

attorney. In other words he would refuse to adjourn unless I could get the consent of Mr. Menzies or Mr. Murray. My requests for adjournments were reasonable in these cases and founded on good grounds.

Mr. Menzies gave evidence here of acts of partiality and unfairness on the part of Mr. McColley. In view of some suggestions thrown out by Mr. Murray, I want to say that you have been Mr. Menzies' attitude in regard to the temperance cause?

Mr. Murray objects to the question.

Witness—He is a strong temperance man; belongs to at least one temperance society; has never defended any Soot Act cases.

Re-examined by Mr. Murray.

At the time you took the Malive return did not know that the insertion of the words about the fine being paid would make any difference.

Yes. Did you approach him in a gentlemanly way on that occasion?

I consider I did. I may have been a little warm about it.

After you explained the matter he agreed to change it, did he not?

Yes, certainly.

What was your view of the matter?

I would rather you would not ask the question. My view was that if he had inserted the words and costs paid it must have been done for some purpose. If he had done so at the suggestion of the counsel for the prosecution (Mr. McColley) statement might be correct that he did not know the effect of it.

Do you think I am in the habit of being guilty of such petty tricks?

I don't think you are. The statement on the record was not correct. I do say I, knowing it was untrue, he put it on the record. I think Mr. McColley has been honest. If he did that willfully he is not an honest man.

In the cases of which you speak, wherein you applied to Mr. McColley for adjournment and he referred you to Mr. Menzies or myself, were not applications made in open court, and if not where, and was it in the presence of Mr. Menzies or myself?

In some cases I made the applications to Mr. McColley in his office and not in the presence of Mr. Menzies or myself; in other cases I made application in open court in the presence of Mr. Menzies and you. In some cases he made adjournments on my applications without my obtaining consent of Mr. Menzies and you. I think a magistrate should fairly say that he would grant an adjournment if witnesses could be prevented from attending—in other words if satisfactory reason were shown for such adjournment.

On what grounds did you generally ask for adjournment?

Absence of witnesses; and in one case my client was not in good health and I had great difficulty in obtaining adjournment, and frequently I made application on account of being called away on public business.

Are you not a way a good portion of your time from Chatham?

Yes. I think there was difficulty in my getting adjournment in a case against Tingley.

Dr. Pugsley—Have you ever observed that Mr. Murray had difficulty in getting adjournment?

Not very much.

Dr. Pugsley asks that the record in the Tingley case be examined as he was informed that the magistrate insisted on going on with the case. Mr. Tweedie being absent, and other counsel had to be retained. Mr. Tingley appeared in the morning and asked adjournment and it was refused, and he had to retain other counsel, as I was informed.

Did you not, after for adjournment on the 8th day of June, which application was opposed by me, and Mr. McColley did adjourn till 14th June?

No, my application was to have the case opened up. He refused to open up the case until he got the opinion of the Clerk of the Peace. He did adjourn to get that opinion.

Did Mr. McColley not adjourn that case two or three times to accommodate you?

Yes.

Have you ever offered any affidavits in order to get adjournment?

I think not. I have offered to do so if he required them.

Do you think your requests were reasonable in certain cases, in which working men were in attendance as witnesses?

I think my applications were reasonable even in such cases.

Do you think it reasonable that the magistrate should grant an adjournment on your application in cases in which a number of witnesses were summoned from a distance and to whom such adjournment would be highly inconvenient?

Dr. Pugsley objects that a state of facts is expressed which is not shown to exist. I do not remember ever having made an application in any such case. I would only expect an adjournment on payment of witness fees.

Do you think the convenience of witnesses should not be considered by the magistrate when he is asked for an adjournment?

A magistrate must be governed in deciding on an application as to whether the application is reasonable or not, and if he considers it in the interests of justice, the convenience of witnesses should give way.

Mr. Murray claims his question has not been answered.

Witness—The convenience of witnesses should be considered if it did not conflict with the interests of justice.

Do you consider Mr. McColley did not decide these applications in the interests of justice?

I will not say that Mr. McColley in deciding applications did not consider the interests of justice for adjournments.

In the Barry arson case; how many adjournments did you apply for in that case?

I did get a great many adjournments as the principal witness was keeping out of the way.

Whereas adjournments were granted against by the counsel for the defence?

No, he recoiled.

Re-examined by Dr. Pugsley.

Keeping in mind what you have said as to the principles which should govern a magistrate in reference to granting adjournments when the interests of parties seemed to require that adjournments should be made, do you still say that in a number of cases under the Canada Temperance Act Mr. McColley unreasonably refused to grant adjournments at your request?

Objected to by Mr. Murray. Allowed.

In some cases I think he has unreasonably refused.

ASA WHITEHEAD SWORN:

I reside in Chatham. I am a machinist and engineer. I was subpoenaed in a Soot Act case against Mrs. Howard, who resided in Chatham. It was between three and four years ago. I was served with a subpoena by Policeman Kelly. I did not attend.

What happened after?

Kelly the Policeman arrested me the next night, and after the arrest gave me twenty five cents. He took me to Mr. McColley's office and afterwards to Mr. Murray's office, and Mr. McColley was there with Mr. Murray. Kelly said to Mr.

McColley: "Here's your man; what will I do with him?" Mr. McColley said, "I think you had better look him up." I objected to that, saying that I thought I could get bail in the town of Chatham. He asked me who would go my bail. I asked Mr. Murray and he said he could not. I said, "I can go my own bail." He told me all right; I will promise to appear the next day at 10 o'clock at the police office and would let me go. I appeared next day at 10 o'clock. I gave my evidence the next day against Mrs. Howard, and after I got through giving evidence he read a lot of law to me. It seemed to be all one-sided. Then he fined me \$2.40 for contempt of court, for not appearing as a witness. I don't swear to the cents. It was over \$2. I didn't have the money on me just then, and he let it stand over for two or three days. I then paid to Mr. McColley. I told Mr. McColley before he fined me that I had received no fees when I was served with a subpoena. He asked me if I had anything to say why I didn't attend. I said I did not think the paper was legally served. He said it wasn't lawful to pay a witness. I told him I got no fees. I have resided in Chatham about 28 years. I am a married man, and have got a family. I have known the police magistrate since I was a boy. I owned a house in the town at the time I was served. I never gave evidence in any other case against Mrs. Howard.

Cross-examined by Mr. Murray.

Do you know the law did require witness fees to be paid at that time?

I didn't know anything about it.

Did you know at that time that no provision was made in the law for payment of witness fees in such cases?

No. Why did they pay others?

Before you were arrested, after you were served with a subpoena, didn't you go to Mr. McColley's shop?

No. I met him on the street.

What took place between you and Mr. McColley?

I told him I would not appear, that I got no fees. I think he would make me. I told him my evidence would not help him in the case against Mrs. Howard.

Re-examined by Dr. Pugsley.

I gave my reason when I met him on the street—that I wouldn't appear because I had not received the fees. I thought I was entitled to my fees. I had attended in other cases and got fees.

Adjourned until 2 p. m.

[Concluded next week.]

Giramichi and the North Shore, etc.

FOUND:—A rubber boot, (hip) found on the Station Road, Chatham, and left at the ADVANCE office, will be given to the owner on application.

LYNN, MASS.—"A Former Resident."

Lynn, Mass., sends us a letter for publication on the subject of street extension. Being unaccompanied with the writer's name it, of course, cannot appear.

THE RIVERBURY CEMETERY.—The burial plots in the Cemetery are now laid off and intending purchasers would do well to apply at once to the secretary, G. B. Fraser, Esq., and make their choice of lots before winter.

PROFITS.—The biggest potato yield we have heard of this season was secured by Mr. Robert McNaughton of Black River, who raised one hundred and five from one tubers of the "Satie" variety.

GRAND CORNWELL.—A grand cornwell party will be held on Tuesday evening next in the Temperance Hall, Chatham, under the auspices of Chatham Lodge, 150, I. O. G. T. Doors open at 4 p. m. Coffee and cake will be served at 9 o'clock. Admission to hall, 10 cents.

BARNABY RIVER, as well as all other correspondents—no matter what the subject may be on which they write—must conform with the well-established rule of sending their real names with their correspondence. Initials placed after a letter will not do, especially from occasional correspondents. We are always sorry to disappoint our friends, but cannot break rules.

WANTED.—A special travelling agent to work counties of Restigouche, Gloucester, Northumberland and Kent, for a leading Canadian Life Insurance Company issuing most popular and attractive policies. Liberal contract given to a competent agent. For further particulars address "Insurance," Chatham.

WATCHES, CLOCKS, ETC.—Attention is directed to the advertisement of Mr. C. Warmunde, who is about to establish himself as a watchmaker in Chatham in the store at Allen's corner, next door to Mr. H. H. Patten's drug store. Mr. Warmunde has the reputation of being a superior workman, and together with Mr. C. Warmunde, senior, who has had an exceptionally good experience in the trade, will, no doubt, build up a good business here.

OBITUARY.—The funeral of Mr. Geo. W. Catter, which took place on Tuesday afternoon was very largely attended. The Officiating, to which Order, as well as to the Masses, deceased belonged, were present in regalia, headed by the Chatham coroner band. The interment was in St. Paul's churchyard. Rev. Dean Forsyth officiating. Mr. Catter was highly esteemed in the community. He was a widower and had no relatives here, but was kindly cared for in his illness by the family of Mr. Flanagan of the Adams House, as well as by other friends.

RELIES COLLECTIONS.—The ADVANCE has, this week, received a memo, of articles collected for the Chatham fire sufferers, as follows:

Wm. Delaney, Chatham, 5 bbls. Potatoes, 8 bbls. turnips.

James and Mrs. Harper, Railway line, 12 bbls. potatoes, 1 bbl. cabbage.

John Galloway, Napan, 4 bbls. potatoes. Collected by John McKay and David McLean, Napan, 19 bbls. potatoes and turnips. Collected by John H. McNaughton, Lower Black River, 19 bbls. potatoes and turnips. Collected by Wm. V. Ulloak, Upper Black River, 19 bbls. potatoes and turnips.

AN ATTRACTION to buyers of family groceries, provisions, dry goods and general household supplies is offered by Mr. Roger Flanagan at his well known store on St. John Street, Chatham, in the form of silver knives and forks, silver spoons, silver cruet stands and boxes of tea. He issues tickets which are presented by customers every time they make purchases. It is no matter how small the amount, it is punched off and the purchaser receives either \$15 or \$30, as the case may be, one of the articles specified viz.—a cruet stand, or a dozen of silver knives or forks for a \$30 ticket; or a 5 lb. box of tea, or 1 doz. silver spoons for a \$15 ticket is given free.

Is He AN IMPORTER?—A young man about 25 years of age has been soliciting subscriptions for the Chatham fire sufferers, Friday he called at several German street residences and got considerable money. To-day he was seen in the vicinity of City Road. The local relief committee have not sent out any collector, nor have they authorized anyone to act for them in this capacity. It may be that the young man, whose name is unknown, will hand in the result of his collections, but those willing to subscribe would do better to send their money to the Mayor's office, or to one of the stores where subscription lists have been placed. (St. John Globe.)

It is quite probable that the person referred to in the Relief fund should do so through some properly accredited person or organization. No person, so far as we know,

is authorized to make collections as described in the foregoing paragraph.

How He MISSED HIM.—Apropos of railway racing, a French paper tells the following story of mercurial exaggeration: An Englishman and a Marcelline were disputing which was the faster train, the express to Edinburgh, or the "rapide" to Marcelline. The Southern finally clinched the matter with the following anecdote: "Look here," he said, "the 'rapide' is the fastest train in the world, and here's the proof of it: The other day I was getting on board at Paris, when the stationmaster said something that annoyed me. My blood was up, I aimed a blow at him, when the train suddenly started, and it was the stationmaster at Arignon who had his ears boxed.—London Globe.

Gloucester Election

The assembly election in Gloucester on Monday resulted in the return of the old members, who headed the poll, and Mr. Poulin. The vote was as follows:—

Veniot 2077
Sivieright 1795
Poulin 1787
Poirier 1640
Stewart 1421

Aharan-Rogers

A large number of guests assembled at the residence of Mr. and Mrs. E. L. Hopland and Haynes streets, Tuesday evening to witness the marriage of their sister, Miss Carrie Arena Rogers, to Mr. Samuel Adams Aharan. The rooms were handsomely decorated with evergreens, ivy and roses, and lighted with numerous Chinese lanterns, and the ceremony was performed under a beautiful silk canopy hung on the bay window. The bride was dressed in white silk and looked even more beautiful than usual. She was attended by Miss Mary Ann, Miss George Galloway, who were dressed in cream silk and carried large bunches of bridal roses. Mr. Aharan is a popular salesman for J. A. Baillargeon & Co., where he has been for a number of years. Rev. W. A. Major performed the ceremony and after a bounteous repast the happy couple left for Victoria on the steamer Rosalie amid the congratulations and good wishes of their friends. Mr. and Mrs. Aharan will be at home Tuesdays after October 10th.—Seattle Post Intelligencer, Sept. 29.

Aharan is a Chatham boy, and was formerly in the employ of Mr. W. S. Loggie of Chatham. He went some years ago and has had excellent success in business.

Ayer's Hair Vigor invigorates the scalp; cures dandruff and itching. An elegant dressing.

Sudden Death of Mr. John Galloway.

The community was shocked on Tuesday by news of the sudden death at his home in Napan of Mr. John Galloway, one of the most prominent farmers of the county. It appears that he was doing some work in connection with a cellar under his barn, in which he intended to store turnips and other roots for feeding his stock during the coming winter. His son Milton, who was assisting him, had gone to the Sweeney Mill for a load of sawdust with which to back the walls of the cellar. Returning, observed his father lying at the bottom of the cellar. He notified his mother, who on hastening to the spot found her husband dead. Dr. J. S. Benson was summoned, but his services were of course, unavailing.

Mr. Galloway has been, for a year or two complaining of something wrong about his head and, at times, suffered from dizziness. It is conjectured that in passing along some of the timber over the cellar, or working on the level of the main floor he was suddenly overcome by a fit, and was so afflicted with rheumatism. He purchased and used six bottles of your medicine, and an now perfectly well. I have no rheumatism left."

The above is just an ordinary sample of the proof that cured people furnish every week.

Let us utter a few words of warning to all who feel the pangs of a disease that makes life a misery and burden.

The most dangerous season of the year is now with us; there is no necessity to deny weather with heavy and impure atmosphere, aggravate every condition of rheumatism, and bring many a sufferer to the grave.

Take courage all victims of rheumatism. If you have failed with doctors and the ordinary medicines of the day, remember, you have not yet given Paine's Celery Compound a trial. This marvelous medicine has made new men and women of thousands who were pronounced incurable by physicians. It can and will do the same good work for you, if you fairly and honestly use it for a time. Mr. McWilliams' case was one that baffled all other medicines but Paine's Celery Compound, which proved victorious at every point, giving him a new and better life. Go then and follow his example.

The October Number of the Delineator

IS CALLED THE AUTUMN NUMBER and contains a choice and varied selection of timely articles. It gives an authoritative exposition of Autumn Styles, illustrating a variety of the latest fashions in dress and garments. Especially complete and valuable is its discussion on Mourning. Mrs. Roger A. Fryer's paper on Etiquette of Grief's should study. It is a sad and will do the same good work for you, if you fairly and honestly use it for a time. Mr. McWilliams' case was one that baffled all other medicines but Paine's Celery Compound, which proved victorious at every point, giving him a new and better life. Go then and follow his example.

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where the bowl and the upper slab join, it is invaluable.

Used with care, it will stop leaks in iron pipes, provided the water can be shut off long enough to allow it to set. Around the empty pipe wrap a single thickness or two of cheese cloth just wide enough to cover the break, then apply the compound, pressing it in place and making an oval of it somewhat after the fashion of lead pipe joining, only larger.

The strength of this paste, when once it is thoroughly hardened, is almost beyond belief. The bit of cheese cloth prevents any ejection of the pipe by the paste working through the cracks.

An iron pipe that supplies the household with water had a piece broken out by freezing. The piece was put in place, bound by a strip of muslin, then thoroughly packed with paper pulp and Portland cement, and was to all appearances as good as new.

Paper pulp and fine sawdust boiled together for hours, and mixed with glue dissolved in linseed oil, make a perfect filling for cracks in floors. It may be put on and left until partly dry, then covered with paraffine and smoothed with a hot iron.—Rural Mechanic.

Not fictitious certificates, but solid facts, testify the marvelous cures by Ayer's Sarsaparilla.

Y. M. C. A. Notes.

Come to the meeting for men in the Association rooms on Sunday afternoon at 4 o'clock. Rev. Geo. Stiel will give an address on "Companionship," Gen. V21-24; 1 Sam. XXII-17; Ps. I. Every young man in town should be present.

Boys' meeting Friday evening at 7 o'clock. The topic is "The pathway of Life," Matt. 7:12-14. This talk will be illustrated. Every boy in town is invited to come.

Boys' bible class Sunday morning at 10 o'clock. The lesson is "III The period of widening influence—Christ's conversation with the despised and outcast." The class is open to any boy wishing to attend.

MARRIED.

At St. Andrew's Church Chatham N. B. on Wednesday 16th Oct., by Rev Joseph M. A. A. R. Galloway, Esq., the marriage of Mr. William Wilson, of all of Napan.

At the residence of the bride's father, on the 22nd day of October, by the Rev. W. A. Major, the marriage of Mr. William Wilson, of all of Napan.

DIED.

At Newcastle on Friday the 4th day of October at 2 o'clock A. M. of Malignant Disease of the Stomach, W. W. McNeill, Trackmaster I. O. R. aged 69.

N. S. and Winnipeg papers please copy.

At Lower Newcastle on Tuesday morning 22nd instant, Miss Minnie McNeill, daughter of Patrick McNeill aged 22 years.

Funeral to take place on Tuesday, Oct. 22nd, at Mr. John Galloway's, at 3 o'clock p. m.

Shipping News.

PORT OF CHATHAM.

Entered from Sea.

Oct. 18-Bk. Duff, 485, Malton, Durdreht J. B. Snowball, bel.

Entered Coastwise.

Oct. 17-Sch. Mary Jane, 13, Savoy, Tracadie, A. & R. Loggie, master.

Oct. 17-Sch. Viola, 124, Forsyth, Sydney, M. S. F. Co. gen cargo.

Oct. 17-Sch. Jenny May, 19, McGrath, Tignish, Master, gen cargo.

Oct. 17-Sch. Ann B. 40, Scotia, Tracadie, J. B. Snowball, bel.

Oct. 17-Sch. Lorne, 15, Munro, Saps, W. S. Loggie, gen cargo.

Oct. 17-Sch. Marie Louise, 13, LeBreton, Tracadie, A. & R. Loggie, master.

Oct. 17-Sch. Lorne, 15, Munro, Saps, W. S. Loggie, gen cargo.

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Episcopal and Methodist) who had signified their intention to be present at the ceremonies were to bring together an extraordinarily large crowd of people.

Just before the services began these three ministers walked in and found there was not a seat to be had. Father McDermott, dismounted then standing at the back and calling his sexton, a little Killarney man, who rejoices in the name of McGinty, he whispered to him, "Get three chairs for the Protestants."

"Do you mean it?" asked Father McDermott, "and be quick about it. 'All right,' answered McGinty, 'I'll do it if you say so, but the Lord save my soul!' and jumping up on the altar he called out at the top of his voice: "Ladies and gentlemen, Father McDermott wants you to give three chairs to the Protestants. Hip, hip, hooray!!!"

What's Limping Yet?

Why should you go limping round when Putnam's Painless Corn Extract will remove your corns in a few days? It will give almost instant relief and a guaranteed cure in the end. Be sure you get the Putnam's Painless Corn Extract, made by Putnam & Co., Kingston, for the corns are being offered, and it is always better to get the best. Safe, sure, painless. Who will it be?

W. T. Harris Still to the Front.

He again offers the piano or \$150 in cash, on the 10th of next March; terms same as before. Buy your goods at his stores—one at 100, King, for pianos, and one at 100, come all, come every time. You always get the worth of your money, and you will get the piano or \$150 free. Who will it be?

There is no excuse for a man to appear in society with a grizzly beard since the introduction of Buckingham's Dye, which colors natural brown or black.

MARRIED.

At St. Andrew's Church Chatham N. B. on Wednesday 16th Oct., by Rev Joseph M. A. A. R. Galloway, Esq., the marriage of Mr. William Wilson, of all of Napan.