Tuesday, January 28, 1908

Chewing Tobacco

The big black plug.

FOR SALE

Estate of Whitfield Chase, Deceased

District of Coast

DISTRICT OF COAST.

W. P. JOHNSON, Date, October 25th, 1907.

iction is merely in deference incere sentiment out this country subject. (Hear I say now, that in which such ould be passed needed for pass-I have only this the house and perhaps to the uimalt, who in elf feels this subject. Asiatics eclare here once

ary 28, 1908.

luction of these this province ion of Canada. care at all, sir, are British subare aliens! I whether the se or Chinese! every instance them, and as a am most strongly ance into and to this country e not the slightupon this great

st energetically

sue the Liberin one camp ves in another and cheers.) t Question

this is the most cossibly that can sideration, and I to join hands rty upon this as er subjects which 1 to the highest est interests of as a whole

Ottawa e. Mr. Speaker, is legislation as nnot be in any

tive results. unight Hon. Joseph but many years lass legislation; on indicated the pursued by the the way of legislative enon, gentleman al authorities to beyond all quesin this matter cal but with the lear, hear.)

Seven" Act circumstances ise, in view o lemen opposite id Seven" at Otplaces in the and to introduce tal act. (Hear, hon. gentlemen

not do their duty nt, sir, that they esent time with alties in the way apanese treaty; act were now ould be a direct he provisions of ther have not the the Liberal min-sent in power in be directly re-wage of such an a very consider² enacted a meas-an readily under-eir point of view, aintain that the for dealing with most important holly rests with anada. (Cheers.) at this province e influx of these perfectly beside it the Conserva-

hear.) citizen of Canmy capacity as ce of British Co ch entitled to n" champion my w citizens who

hear.) And if of opinion lumbia is that eople should be should not be hin our borders, he "Solid Seven"

Queen in council. "An entry of every such speech, message or proclamation shall be made in the journals of each house, and a duplicate thereof duly attested shall be delivered to the proper offi-cer to be kept among the records of Canada." Black Watch Apply to Lieut.-Governor

Apply to Lieut.-Governor As a matter of fact these sections of the B. N. A. act, which I have cited, are equally applicable to the position of the Lieutenant Governor. Now to give my authority for the statement that no instructions are now given to the Governor-General, I refer the Hon. the leader of the Op-position to Munro's work.

"The power of the Governor-Gen-eral to assent to bills is, by the B. N. A. act, S. 55, limited by his instruc-tions. Previous to 1878 the instruc-tions required him, in the case of certain bills, not to assent to the bill except in case of urgent necessity, unless there was a characteristic. Sealed tenders for the purchase of the estate, addressed to the Executors e Chase Estate, care of the Hon. Fulton, Barrister, Kamloops, B.C., be received until the first of Jan-1908. unity, 1908. The Estate consists of 1338 acres (more or less) situated and described as follows:-580 acres-less the C.P.R. i right of way at Shuswap, B.C.-one mile from the station. This land is in a high state of cultivation, with ample water privileges, and is famed for its productiveness. There are two sawmills in course of erection on the adjacent property. unless there was a clause suspending the operation of the bill, until Her Majesty's pleasure could be signi-fied."

"In the revised instructions issued in 1878 the clauses relating to the reservation of bills were omitted, because Her Majesty's government thought it undesirable that they should contain anything which could

in course of erection on the adjacent property. 320 acres pasture land, fenced, at Skt-meekin, back of Shuswap. 433 acres pasture land, fenced, at Skt-meekin, back of Shuswap. 433 acres pasture land, fenced, at Skt-be interpreted as limiting or defining the legislative powers conferred in 1867 on the Dominion parliament." They Have Discretion. Tam firmly of opinion that absolute discretion rests in the governor-general and in the lieutenant-governor to withhold their assent from any bill; and I submit without any fear what-ever of contradiction notwithstanding what has been read on this subject by hon gentlement, Victoria, B.C., Ex-The highest or any tender not neces-sarlly accepted. **SKEEMA LAND DISTRICT** SKEENA LAND DISTRICT

under the terms of our constitution are beyond all question resident, both in the lieutenant-governor and in the TAKE NOTICE that W. P. Johnson, of Aldermere, occupation rancher, in-ends to apply for permission to pur-hase the following described land:governor-general. Questions of ex-pediency may naturally be raised in certain cases, but we are not dealing. Mr. Speaker, with such questions in this debate.

Constitutional Right.

Commencing at a post planted on the st line of J. H. Gray's survey and at-thed to J. H. G. Y sec. post of section TD. 9, the plot being known as S.W. action of Scc. 29, TD. 9, and lying ween W. P. Johnson's S. W. Y sec. 10, and the N. W. W. P. JOHNSON W. P. JOHNSON When his honor the lieutenantgovernor reserved his assent in connection with this bill he had most un-questionably the constitutional right to do so, and it then rested with the hon, the prime minister to say what course he would pursue in the circum-stances. Now it is a most interesting course he stances.

Dispersence of the south sport Dispersence of the south sport as special timber license over and about one mile south sport planted as the southwest of B. C. D. Co's, clow less thence agest 40 chains, thence work to chains, thence south 120 chains, thence agest 40 chains, thence south the license over to acres, more or less, thence south the south sport to point of commencement containing to paint of commencement containing to be chains, thence south to shore line to be chains, thence south to shore line to be chains, thence south to shore line to acres, more or less, thence south to chains, thence to hains, thence south to shore line to be chains, thence south to shore line to point of commencement containing to chains to point of commencement. Dated 26th October, 1907. Commencing from northeasi corner to chains to point of commencement. Dated 26th October, 1907. Commencing from northeasi corner to chains to point of commencement. Dated 26th October, 1907. Commencing from northeasi corner to chains to point of commencement. Dated 26th October, 1907. Commencing from northeasi corner to chains to point of commencement. Dated 26th October, 1907. Commencing from northeasi corner to dealins, thence north to shore line do chains, thence or less. Dated 26th October, 1907. Commencing from northeasi corner to for alm No. 2 and mortheasi corner on shore line do chains, thence north to shore line do chains, thence or less. Dated 26th October, 1907. Chains to point of commencement the southwest corner on the start the will the learned counsel, the south west corner on the start to be the present such an argu-to fains to point of commencement the count west corner on the do chains, thence deals, thence morth 40 chains, thence more or less, thence worth 40 chains, thence the southwest corner on the do chains, thence or less. Chains, thence morth 40 chains, then

or message to each of the houses of act without instructions. (Hear, hear) lieutenant-governor is answerable to the Dominion authorities. When the But do we employ the lieutenant-

Telegrams That Passed. Again, if the question of instruc-tions be pressed, we have the tele-srams which passed between the sec-retary of state at Ottawa and the lieutenant-governer. And we have the most significant words which can without any unfairness be read in this way: "Can I rely upon you that you are going to withhold your as-sent to this bill?" Now if this mat-ter were before either the supreme court of this province or of Canada, or before the privy council, would my hon. friend, who is also an astute lawyer, venture to present to the court the argument that the liutenant-governor never received any instruc-

governor never received any instruc-tions in this case. And these words: "Can I rely" etc., afford the first evi-dence of the fact that his honor the lieutenant-governor had express in-structions from the Liberal authorities at Oftawa to withhold his assent to

Officer of Ottawa. But do we employ the lieutenant-sovernor? Do we put him in office? Why, certainly not. His honor is an executive officer of the Dominion sovernment, who may in that capac-ity have decided that this was a case of extreme necessity, in which event he and he alone is clothed with the necessary authority and with the sole discretion and power to deal with as matter of this kind exactly in the way his honor the lieutenant-governor has ender. Telegrams That Passed. the Dominion authorities at the lieutenant governor-the and he alone is clothed with the necessary authority and with the sole discretion and power to deal with as matter of this kind exactly in the way his honor the lieutenant-governor has ender. Telegrams That Passed.

"Exceptional cases will, however, arise under all general rules. Prac-tically under exceptional circum-stances, lieutenant-governors in sev-eral Capadian provinces have deemed it expedient to reserve bills, and even to witshold the royal assent from bills, which had been agreed to by the legislative chambers, as is elsewhere shown; but it is probable that here-after more circumspection will be ex-hibited in this respect." No Encreactment

ever, altogether depend upon the de-gree of self-government accorded by the sovereign power to the particular provinces. There could be no inter-ference beyond these limits without

And the response of the direct of the first evit is the first evit is the second of the second of

The Simple Facts The facts are simply these, and they are quite, sufficient in the circum-stances: a responsible minister of the Chown. a member of the Libertal gov-ernment at Ottawa and the secretary of state sends a telegram to the secretary of raising the objection that something dis-tinctly in the nature of instructions had not been sent to His Honor, the Lieu-tenant-Governor or against saying that the proper procedure was not followed by His Honor in this case. What Todd Says Then my honorable friend, (Mr. Mac-

mercial or professional position, he would not fail to implement the action suggested by the lianguage in which the message was couched, by taking the axact course which his honor did take in this case, and which is im-parted to him in the shape of instruc-tion in this telegram in unquestionable terms. (Cheers.) Directly Responsible Again, on page 606, Todd, in con-nection with the Letellier case, says: "Accordingly, the dispatch proceeds to state that 'there can be no doubt that the lieutenant-governor of a pre-vince has an unquestionable constitu-tional right to dismiss his ministers, if, from any cause he feels it incum-bent upon him to do so. In the ex-ercise of this right, as of his other tain the impartiality towards rival po-litical parties which is essential to the proper performance of the duties of his office, and for any action he may take, he is (under the fifty-ninth section of the governor gen-eral." <text><text><text><text><text><text><text><text><text><text><text><text><text><text><text><text><text><text><text><text><text><text><text>

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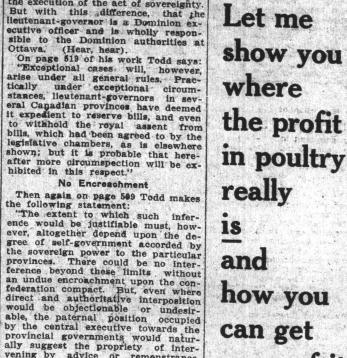
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good market for your product.

You supply just plain gump-

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es of this pro-erable majority s were returned hons at Ottawa; al members—the not be—and I have been—re-

have been-re-And if it is their inanimous opins province upon should these

upplement that enactment of (Hear, hear and these hon. gen-, if it is not to is of this pro-ye a responsibllhave-let them responsibility ove all things, pposite not at-esponsibility for ds the settle-

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to the provis-Her Majesty's at he assents name, or that

en's assent, or pill for the sig-

the same act is

r the significa-easure shall not and until with-e day on which the Governor-

n's assent, the ifies, by speech

's pleasure."

ssent

Victoria District, District of Metchanal TAKE NOTICE that I, Norman Har-die, of Victoria, B. C., occupation S.S. Agent, intend to apply for permission to lease the following described land; fore-shore lot opposite lot 54, Metchosin dis-trict; for fishing purposes: Commencing at a post planted at the southeast corner of Bentinck Island, thence exest 40 chains, thence south 40 chains, thence east 40 chains, thence ment. NORMAN HARDIE. NORMAN HARDIE

t question upon t does not rest! osite seem to s been vetoed in. the lieutenant-A. Act upon a ear, hear). Sec. ct reads as foll by the houses presented to the he Queen's as-according to his

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Fronticial governments, such a necessity can seldom if ever arise."
Whether his honor the lieutenant, so or not 1 do not know, and this case or not 1 do not know, and this work is 20 years old. But 1 also know that since 1873 no instructions in this use is one of the governor-general and the governor by the authorities at the governor by the authorities are the governor by the book of the governor by the book of the instructions is it in the future from giving such instructions are the future from giving such instructions are the future from giving such instructions and the future from giving such instructions are been of the governor general to act without instructions is it not also possible for a lieutenant-governor to the governor governor governor is it not also possible for a lieutenant governor governor to the governor gove

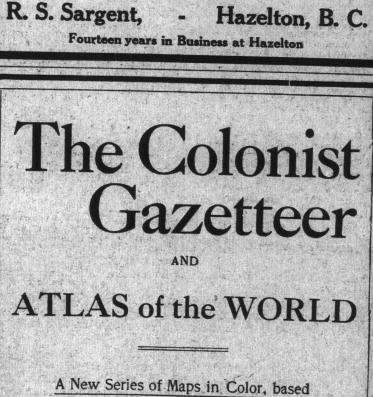


TAEE NOTICE that I. Norman Harrishies in allower of a second and the instructions which are specified to disalowers of showers of show Now, sir, in regard to the Natal act which we propose to re-enact, i will refer the house to the report of the various ministers of justice upon it, and will in particular read the re-port of the Hon. David Mills upon a similar act. This report is dated January 5, 1901, and is to be found in a work on provincial legislation for the period between 1899 and 1900, by W. E. Hodgins, M. A., and I recom-mend this report to the particular at-tention of my hon, friend from Esqui-malt. The Hon. Mr. Mills concludes his report upon this subject in the fol-lowing terms: The Governor of a Province, when a bill which has passed the legislature a bill screttion subject to the provisions of

A WARNING SENTENCE

Seattle Man Who Used Bad Language on Vancouver Street Will Have Time to Repent

The person of British Columbia saw fit to adopt the latter course and he reserved operation at all, must therefore have sent, but the advice tendered by the committee of the privy council is that your Excellency take no action with re-ard to the bil. "It will remain for the provincial leg-ishould see fit to do so, and then if the bill as re-enacted be assented to by the the propriety of its disallowance may be considered by Your Excellency in council. Without the assent of Your Excellency, however, the present bill can never receive the force of law. **Down to Two Points** We have succeeded in refining the leutenant-governor, to withhold his assent to this bill without receiving any advice whatever upon the subject from his responsible ministers; and



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