

The Weekly Monitor

AND

Western Annapolis Sentinel.

VOL. 37

BRIDGETOWN, ANNAPOLIS COUNTY, NOVA SCOTIA, APRIL 28, 1909

NO. 2

Death of a Favorite

Canadian Author

Mrs. Cecelia Viets Jamison, widow of Samuel Jamison, of New Orleans, died on Easter Sunday at midnight, after a long illness. Her death took place peacefully at Roxbury, where she had spent the last two winters. She had suffered for some years from a chronic disease of the heart, which was the immediate cause of her death.

Mrs. Jamison was a Canadian by birth, the daughter of the late Viets Dakin and great granddaughter of Rev. Roger Viets, vicar general of Massachusetts. She was educated in private schools in Canada, Boston and abroad and was a distinguished artist and author. Her portrait of the poet Longfellow is hung in Tulane University at New Orleans and a portrait of the naturalist, Professor Agassiz, which she painted when she was still a very young woman, is in the Natural History rooms of this city.

The manuscript of Mrs. Jamison's first book, "Woven of Many Threads," was corrected by Longfellow and is now in the rooms of the Massachusetts Historical Society, to whom it was presented by the author, with several of Mr. Longfellow's letters. Mrs. Jamison is perhaps best known as the author of children's stories, published in the St. Nicholas as serials and later in book form. "Lady Jane," "Toinette's Philip," and "Thistle-down," all stories of New Orleans, are perhaps the best known of her children's books. "Lady Jane" has been translated into French, German and Norwegian and has been put into the Braille type for the blind. Her "Story of an Enthusiast" is perhaps the best known of her books for older readers. She was a contributor of short stories to popular magazines such as Harpers, Scribners, etc.

Mrs. Jamison's husband, the late Samuel Jamison, was a well-known New Orleans lawyer, whom she survived by about eight years. Since Mr. Jamison's death she has spent her summers in Nahant with her sister, Mrs. A. E. Robinson, who survives her. Mrs. Jamison also leaves a brother and several nieces and nephews.

Florence Kinrade Determined not to Undergo Ordeal Again

Toronto, April 25.—Application was made before Justice Teetzel for a writ of certiorari in the Kinrade case on Saturday by Mr. Robinette to bring a warrant issued for Miss Florence Kinrade, by the Hamilton Coroner, into court. The judge will hear the argument on Monday, and if he refuses it, and Miss Florence Kinrade is arrested, her counsel will at once apply to a Supreme Court Judge for a writ of Habeas Corpus, the intention being to fight to the last ditch the proposal to have Miss Kinrade appear again in the witness box.

Car Rolls Over Embankment

A serious accident occurred on the Halifax and South-Western railway near Middleton on Saturday afternoon, 23rd instant, in which a number of passengers were injured.

The train, which consisted of a passenger coach, baggage car and a box car, was rounding a curve about seven miles south of Middleton, when the passenger coach left the rails, and breaking from the baggage car, rolled over on its side down the bank, striking a heavy telegraph pole.

About a dozen passengers were in the coach, all of whom were shaken up and several were considerably injured. Clarence Yeaton, of Hantsport, received the worst injury, being hurt internally. Conductor Allen had the end of a finger cut off by being driven through a window pane; P. R. Bentley, of Kentville, had a bad shaking up and his head was cut; Mr. Seamon, of Paradise, had his lip cut and his hip bruised; Bennett Morton, of New Germany, and ex-Mayor Day, of Parrsboro, were slightly injured. The passengers were placed in the baggage car and conveyed to Middleton.

Officers of the Bridgetown Tennis and Quoit Club

Mr. H. Ruggles—Hon. President.
Mr. R. W. Elliot—President.
Mr. F. R. Fay—Vice President.
Mr. F. R. Beckwith—Sec'y-Treas.
MANAGING COMMITTEE.
Dr. Burns.
Dr. Anderson.
Mr. H. L. Bustin.
Mr. A. F. Hiltz.
Mr. H. B. Hicks.
Mr. R. R. Ruggles.
ENTERTAINING COMMITTEE.
Mrs. T. Daniels.
Mrs. L. D. Shafner.
Mrs. W. D. Lockett.
Miss Lillian Fowler.
Miss Madge Morse.

Damages for Widow of Automobile Victim

After a trial lasting three days in the Supreme Court the jury in the case of Hutchings vs. E. L. MacDonald returned a verdict early last evening in favor of the plaintiff, and awarded her \$3,500 damages for the death of her husband.

The plaintiff, Mrs. Isaac Hutchings, brought action against Mr. MacDonald for \$6,000 damages for the death of her husband, who was struck by an automobile on Quinpool Road last summer.

The case was tried before Judge Drysdale and a jury of which R. A. Spawton was the foreman. The evidence was finished on Wednesday and yesterday H. H. Mellish for the defendant and J. J. Ritchie for the plaintiff addressed the jury. After the judge's address the case was given to the jury at 4.50 o'clock, and at 6.45 o'clock the jury returned a verdict in favor of the plaintiff for the above amount. The case attracted great interest, and many spectators were present each day of the trial.—Halifax Chronicle.

Annapolis SS.

In The Municipal Council

Semi-Annual Session 1909

Council met in the Court House at Bridgetown in the County of Annapolis on Tuesday, the 20th day of April, A. D. 1909, at ten o'clock in the forenoon.

Present: The Warden and Councillors Outhit, Charlton, Fitch, Foster, Bent, Armstrong, Porter, Rawding, Healy, Piggett, Bishop, Grimm, Thomas, Buckler, and Brown.

Minutes of annual session 1909 read and approved with the following amendment: Page 12, line 1, should be Councillor Healy instead of Councillor Hall.

Ordered: That the report of the Board of Revision and Appeal lie on the table for further consideration.

Upon reading the petition of J. C. W. Ditmars and upwards of twenty others, freeholders of the County of Annapolis, praying for certain changes to complete the work of opening up a new road at Deep Brook, the report of the Committee, J. B. Whitman, W. D. Long, and R. V. Ditmars, recommending said changes, the notice of the opening of said road, and it appearing that the law had in all respects been complied with, on motion it was ordered that the Warden be instructed to procure from Mr. J. C. W. Ditmars a deed of the lands necessary to build said road and upon receipt of this conveyance said Ditmars be entitled to receive damages awarded by Committee.

Ordered: That the consideration of the report of the arbitrators appointed to place a valuation on certain lands of Hon. O. T. Daniels taken by the Municipality for the purpose of making a change in the location of Trout Lake road so-called be indefinitely postponed.

Upon reading the petition of Norman Milberry and upwards of twenty others, freeholders of the County of Annapolis, praying for the opening of, or removal of, the fence from the road known as the Messenger Road, running from Arlington to Ste. Croix Cove.

On motion it was ordered that the prayer of said petition be granted and William C. Hall be appointed to enquire into the necessity for said road and report.

Upon reading a further report of the commissioners appointed to lay out a road from the Granville road to the Beaconsfield road at the line of Edmund Clarke and Mrs. Agnes Shaw, in Ward 5, also the report of J. B. Whitman, surveyor.

It was ordered that the reports be received and adopted and that the necessary notices be posted.

Following are the reports:

To the Warden and Councillors of the Municipality of Annapolis:

Gentlemen.—We, your Committee, appointed to lay out a new road from the Granville road to the Beaconsfield road at the line of Edmund Clarke and Mrs. Agnes Shaw, beg to report as follows:

In order to do the work we found it necessary to have a surveyor and engaged Mr. J. B. Whitman.

We had the road laid out a width of thirty-six and one-half feet from the Granville road to the farm of Mr. Reese, taking twenty feet wide from Mrs. Shaw, and sixteen and one-half feet from Edmund Clarke, and from Mr. Reese's farm to the Beaconsfield road we had it laid out a width of thirty-three feet, taking the land from Edmund Clarke. Mr. Clarke received pay for this land, the money being made up by subscription, some years ago, giving a deed to one Buckler, but deeding it for road purposes only.

Mrs. Shaw will give her portion of the land for the road.

We recommend that the Municipality pay for the fencing of said road.

We have instructed the surveyor, Mr. Whitman, to furnish you with plans in duplicate of the said road for your further information.

Respectfully,
ANDREW WALKER,
J. HOWE RAY,
BYRON PHINNEY,
Committee.

Granville, April 15th, 1909.

To the Warden and Councillors of the Municipality of Annapolis:

Gentlemen.—Being called upon by a Road Committee, consisting of Messrs. Andrew Walker, J. Howe Ray and Byron Phinney, to lay out and make plans for the duplicate of a proposed road from the Granville road to the Beaconsfield road at the line of Edmund Clarke and Mrs. Agnes Shaw, I beg to report as follows:

I marked out the same from the Granville road to Mr. Reese's farm, a width of thirty-six and one-half feet, taking twenty feet from Mrs. Shaw and sixteen and one-half feet from Edmund Clarke, and from Mr. Reese's farm to the Beaconsfield road a width of thirty-three feet, taking it all from Mr. Clarke.

I have attached hereto plans in duplicate for your further information.

Respectfully yours,
J. B. WHITMAN,
Bridgetown, April 17th, 1909.

Upon reading the petition of H. S. Potter and upwards of twenty others, freeholders in the County of Annapolis, praying for a new road beginning at a willow tree on the so-called Church road and following a westerly direction through lands owned by Lindley V. Shaw and Mrs. Louisa Shaw to the Main Post Road leading from Clementsport to Annapolis, the report of Edward Bartheaux, a commissioner appointed to enquire into the necessity of said road.

On motion it was ordered that the report of said commissioner be received and adopted and the Clerk be instructed to post the necessary notices.

Following is the report:

To the Warden and Councillors of the Municipality of Annapolis:

Your Commissioner appointed to examine whether the proposed new road, as per precept hereto annexed, will be a benefit to the public, etc., reports as follows:

I have examined the proposed site and am convinced that a new road over the same will be a great benefit to the public, and have laid out the same agreeably to the plans hereto attached.

This road will take a piece of land from Lindley V. Shaw who, I understand, has already given an agreement to the Municipal Council to the effect that he desires no compensation for the same.

I have made an agreement with Louisa Shaw by which she is to receive sixty dollars as compensation for land taken from her, and also an agreement with Alice Loretta Potter by which she is to receive twenty-five dollars as compensation for land taken from her.

All of which I trust will be satisfactory.

EDWARD BARTEAUX,
Commissioner.

Deep Brook, April 17th, 1909.

Upon reading the petition of Clarence Gregory and upwards of twenty others, freeholders in the County of Annapolis, praying for the laying out of a road beginning at the Mills road, Granville Ferry, at or near the building known as the old school house following the course of said road until it comes to the hill just above the foot of the mountain, instead of running north, so along the side of the mountain, in a north-westerly direction.

It was ordered that the prayer of said petition be granted and Edward Buckler, William VanBlarcom, and Edward Bartheaux be a Committee to enquire into the necessity for said road.

Upon reading the petition of Isaac T. Coulstan and upwards of twenty others, freeholders of the County of Annapolis, praying that a Committee be appointed to examine a piece of public highway known as the McNelly Hill to slightly change the road going round the hill instead of straight up and down the hill.

It was ordered that the prayer of said petition be granted and Ira D. Parker, Charles Woodworth, and Geo. W. Harris, senior, be a Committee to enquire into the necessity of said

change and report.

Upon reading the petition of Charles Baker and Enoch Downie be added to road district No. 1 in Ward One and be a public road.

It was ordered that the prayer of said petition be granted and that H. M. Harris, George Watson and Jacob Downie be a Committee to enquire into the necessity for said change and report.

Upon reading the petition of R. W. McCaul and upwards of twenty others, freeholders in the County of Annapolis, praying that a committee be appointed to take into consideration the advisability of making a change in the road leading from Litchfield to Fundy section at what is known as McCaul's Hill, said change to begin near the top of hill on west side and run along side of hill some thirty rods more or less to the south of the old bridge there to cross brook where it will need but a small bridge, thence to north along side hill on east side until it comes to old road at top of hill some thirty rods more or less.

It was ordered that the prayer of said petition be granted and W. C. Woodworth, Richard McCaul and Edward Bartheaux were the Committee appointed.

Upon reading the petition of David Milner and upwards of twenty others, freeholders of the County of Annapolis, asking for the changing of the course of the Highway leading from Granville to Parker's Cove.

It was ordered that the prayer of said petition be granted and that David Milner, George A. Gilliat and Edward Bartheaux be appointed a Committee to enquire into the necessity of said change.

Ordered: That Alonzo Corkum be road surveyor in place of W. H. Marshall, Section 8, Ward 16.

Ordered: That George Wilson be road surveyor in place of Earl Saunders, Section 23, Ward 13-25.

Ordered: That William Gallagher be road surveyor in place of James Gallagher, Section 17, Ward 10.

Ordered: That James Carling be appointed constable for the County of Annapolis.

Ordered: That Chalmers Woodbury be lumber surveyor Ward 10.

Ordered: That W. W. Clarke be road surveyor in place of O. H. Ford, Section 10, Ward 9.

Ordered: That Orin C. Potter be lumber surveyor in Ward 8.

Ordered: That William Henderson be appointed road surveyor in place of Caleb Sarty, Section 7, Ward 6.

Ordered: That William Hall, of Lawrencetown, be constable for the County of Annapolis.

Ordered: That George Chute be appointed fence viewer in place of Edgar Fellows, Ward 4.

Ordered: That the Warden be appointed a Committee to make enquiries in reference to the indebtedness of the Local Government of this Province to this Municipality in regard to over expenditure on Road and Bridge account for the year 1907.

Upon reading the petition of Jesse H. Balcom and upwards of twenty others, freeholders of the County of Annapolis, praying for a road beginning at the old post road a little west of the Pickup road so called at a point near the foot of the east side of the Balcom Hill continuing thence in a west north west direction until within a few rods of the railroad, then bending and continuing in a west south west direction for twelve or fifteen rods would cross the railroad at Bent's private crossing where it would meet the lower or shore road, the report of Edward Bartheaux, Wallace Berry and Fred S. Jones, a Committee appointed to in-

(continued on page 8.)

Special Meeting of Town Council

A meeting of the town council of the town of Bridgetown was held in the council chamber on Saturday evening, 24th inst., at 7.30 p. m., with Mayor Ruggles in the chair and councillors present as follows: Chalmers, Dixon, deWitt, Longmire, Calder and Freeman.

The following resolution was passed: That the following bills be paid, viz:—Roll, \$6.12. R. Allen Crowe's bill, \$1.00. W. A. Chute \$1.00. A. D. Brown, for registerial births and deaths for the quarter ending December 31st, 1908, \$2.75.

The rate book was laid before the council and approved by the council as a committee of the whole and it was thereupon resolved that the 1st day of June, 1909, be and the same was fixed as the date on and before which the rates and taxes read and set down in such book in respect to property and income shall be payable, and that five per cent. be established and fixed as a rate of discount, and that any person, firm, company, association, or corporation paying to the town treasurer his or her rates and taxes on or before the first day of June, 1909, shall be entitled to such discount therefrom of five per cent., and that interest at a rate of five per cent. per annum shall be paid on any rates and taxes or balance thereof that are unpaid after the said first day of June, 1909, and such interest shall be added to the unpaid rates and taxes or balances thereof, due by any person, firm, company, association, or corporation, and shall be collected or chargeable in the same manner as rates and taxes are collected and chargeable under the provisions of the Town's Incorporation Act and as though the said interest was a part of the said rates and taxes.

Minutes read and approved.

Council adjourned for two weeks.

Ordered that the following bills be paid, viz:—Roll, \$6.12. R. Allen Crowe's bill, \$1.00. W. A. Chute \$1.00. A. D. Brown, for registerial births and deaths for the quarter ending December 31st, 1908, \$2.75.

The rate book was laid before the council and approved by the council as a committee of the whole and it was thereupon resolved that the 1st day of June, 1909, be and the same was fixed as the date on and before which the rates and taxes read and set down in such book in respect to property and income shall be payable, and that five per cent. be established and fixed as a rate of discount, and that any person, firm, company, association, or corporation paying to the town treasurer his or her rates and taxes on or before the first day of June, 1909, shall be entitled to such discount therefrom of five per cent., and that interest at a rate of five per cent. per annum shall be paid on any rates and taxes or balance thereof that are unpaid after the said first day of June, 1909, and such interest shall be added to the unpaid rates and taxes or balances thereof, due by any person, firm, company, association, or corporation, and shall be collected or chargeable in the same manner as rates and taxes are collected and chargeable under the provisions of the Town's Incorporation Act and as though the said interest was a part of the said rates and taxes.

Minutes read and approved.

Council adjourned for two weeks.

Ordered that the following bills be paid, viz:—Roll, \$6.12. R. Allen Crowe's bill, \$1.00. W. A. Chute \$1.00. A. D. Brown, for registerial births and deaths for the quarter ending December 31st, 1908, \$2.75.

The rate book was laid before the council and approved by the council as a committee of the whole and it was thereupon resolved that the 1st day of June, 1909, be and the same was fixed as the date on and before which the rates and taxes read and set down in such book in respect to property and income shall be payable, and that five per cent. be established and fixed as a rate of discount, and that any person, firm, company, association, or corporation paying to the town treasurer his or her rates and taxes on or before the first day of June, 1909, shall be entitled to such discount therefrom of five per cent., and that interest at a rate of five per cent. per annum shall be paid on any rates and taxes or balance thereof that are unpaid after the said first day of June, 1909, and such interest shall be added to the unpaid rates and taxes or balances thereof, due by any person, firm, company, association, or corporation, and shall be collected or chargeable in the same manner as rates and taxes are collected and chargeable under the provisions of the Town's Incorporation Act and as though the said interest was a part of the said rates and taxes.

Minutes read and approved.

Council adjourned for two weeks.

Ordered that the following bills be paid, viz:—Roll, \$6.12. R. Allen Crowe's bill, \$1.00. W. A. Chute \$1.00. A. D. Brown, for registerial births and deaths for the quarter ending December 31st, 1908, \$2.75.

The rate book was laid before the council and approved by the council as a committee of the whole and it was thereupon resolved that the 1st day of June, 1909, be and the same was fixed as the date on and before which the rates and taxes read and set down in such book in respect to property and income shall be payable, and that five per cent. be established and fixed as a rate of discount, and that any person, firm, company, association, or corporation paying to the town treasurer his or her rates and taxes on or before the first day of June, 1909, shall be entitled to such discount therefrom of five per cent., and that interest at a rate of five per cent. per annum shall be paid on any rates and taxes or balance thereof that are unpaid after the said first day of June, 1909, and such interest shall be added to the unpaid rates and taxes or balances thereof, due by any person, firm, company, association, or corporation, and shall be collected or chargeable in the same manner as rates and taxes are collected and chargeable under the provisions of the Town's Incorporation Act and as though the said interest was a part of the said rates and taxes.

Minutes read and approved.

Council adjourned for two weeks.

Ordered that the following bills be paid, viz:—Roll, \$6.12. R. Allen Crowe's bill, \$1.00. W. A. Chute \$1.00. A. D. Brown, for registerial births and deaths for the quarter ending December 31st, 1908, \$2.75.

The rate book was laid before the council and approved by the council as a committee of the whole and it was thereupon resolved that the 1st day of June, 1909, be and the same was fixed as the date on and before which the rates and taxes read and set down in such book in respect to property and income shall be payable, and that five per cent. be established and fixed as a rate of discount, and that any person, firm, company, association, or corporation paying to the town treasurer his or her rates and taxes on or before the first day of June, 1909, shall be entitled to such discount therefrom of five per cent., and that interest at a rate of five per cent. per annum shall be paid on any rates and taxes or balance thereof that are unpaid after the said first day of June, 1909, and such interest shall be added to the unpaid rates and taxes or balances thereof, due by any person, firm, company, association, or corporation, and shall be collected or chargeable in the same manner as rates and taxes are collected and chargeable under the provisions of the Town's Incorporation Act and as though the said interest was a part of the said rates and taxes.

Minutes read and approved.

Council adjourned for two weeks.

Ordered that the following bills be paid, viz:—Roll, \$6.12. R. Allen Crowe's bill, \$1.00. W. A. Chute \$1.00. A. D. Brown, for registerial births and deaths for the quarter ending December 31st, 1908, \$2.75.

The rate book was laid before the council and approved by the council as a committee of the whole and it was thereupon resolved that the 1st day of June, 1909, be and the same was fixed as the date on and before which the rates and taxes read and set down in such book in respect to property and income shall be payable, and that five per cent. be established and fixed as a rate of discount, and that any person, firm, company, association, or corporation paying to the town treasurer his or her rates and taxes on or before the first day of June, 1909, shall be entitled to such discount therefrom of five per cent., and that interest at a rate of five per cent. per annum shall be paid on any rates and taxes or balance thereof that are unpaid after the said first day of June, 1909, and such interest shall be added to the unpaid rates and taxes or balances thereof, due by any person, firm, company, association, or corporation, and shall be collected or chargeable in the same manner as rates and taxes are collected and chargeable under the provisions of the Town's Incorporation Act and as though the said interest was a part of the said rates and taxes.

Minutes read and approved.

Council adjourned for two weeks.

Ordered that the following bills be paid, viz:—Roll, \$6.12. R. Allen Crowe's bill, \$1.00. W. A. Chute \$1.00. A. D. Brown, for registerial births and deaths for the quarter ending December 31st, 1908, \$2.75.

The rate book was laid before the council and approved by the council as a committee of the whole and it was thereupon resolved that the 1st day of June, 1909, be and the same was fixed as the date on and before which the rates and taxes read and set down in such book in respect to property and income shall be payable, and that five per cent. be established and fixed as a rate of discount, and that any person, firm, company, association, or corporation paying to the town treasurer his or her rates and taxes on or before the first day of June, 1909, shall be entitled to such discount therefrom of five per cent., and that interest at a rate of five per cent. per annum shall be paid on any rates and taxes or balance thereof that are unpaid after the said first day of June, 1909, and such interest shall be added to the unpaid rates and taxes or balances thereof, due by any person, firm, company, association, or corporation, and shall be collected or chargeable in the same manner as rates and taxes are collected and chargeable under the provisions of the Town's Incorporation Act and as though the said interest was a part of the said rates and taxes.

Minutes read and approved.

Council adjourned for two weeks.

Ordered that the following bills be paid, viz:—Roll, \$6.12. R. Allen Crowe's bill, \$1.00. W. A. Chute \$1.00. A. D. Brown, for registerial births and deaths for the quarter ending December 31st, 1908, \$2.75.

The rate book was laid before the council and approved by the council as a committee of the whole and it was thereupon resolved that the 1st day of June, 1909, be and the same was fixed as the date on and before which the rates and taxes read and set down in such book in respect to property and income shall be payable, and that five per cent. be established and fixed as a rate of discount, and that any person, firm, company, association, or corporation paying to the town treasurer his or her rates and taxes on or before the first day of June, 1909, shall be entitled to such discount therefrom of five per cent., and that interest at a rate of five per cent. per annum shall be paid on any rates and taxes or balance thereof that are unpaid after the said first day of June, 1909, and such interest shall be added to the unpaid rates and taxes or balances thereof, due by any person, firm, company, association, or corporation, and shall be collected or chargeable in the same manner as rates and taxes are collected and chargeable under the provisions of the Town's Incorporation Act and as though the said interest was a part of the said rates and taxes.

Minutes read and approved.

Council adjourned for two weeks.

Ordered that the following bills be paid, viz:—Roll, \$6.12. R. Allen Crowe's bill, \$1.00. W. A. Chute \$1.00. A. D. Brown, for registerial births and deaths for the quarter ending December 31st, 1908, \$2.75.

The rate book was laid before the council and approved by the council as a committee of the whole and it was thereupon resolved that the 1st day of June, 1909, be and the same was fixed as the date on and before which the rates and taxes read and set down in such book in respect to property and income shall be payable, and that five per cent. be established and fixed as a rate of discount, and that any person, firm, company, association, or corporation paying to the town treasurer his or her rates and taxes on or before the first day of June, 1909, shall be entitled to such discount therefrom of five per cent., and that interest at a rate of five per cent. per annum shall be paid on any rates and taxes or balance thereof that are unpaid after the said first day of June, 1909, and such interest shall be added to the unpaid rates and taxes or balances thereof, due by any person, firm, company, association, or corporation, and shall be collected or chargeable in the same manner as rates and taxes are collected and chargeable under the provisions of the Town's Incorporation Act and as though the said interest was a part of the said rates and taxes.

Minutes read and approved.

Council adjourned for two weeks.

Ordered that the following bills be paid, viz:—Roll, \$6.12. R. Allen Crowe's bill, \$1.00. W. A. Chute \$1.00. A. D. Brown, for registerial births and deaths for the quarter ending December 31st, 1908, \$2.75.

The rate book was laid before the council and approved by the council as a committee of the whole and it was thereupon resolved that the 1st day of June, 1909, be and the same was fixed as the date on and before which the rates and taxes read and set down in such book in respect to property and income shall be payable, and that five per cent. be established and fixed as a rate of discount, and that any person, firm, company, association, or corporation paying to the town treasurer his or her rates and taxes on or before the first day of June, 1909, shall be entitled to such discount therefrom of five per cent., and that interest at a rate of five per cent. per annum shall be paid on any rates and taxes or balance thereof that are unpaid after the said first day of June, 1909, and such interest shall be added to the unpaid rates and taxes or balances thereof, due by any person, firm, company, association, or corporation, and shall be collected or chargeable in the same manner as rates and taxes are collected and chargeable under the provisions of the Town's Incorporation Act and as though the said interest was a part of the said rates and taxes.

Minutes read and approved.

Council adjourned for two weeks.

Ordered that the following bills be paid, viz:—Roll, \$6.12. R. Allen Crowe's bill, \$1.00. W. A. Chute \$1.00. A. D. Brown, for registerial births and deaths for the quarter ending December 31st, 1908, \$2.75.

The rate book was laid before the council and approved by the council as a committee of the whole and it was thereupon resolved that the 1st day of June, 1909, be and the same was fixed as the date on and before which the rates and taxes read and set down in such book in respect to property and income shall be payable, and that five per cent. be established and fixed as a rate of discount, and that any person, firm, company, association, or corporation paying to the town treasurer his or her rates and taxes on or before the first day of June, 1909, shall be entitled to such discount therefrom of five per cent., and that interest at a rate of five per cent. per annum shall be paid on any rates and taxes or balance thereof that are unpaid after the said first day of June, 1909, and such interest shall be added to the unpaid rates and taxes or balances thereof, due by any person, firm, company, association, or corporation, and shall be collected or chargeable in the same manner as rates and taxes are collected and chargeable under the provisions of the Town's Incorporation Act and as though the said interest was a part of the said rates and taxes.

Minutes read and approved.

Council adjourned for two weeks.

Ordered that the following bills be paid, viz:—Roll, \$6.12. R. Allen Crowe's bill, \$1.00. W. A. Chute \$1.00. A. D. Brown, for registerial births and deaths for the quarter ending December 31st, 1908, \$2.75.

The rate book was laid before the council and approved by the council as a committee of the whole and it was thereupon resolved that the 1st day of June, 1909, be and the same was fixed as the date on and before which the rates and taxes read and set down in such book in respect to property and income shall be payable, and that five per cent. be established and fixed as a rate of discount, and that any person, firm, company, association, or corporation paying to the town treasurer his or her rates and taxes on or before the first day of June, 1909, shall be entitled to such discount therefrom of five per cent., and that interest at a rate of five per cent. per annum shall be paid on any rates and taxes or balance thereof that are unpaid after the said first day of June, 1909, and such interest shall be added to the unpaid rates and taxes or balances thereof, due by any person, firm, company, association, or corporation, and shall be collected or chargeable in the same manner as rates and taxes are collected and chargeable under the provisions of the Town's Incorporation Act and as though the said interest was a part of the said rates and taxes.

Minutes read and approved.

Council adjourned for two weeks.

Mackenzie Crowe & Co.

Win Suit Against C. P. R.

The Supreme Court of Nova Scotia Saturday delivered judgment in the case of Mackenzie, Crowe & Co., vs. the C. P. Railway.

This was an important case, brought in 1905 by the managers of the Larrigan Company, to recover the damages to goods of Larrigans which were shipped via D. A. R. at Bridgetown station to be delivered to H. G. Middleton & Co., Winnipeg, and which were lost in transit by the C. P. R.

The C. P. R. offered three defences to this action: 1st, they did not lose the goods; 2nd, the goods were only a partial loss and no notice was delivered to the nearest station agent within twenty-eight days after the balance of the goods were delivered in accordance with the 12th condition on the back of their Bill of Lading; 3rd, no privity of contract alleging that the initial contract being made with the D. A. R. they were the party liable and not the C. P. R.

An order for a commission was taken out and eighty-five pages of typewritten evidence was taken by commissioners in Winnipeg which was so conclusive in its nature that on the case coming on for trial at the last June term the Attorney for the Defendant Company admitted the loss of the goods by the Defendant Company and went to trial on the other two issues. Judge Meagher who was the presiding Judge at the trial below decided in both these issues against the C. P. R. Company. They appealed to the Supreme Court of Nova Scotia. On Saturday the appeal was dismissed with costs by the full bench. Judge Russell dissenting. O. S. Miller was the attorney on the record for the Plaintiffs, and W. A. Henry the attorney for the Defendant. As we understand that the C. P. R. Company do not mean to again appeal, we congratulate the Larrigan Company upon so successful a termination of this action.

The rate book was laid before the council and approved by the council as a committee of the whole and it was thereupon resolved that the 1st day of June, 1909, be and the same was fixed as the date on and before which the rates and taxes read and set down in such book in respect to property and income shall be payable, and that five per cent. be established and fixed as a rate of discount, and that any person, firm, company, association, or corporation paying to the town treasurer his or her rates and taxes on or before the first day of June, 1909, shall be entitled to such discount therefrom of five per cent., and that interest at a rate of five per cent. per annum shall be paid on any rates and taxes or balance thereof that are unpaid after the said first day of June, 1909, and such interest shall be added to the unpaid rates and taxes or balances thereof, due by any person, firm, company, association, or corporation, and shall be collected or chargeable in the same manner as rates and taxes are collected and chargeable under the provisions of the Town's Incorporation Act and as though the said interest was a part of the said rates and taxes.

Minutes read and approved.

Council adjourned for two weeks.

Ordered that the following bills be paid, viz:—Roll, \$6.12. R. Allen Crowe's bill, \$1.00. W. A. Chute \$1.00. A. D. Brown, for registerial births and deaths for the quarter ending December 31st, 1908, \$2.75.

The rate book was laid before the council and approved by the council as a committee of the whole and it was thereupon resolved that the 1st day of June, 1909, be and the same was fixed as the date on and before which the rates and taxes read and set down in such book in respect to property and income shall be payable, and that five per cent. be established and fixed as a rate of discount, and that any person, firm, company, association, or corporation paying to the town treasurer his or her rates and taxes on or before the first day of June, 1909, shall be entitled to such discount therefrom of five per cent., and that interest at a rate of five per cent. per annum shall be paid on any rates and taxes or balance thereof that are unpaid after the said first day of June, 1909, and such interest shall be added to the unpaid rates and taxes or balances thereof, due by any person, firm, company, association, or corporation, and shall be collected or