

THE DAILY EXAMINER

Is Published every Evening.

OFFICE:

INGS' BUILDING, CORNER OF WATER AND GREAT GEORGE STREETS, Charlottetown, P. E. I.

RATES OF SUBSCRIPTION:

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| Six Months, | \$2 50 |
| Three Months, | 1 25 |
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| One Week, | 0 12 |

Advertising at most moderate rates. Contracts may be made for monthly, quarterly, or half-yearly advertisements, on application.

W. L. COTTON, J. W. MITCHELL, Manager. Office Sup't.

The Weekly Examiner

Is Published every Friday.

OFFICE:

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Subscription price, postage prepaid, \$1.00 per year, in advance.

Rates of advertising in the Weekly Examiner, will be as follows:

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Contracts may be made for quarterly, half-yearly, and yearly advertisements on application at the office.

W. L. COTTON, J. W. MITCHELL, Manager. Office Sup't.

THE DAILY EXAMINER.

DECEMBER 13, 1877.

Market Trains—A Suggestion.

RAILWAY ARRANGEMENTS for the winter will, we assume, be concluded in the course of a few days. When they are published, we hope to see that Mr. McKechnie has made provision for the running of "Market Trains."

In Charlottetown, the prices of provisions produced by the country are very high, while the prices of goods required by the country are unprecedentedly low. If, therefore, regular facilities be provided by the railway, country people will come in large numbers to "sell in the dear market" and "buy in the cheap market."

We suggest that the Railway Superintendent put on special trains at excursion fares every Tuesday and Friday, to run to and from Mount Stewart and to and from Hunter's River. If these trains be run regularly, we guarantee a large return to the Railway.

The best time to commence the running of these "Market Trains" would be next Monday. If the necessary arrangements could be made and well advertised so soon they would undoubtedly be taken advantage of by those in the country who want to sell and buy—and who does not!—Christmas luxuries. At any rate, we think special trains should be run as proposed before and during the coming Holidays.

"Human Devices."

The Government organs are still jubilant over what they choose to call their "victory in Quebec East." Our Grit friends are certainly thankful for small favors. They have been so used to defeats lately, that they were overjoyed to find they could elect a minister in any constituency. Laurier was defeated in his own constituency. The Government at once selected Quebec East as the most likely to be accessible to what Mr. Laurier felicitously calls "human devices." George Brown would call it a "Big Push." But Mr. Laurier is a polished gentleman; and he thinks "human devices" a better term. We agree with Mr. Laurier. The pardon of O'Donoghue on the eve of the election, in opposition to the vote of the House of Commons last session, is well expressed by the word, "human device." The spending of \$45,000 among the poor electors of Quebec during an election contest, is another act that is better expressed by "human device" than by "Big Push." Mr. Ross, one of the Nova Scotia Elevators, would have called it "relieving poor voters;" but "human device" covers everything in the shape of bribery. Even the Premier's offer to allow French liquors into Quebec, free of duty, is a "human device," well calculated to tickle the palate of the Quebec gentry. The Ontario Grits called such tactics "Elevating the Standard." But Laurier, in his advanced Liberalism, has found a more suitable and expressive phrase. Henceforth, "human devices" will be the regulating word.

Perhaps, after all, the joy in the Grit camp is over the fact that the champion Grit has found a word so expressive of the illegitimate means used to gain his election in Quebec East.

An old beggar named Daniel McDonald was arrested by the police yesterday on Dorchester street, for being drunk and incapable. When taken to the Station his clothes were searched and found to contain a quantity of silver pieces, amounting to one hundred and forty dollars and eighty-seven cents, all of which he confessed of begging throughout the country. As a beggar he is a success. He was fined \$2 or 8 days.

CHOICE Siquena Figs (in layers), Green Grapes, Sweet Oranges, Lemons, Raisins, Apples, wholesale and retail at W. F. CARTER'S.

Large Political Meeting at Kensington.

500 ELECTORS PRESENT—GOVERNMENT CONDEMNED BY A SWEEPING MAJORITY.

A political meeting was called at Kensington, Lot 19, by the representatives of the district, on Tuesday, 11th, at which about 500 people—voters in the district—were present. The meeting was addressed by Messrs. Strong, Laird, Lea, Calhoun, Holland and George Sinclair, of Malpeque. Mr. Sinclair got a good hearing and spoke at length. He condemned the acts of the present Government, both in the Assessment and School Acts, and showed that taxation was unnecessary for years to come, with ordinary prudence. He believed the people were justified in compelling our Legislators to repeal the present Assessment Act.

Great excitement prevailed. Government members with difficulty could be heard.

A resolution condemning the Government and calling on them to resign, was passed almost unanimously, and yet the Editor of the Patriot was there!

Souris' Hospital.

A SOURIS' correspondent asks what use the Souris Marine Hospital is intended to serve? He states that it has been in existence for several years, and has never yet harbored a patient. Yet, he avers, Souris has not been without sick mariners, but these have received medical aid without being sent to the Hospital. Now, he asks of us, what medical man received pay for such attendance, and why are such patients not sent to the Hospital and treated there? We are unable to answer our correspondent's queries. His best plan is to instruct Dr. McIntyre to ask for papers, expenses, etc., connected with the Hospital; also for a list of the sick mariners treated outside the Hospital, by whom treated, and at what expense to the Government. Then will our correspondent be at his wits' end.

More Weather.

The phenomenal mildness of the temperature in November, and thus far in December, has called attention to the foretellings of the weather prophets. We hear much of Mr. Vennor, who once made so remarkable a hit in forecasting the weather for an entire season. It has been the prevailing impression that this gentleman based his predictions upon close observation of the climatic conditions of former seasons; adopting, perhaps, the idea of Byron that "the best of the prophets of the future is the Past." Mr. Vennor has been known as the prophet of the Montreal Witness. Not to be behind hand other papers have gone into the weather business. The Gazette of that city has a champion whom it last week introduces thus:

"Mr. Vennor having under date Nov. 16 (Witness, Nov. 20) predicted an abrupt termination of the mild weather on Nov. 25th, Mr. G. S. H. Browne, who pays more attention to these vaticinations than they deserve, wrote to the Gazette (Nov. 21), fixing Nov. 30th as the date of the snow-fall. We append the two forecasts, and the reader will see which was right:

(Mr. Vennor's.) "The present balmy weather will abruptly terminate towards or in proximity to the 25th of the present month, and probably give place to a sharp spell of weather, with sleet and snow. I shall not be surprised should the waters become pretty well ice-locked—as in 1874—in the latter part of November or the early part of December."

(Mr. Browne's.) "My opinion differs from that of Mr. Vennor. I do not think there will be any change to speak of this month, except that it may be slightly colder, but no snow of any consequence before the 30th. Should it not come then, or at least in the early part of Dec., I do not think there will be any sleighing before the end of that month."

There may be others of our dailies who are pining to compete, but who are in the condition of the disconsolate Jim Smiley; they "ain't got no frog." To such we would commend, as a safe name to swear by, that of Herschel, whose weather table contains a stock-in-trade of weather probabilities:

This table is "constructed upon philosophical considerations of the attraction of the sun and moon in their several positions respecting the earth, confirmed by experience of many years' actual observation."

"If," says this table, "it be new or full moon, or the moon enter her first or last quarter at noon, or between 12 noon and 2 o'clock, that month, if winter, may snow and rain be looked for confidently."

"If between 2 and 4 afternoon, then will it be fair and mild weather."

"If between 4 and 5 evening, the weather is likely to be fair."

We have not room at present for the whole table, but it might be worth while to print it hereafter; when, by the aid of an ordinary almanac showing the phases of the moon, any one who chooses may test its accuracy.

Has a judicious use of this table any connection, we wonder, with the successful prognostications of weather thus far made in Canada?—Monetary Times.

Special Notices.

SANTA CLAUS dropped in last night and left me everything required for the Holidays.—W. F. CARTER.

If you want Choice Fruit for Christmas, get a barrel or two of the celebrated Baldwin or Russet apples from A. McNeill, Auctioneer, No 11 Queen Street.—4ins.

MR. W. E. McDONALD, of this office, is at Souris East in the interests of THE EXAMINER.

If you want to have your Cakes look nice at the Bazaar, get them frosted and ornamented at W. F. CARTER'S.

I HAVE the largest variety of Confectionery, Cakes, &c., ever exhibited in Charlottetown.—W. F. CARTER.

Commercial Travellers.

The following is the decision of His Honor the Stipendiary Magistrate, in the matter of the test case relating to the Bye-law which imposes a tax upon Commercial Travellers:

CITY COURT, 12th Dec., 1877.

In this case, W. J. McKenna was summoned before this Court, for breach of the Bye-law, intitled "A Bye-law relating to Commercial Travellers." It was given in evidence that he had sold goods in this city as the Commercial Agent of Mr. James O'Brien, of Montreal. It was admitted that he had no license, and that he was not a rate-payer. It was contended by the defendant's counsel:

1st. That the Bye-law itself was not sufficiently proved.

2nd. That it is ultra vires.

1st. Because the right or power to License in the premises, is not given to this Corporation by its charter.

2nd. That requiring a traveller to pay \$50 before he should be permitted to sell, is equivalent to a tax on imports, which taxing power by Sec. 36 of the Act of Incorporation, the Legislature has expressly reserved to itself.

3rd. That it is an infringement of Sec. 91 of the British North American Act, whereby "The regulation of trade and commerce" is declared to be within the exclusive Legislative authority of the Parliament of Canada.

On the first ground, though the proof of the service of the particular notice required by Statute, when special meetings of Council are called, was not as satisfactory as it ought, in such cases to be in the power of the City Council to give. Yet, I do not think that the evidence adduced by the defendant was sufficient to destroy the prima facie evidence of proof, which, by 39 Vic., Cap. 20, it is enacted that the mere production of the Bye-law, properly signed and sealed, shall be of its legal enactment, and of the performance of all necessary pre-requisites.

As to the second objection, which strikes at the root of the power now claimed by the city, after close examination of the Act of Incorporation and of its several Amendments, I can find no authority expressed or implied, which impowers the granting of such License, either for regulating the sale of goods by Commercial Travellers, or for imposing a tax, by way of License, on goods imported into the city. On the contrary, I find the Act limiting the licensing power given the city, to certain specified matters; permitting it only to impose tolls and rates on "Public works, or any other matter or things [within the said city,] and to levy rates on assessments "on all real or personal property, or both within the said city, or upon the owner's or occupier's thereof, in respect of such property, or upon the sale of goods by public auction," and by express enactment forbidding anything savoring of an import duty, except on the sanction of the "three branches of the Legislature of this Island."

But it was contended that the general prudential clause enabling the City to make Bye-laws "for the good rule, peace, welfare, and government of the said city," gives the requisite authority. It is not necessary in this decision to cite particular authorities. It is, however, well settled that these general words give no such authority.

It has been repeatedly decided by competent tribunals:

1st. Of every municipal corporation the charter or statute by which it is created is its organic act. Neither the corporation nor its officers can do any act not authorized thereby.

2nd. The right to license must be plainly conferred or it will not be held to exist.

3rd. That no restriction by way of license can be upheld unless it is based upon a power to license or regulate; or can fairly be deduced from the taxing power conferred upon the Corporation.

These decisions are directly in point in this case. With no power to license, regulate, or tax either the person of the Traveller or the business in which he is engaged, and in view of the positive prohibition in the 36th section of the Act of Incorporation, I am bound to decide against this Bye-law. On the last grounds of objection I need offer no opinion; deciding as I do on the other grounds, it is unnecessary. The summons must be dismissed with costs.

M. F. ELLIS, FANCY REPOSITORY

—AND— BOOKSTORE.

CHRISTMAS PRESENTS

NEW YEARS' GIFTS!

In Great Variety. North Side Queen Square Charlottetown. Dec. 6—eod t 1st jan

SUGAR—Crushed, Granulated, Coffee, Golden C., Barbadoes, Porto Rico and Scotch Refined, in Tins, and Bbls. Get our prices. CARVELL BROS. Dec. 5—pat 3i

MOLASSES—In Store and to arrive for W. Winter's Stock, 125 Pans, Barbadoes & Genfuogs. CARVELL BROS. Dec. 5—pat 3i

VINEGAR—50 Casks White Wine. CARVELL BROS. Dec. 5—pat 3i

WRAPPING PAPER—All sizes, best quality, and cheapest in the market. CARVELL BROS. Agents N. B. Paper Co. Dec. 5—pat 3i

NEW ADVERTISEMENTS.

NOTICE!

NEVER in the history of the "LONDON HOUSE" have we been selling DRY GOODS so LOW as at present, and we would invite those in Town and country, who have not participated in the EXTRAORDINARY BARGAINS we are giving, to call at once.

We only ask a personal inspection to show that we are, in good faith, SELLING OFF at the LOW PRICES advertised.

GEO. DAVIES & CO.

Dec. 13th, 1877.—eod2w

LECTURE!

THE Second Lecture of the course in connection with the

Y. M. C. Association,

will be delivered on

MONDAY EVEN'G, DEC. 17th,

BY

REV. G. W. HODGSON.

SUBJECT:

"Our Country: Its Past and Future."

Doors open at 7.30. To commence at 8 o'clock.

ADMISSION, 10 CENTS.

JOHN McLEOD, Sec'y.

Dec. 13, 1877.

Prince of Wales College.

THE Christmas Examination of the Classes in the Prince of Wales College will take place at the College Building, on WEDNESDAY, the 19th instant, commencing at 10 o'clock, a. m.

The parents of the pupils and others interested in the Institution are respectfully invited to attend. By order.

J. LONGWORTH, Hon. Sec. &c.

Charlottetown, Dec. 13, 1877.

WINTER EVENING SALES!

OPENING SATURDAY EVENING next, Dec. 15th, at 7 o'clock.

Goods and Small Wares of all kinds, closed out without reserve.

A. McNEILL, Auctioneer.

No. 11 Queen-st., Dec. 13, 1877.

PUBLIC MEETING.

A MEETING of the Electors of the Third District of Queen's County will be held at MOUNT STEWART,

—ON—

Wednesday, the 19th December,

inst., at 6 o'clock, p. m., for the purpose of either corroborating the accusation of maladministration of the present Government, or justifying it for some of the Acts passed during the last session of the Legislature.

The Representatives of the District and other (especially the Hons. W. D. Stewart and W. W. Sullivan) are respectfully requested to attend.

Called by the request of a large number of electors. FRANCIS McQUAID, J. P., W. J. LOGAN, J. P., JOHN ALLAN McDONALD, J. P. Dec. 13th, 1877.

NOTICE.

ALL PERSONS indebted to the estate of the late Hon. PATRICK WALKER are required to settle up their accounts within one month from this date.

The large and well-assorted Stock on hand will be cleared out at FIRST COST for cash only.

ANGUS J. McCORMACK, Manager.

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Christmas Carols!

USED IN

ST. PETER'S CHURCH,

FOR SALE AT

HARVIE'S BOOKSTORE,

Price 10 Cents.

TENDERS.

MAYOR'S OFFICE, 29th Nov., 1877.

SEALED TENDERS will be received at this Office until noon of the 20th day of December next, from persons willing to contract to supply, for one year, the City Stables with Hay, Oats and Potatoes. The Council will not be bound to accept the lowest or any Tender.

WM. B. MORRISON, City Clerk.

Nov. 30—pat t 20th dec

NEW ADVERTISEMENTS.

Christmas Presents.

A LIMITED NUMBER of New and Curious

Toys and Fancy Goods,

at HAZARD'S Book Store, West Side Queen Square.

Intending purchasers, in order to secure the choicest articles, should call at an early date. Dec. 13—4th fr m

NOTICE TO CAPITALISTS.

A Permanent and Remunerative Investment.

THE NEW BRUNSWICK ANTHRACITE COAL MINING COMPANY (Limited) offer for sale a portion of their Capital Stock in this city. For which purpose Mr. H. F. ROBERTSON, the General Superintendent, has recently been in town, and has appointed Messrs. CARVELL BROS. the Company's agent in Charlottetown.

This Company has been organized for the purpose of mining Anthracite Coal, which has lately been discovered in enormous quantities at Lepreaux, Charlotte County, N. B.

Prospectuses and full information can be obtained at the office of CARVELL BROS., where a specimen of the coal can be seen. December 13, 1877.

House to Let.

OF eight rooms, in good repair, lately occupied by Mr. A. McDougall. Immediate possession given. Apply to Mrs. A. McDougall, or the undersigned. None but careful and good tenant need apply.

RICHARD WEEKS.

Charlottetown, Dec. 13, 1877.—4f

SOMETHING NEW!

50 Sets of Silver-plated Dasher Rails of the latest pattern, for sale by P. H. TRAINOR, opposite the "Rocklin House," Kent Street, Dec. 11th, 1877.

WEST INDIA WAREHOUSE!

Molasses and Sugar.

PUNS. Choice retailing Molasses, Hbds. Bright Vacuum-pan Sugar, Bags English refined Sugar, just received and for sale by HAZARD BROS.

Flour and Tea.

BIBLS. FLOUR (choice brands)—Plough, Gibbs' Best, Our Brand; Biscuits—Wine, Cabin, Abernethy, Fruit, Ginger Nuts; Bags No. 1 Ship Bread, Chests Tea—a very superior quality. For sale by HAZARD BROS.

Tobacco and Cigars.

BLACK CHEWING.—Princess Louise, B. Lorne, Sweet Sixteens; Halifax Twist—Boxes, Half-Boxes, Caddies; Bright Smoking—Gold Bar, Fancy Twist, Solace; Cigars, in all the various brands. For sale by HAZARD BROS.

New Fruit.

VALENCIA RAISINS, Layers and Muscoteles; Dates and Dried Apples. HAZARD BROS.

Soaps and Washing Crystals.

LONDON PALE, White Lily, British Crown, Silver Soaps, Toilet Soaps, Pickstone's and Hofmann's Crystals. For sale by HAZARD BROS.

Paints, Oils, &c.

CASKS COD & HAKE OIL, Casks American Kerosene Oil, Raw, Boiled and Olive Oils, Paints, Drugs and Putty. For sale by HAZARD BROS.

Codfish, &c.

BOXES and half-boxes selected Codfish, Quaintals good retailing Codfish, Bbls. Labrador Herring, cases Preserved Lobsters. For sale by HAZARD BROS.

Sundries.

COOK'S FRIEND Baking Powder, Cream Tartar, Pepper, Ginger, Mustard, Allspice, Coffee, Bartlett's Black and Blueing, Table Salt (in boxes.) HAZARD BROS.

Coarse Salt for Packing.

FIFTY TONS Coarse Salt, three hundred Bags do. For sale by HAZARD BROS.

Dec. 8, 1877—1m eod

CHRISTMAS PRESENTS.

A LARGE ASSORTMENT

BOYS' DRUMS!! all sizes, from 75 cts. to \$2.50, and toy musical instruments, suitable for Christmas and New Years' Presents, at C. P. FLETCHER'S Music Store, Queen St., Dec. 8—eod

COAL. COAL.

80 TONS INTERCOLONIAL LARG COAL, landing from Schr. "Mary and Charles," at Peake's No. 1 Wharf. For sale at \$3.60 per ton, cash on delivery. Apply at KOUGHAN'S SCALES.

Dec. 11, 1877.—2m