

right to

plaintiffs contended that there was no such right. The next point arose on the construction of the *Lancaster Enclosure Act*. The defendant's contention that the plaintiffs were the allottee under that Act was governed by the provisions of the Act, and the property was now vested in the plaintiffs, had no right to support, and that the leaseholder had no right to work the coal so as to let down the surface only giving such compensation as was provided by the Act.

Mr Riggby resumed his argument for the defendant, and maintained that the plaintiffs' rights were governed by the provisions of the *Lancaster Enclosure Act, 1773*, and that the defendant retained the right to work his seams of coal, giving only such compensation as was provided by the Act, and that the plaintiffs were liable for any injury done. He maintained that the Act was

Mr Justice Cave said that in *olden times* the lord of the manor could not let down the land without having some compensation for every act of damage imaginable, and the compensation clause could not be construed so as to be confined to surface damage. The legislature never intended to put the allottees into the position of being liable for compensation for every conceivable damage, yet the position of the allottees was cut down in every way. On the construction of the compensation clauses of the Act of 1882 it was clear that they were confined to surface damage done to surface soil. The construction, said his arguments on this point were supported by the opinions expressed by the learned judges in the case of the Duke of Buccleugh vs the Mayor of

Mr. Justice Cave replied that after the Act the rights of the common had gone, and they could not measure the rights under the Act by paying for things which under the Act had no longer any existence. The case was really settled by *Fountainey v Clayton*, where the question was whether there was a severance of the mines from the rest of the estate, and the law was by *Clayton* applied, and it was held that the right of compensation could be acquired from the owner of the surface.

Mr. Justice Cave asked how the question arose in this case, and the learned counsel had referred to the case of *Wentworth v The Earl of Portland*.

Mr. Riggby remarked that the plaintiff was in possession of the surface, and the defendant was

was in possession of the minerals, worked them, and so let down the surface.

But H. James, in reply, submitted that this case differed from that of Penniny v. Clayton, because in that case the surface was severed from the minerals, whereas in this the predecessor of his clients, Mr. John Clavering, conveyed to them all rights which he enjoyed, including surface rights, and that Mr. Clavering, at the time he conveyed, had the right to support.

At the conclusion of the arguments, their Lordships said they would take time to consider the judgment.

ELECTION OF AN OVERSEER AT BLANCHLAND.

Several vestry meetings, dating back to the commencement of the year, have been held in the Sabbath School, Elmhurst, by the ratepayers of the parish of Shotley High Quaker, for the purpose of electing an assistant-overseer, to fill the office rendered vacant by the death of Mr Robert Rutherford, who for many years held the appointment. Two meetings were adjourned from time to time, without avail, as a decisive settlement of the matter until the following day had brought the proceedings to a close. Throughout the proceedings a deep interest was evinced in the election, much excitement and dissatisfaction having been caused to the bulk of the ratepayers by an unusual display of voting introduced at a vestry meeting by two

Three of the largest ratcayers, whose votes the others greatly preponderated, claiming proportionate number of votes to amount of their rentals, which, however, at the request of the majority, was overruled and corrected by a meeting before the ratcayer. Consequently an adjourned meeting was held on Friday night, when there was a large attendance of ratcayers. Rev J. C. Dunbar presiding. The candidates for election were Mr. William Southern, schoolmaster, who had twenty years' experience as assistant overseer at Beadons and Mr. Jonathan Morpeth, of Shildon, both of them having previously addressed written propositions for the office, the former proposing a system of private and the latter a system of public ratcay.

previously being £9, whilst Morpeth's term was not stated. After fixing the salary at £7, bc contestants were proposed and seconded for the office, and on a show of hands being taken Mr Southern was elected by a majority of 10. On the agreement being made to the chairman, Mr John Johnson, f.c.m.c., of Court House, demanded the poll on behalf of the defeated candidate, which was seconded, and the vicar appointed the poll to be taken on Saturday evening, from the hours of five to eight o'clock. The result of the poll in preparation for the coming event was made, the most distant parts of the parish being visited and canvassed by the aspirants for the office and their supporters, the consequence being that a large

number of voters reached the poll, including a fair proportion of females, who were very courteous and friendly to the officiating officer, assisted by the overseers. The Registrar was duly summoned to the poll, promptly appearing, the chairman declared the poll to be legal, and that the electors were duly elected by a majority of seven votes, the decision being received with some applause. A vote thence was next given to the Chairman for his assiduous attention throughout the whole of the protracted proceedings; also to the overseers for their assistance to him, which Mr. Dunn suitably acknowledged, and the meeting separated, being the most memorable one on the parish record.

The Leagdale St. Ives Junior Cricket Club would like to arrange matches with any other clubs in the district, ages ranging from 10 to 16. Address W. J. Foreman, Leagdale.

BURNOPFIELD V STANLEY.—Played at Burnopfield on Wednesday, and ended in an easy win for Burnopfield. For the winners, Wood (2) not out and Hoggart (21) batted in splendid style, while Masterman (10) did good service for the losers. See p. 1.—Burnopfield, 63; Stanley, 35.

CONQUEST V. NORTH-STANLEY.—Played to-morrow (8 Sunday) in the Conquest Public Park at 3.30 p.m. Const. team:—Messrs. J. Richards (captain), L. Richards, W. A. Jones,

DURHAM COUNTY CHALLENGE CUP. — The Consett Club have the choice of the ground upon which the match with Philadelphia is the above-named Challenge Cup Competition. It is highly probable that the match will be played at Consett. — A member of the Melmedley Club writes as follows: — "Melmedley Club have obtained a bye in the first round of the Durham Cup tie. They would rather have had a game for they have been wishing to fall against the old rivals—Consett; but *sic est vita*—they are doomed to disappointment!"

LANGLEY PARK v PITY ME.

Langley Park played their first match of the season on the home ground, and after a pleasant day's sport, the game resulted in a draw.

Score:—

LANGLEY PARK.

George Moss	16
K. Angus	2
J. Lowe	17
M. Moss	0
M. Park	0
C. Anders	1
W. Fairclough	8
W. Buckton	8
J. Angus	2

nd	W. Agar	0
nd	P. Burns	0
nd	Katras	10
nd		---
nd	Total	77
nd	FIFTY ME.	5
nd	J. Appleton	5
nd	B. Richardson	3
nd	J. Bates	11
nd	G. Hale	16
nd	R. Pandy	13
nd	J. Crawford	10
nd	J. Swinbank	0
nd	H. W. Jones not reg.	4
nd	Katras	4
nd		7

To al for seven wickets)..... .. 60

Wednesday morning, Ormiston

1

20 OF CONTINUOUS A.

WEST STANLEY RACE

a programme of races and
his Monday at West Stam-
tries have been made to
Mr Harry Lee's P...
Prince; Mr Geo. Wa...
Ash's Paddy; Mr Hu...
Warwick's Black Hen.
cupping competition to
sufficient entry, the prize
give the prize, viz., £9,
one flat race 1½ miles, first
£ entry 5s.
¼ miles, for horses within
go in harness if requir
Post entry 4s.
also 12 entries for th

meeting took place at 10 o'clock (Sunday) under the chairmanship of Mr. J. H. Watson. Subjoined are the names of the Schoolwardens, Chairman and Members of the School Attendance Committee.—During the last month, 250 children made in Tanfield parish, Knitaley, 136 in Iveston, and 608 in the whole of the

respecting 125 children present, on visiting their homes during school hours. Of these attending any school, was 37 and a half years, and 23 who were in the district. Thirty-four may have been served as follows: Consett, 3 at Stanley; 3 at Tanfield Lea, 2 at Cross Fell, 2 at Lintz Colliery, 1 at One official warning has been issued by you, William Carr, and before the magistrates at Tanfield and an order was made on, James Carr, to attend a school of 14 years. The names of Stanley St. Joseph's Consett St. Patrick's School, particularly at the Wesleyan school, and St. Patrick's

ing schools have been ex-
of Schools:—Burnopfield
ree Church, Tanfield Nation-
y British, Lintz Colliery,
s Hill National, and Stan-
cases, embracing 42 chil-
report-book to be laid be-
your obedient servant,
Wm
y 17th, 1888,

the unscourged for a month
rhoppe, fined 25 6d.
visits made, 470, as follows:
in Langley, 82 in Ebb, 97 in
rhoppe, and 6 in Sattle
dealing with 595 children, in
attending any school.
46 visits to schools.
your bye-laws have been
places, viz:—5 at Quebec, 3
chester, 2 at Hamstead, 3
a Wilks Hill, 1 at Squ
2 at Ushaw Moor—total, 24
ing at Hamsteels Colliery.
examinations have been
C. C. and Cornay Colliery R.
14th inst. respectively.
the National School was closed
by the order of Dr. Wilcox
Rural Sanitary Authority, a
at Waitall Cottages and (d

re-opened.
cases, embracing 30 children
report-book, and will be sub-
stantiated, your obedient serv-
ant,
JOHN
May 17th, 1888.

LETT LIVERY STABLE
RAWES & C
PROPRIETORS.
removed to their New Premises
at New Town Hall, Consists
of Horses and Carriages of every
description for Hire.
S and MOURNING COACHES
RESTAURANTS AND FUNERAL

MARRIAGES, and DEATHS.

BIRTHS.
Domsley Road, 13th inst., the
of a son.
13th inst., the wife of James
ter.

MARRIAGES.
Christ Church (by special
by the Rev Wm. Maddison
in, Thomas Linkleter, of Ty
body, of Tanfield.

DIED.—St. Ann's Church, 1
Littlefair, of Weather H
becca Morgan, Bishop Auc

DEATHS
Dorwent Cottages, on the 1
ars, John Robinson, Inst
to-morrow (Saturday)
o'clock. Friends please
on the 18th inst., aged
ompanion. Interment at B
on Sunday afternoon,
friends please accept this
14th inst., aged 70 years,
HALL, Lanchester.—13th
Elizabeth Marsh, a trust
servant to Mr W. Hedley,
ERY.—13th inst., aged 38, a
illness, Elizabeth, the bel
J. Swinburne, engineer (for
aley Collieries, near Le
ughter of the late George

Black Bull Inn, 154th inst.
weeks, Mary Isabella, d
Hannah Wall.
15th inst., aged 72, Mary A
pencer.
XIV.—11th inst., aged 3
daughter of the late Geo.
South Shields, and wife of
Chester-le-Street.
XV.—12th inst., the son o
red 22, Ellen Anne, wife o
s.—14th inst., aged 68, Phi
Alton Harrison.

BURGE AND J. H.
CARVED SCULPTORS IN
WOOD, MARBLE, BRASS,
ONCE, AND GRANITE.
107 YARD, BLACKHILL,
BURNOPFIELD.
Neatly executed in Town or
Country. Designs and Estimates on application.

Young, May 1954, 1800,