

One Year's Progress

Nineteen-hundred and sixteen was a golden year in the history of The Mutual Life of Canada.

The following figures show the advance made in one year of the Company's history:

Paid to Policyholders.....	\$2,456,007.
Gain over previous year.....	\$480,788.
Income.....	\$5,613,273.
Gain over previous year.....	\$840,491.
Assets.....	\$29,361,063.
Gain over previous year.....	\$3,480,846.
Surplus.....	\$4,595,151.
Gain over previous year.....	\$341,907.
New Assurances.....	\$15,376,377.
Gain over previous year.....	\$1,018,390.
Assurance in Force.....	\$109,645,581.
Gain over previous year.....	\$9,553,551.

So successful was the Company that after meeting its numerous war claims in addition to ordinary mortality, it was found possible to pay the same liberal profits in 1917 as in ordinary years.

In war-time or peace-time The Mutual steadily advances in size and strength.

The Mutual Life of Canada

WATERLOO ONTARIO

A. S. RENDELL, Gen. Agent. W. J. PIKE, Spec. Agent

St. John's, Newfoundland

Supreme Court's Decision.

IN PROHIBITION ARGUMENT.

On resuming his argument at 2.30 p. m. yesterday Mr. Howley, K.C., who occupied the attention of the Court for an hour and a half, held that, as Stipendiary Magistrate, Judge Penney had no jurisdiction to sit at St. John's; that as a J. P. he had no power to hear this case, as it was not contemplated by section 24 of the Quarter Sessions Act, 1901; and that his commission as Stipendiary Magistrate for Newfoundland was null and void, because the stipend therefor had not been provided by the Legislature. Mr. Dunfield made an able reply, pointing out that Judge Penney had authority to try the case on the grounds (1) that as Stipendiary Magistrate for Carbonear and J. P. for the Island Judge Penney could try the case; (2) that he holds commission as a Stipendiary Magistrate for the Colony; (3) that the fact that he is not a Judge of the Central District did not prevent him from acting as Stipendiary Magistrate in that district; (4) that any interest he might have had in Prohibition was not such as would prevent him from deciding the case impartially.

After a few brief observations made by Mr. Howley the full bench retired and an hour later returned to Court. The Chief Justice delivered the judgment, in which Judges Johnson and Kent concurred. The text of the judgment is as follows:—

IN THE SUPREME COURT OF NEWFOUNDLAND.

In the matter of the application of Patrick Shea that a Writ of Prohibition issue to Alfred Penney, Esq., prohibiting him from proceeding with the hearing of a plaint charging the defendant with a breach of Section 4 of the Act 5, Geo. 5, Cap. 11.

PER CURIAM.
This is an application for a Writ of Prohibition directing the respondent not to proceed with the hearing

of the summons issued by him on the complaint of the Superintendent of Police against Patrick J. Shea, who is charged with a breach of the Act prohibiting the importation, sale and use of intoxicating liquors in this Colony. The applicant objects that the respondent is not a Stipendiary Magistrate within the Central District. In answer to this objection the respondent produces a commission dated February 26th, 1917, appointing him a Stipendiary Magistrate for the Colony, and he further contends that in the circumstances existing here he has jurisdiction, being a Stipendiary Magistrate at Carbonear. The power of His Excellency the Governor in Council to appoint a Stipendiary Justice is dependent upon the stipend being ascertained and established by the Legislature. The commission of Feb. 26th, issued without Legislative sanction and is clearly invalid. The Legislature alone can provide the stipend, and until it has done so the office of Stipendiary Magistrate has no legal existence. Any authority which the respondent possesses must therefore be derived from his commission as the Stipendiary Magistrate at Carbonear or as Justice of the Peace. As such Magistrate he is by statute a Justice of the Peace for the Colony.

By the Act 1, Edw. 7, Cap. 5, Sec. 24 it is provided that "in places in which there may be no resident Magistrate or when he shall be absent, a Justice of the Peace may exercise his jurisdiction and authority as if he were a Stipendiary Magistrate, save summary trial under sections 8 and 9 of this Act." The exception has no bearing in this case. Counsel for the applicant contends that this section does not apply to St. John's, because the Central District Court Act constitutes the Judge of that Court the Magistrate for St. John's and that the Court must be presumed to have a continuous existence. A clear distinction exists between the Central District Court and the Magistrate's jurisdiction. The latter is not annexed by the Statute to the Court but to the persons of the Judges, and if no Judges have been appointed for the District Court it must follow that

there is no resident Magistrate in the city. St. John's therefore becomes a place within the meaning of section 24 of 1 Edw. 7, Cap. 5, and the respondent as a Justice of the Peace for the Colony may exercise his jurisdiction and authority here as if he were the Stipendiary Magistrate. It will therefore be competent for the respondent to amend the summons issued by him or issue a new summons as a Justice of the Peace acting as a Stipendiary Magistrate.

The rule nisi is discharged.

St. John's, March 9th, 1917.
It was ordered by the Court that Mr. Shea should not pay costs of the application for a writ of Prohibition, as Judge Penney had issued the summons against Mr. Shea as Stipendiary Magistrate, leading him to believe that the summons was issued by him under his recent commission as Stipendiary Magistrate for the Colony.

The hearing of the alleged breaches of the Prohibition Act against the several parties will take place before Judge Penney at the Magistrate's Court on Tuesday next.

W. P. A.

Edith. Cavell Homes of Rest for Nurses.

Amt. already acknowledged.....	\$500 00
Robinson & Co.....	25 00
Mrs. M. G. Winter.....	100 00
Mrs. Geo. Shea.....	10 00
Mrs. Crowley.....	5 00
Mrs. Lockyer (Trinity).....	20 00
Nfld. Nurses' Association.....	20 00
Miss Duncan.....	15 00
Lady Horwood.....	10 00

\$705 00

M. SOUTHCOTT.

Mar. 8, 1917. Hon. Sec.

FAMOUS WORDS OF FAMOUS MEN.

Alexander: This will be the last great war.

Caesar: This will be the last great war.

Richard I.: This will be the last great war.

O. Cromwell: This will be the last great war.

B. Franklin: This will be the last great war.

U. S. Grant: This will be the last great war.

W. J. Bryan: This will be the last great war.

—From Life.

Minard's Liniment Co., Limited.
Gentlemen,—My daughter, 13 years old, was thrown from a sleigh and injured her elbow so badly it remained stiff and very painful for three years. Four bottles of MINARD'S LINIMENT completely cured her and she has not been troubled for two years.

Yours truly,

J. B. LIVESQUE.
St. Joseph, P. O., 18th Aug., 1909.

Here and There.

FREIGHT.—Schooners are wanted to load Lumber at Riverhead, St. Mary's, for conveyance to St. John's. **HORWOOD LUMBER CO., LTD.**—m10,10i

REQUIRE MASS.—On Tuesday last High Mass and Office was celebrated for the souls of the late M. J. Kennedy, M.H.A., and John Kennedy, of Brocton, Mass.

MASONIC CLUB.—Annual Meeting Masonic Club will be held 8 p.m. Wednesday, 14th March, 1917. **S. A. CHURCHILL.**—mar10,3i,s,m,w

PERSONAL.—The many friends of Mr. Clare Netten, youngest son of Canon Netten, of Topsail, who has been very ill since Ash Wednesday, will be pleased to hear that his condition has somewhat improved.

Beware of the salesman who says his engine is just as good as MIANUS. You can teach a PARROTT to say "JUST AS GOOD", but he doesn't know what he is talking about. —mar8,3i,th,s,tu

WINTER FISHERY.—With twelve dories and skiffs and eight boats fishing the total catch of codfish to date between Channel and Port aux Basques is 5,200 quintals. Prospects are good with a sufficient supply of bait, notwithstanding the prevalence of ice.

Quite a sensation was created among the ladies who were down town Saturday last by a window display of beautiful White and Gold China, while a large sign which read "FREE TO YOU" added considerably to the general excitement among them. Every woman loves pretty china and we have been asked to state that any quantity of the china now on display in the window of the new Premium Store, 164 Water Street, can be obtained for Cigarette Coupons, Premium Passes, Slicker or Master Workman tags. Ladies! Your husband, brother or sweetheart hasn't even half an excuse to offer you for not using the Tag or Coupon brands.—mar8,10

MINARD'S LINIMENT CURES RHEUMATISM.

This woman's experience will help you with your breadmaking



She writes: "My grocer told me to get Cream of the West flour for bread—he could recommend it. It makes bread white and light, so now I won't have any other." A flour so satisfactory that it deserves such praise from those who actually use it is well worth trying. Women everywhere who use it, recommend.

Cream of the West Flour

the hard wheat flour that is guaranteed for bread

Give it a trial. See for yourself how splendidly it makes bread that rises right up out of the pans. Cream of the West flour is rich in gluten. This highly nutritious substance has such wonderful elasticity or power of expansion that it imprisons the gas developed by the yeast, thus enabling your bread to rise properly.

If you want fine big, bulging loaves, with delicious flavor, even crumb and all the wholesome nutritious quality of Western hard wheat, you decidedly ought to try Cream of the West flour for your next batch. If your bread proves unsatisfactory, return the unused flour to your dealer; also bring this advertisement which is our guarantee. He will return your money and we will repay him.

Our Domestic Science Experts solve your problems

Do you know what makes bread go sour sometimes? Are you puzzled about your pie crusts turning soggy for the first time, in spite of your close attention to the recipe? Would you like advice about the right kinds of pastry for different kinds of fillings? It is such unexpected, mystifying difficulties as these that we want to help you solve. No matter what your problem may be, with either

your bread or your pastry baking, our Domestic Science experts are cordially willing to help you solve it—whether you use our flour or not. Just write us a letter in your own way and explain clearly what you want to know. Give name of your dealer, and also state what flour you are using. Address—Domestic Science Department, Campbell Flour Mills Co., Limited, Toronto, Canada.

You can get these famous books Free



Ye Old Miller's Household Book may be had for a certain number of cards. This splendid book contains 1000 recipes; large medical section—telling how to deal with accidents, sickness, etc. Every home should have this book.

Users of Cream of the West flour have the splendid privilege of selecting books free, from the Campbell Library. In every barrel, half-barrel or sack you will find a colored library card. Collect and send these cards to us in exchange for books, which become your own property. Here are some of the titles of the books you may select:—"David Copperfield," by Dickens; "Last Days of Pompeii," by Lord Lytton; "The Three Musketeers," by Dumas; "Vanity Fair," by Thackeray; "Waverley," by Sir Walter Scott; and standard favorites by Benmore Cooper, Hawthorne, Reade, Charlotte Bronte and others. Also books for boys and girls. Full list on cards.

The Campbell Flour Mills Company, Limited, Toronto, Canada

Dealers can procure Campbell's Flours from

BOWRING BROTHERS, LIMITED, ST. JOHN'S, N. F.,

Wholesale Distributors for Newfoundland.

Conditions North.

AND IN THE STRAITS.

The latest reports to the Marine and Fisheries Department are:—
Catalina—Light S. S. W. wind; weather clear and fine; ice 3 miles off the northern head.

Greenpond—Wind S. very light; Bay full of ice.

Nipper's Hr.—Moderate S. E. wind; weather dull; not much ice in the Bay; no seals seen.

Pogo—Wind S. E., a moderate breeze; weather fine; no water in sight.

La Scie—Moderate S. W. wind; weather fine; ice moving off shore; no seals.

Full Cove—Moderate S. wind; ice light on land; weather dull.

Twilligate—Weather calm; light breeze from S. E. at intervals; moderately cold, fine and clear; Bay still full of ice; a few seals reported seen yesterday.

Bonavista—Very light S. by E. wind; weather fine and clear; no change in ice conditions; no ships to be seen.

Belle Isle—Light N. E. wind; open slob about.

Flower's Cove—Weather dull and cold with S. E. wind; Straits blocked.

Codroy—S. E. wind, blowing a storm; ice moved off from land.

Coughs and Colds can be cured by using Stafford's Phoradone and Stafford's Liniment.

HERE AND GONE.—Rev. W. Stenlake the "Soldier Parson," who reached the city from Campbellton yesterday left by this morning's train for Broad Cove, B. D. V., where he will preach in the Methodist Church tomorrow, and on Monday night will deliver a patriotic address in one of the public buildings.

Curling.

On Monday night, at the Curling Rink, the third round of the games on the knockout system will be played, as follows:—

W. J. Higgins vs. T. Winter.

E. J. Rowe vs. W. T. Shirran.

A. Robertson, bye.

Great interest is being displayed in these games by the members of the Association, and Monday night's contest promises a large attendance.

Be Cured To-Day of Backache

Your persistent back-ache can have but one cause—Diseased Kidneys—and they must be strengthened before the back-ache can be cured.

Your best remedy, and the quickest to act is Dr. Hamilton's Pills; they cure kidney back-ache in a hurry.

Simply wonderful is the action of this grand old medicine which, for liver, kidney and stomach disorders has no equal. Dr. Hamilton's Pills will surely cure your back weariness, they will bring you appetite, color, strength and good spirits. Being purely vegetable they are mild, not drastic. Get a 25c. bottle of Dr. Hamilton's Pills today.

NFLD. SEAMAN DROWNED.—A message to the Marine and Fisheries Dept. from R. R. Smith of Gloucester, received yesterday, stated that one of the seamen lost on the ill-fated schooner, Flirtation, as referred to in the Telegram a few days ago, was Jas. Griffin of Hr. Grace.

Over 300 trans-Atlantic passenger and freight steamers have their lifeboats powered with MIANUS OIL ENGINES.—mar8,3i,th,s,tu

Here and There.

Fresh Smelts and Fresh Herring at ELLIS.

ADVENTIST.—Subject: "The Remnant of Israel." All welcome. Evangelist D. J. C. Barrett.

The more a man knows about an Engine, the more eager he is to own a "MIANUS."—mar8,3i,th,s,tu

OUT OF HOSPITAL.—Mr. P. J. Grace, who recently underwent special medical treatment at N. Y. York, is out of hospital and is expected about the end of the month.

Stafford's Liniment cures Rheumatism, Lumbago, Neuralgia and all Aches and Pains.

BANKER DOING WELL.—The vessel of which Capt. Thornhill, of Burin, is in charge on the western banking grounds is reported to have 700 qts. of codfish to date.

Received a shipment of Scotch Coopers' Tools. BOWRING BROS., Ltd., Hardware Dept.

COUNCIL EMPLOYEES BUSY.—During last night's rain storm a number of Council employees were engaged clearing gutters and drains in the various streets to prevent floods.

Do not confuse MIANUS OIL ENGINES with so called Kerosene Engines that are being sold in Nfld. Mianus is a GENUINE OIL ENGINE, and not only operates on low grade Kerosene, but will give entire satisfaction on such well known brands of fuel oil as Gulf, Star, Zobel, etc. —mar8,3i,th,s,tu

Our Volunteers.

The following young men—all residents of St. John's—have enlisted since Thursday:—

Edmund Peters, Michael Kelly, Hy. Smith, Geo. Motty, F. Thistle, E. Walsh, W. J. Griffin.

The regular regimental church parade will be held to-morrow morning, the members of the different denominations attending their respective churches.

What a Gas Range Means for You, Mrs. Housekeeper.

The gas range is a muscle saver and a step saver. Think of the many tons of coal you used in that coal range, and how you have had to handle it all twice; first, carrying it up out of the cellar; then, from the kitchen to the ash barrel.

No more soot to wipe away; no more ashes to cart away; no more wood to fetch; no more coal dust; no more smoke and no more reason why the kitchen cannot be kept as clean and as orderly as the parlor. The gas range means just this.

Saves 50 Per Cent. of Kitchen Cares.

Half of the labor in the house is caused by dust from the coal range. Every time it smokes, no matter how good the draught may be, clouds of ashes rise and settle on the furniture.

It Eliminates Hard Work.

Use a gas range and you will live better, you will play better, and you will work better because the use of the gas range eliminates the drudgery of carrying coal, ashes and the chopping of kindling, as well as the drudgery of cleaning up a lot of dirt, and best of all, for the cook it makes it unnecessary for her to stand over a hot stove from two to three hours a day.

AN

When your head is done-up and goes to matter with you, for

FOR THE STOMACH

days and note how it shows it restores the system to doing enables you to

SEIGE

The new 1.0

LON

LONDON, Feb.

MRS. AUSTEN CHAMBERLAIN

The birth of a second

Secretary of State for

ed considerable excitement

family, for his other son

almost ten years ago. The

the greatest delight of J.

berlain's last saddest

Austen Chamberlain, who

Ivy Dundas, daughter of

ry Dundas, has always

interest and active part

bands public career. The

delightful house in the

London, and live also at

They have one daughter.

CRUITS DOG

Charles Cruft has been

of 2,500 in connection with

show in the Agricultural

ton—a surprising total

and with travelling expenses

cent. more than the per

end of last year. The

Judges, Hugo Ainslie, a

ker, are specially favor

mer having drawn all

colliers, while the

His 318 fox-terriers, a

rough coated, will provide

a hard day's work. The

dogs number 135; three

terriers and 99 Aired

ures are the big non-spor

a fact which need cause

these days. The work

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pears likely to come to

"PEG-TOP" PETTICOATS

A voluntary league of

suggested the members

shall pledge themselves

to the proposed "peg-top"

protest against dress

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period of rigid economy

by the war. Not many

like, even in war time

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provoking a very de

may lead to a demand

for. Those women who

that the present is a

time for a revolution in

our clothing—both

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at no previous period

same degree have

Your correspondent is

ting with a lady who

proven more columns

of intelligence for

and periodicals than

lived, and that asked

it was that I asked

dear Sir," she replied

"I writing all these