

THE STAR, ST. JOHN N. B., THURSDAY, MARCH 7, 1907

SEVEN

From 8 a.m. to 10 p.m. **ONE DAY ONLY, From 8 a.m. to 10 p.m.**

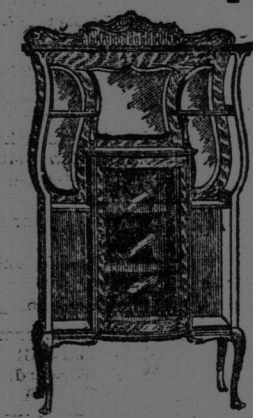
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PREMIER PUGSLEY GIVES OUT NAMES OF MEMBERS OF NEW GOVERNMENT.

List Same as Previously Outlined—Hon. Mr. Robinson Resigns Speakership and Mr. Osman is Appointed—Report on New Brunswick Coal and Railway Company Presented.

FREDERICTON, N. B., March 6.—The House met at 3 o'clock.

Hon. Mr. Pugsley—I promised yesterday afternoon that today I would



HON. F. J. SWEENEY, Surveyor General.

Inform the house as to who were the members of the new government. The list is as follows: Myself as premier and attorney general; Hon. C. H. Labllois, chief commissioner of public works; Hon. L. P. Farris, commissioner of agriculture; Hon. W. C. Jones, solicitor general; Hon. F. J. Sweeney, surveyor general, and Hon. Clifford W. Robinson, member of the government without office.

I may further take the house so far into my confidence as to tell them that Mr. Robinson has been offered the position of provincial secretary and has accepted it, but it has not been deemed desirable that he should be appointed to that office immediately, as the acceptance of it would vacate his seat and the house would lose his services.

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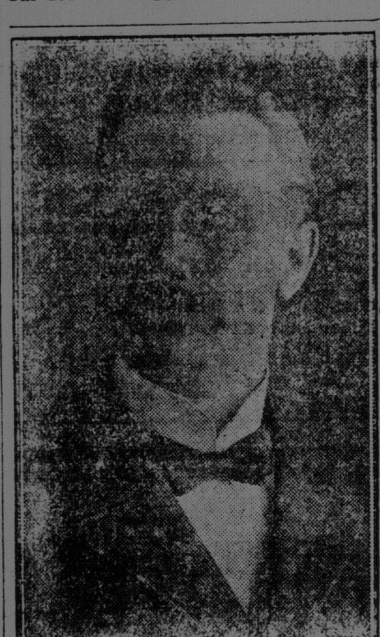
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A by-election at this time would cause delay and interruption of business.

Mr. Robinson Resigns Speakership

Mr. Speaker Robinson—I rise for the purpose of resigning my position as Speaker of this house, and while doing so I wish to state that the six years during which I have occupied the chair have been very pleasant ones to me, because members on both sides of the house have always treated me with the greatest courtesy. I feel very grateful for the support which I have re-



HON. C. W. ROBINSON, Ex-Speaker and Member of the Cabinet Without Portfolio.

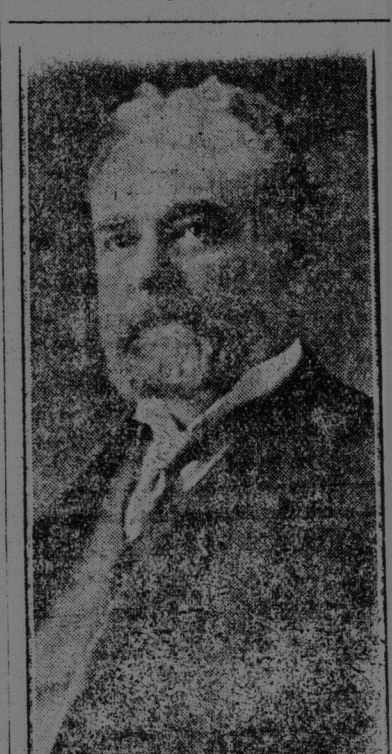
ceived from them and I retire from the position with the utmost good feeling for one and all.

Mr. Robinson left the chair and was escorted by the premier to the seat formerly occupied by Hon. Mr. Tweedie.

Mr. Osman Appointed

Hon. Mr. Pugsley, addressing the clerk, said: The lieutenant governor having been informed of the resignation of Mr. Speaker Robinson, and having given permission that the house should elect a new Speaker, it becomes my duty to suggest the name of a gentleman to fill that high position. Considering the example of order and dignity that has been set by the late Speaker and his predecessor in office, the house must feel that it is desirable that the new Speaker should be one possessing a competent knowledge of parliamentary procedure and of the business of the house. He should be a gentleman in every way distinguished by his courtesy of the highest impartiality and disposed to give the greatest measure of fair play to both sides of the house. I feel that the gentleman whose name I am about to propose is one who in every essential fulfils these requisites. I have much pleasure in presenting the name of C. J. Osman, a gentleman who has sat in the house for eleven sessions, of important committees and has on all occasions brought to the discharge of his duties knowledge and experience, excellent judgment and all the qualities that make up a gentleman. I have been in

many legislatures and I have never seen any one that was superior to our own in the demeanor and courtesy of its members. For dignity, courtesy and debate and gentlemanly conduct this legislature stands the peer of any, and I feel that the best traditions will be well sustained by the election of Mr. Osman to the Speaker's chair.



PREMIER PUGSLEY.

Hon. Mr. Labllois—I desire to second the nomination of Mr. Osman and in doing so I can only say that my experience with the hon. gentleman has been a most pleasant one, but I am sure that no one could be chosen who would be more agreeable to the hon. members on both sides of the house. Most of our speakers have been lawyers, so the election of a layman will be considered a great compliment. No place in this province will be better pleased with Mr. Osman's election than the city of Fredericton, where he has been a social favorite for many years.

Mr. Osman briefly thanked the members for the honor they had done him in electing him and was escorted to the chair by the Hon. Messrs. Pugsley and Labllois. He then addressed the house and said in assuming the position of speaker: I desire to express my grateful acknowledgments for the high honor conferred on me by this house. I should decline this office if I thus feel that the hon. members on both sides of the Speaker's chair are able and willing to render me their assistance in properly carrying out the duties of my office.

Hon. Mr. Pugsley after congratulating the new speaker, stated that the Governor would come at 4 o'clock to meet the house.

The house then took recess.

At 4 o'clock the Lieutenant Governor arrived and took his seat on the throne and signified his acquiescence in the choice of a Speaker by the house. After the Lieut. Governor had retired the business of the house was continued.

Mr. Pugsley Astonished

Hon. Mr. Pugsley—I rise to a question of privilege. I saw with great regret in The Sun of the second inst., a report of the speech made in St. John at a public meeting by a member of this house. The gentleman thus reported, Mr. Maxwell, according to The Sun, spoke as follows: "On a journey which he had recently taken to Chatham for the purpose of attending the late lieutenant governor's funeral he had observed many bottles of liquor taken from grips on the train and the great amount of social drinking indulged in even in public. On such conduct the public should set the stamp of disapproval, even though it should be induced by the premier or governor of the province." I regard this as a most serious animadversion on the gentleman who went to Chatham to attend the late governor's funeral, and I am unwilling to believe that Mr. Maxwell has been correctly reported. I a party, and in the same train with him, and I saw no conduct that would justify such comment.

Mr. Maxwell—I regret that the attorney general has brought up this matter, for the report has been cut

down so as not to convey properly my meaning. I have never made any public address that I have felt to be in bad taste. The attorney general did not travel in the same car with me, and what I saw was in another car. He must have noticed that it is a common occurrence for whiskey to be carried in grips, and I think that public opinion should stamp such conduct as improper, as it would do the conduct of any one in a lower position who drank liquor to excess.

Hon. Mr. Pugsley—I cannot but express the deep pain I felt that the member has not been able to contradict The Sun's report of his speech. Mr. Hazen—I rise to a point of order. I submit that this is not a question of privilege. The gentleman is out of order.

Hon. Mr. Pugsley—I will tell the gentleman why I think it is in order, and I think that the leader of the opposition should be one of the first to resent such an attack. I am in order because the report suggests that there was improper conduct on the part of the premier, and that is a direct reflection on the house. I would like to know what the hon. gentleman meant when he said that on such conduct the public should set the stamp of disapproval, even though it should be indulged in by the premier or governor of the province. I say that this is a matter of privilege, and when charges of that kind are circulated in regard to members of the house it is proper that they should be noticed here.

Mr. Speaker—I rule that the matter under discussion affects the honor of members of this house and may properly be considered a question of privilege.

Mr. Pugsley introduced a bill to amend chapter 10 of the consolidated statutes respecting executive appointments. He said that there was some doubt as to whether the head of a department could do the work of another head temporarily after he had resigned, for the third section only seemed to cover cases of illness or absence. The bill had for its object to make this matter clear.

Mr. Robinson gave notice of inquiry in regard to the St. John suspension bridge.

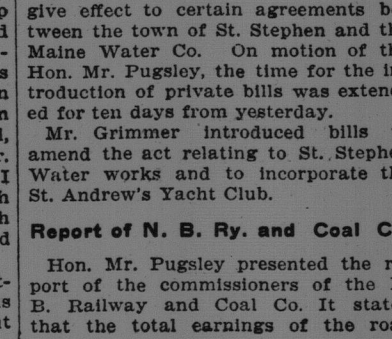
Mr. Maxwell gave notice of inquiry in regard to the Hall Creek bridge.

Hon. Mr. Labllois introduced a bill relating to the town of Dalhousie.

Mr. King introduced a bill to amend the N. B. Telephone Co. act.

Mr. Whitehead introduced a bill relating to the administration of justice in York county.

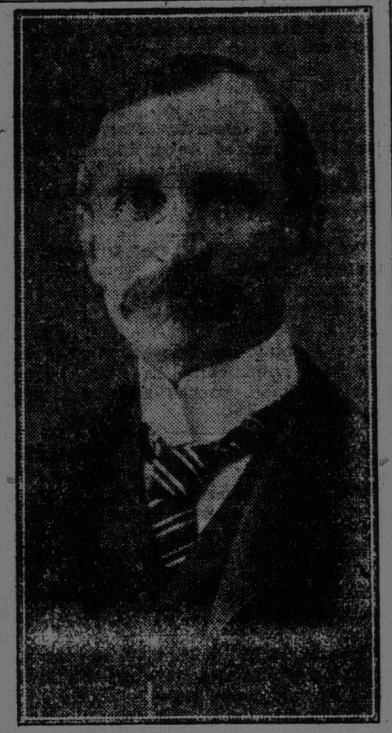
Mr. Currie introduced a bill relating to incorporation of the Jacques River Boom Company.



HON. L. P. FARRIS, Commissioner for Agriculture.

for the past year were \$43,196 as compared with \$37,001 in 1906 and \$25,387 in 1904. The earnings would have been much larger but for the fact that from June to October the Intercolonial railway was only able to supply one-fourth of the cars required for carrying coal to fill their own contract. The net earnings of the road were \$2,442 against a deficit of nearly \$6,000 for previous year, and of nearly \$14,000 for 1904. The tons of freight carried in 1906 were 38,731, of which 31,826 was coal, against 25,317 tons carried in 1905, of which 18,218 tons was coal. The coal carried in 1906 was nearly double the amount as much as in 1904. The number of passengers carried in 1906 was 13,940 against 10,338 in 1905.

The report dwells on the necessity for more rolling stock, as it is impossible to handle more than 21,000 tons of coal in a year with 46 cars, the number possessed by the company. The company



HON. C. H. LABILLOIS, Commissioner for Public Works.

is offered contracts for supplying coal to the I. C. R., the pulp mills of St. John, and general consumers all over the province, aggregating 73,000 gross tons for the ensuing year. Appended to the report are letters from the Canada Woodmen's Company, McLean, Holt & Co., the Maritime Dairy Co., the St. John Pulp and Paper Co., the Sussex Mfg. Co., and the Sussex Packing Co., highly commending the quality of the coal.

The report was read at the clerk's table and ordered to be printed in the journals.

Hon. Mr. Pugsley laid on the table the report of the auditor general and the public schools report and the report of the Educational Institute, also instead of \$5,000 a mile, and increase Maritime Board of Trade, the report of the St. John Public Hospital and of the Natural History Society of Miramichi.

Mr. Hazen gave notice of inquiry in regard to the Public Domain Act, the Hawkeah bridge, Gloucester clam beds and Game Warden MacDonald. Also notices of motion with regard to certain highway accounts and the correspondence relating to Hawkeah bridge.

Mr. Maxwell introduced bills to amend the Reformed Presbyterian Church Incorporation Act and relating to paving the streets of St. John.

Hon. Mr. Farris presented the agriculture report. It authorizes the company to issue bonds to the amount of \$8,000, instead of \$5,000 a mile and increase its capital stock from \$5,000 to \$12,000 a mile.

Hon. Mr. Sweeney introduced a bill relating to the Moncton Rural Cemetery Company.

Hon. Mr. Robinson was placed on the committee for nominating house committees in place of Hon. Mr. Tweedie. The house went into committee on the bill to amend chapter 187 of the Consolidated Statutes, respecting census, trespasses and pounds. Mr. Murray in the chair.

This bill had already been passed in committee, but was held to enable a section to be added which was suggested by Mr. Copp. This amendment, which was drafted by the attorney gen-

eral, provides that there is no liability for damages where cattle cross a stream unless it has been made by law or by a municipal council a lawful fence. The house took recess at six o'clock and met at 7.30, when the bill was agreed to in committee and reported to the Speaker. The house then adjourned.

SHEPLEY AND TILLEY GOT NO INSTRUCTIONS

Department of Justice Did Not Interfere

In Insurance Inquiry—Commercial Travellers' Tax.

OTTAWA, March 6.—In the commons today the Prime Minister stated in answer to a question by Mr. Foster that at the conference of provincial premiers an agreement had been arrived at with regard to the payment of provincial taxes by commercial travellers. The question of provincial taxes upon companies chartered by the Dominion government had been discussed, but no conclusion arrived at.

The Minister of Justice replying to a series of questions by Mr. Foster, said that payments on account had been made to Messrs. Shepley and Tilley in respect of work in connection with the insurance commission.

No money had been expended in providing funds to enable Mr. Clifford Sifton or anyone suggested by him to procure information or evidence for possible use before the commissioners.

Some information, Mr. Aylesworth said, had been received by him from different sources in regard to facts which might on investigation by commission, be established, but such communications were confidential and he had no right to disclose the source of any communication.

Neither the Minister of Justice nor department had received any written communication from Mr. Shepley from 28th April, 1906, to 3rd May, 1906, following up or further explaining the telegrams sent by him (Mr. Shepley) to the minister of the dates 28th and 27th April and 1st and 3rd May, 1906, from Mr. Shepley or Mr. Tilley.

There was nothing on file in the department, nor had he ever heard of any written communication with Mr. Shepley.

No suggestion, instructions, nor advice with regard to the conduct of the inquiry by the commission had been made by him to Mr. Shepley or W. Tilley in any official capacity.

No instructions or advice had been given to those gentlemen, or any suggestions beyond the communication to them of the facts pertinent to the inquiry above referred to.

Mr. Northrup called attention to a case where two Americans—Fowler and Buell—had recovered judgment against A. W. Fritchard and Obed Smith, immigration agent at Winnipeg, whom they charged with selling them lands under misrepresentation.

Mr. Boyce moved in amendment to the motion to go into committee of ways and means to deal with the tariff. "That the government ought not to continue in office public servants who in violation of their duties make use of their official positions to advance their private interests."

The amendment was defeated by 94 to 54, and the house went into committee at six and at once adjourned.

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GOING TO OTTAWA RE CASE OF PLACIDE RICHARD

MONCTON, N. B., March 6.—C. Lionel Hainington, a well known barrister, of Dorchester, left tonight for Ottawa, where he will make application to the supreme court of Canada for an order of habeas corpus, in the case of Placide Richard. The latter, who is a Moncton liquor dealer, was taken to Dorchester on Monday night to spend a month in jail for violation of the Canada Temperance Act, having been sentenced by Magistrate Kay in December last to pay a fine of \$200 or go to jail for a month. The grounds upon which Mr. Hainington will make his application for an order of habeas corpus are that Magistrate Kay had no jurisdiction to impose a penalty of \$200, and that the imprisonment is illegal.

THE GULF STREAM.

Something About This Peculiar River in the Ocean.

There is a river in the ocean. In the severest drought it never fails, and in the mightiest floods it never overflows. Its banks and its bottom are of cold water, while its current is of warm. The Gulf of Mexico is its fountain, and its mouth is in the Arctic sea. It is the Gulf stream. There is in the world no other such majestic flow of waters. Its current is more rapid than the Mississippi or the Amazon and its volume more than a thousand times greater.

It is believed that the warm waters of the Gulf stream are nowhere permitted in the oceanic economy to touch the bottom of the sea. There is everywhere a cushion of cold water between them and the solid parts of the earth's crust.

Now, cold water is one of the best nonconductors of heat, but if the Gulf stream were sent across the Atlantic in contact with the solid crust of the earth, comparatively a good conductor of heat, instead of being sent across as it is, in contact with a nonconductor of heat, it would be a cushion of water to feed it from the bottom, all its heat would be lost in the first part of the way, and the soft climate of France and England would be as that of Labrador, severe in the extreme and icebound.

BERLIN, March 6.—The death is announced of Dr. Earl Heinrich Von Boettcher. He was born in 1833 and served as minister of the interior under Bismarck.

FOWLER SUPPLIED FUNDS THAT BOUGHT RYAN'S ACCOUNT FROM BANK

Peter Ryan Claims Heavy Damages From the Bank and Makes Serious Accusations.

TORONTO, March 6.—It transpired today that the funds that bought Peter Ryan's account and collateral from the Bank of Montreal came from Geo. W. Fowler, M.P. The feud revealed before the session of the insurance commission in Toronto was laid bare again in the non-dury assizes this morning.

John D. Montgomery, who now holds the collateral that Ryan gave the Bank of Montreal to secure his account there is a representative of Fowler.

Under Fowler's instruction he negotiated for them, and with Fowler's money purchased them. He now holds them in trust for the member from Sussex, N. B. Montgomery's letters to Fowler were read this forenoon from numerous letter books. Justice Chute had some strong remarks upon the action of the witness in withholding these till this stage of the case instead of producing them on affidavit of production.

Fifty thousand dollars damages is claimed by Peter Ryan against the Bank of Montreal and John Montgomery, its solicitor. Ryan's complaints against the bank are numerous and serious. He accuses that institution of falsifying his personal accounts, improperly accusing him of being in its debt and wrongfully exposing his private matters to Montgomery.

ORONHYATEKHA'S BODY ARRIVES IN TORONTO

TORONTO, Ont., March 6.—Enclosed in a hermetically sealed copper lined casket, the body of the late Dr. Oronhyatekha, supreme chief ranger of the Independent Order of Foresters, arrived here this morning and was conveyed to Massey Hall, where this afternoon it lay in state and this evening memorial service was held. The route the cortege took was lined on both sides with crowds, and for a time street cars on King street, Queen and Yonge streets were blocked by the long procession till the final carriages were halted and the cars allowed to proceed. The band of the 48th Highlanders preceded the procession from Union station, playing the Dead March and the hymn "Nearer, My God, to Thee." Behind them was a bugle band of the Royal Foresters, brass and kettle drums of both being muffled and drummers keeping up low beating from the station to Massey Hall. The procession halted for a space at Foresters' Temple. The pall-bearers were B. W. Greer, London; Thomas Lavless, E. S. Cummer, Robert Mathison, Dr. Thomas Milburn, H. A. Collins, Toronto; Edward Bothwell, Kingston; and Rev. W. J. McCaughan, Chicago. These had been chosen from amongst the most intimate friends of the late Dr. Oronhyatekha himself a short time prior to his death.

AMENDMENT TO THE MEAT INSPECTION BILL.

OTTAWA, Mar. 6.—In the Senate today, Sir Richard Cartwright made an amendment to the meat inspection bill, which empowers the government to permit lobster and salmon canners to export cans of the products without the can being labelled.

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