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FRIDAY, MAY 10, 1907.

A DECADE OF SPLENDID SERVICE It is now over ten years since Mr. Fielding entered the Federal arena as Premier Laurier's Minister of Finance. The came success that attendnance. The same success that attendrelatively greater degree in the wider theatre of the Dominion parliament. Mr. Fielding has had luck on his side Great men always have the same good strength and like a Croesus in wealth less style and more "stuff." and has become the Cynosure of the eves of the whole world

trade and commerce have increased senile. in a measure that staggers credibility. claim a surplus. Mr. Fielding's bud- the only body that could put the soft "to him." get speeches have been models of pedal on his thunder. terseness and clearness delivered cellence of the trained editor and the would call him a Grit. science of the accountant. He never

him have given general satisfaction labor. and the success of his tariff policy

through the influence of his great true around the Herald office. istrative ability and loyalty to the ding. highest interests of the country. Like regarded as not the least of his many of dementia Americana.

THE BAILWAYS AND COAL.

of inconvenience has been caused both ald published what purported to be "which he actually built, and of ment may be turned out of power." ed by the advent upon the Imperial ties to whom cars were consigned by dispute and the ensuing lawsuit for "time the patent issued, the case is thinkers of the country, who perceive the railways appropriating the loaded the purpose of showing that the land "no doubt different. But as to that, that government in the future must of the youngest of the British states. cars to their own use without taking had been secured by Mr. Malcolm "no claim to relief has been made see to it that wealth is more fairly the trouble to notify anyone. It may McKenzie M.P.P., by favoritism and "by the relator and the defendant, distributed, that the great public be considered reasonable that if trains fraud, as against the just claimant, "McKenzie, is, I understand from services and utilities of the country are stalled and must have fuel to move Mr. H. E. Lyon. In a career devot- "what counsel stated on the argu- are administered for the public, and parallelism in their political environthey shoul be given the privilege of ed to the malediction of all that bore "ment, ready to do what is fair and that the lives of the plain people taking the coal that is most conveni- the name of Liberal the Herald has "reasonable in the way of making must be brightened and made happier ent, but they ought to be compelled probably, in the twenty years of its "good Lyon's title to such portion of if government is to exist at all, the to notify by wire both the consignor existence, propagated no such unal- "the quarter section as he was in ac- Tory minority in the House of Comaand consignee at once so that they loved slander against any government "tual possession of at the time the mons today does not appeal in the

coal mined.

NOTE AND COMMENT.

of the proverbial crocodile.

fortune. It's nature's homage to gending ring of the Empire. That ex-

without any rhetorical pyrotechnics. How could we expect better weather They have been masterful in their with Laurier out of the country? asked zie's, who purchased Montalbetti's right which he had prepared the way? Or succeeded in making the prospects of simplicity combining the literary excitizen the other day. The Journal and asked permission to use the name was it that he knew the story to be

addresses the country in stately fash- President Sherman seems to take a ion. He does business in the House sort of delight in predicting a coal and lets the country look on. famine. A famine in agitaors of his

leads a solid phalanx in the House. The English were unable to kill Wetmore.

has honored the Canadian parliament troops to South Africa was a viola- land as the court coasidered him en- against the Government. Foster de-

Since Sir Wilfrid Laurier has been Water for a nine-roomed house with "to purchase the quarter section in A writer in the Halifax Herald. the government leader in the House all conveniences, including a hose for 'question at the current rate and cu Mr. Borden's Nova Scotia organ, disof Commons over which his high per- the lawn, costs \$4.40 per year in To- "the usual terms; and that he would cusses the situation in a way that is sonal character and his firm but gen- ronto and last year the city's profits "have been permitted to become the at least frank. Under Mr. Borden's ial bearing has given him efficient from the waterworks plant netted Turcheser and patentee therefor but direction, he says, the Opposition is

THE BLAIRMORE SLANDER.

both would know where the coal went or any public man as that which it "patent was issued." Accordingly, slightest. It is hard to show to any Time and again last winter Edmon- ment and Mr. McKenzie.

ton coal dealers were receiving very As an example, alike of the pur- had "conveyed certain portions of the Mr. Borden's weakness, he says annoying letters and telegrams from port and the character of the article, "lands in question herein to the per- lies in his lack of authority. This customers who were often claiming a paragraph may be quoted which "sons (including the plaintiff, H. E. prevents him from really guiding his that the dealers had never shipped the Herald gave out as the words of "Lyon) in actual possession of such party or constructing a platform. the coal at all, and the end of a Judge Burbidge, of the Exchequer "respective portions at or before the The Toronto News, ever solicition search, occupying weeks in some in- Court, who gave judgment on the case. "issue of said patent to the lands." for the success of the Tory party, is stances, would result in the informa- According to the Herald Judge Bur- 6-Lyon having been afforded every also giving some candid advice to its tion that the car had been appropribidge said: "It is very plain that opportunity to prove his claim in party. The Toronto paper suggests ated by the railway to its own use "the defendant, Mr. McKenzie, obtain- court and having failed to prove it, that a Dominion Conservative conand to serid the bill to the company. "ed the land in question through the sale which he tried to upset stood vention be held in the interests of the Jus: here it may be said that we have "fraud, but owing to the action of unaffected. n't found a dealer in the city who "the Crown, which I can hardly un- 7-The sale by Montalbetti of his "To endeavor to harmonize the cor has yet 'ereived a dollar in payment "derstand, in withdrawing from the rights to McKenzie was a matter of "flicting factions and divisions, to for his coal that the railway calmly "case, I am forced to find that Lyon purely private concern to the parties "unite on a broad and advanced pub took presession of last winter. It has "has no legal right to cancel the pat- involved, and in no way affected "lic policy, to take all means that been a sort of standing joke for years "ent of McKenzie, but had the Crown either Lyon's claim to the land or "may be necessary to make the Op that to get any money out of a rail- "remained in the case I would find the legal procedure by which he was "position an efficient political instruroad cost too much effort to be worth "that McKenzie obtained the land by permitted to test the validity of that "ment. Just now it is no particular "fraud, and immediately cancel his claim in court.

very discouraging to the coal dealers "tive in the matter, and will dismiss n + "secure" the land by fraud. The "formulated its creed and determined of this city but it will very seriously "the case without costs." damage the future coal trade of this Such words were never used by and on the usual terms, and the "tions." city. The towns east of here, and Judge Burbidge neither in "closing" fraudulent statements of Montalbetti There is evidently no doubt in the the bitter disappointments of last win- of it; nor in the reasons for judgment, land for nothing nor on more favour- the Conservative party emerged ter and will be very loth to trust to upon which his decision was based; able terms, but simply to establish from this session of the Commons

indicate the point of that paragraph rights. The coal question question is a red - that Lyon's legal case broke down This is the story of the Blairmore Crown from the case.

mon! Isn't that a fine tribute to the of the case and also as to the merits gans of the West than probably any The Mail and Empire weeping for Bulletin reproduces elsewhere in full credit a government and to blacken statesmanship has attended him in a the cause of provincial rights bears the finding of Judge Wetmore, the the character of a public man was close resemblance to the weeping judgment of Judge Burbidge and the never essayed by the professional falreasoning upon which this judgment sifier which gave it being. was based. From these official docu- Another point is worthy some con-

terial development that Canada has A Toronto clergyman gave a lecture these conditions by the Department P., of Calgary. The former suddenly ever seen. During that decade she the other day on "style in preaching." to the man whom the Land Commis-

bidge: "It was assumed, apparently, "vamoosed". The credit of airing the The Calgary Herald is the same sil- "that someone had a right to purchase matter at Ottawa was left to Mr. The revenues have leaped from 37 old sheet. If anything its enmity "it at the current rate of three dollars Lake, representing a Saskatchewan millions to over 90 millions while toward Edmonton has become more "an acre; and, after inquiry and hear-"Dominion Lands decided the contro- The daring of these two gentlemer Every year it has been the good for- W. T. Stead addressed the Toronto "versy in favor of the defendant, Mc- may be explained on the principle tune of the finance minister to pro-

> the land than Montalbetti or MacKen- to lead the dastardly assault for tions or private scandals and only of the Crown to enter action and have the baseless fabric of perfervid part- than they were before. Their candid his claim tried out in Court.

Lyon entered action, and his claim The tariff adjustments initiated by class would be a blessing to organized was tried out accordingly. Judge Wettenger and the common-sense that tied Mr. Herron's tongue? The reticence of Mr. McCarmore was appointed special referee thy need excite no wonder. No lawand investigated the facts of the case yer who hoped to make a living in is broadly seen in the fact that it has Wood is \$12 per cord in Brandon. at Blairmore. And before giving Alberta would stake his reputation in produced a buoyant revenue and at the same time has not impeded the back subscriptions paid at the old rate further investigation into the facts of sight of an army mule invite the produced a buoyant revenue and at This is the Sun's opportunity to get its produced a buoyant revenue and at This is the Sun's opportunity to get its produced a buoyant revenue and at This is the Sun's opportunity to get its produced a buoyant revenue and at This is the Sun's opportunity to get its produced a buoyant revenue and at This is the Sun's opportunity to get its produced a buoyant revenue and at This is the Sun's opportunity to get its produced a buoyant revenue and at This is the Sun's opportunity to get its produced a buoyant revenue and at This is the Sun's opportunity to get its produced a buoyant revenue and at This is the Sun's opportunity to get its produced a buoyant revenue and at This is the Sun's opportunity to get its produced a buoyant revenue and at This is the Sun's opportunity to get its produced a buoyant revenue and at This is the Sun's opportunity to get its produced a buoyant revenue and at This is the Sun's opportunity to get its produced a buoyant revenue and at This is the Sun's opportunity to get its produced a buoyant revenue and at This is the Sun's opportunity to get its produced a buoyant revenue and at This is the Sun's opportunity to get its produced a buoyant revenue and at This is the Sun's opportunity to get its produced a buoyant revenue and at This is the Sun's opportunity to get its produced a buoyant revenue and at This is the Sun's opportunity to get its produced a buoyant revenue and at This is the Sun's opportunity to get its produced a buoyant revenue and at This is the Sun's opportunity to get its produced a buoyant revenue and at This is the Sun's opportunity to get its produced a buoyant revenue and at This is the Sun's opportunity to get its produced a buoyant revenue and at This is the Sun's opportunity to get its produced a buoyant revenue and at This is the Sun's opportunity to get its produced a buoyant revenue and at This is the Sun's opportunity to get its produced a buoyant revenue and at This is the Sun's opportunity to get its produced a buoyant re the case, if he so desired, by Judge boomerang of the publication of the Scott or some other judge of the Suofficial documents. Mr. Fielding has steadily gained The Calgary Herald says that the preme Court of the North-West Terground in his own province, and has man with the lawn mower will soon ritories. This privilege was not made succeeded not only in increasing his make more noise than the man with use of by Mr. Lyon. The Exchejuer own majority at each election but the muck rake. This will never be the influence of his great two proved the Horald office.

Court accordingly gave judgment on Now that the session of the House Mr. Lyon's case according to the evid-

ed by that judgment.

"titled as a prior claimant to the right ex-Finance Minister.

launched against the Federal Govern- judgment was given on the condition one what benefit would accrue to and understanding that McKenzie Canada by a change in Government.'

land was bought at the current price "the character of its future opera-

THE EDMONTON BULLETIN the mines here for a future supply. nor are they in the finding of Judge his rights of priority to be permitted There is abundance of coal here and of the case as special referee, and up- to purchase it on the usual terms. DAILY-Delivered in City, \$4 per the work of developing the mines has on whose finding Judge Burbidge And on the evidence of the Commishardly begun, but what is the use of based his reasoning and judgment, sioner of Dominion Lands the state-SEMI-WEEKLY-Subscriptions per proceeding further if some drastic Nor is there in any of these official ments in question did not even acyear \$1. Subscriptions strictly in measures are not taken to ensure at documents any language which by complish this. These were not the least a reasonable distribution of the any species of linguistic distortion grounds upon which his rights were can be made either to convey the determined, and their removal consense of the paragraph quoted or to sequently could not affect these

> by reason of any withdrawal of the townsite "scandal", as taken from the official records-which, in its distort-W. T. Stead calls the Canadians the In order that its readers may form ed form has been worked more in-Scotch of North America. Hoots their own conclusions as to the merits dustriously by the Conservative orof the assault on the Department of of its predecessors. A more unthe Interior and Mr. MacKenzie, the founded and daring attempt to dis-

W. T. Stead calls Canada the wed-ments the history of the case is as fol-sideration. This matter was brought Fielding has held the purse strings have been the greatest years of mahas risen like a young Titan in What the preachers need to-day is sioner decided had the best right to countable sensitiveness regarding this it. In the language of Judge Bur- particular matter—the latter simply "ing the parties, the Commissioner of resenting the Toronto water front. vantage 'tis folly to be wise but 2-Lyon claimed that he had a bet, what of the sensitiveness of Mr. Herter right to be permitted to purchase ron? Was it that he had not courage no headway upon either public ques-

> isanship, certain to tumble in ruins friends are now telling them that 3—This permission was granted, on the head of the architect? Was they need new leaders and a new it cowardice, conscience or political policy.

tive party is manifesting itself. It mier, has the following editoria His prestige as a high-souled and de- Botha with lyddite and Lee-Enfields 4—The case was thus tried out, Mr. is no wonder the party is disgusted comment that is double compliment voted public servant has grown with on the Veldt but they may yet ac- Lyon's claim investigated and adjudg- with the conduct of its members in coming from the source it does: every demand made upon his admin- complish it by sherry and plum pud- ed and the Crown assented to the House, they have dishonored the judgment and the settlement deter.nin- pary and discredited themselves. Mr both with the reception accorded Sir Borden has shown his utter inability his great chief he has studied closely A prominent American politician de- 5-This settlement secured Mr. Lyon to handle his followers and keep and the part he has taken in the de-English parliamentary methods and clares that the sending of Canadian in the possession of to much of the them united in any line of attack liberations of the imperial conference by perpetuating the best traditions of tion of the Monroe doctrine and a titled to. Judge Burbidge held that manded a coat of whitewash and the is no stranger to the British people. Westminster at Ottawa which shall be casus belli. It is just another variety the evidence altogether quashed the party was simply forced to shut its His reputation as the Chrysostom of

claim of Mr. Lyon that he "was en- eyes and swallow he record of the political orators, the charm of his "for the false and fraudulent repre- merely jogging along "in the hope "sentations and the fraud of Felix that Sir Wilfrid Laurier cannot live "Montalbetti." But he said, "with forever, and that by the mere ebb the affectionate regard of the public During the past winter a good deal On February 28th the Calgary Her- "respect to the portion thereof on and flow of years the present Govern- of the United Kingdom being impair to the shippers of coal and the parthe story of the Blairmore townsite "which he was in possession at the He proceeds to say: "To the earnest stage of General Botha, the quondam

The condition of affairs is not only "patent. However, I have no alterna- 9-Montalbetti (or his assignee) did "It is time the party got together and

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their party a little more hopeless

SIR WILFRID AT THE CONFER-

The deliberations of the Imperial Conference bear the evidence of Sir Wilfrid Laurier's sage and prudentcounsel. The meagre reports that reach the public indicate that the Canadian Premier is in accord with the views of the British Government on the critical phases of imperial policy, and that his personality domi nates the whole proceedings of the

"Canada has reason to be satisfied

Wilfrid Laurier in the motherland The Prime Minister of the Dominion personality and unfailing courtesy. and the fact that he is at once the representative of the greatest nation of outer Britain and of the French ence. Nor has this special niche in They are comrades, not rivals, and t is natural that despite their diferent records and experiences, the nent should act as a special bond of ettraction. It is permissible to believe that the counsel and influence of Sir Wilfrid Laurier will be valu-

support; to promote inter-communi- younger nations of British stock.



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rble and acceptable to the statesmen parent in certain places to identify course he has pursued, and the who, in South Africa, are confronting British imperialism today with the World is agreeably surprised at the a cognate problem to that solved by evil contents associated with the distance the Dominion Premier has he makers of the Dominion of Can- word in earlier centuries. Imperial-"A very gratifying feature of the justifiable aggression on the rights conference. Immense headway has proceedings is the evident ardency of other nations and peoples is as inof the desire to devise effective. acceptable to the citizens of the the more solid their front, the greater neans of co-operation and mutual United Kingdom as it is to the their weight in preserving their just rights throughout diplomatic negotiacation, and to further the dissemina- "Sir Wilfrid Laurier, the World be- tions. By his presence at the impeion of knowledge and information lieves, stands for a sane and sober rial conference and by supporting concerning the resources, conditions imperialism, founded on the convictors union he has placed Canada und policies of the various states. tion that a closer union of the British in the best position for maintaining

Equally commendable is the general states is possible on the basis of co- and protecting her just claims." recognition that the ideal relation- operation and partnership, while pre- clear. There can be no doubt that ship is that of equal partnership, serving to each complete self-govern- never before have the vital elements with complete reservation in each ment and in dependence of action. of the problem of the empire been ease of all autonomous rights and The line he appears to have taken more squarely acknowledged, or has privileges This is building on a sure at the conference table is entirely there been more ready acceptance of oundation, and one not only conson- consonant with that view, and the their necessary corollaries. Sir Wilant with British tradition, but capa- World is convinced his attitude will frid Laurier is entitled to a full share ble of indefinite expansion. True be heartily approved by the great of credit for the initial success of the mion is not a matter of paper con- majority of the Canadian people, conference. The increased prestige stitutions or agreements, but of sym- and rightly understood, it ought not accruing to him and to Canada canpathy and sentiment and common in- to evoke opposition even from those not fail to modify profoundly the erest, of realization that in it of his own race who seem saturated future course of international aithere is strength and freedom to with the notion that imperial confer- fairs, so far as the Dominion is consouth as well, do not want to repeat his judgment nor in any other portion were designed not to secure him the minds of these Opposition journals that olay a leading part in the inaugura- ences conceal an attack upon Cana- ceined. The closer the British states tion of a new era of peace and good- dian nationality. Sir Wilfrid Laurier get in touch one with another, and will. A tendency is unfortunately ap- deserves high commendation for the the future development of Canada.

THE

Full Text of the O the Judgmen Reason for Ju Documents S

IN THE EXCHEQUER CO THE KING on the infor Attorney-General for ion of Canada and H.

MALCOLM McKENZIE MONTALBETTI

I, the Honorable Edward more, the Special Referee, this action was referred fo this Honourable Court be the 14th day of July last p

as follows:—
Having appointed the 7 hold the enquiry I attend time and place when and been duly sworn to th

the respective parties.

Mr. Samuel N. Brydges stenographer. The stenographer's ren mony put in (except that are on the files of the of this Honourable Court) mony of John G. Turiff ta tawa before His Honor M McTavish, by virtue of an ed by me for that purpos several exhibits put in such examination and consents made on behalf this report and form part t

he Registrar as part of th The principal question for my consideration was the ness or otherwise of a soler tion made by the defend Montalbetti, on the 7th day 1901, and filed in the Depa he Interior and referred. Statement of Defence of Montalbetti a true copy of pu in evidence and is marke , the same being an exhi Montalbetti in this cause a he office of the said Regist

5th day of April last. Felix Montalbetti admitte cross-examination before portions of the said states paragraphs 6 and 7 of that d were untrue in 'the foll uildings than the stable

never at any time erected (b) That he cultivated a the land in the year 1907.
(c) That he erected a stal year 1899 inasmuch as su was not erected until 1900. (d) That since 1898 he the said lands and in the s ings a cow and some ca some poultry; because he na cow or calf there until 1900 and never kept more

that these statements in t tion were untrue in the above mentioned. I find a ration to be untruthful in not believe that either the down to just immediately the time that Lyon place upon the land in question inafter stated erected any upon the land or did any w on by cultivation or other the purpose of squatting or taining any rights whate ter of 1900 and 1901 that w did upon that land was were concerned and to porary purposes, and that about the winter of 1900 when it began to appear migh possibly be valuable coal in the immediate that the land in quest consequence become the important town site that tion of these persons be and fed by such possibil to influence me in so far

concerned at a later st

report. At present I will