.

Verdict for the Defendant.

THE CELEBRATED CASE OF THE BANK OF NOVA SCOTIA VERSUS HARRISON.

The morning session of the circuit court yesterday, was occupied in the reading of the very voluminous evidence in the case of the Bank of Nova Scotia v. Harrison. The charge to the jury, which is a very exhaustive one as regarded the facts of the case, occupied till 5 p. m., when the jury retired, and after considering the matter for some three hours gave the following answers to the questions submitted to them:

- 1. Did or did not Harrison ask Sterling why he intended to sell out, and did or did not Sterling reply that he could not attend the meetings, and was tired of it? Ans.—Harrison did and Sterling replied as stated.
2. Did or did not Sterling tell Harrison that a dividend of 2 per cent. was then earned and would be declared at the proper time, and that it was then four months—i. e., that four months had elapsed since last dividend was earned? Ans.—We believe he did.
3. Did or did not Sterling tell Harrison that the bank was then in a fine financial position? Ans.—He did.
4. If the above statements or any of them were made were they severally correct in point of fact? Ans.—The matters referred to in second and third questions were not correct in point of fact.
5. If the statements (or any of them) were made, were they severally made with the intention of inducing Harrison to buy? Ans.—They were.
6. Did or did not each of the statements so made (if you find they were made) materially induce Harrison to buy? Ans.—They did.
7. In case you find that Sterling made any of the above statements and that they were incorrect in fact, state whether all or any of which of such statements were untrue to the knowledge of Sterling? Ans.—Statements Nos. 2 and 3.
8.—In case you find that Sterling made any of the above statements and that they were incorrect in fact, state whether he had any reasonable ground to believe all or any, or which of them to be true? Ans.—No reasonable grounds to believe the 2nd and 3rd.
9. Had or had not Harrison any reasonable means of learning of the true condition of the bank? Ans.—He had not.
10. Did or did not Sterling know of facts from which a reasonable man of business would believe the failure of the bank was reasonably to be apprehended as imminent or its stock practically valueless? Ans.—He did.
11. Did or did not the Bank of Nova Scotia take the note under circumstances which ought to have excited the suspicions of a reasonable man of business and, did or did not their agent wilfully or fraudulently abstain from inquiry from a belief or suspicion that inquiry would disclose a defect in the note which would invalidate it? He did wilfully.
His honor then directed the jury to find for the defendant, leave being reserved to court above to enter verdict for plaintiff if findings not in accord with evidence both on the defendants case and the evidence in rebuttal.
Hon. Dr. Pugsley appeared for Mr. Harrison, Hon. A. G. Blair and C. A. Stockton for the plaintiff.—Friday's Sun.
Harper for June.
The initial article in HARPER'S for June is Mr R R Bowker's second paper on London as a Literary Centre, with the novelists as his especial subjects. They are all marshalled in line for the gentle reader's benefit, from Wilkie Collins to F. Anstey. Eighteen excellent portraits are given. The opinions of these novelists as to how deeply an author must feel what he writes are most opposite at this time. A portrait of Mrs. Craik serves as a frontispiece for this Number.
Sketches of Capri, by Miss Mary E Vandynne, gives many charming glimpses of life and scenery in that beautiful island, where one obtains a typical view of Vesuvius and Naples, and where the wonderful Blue Grotto is to be seen. The article is finely illustrated, and its style is agreeable.
In The Central State, Robert Hay, U S G S, gives a full description, including valuable statistics, of Kansas. A more fertile spot could hardly be found in the Union. Moreover, the civilization, which is of a good kind, is well advanced. To the higher class of settlers looking for new homes this paper will be of great value. It is fully illustrated, and the map of the State is particularly good.
—Twenty-nine social democrats of Berlin, have been sentenced to imprisonment for terms varying from two to six months, for circulating seditious prints.

April 30, '88

John J. Weddall.

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