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Opens September fourth. SWIMMING POOL
WOLFVILLE, NOVA SCOTIA

this new agreement replaces any rights that up to that time existed under the Minute of August 14, 1920, and this new agreement is not made with the Reid Newfoundland Company; it is made between Mr. H. D. Reid and Mr. Forbes and, to use the language adopted by Mr. Hughes, "their partners," and the Reid Newfoundland Company is outside the transaction altogether and they are not parties to it. It is not alleged, my Lord, nor is there any proof that any of these shares referred to in Forbes' letter of May 26th ever came into the hands of the Reid Newfoundland Company. It is not alleged, nor is it proved, that the Reid Newfoundland Company in any way whatsoever controlled or had any voice at all in the disposition of those shares, and I will go further and suggest that in the event of your Lordship giving a judgment to-morrow that the Plaintiffs are entitled to recover against the Reid Newfoundland Company \$14,166 worth of shares in this copper company, how is that judgment going to be enforced or how can the Reid Newfoundland Company give them something that they have not got.

KENT, J.—There would have to be a declaration under that.

MR. HOWLEY—A declaration that they are entitled to these shares as against the Reid Company? What is the use of the declaration? What is the effect of it? How can it be enforced?

MR. EMERSON—We claim a transfer. A judgment for a transfer by the Reid Company or damages.

MR. HOWLEY—The Reid Company cannot transfer what they have not got. As a matter of fact, my Lord, our position is, I think, very clearly stated that we, the present defendants to this suit, were not parties to this agreement of May, 1921, and we have nothing whatever to do with it. Mr. H. D. Reid personally, Mr. R. G. Reid personally, may have, in conjunction with others or even separately, some responsibility or liability to the Plaintiffs with regard to this transaction, but the Reid Newfoundland Company has no liability, and as a matter of fact, it has been told my learned friend here that, so far as we can understand the situation, if an application to the parties to whom application should be made for these shares, were made, now or had been made at any time before or since the issue of writ, there would not have been any difficulty in the world in having that application acceded to. That, my Lord, is the position with regard to this claim in connection with the Little Bay Copper Mine.

That finishes, my Lord, what I have to say in so far as it affects the question of a claim for commission, and we come to deal with the alternative question of a claim for services rendered. Briefly I would outline that, with regard to claims for services rendered, in so far as these claims have to do with matters that are covered by an express commission agreement, I am going to ask your Lordship to consider that a claim for services rendered is excluded by the express agreement. As a second ground I am going to put to your Lordship that, in so far as any claim for services rendered can be entertained, the Plaintiffs have been fully satisfied by payments, and in this connection, my Lord, I propose to notice the position that the Plaintiffs have not submitted to your Lordship any evidence which would help or guide you in assessing the value of any services which they have rendered. And, thirdly, my Lord, I am going to take the position that, whether with regard to a claim for services rendered, the Plaintiffs have utterly forfeited all right by their conduct towards the defendants. These are the main lines upon which I propose to deal with this version of the claim, my Lord, and it will take quite a little attention to develop them, but I hope to be able to relieve your Lordship from the burden of my sons before the evening session closes. Your Lordship may wish me to continue until one o'clock, but as I cannot possibly finish any one of the different heads before that time it may be a good place to take recess.

RASH ITCHED ALL THE TIME

On Face, Skin Sore and Red. Healed by Cuticura.

"I was troubled with a rash on my face and the skin was sore and red. It itched and burned all the time causing me to scratch, and the scratching caused eruptions. My face looked terrible, and the trouble lasted about four months."

"I used other remedies but did not get results. I began using Cuticura Soap and Ointment and got relief in a short time. I continued the treatment and in about six weeks I was completely healed." (Signed) Miss Doris White, R.F.D. 1, Fruitland, Idaho, Oct. 2, 1924.

Cuticura Soap, Ointment and Talcum promote and maintain skin purity, skin comfort and skin health. When used all else fails.

Send: "Cuticura," 10¢ box, 25¢ box, 50¢ box, 100¢ box. Cuticura Shaving Stick 25¢.

dered, in so far as these claims have to do with matters that are covered by an express commission agreement, I am going to ask your Lordship to consider that a claim for services rendered is excluded by the express agreement. As a second ground I am going to put to your Lordship that, in so far as any claim for services rendered can be entertained, the Plaintiffs have been fully satisfied by payments, and in this connection, my Lord, I propose to notice the position that the Plaintiffs have not submitted to your Lordship any evidence which would help or guide you in assessing the value of any services which they have rendered. And, thirdly, my Lord, I am going to take the position that, whether with regard to a claim for services rendered, the Plaintiffs have utterly forfeited all right by their conduct towards the defendants. These are the main lines upon which I propose to deal with this version of the claim, my Lord, and it will take quite a little attention to develop them, but I hope to be able to relieve your Lordship from the burden of my sons before the evening session closes. Your Lordship may wish me to continue until one o'clock, but as I cannot possibly finish any one of the different heads before that time it may be a good place to take recess.

(Adjournment until 2.30.)

THE BEST VALUE IN TOWN—Children's Skuffler Shoes, solid leather soles, very serviceable; sizes 5 to 1. Special price—\$1.45. PARKER & MONROE, LTD.—July 11/25

Roses and Mildew

Under glass, and in the open, many roses become mildew as the season advances. It is quite possibly by selection, or by spraying, to have a garden of good-conditioned roses with the presence of the mildew fungus around. In appearance the fungus is a whitish colouring upon the foliage and the flower buds, and the leaves will curl later. Mildew ruins the chances of strong blooms. The germs of this fungoid disease float in the air. These spores cannot find a resting-place upon varieties the leaves of which have a glossy surface. That rose—one of the most glorious and permanent of all the yellows at a reasonable price—Rayon d'Or, has shiny foliage. The Crimson Rambler has soft, dull leaves, and is a slave to mildew; but Excelsa, a crimson form of the famous Dorothy Perkins, and with similarly shiny leaves, may be substituted. Gardenia is a buff rambler with glossy leaves. General M'Arthur is not the choicest of the crimson bushes, but is free from mildew. A member of the group to which the Rayon d'Or belongs that is mildew-proof is Madame Edouard Herriot, as intense and as beautiful a salmon as one could wish.

Apart from those roses which are practically immune, there are trees less susceptible than others. Vids the descriptive catalogue. See also the gardens of your friends. Certain almost indispensable mildew badly

without treatment. Gardeners who can make the time for fortnightly sprayings need not go without the lovely Snow Queen (called Frau Karl Druschki before the war, and still the finest white rose for garden cultivation). The rose is scentless; but the flower leaves are incomparable in their wax-like substance, and the tree is both vigorous and hardy. This and other varieties can thus be kept clean.

The best remedy is liver of sulphur. If you can endure its harmless, though horrible, smell while doing the spraying. The quantity is half-an-ounce to two gallons of water for those plants in the glasshouse, and to the one-and-a-half gallon can for the outdoor plants. Sulphur will take twenty-four hours to dissolve in cold water. The addition of a little soft soap will choke the fly on the trees at the same time destroying the mildew. Often the flies migrate at this season, though, and do not return until September. Paraffin emulsion is good. Mix together equal portions of oil and soap, churning them up with the syringe. It is not too much boiling water. The emulsion must not be made upon the stove, for the steam is inflammable. When required for use the strength of the mixture should be a quarter pint of the oil in four or three gallons of water, the weaker fungicide and insecticide being for those roses under glass. Plant washes must only be used after the sun has left the bed for the day. Sunshine upon the treated foliage is likely to stain it.

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Land of Surplus Lives

Famines, Floods, and Fevers Make Life In China a Very Precarious Business.

On the walls of the British Legation compound at Peking is a tablet bearing the inscription: "Lest we forget!" This was put up after the Boxer rising of 1900, and recalls the gallant defence made by a mere handful of white men against the infuriated hordes that sought the destruction of the "foreign devils."

The Chinese have never looked very favourably upon those foreigners who have come to their country for purposes of trade, and this anti-foreign feeling sometimes assumes very ugly proportions. When this happens it is all the more dangerous because, among the teeming myriads of China—some four hundred millions of souls—human life is held cheap.

Bargain Basement Humanity.

In a sense, China may be regarded as the land of surplus lives. Its vast territories support a dense population, by far the greater part of which is agricultural. These Chinese peasants obtain a subsistence which no European would look at, often from land which no European would dream of

trying to cultivate. Their life is one of unending toil. Periodically, too, some great natural catastrophe, such as a flood, may lay waste vast tracts of country, while the recurrent famines take tremendous toll of human life. The famine of 1877-78, for instance, is said to have caused the death of 9,000,000 people. Epidemics, plague, cholera, and small-pox are common.

Crime as a Business.

While there was a strong central government in Peking, fanaticism might sometimes be encouraged, but it could be held in check if sufficient pressure was brought to bear on the authorities. When she thought fit the old Empress Dowager was able to crush out the Boxer agitation in Peking. For some years now, however, the military governors, or "tuchuns," have been fighting among themselves. The result has been a great increase in organised lawlessness until to-day brigandage and kidnapping are probably the most highly-organised of Chinese industries.

There are brigands and kidnappers' guilds in practically all the great cities of China. Robbery is common, and abductions frequent. Raids which recall the days of Arab terrorism in Africa occur, and in each of these scores of captives are carried off. Sometimes the captives are held to ransom, and tortured, or even murdered, if the ransom does not come to hand quickly enough. Occasionally, they are tortured before the ransom is even demanded, apparently in the

MAXIMUM motoring safety is found in Paige and Jewett motor cars. Four-wheel brakes of the self-equalizing hydraulic type, optional at slight extra cost, are only one of many safety features. Weigh either a Paige or Jewett and you will find that it is heavier than other motor cars of similar wheel base and price. They have more material in them. Frames, wheels, bodies are heavier and sturdier, insuring greater safety as well as greater comfort to the motorist.

In America where these motor cars are built the insurance underwriters carefully inspect every make of motor car to determine its fire hazard. Paige and Jewett motor cars are among the very few makes that have a class "A" insurance rate. This means that experts feel they are so free from danger of fire that they allow lower fire insurance premiums on them. Paige and Jewett Sixes are built throughout with extra strength and extra power.

PAIGE AND JEWETT SPECIFICATIONS

engine—cylinder, Paige 31" x 5"—Jewett 31" x 5" silent transmission; all steel, oil-sealed universal joints; heavy duty axles; balloon cord tyres, Paige 23" x 6-78"—Jewett 23" x 6-78" with dual Pairs 131 inches—Jewett 112 inches; four-wheel brakes, Lockheed hydraulic type, optional at slight extra cost.

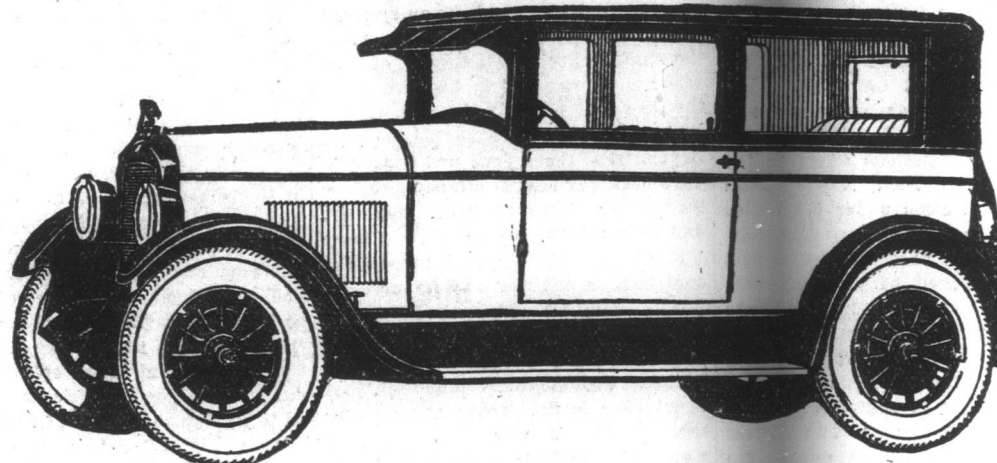
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Life, then, is held by many millions of Chinamen on so uncertain a tenure that they place no great value upon it. Therefore, when the flame of fanaticism is lit they are formidable antagonists, while their leaders value the lives, both of followers and opponents, on a bargain basement basis. It is estimated that between 10,000,000 and 20,000,000 people perished in the Taping Rebellion alone.

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hope that their sufferings will inspire them to write really appealing letters to their relations.

In the Soup.

These criminals' heads are likely to take a hand in any anti-foreign agitation. The riots in the commercial centres will give them opportunities on a bigger scale than have yet been offered. Apart from their activities are interesting in showing how low is the price set by human life in the Celestial Republic.

Chinese psychology is in every way quite different from ours, and there is no use trying to apply Western standards to the East. Lady Susan Topley tells a story in her "Indiscreet" which illustrates this rather well.

On one occasion she visited the Chen of her Peking residence, who, Liang, the cook, was preparing dinner. Lifting the lid of a saucepan from which came an appetising odour of soup, she found a large rat floating on the top.

"Liang," she cried, "what is the meaning of this?"

"Liang wanchee dinner, too," said, "Miss wanchee soup: Liang wanchee rat. Rat belong Chinese chow!"

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Supreme Court

(Continued from page 9.)

to be fixed, and he mentioned to Mr. Conroy in some of his letters what these rates are. Beyond that there does not appear to have been anything.

KENT, J.—But there was there any demand on the Reids asking to have the commission fixed?

MR. HOWLEY—Not so far as I am instructed, my Lord. I do not think there is any commission claimed for the St. John's Light & Power.

MR. EMERSON—No, we are claiming for a quantum.

MR. HOWLEY—Just a quantum merit for services.

The other ground, my Lord, on which a commission is claimed is in connection with the Little Bay Mines. Now, my Lord, if we hark back once more to that Minute of August 14, 1920, your Lordship will remember that in that Minute, amongst other things, in paragraph 6 it is stated, "It was voted to offer for sale through 'the Trust to an Exploration Company' to be formed by the Messrs. Reids' option on the Little Bay Mine and Tilt Cove Mine in conjunction with the 'ungranted mineral rights over all 'Reid Newfoundland Company lands,' and so on. Now it would appear from this Minute, copy of which was given to the Plaintiffs and approved by them, that there was a distinction between the Little Bay Mine and the Tilt Cove Mine and the ungranted mineral rights of the Reid Newfoundland Company's lands, that there was a distinction with regard to the ownership or title or control. So far as this Minute refers to Little Bay and Tilt Cove Mines it refers to Messrs. Reids' options on them, and it will be apparent from the correspondence that followed that when the Trust started negotiations with regard to any of those mineral lands they did not proceed upon the properties as described in this Minute. What I mean is, they did not proceed to deal with the Little Bay and Tilt Cove Mines in conjunction with the ungranted mineral rights on Reid lands. They proceeded to deal with the Little Bay property separately from the others, and they made an arrangement with regard to that Little Bay property under which a number of shares in the re-organized or the new corporation that was formed to deal with it came to the owners or parties who controlled Little Bay on this end, Messrs. the Plaintiffs' claim, a commission. Their claim ten per cent. in shares. But, my Lord, it is evident from the correspondence between Mr. Forbes, who at that time was associated with Messrs. H. D. Reid and R. G. Reid in the ownership of the option on Little Bay, it is evident from the correspondence that passed between Mr. Forbes and the Trust that, first of all, it was thought necessary to make a new agreement as to the commission payable to the Trust on the transaction, or to apply to the isolated transaction of the deal in Little Bay. The rate of commission provided for in the Minute of August 14th with regard to Little Bay and Tilt Cove in conjunction with the ungranted Reid mineral rights, and in that correspondence between Forbes and the Trust the ownership of the Little Bay options is expressly referred to as in Mr. Forbes' letter. I think it is referred to as Mr. H. D. Reid's. On Page 55 of the Pleadings, on May 10, 1921, Forbes writes the Newfoundland Banking and Trust Corporation, and he said, (Reads letter down to "At that time the question of the commission to the Trust was discussed"). Well, if the right of the Trust to a commission on the transaction was under the Minute of August 14, 1920 there was no necessity at that time in January of 1921 to discuss the rate of commission; but, be that as it may, it was discussed and settled, and Forbes says here, "At that time the question of commission to the Trust was discussed and the 'principles' laid down that the Trust 'should obtain ten per cent. of the amount received by us,' and on the 26th of May the Trust writes to Mr. Forbes acknowledging the receipt of his letter of the 10th 'Referring to the commission to be paid to the Trust 'on this transaction,' namely, New-

A MOTHER'S APPRECIATION

The letters of appreciation received from grateful mothers afford convincing proof of the unfailing efficacy of Woodward's Gripe Water as a remedy for baby's stomach complaints and teething troubles.

Mrs. Loveday, 73, Banstead Street, Nunhead, London, S.E.15, writes:—"I am so grateful that I had to write and send you a photo of my baby, 5½ months old, weighing 20½ lbs. When very young he suffered badly with wind and I was introduced to your Gripe Water which has been a boon to me ever since. Whenever I see a worried mother I always recommend Woodward's Gripe Water."

And Woodward's Gripe Water is equally efficacious in relieving the stomach pains and disorders of older children and adults. Free from opiates and pleasant to take.

WOODWARD'S "Gripe Water" KEEPS BABY WELL

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MUTT AND JEFF—

TO-DAY THE TOURISTS VISIT BOISE, IDAHO, AND BUTTE, MONT.

—By Bud Fisher



GEORGE

THE

The backs are Velours

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The Grey, 3rd heels and The Price

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SIL

seeing or doing at the particular.

Imitation Enthusiasm. We all love them but do not like them. A little tired of them, much more quickly we get people who are not really at merely exclamation.

It is easy to confuse the first contact. It is to separate them after you get better.

An enthusiastic guest then into spontaneous pleasure but there is a

TIRED OUT ALL THE

Nerves Gave Little

Relieved by Lydia's Compound

Harrowsmith, Ont. I am doing what I can for my nerves before my baby is born.

My name is Lydia E. Harrowsmith, and I am doing what I can for my nerves before my baby is born.

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