

Hon. Mr. PRIMROSE—I wish to add to the remarks I made a few moments ago, something that I had forgotten—that in regard to the Intercolonial Railway, hon gentlemen must not forget that it is the *quid pro quo* that the maritime provinces received for their share in the construction and maintenance of the canal system of Canada, and I think this would commend itself to the members of this House as fair play and justice. It would be very unfair to take this away from them.

The motion was agreed to.

The Senate adjourned.

### THE SENATE.

Ottawa, Thursday, February 20, 1902.

The SPEAKER took the Chair at Three o'clock.

Prayers and routine proceedings.

#### TRANSFER OF MANITOBA LANDS.

##### MOTION.

Hon. Mr. BERNIER moved :

That an humble Address be presented to His Excellency the Governor General praying that His Excellency will cause to be laid before this House, copies of all orders in council, documents, memorandums, or other papers, relating to the transfer, from the federal to the provincial control, of public lands allotted for education in Manitoba, or relating to the payment by this government to the Manitoba government of any money—whether it be on the capital or on the interest—derived from the sales of such lands; also copies of all correspondence between the government or any member thereof, and the government of Manitoba or any member thereof, or any other persons, up to this date, in connection with the above matter.

He said: It has been stated in the newspapers, and I have reason to believe, that there are some documents in connection with the matter to which my motion refers. It affects not only present interests, but future interests, and consequently it is a very important matter. I hope the government will have no reason to refuse the papers if there are any, and that they will be brought down as soon as possible. Unfortunately, in the past returns have not been brought down to this House promptly. I hope in this matter the returns will be laid

Hon. Mr. MACDONALD (P.E.I.)

on the table before long, so that when the matter comes before parliament we shall be enlightened on the subject.

Hon. Mr. SCOTT—There is no objection to the address going, and I will give instructions to have the papers prepared as early as possible. I do not know why there should be any delay about documents of that kind.

The motion was agreed to.

#### APPOINTMENT OF JUDGES IN NORTH-WEST TERRITORIES.

##### INQUIRY.

Hon. Mr. PERLEY rose to

Ask the government if they had appointed a judge to fill the vacancy caused by the death of the late Hon. Judge Rouleau, in the North-west Territories, and if so, who? and if not, why not? Also, have they appointed a chief justice for the North-west Territories, as promised for last session of parliament, and if so, who? and if not, why not?

Hon. Mr. SCOTT—In answer to my hon. friend's questions, I may say that the Hon. J. E. P. Prendergast, the judge of the Eastern Division Court in Manitoba, has been appointed to fill the vacancy caused by the death of Judge Rouleau, and Mr. Justice McGuire, the judge of the court of the North-west Territories, has been appointed chief justice.

Hon. Mr. LOUGHEED—Can the hon. Secretary of State say where Mr. Justice Prendergast will reside?

Hon. Mr. SCOTT—I fancy he will go to Prince Albert. If Judge McGuire comes down to Regina, I suppose Judge Prendergast will go to Prince Albert.

Hon. Mr. LOUGHEED—It is not likely that Judge McGuire will go to Regina. Mr. Justice Richardson is resident and senior Judge at Regina, and has resided there since the organization of the court. I apprehend if a change is made Mr. Justice McGuire may possibly be removed to Calgary.

Hon. Mr. SCOTT—I will make inquiry.

Hon. Mr. LOUGHEED—My hon. friend the Secretary of State should be better acquainted with the fact than I am.

Hon. Mr. SCOTT—I will make inquiry. I did not take enough interest in it to ascertain the details.