

THE COMM 'N SCHOOLS ACT.

The Judgment of the Supreme Court Affirming its Constitutionality.

Advices from Central America report a severe gale at Aspinwall, damaging ship-ping and wharves to the amount of \$300,-000. Among the vessels damaged was the schooner J. W. Hall, of Halifax, THE ARGUMENT OF THE LOCAL GOVERN MENT FULLY SUSTAINED. FREDERICTON, Feb. 12.

Chief Justice Ritchie has just delivered the judgment of Judges Allen, Weldon King Amadeus persists in his determiand himself on the question of the con and himself on the question of the con-stitutionality of the school law. Fisher known last night that the King would and Wetmore agree with the majority of the Court on the main question, but some attempts to create a disturbance. The demonstrations were promptly supdeliver separate judgment. The judgment was in the case of Renand pressed.

and others from Kent. The judgment is a very able one, occupying an hour and a half in delivery, and sustaining the con-VERSAILLES, Feb. 11. stitutionality of the Act.

The Chief Justice first quoted section A despatch dated Madrid at noon to-93 of the British America Act, the first subsection of which is relied on as a basis this evening." LONDON, Feb. 11. on which the School Act should be de-Consols 921 a 921; corn 27s. 6d.; wheat clared void. This clause, says the judg-

By Telegraph.

Canadian,

[To the Associated Press.]

12s. 2d. ment, might fairly be taken as applying to schools existing separated (Special to the Tribnne.) from Parish school, and under con-Constitutionality of the Common trol of the different denomination Schools Act Affirmed such as the Wesleyan Academies, the Baptist Seminary, Madras Schools, Varley School and Catholic Schools, SUPEME COURT JUUGMENTS. of St. John and Portland and other Herberson against Cunningham-non

uit ordered. places. Betts vs. Venning and others-new It is not pretended that the School Act of 1871 affects these, and the court trial granted. Ex parte George McLeod-rule for cerwere of opinion that they must look only to the School Act of 1858 to discover if tiorari refused.

Denominational Schools existed in the Ex parte McInerney-certiorari grant-Province at the Union, and must be con-Ex parte Carvill-certiorari granted. trolled by that and by that alone. What may have been done not provid-McLean, Kilby and others-Certiorari

ed for in that Act, whether with or withrefused. Ex parte the Bank of New Brunswick out the knowledge of the Board of Education, could not be taken judicial notice Certiorari granted. Mode of assessment of. The Catholics under that act had no intimated to be wrong. means of enforcing their right to denom-Ex parte Renaud-Certiorari Jefused,

inational schools, and, therefore, how deciding that the School Act is constitucould such right or privilege be said to tional. exist by law ? . A right without a remedy LONDON, Feb. 11-Midnight.

13 no right at all. SPAN: SH (IVIL WAR IMMINENT. The act seems to have been framed for The abdication of Amadeus is the allthe benefit of the whole people, giving to absorbing topic in London and Paris. no class any privilege in any shool not The view is considered gloomy and a bit-

A Woman's Clothing caught by Machinery A young woman in Messrs. Francis & Mew Advertigements. Sons' Boot and Shoe Factory very nearly NOTICE. met with a serious accident yesterday. She was standing near the shafting in the machine room when her dress was caught British and Foreign. by the shaft and her clathes were being rapidly wound round when the others in the room rushed to her assistance and cut her clothes away, and had the engine the room rushed to her assistance and cut her clothes away, and had the engine cut her clothes away, and had the engine NEW YORK, Feb. 11, p. m. stopped as soon as possible, thus pre-Gold 114; exchange steady. Advices from Central America report a venting what might have been a fatal feb 12 3i accident. Alarms (fFire. An alarm of fire was sounded from box 13 about 11.30 o'clock to-day. The fire LIVERPOOL TO ST. JOHN, N.B. MADRID, Feb. 11. was in a house on St. Patrick street, and caught from a defective flue. The engines were not out, as a few buckets of water was sufficient to extinguish the fire, A second alarm was sounded from box 25 at 2. p. m., caused by a burning chimney in a house corner of Duke and Sydney streets. English Mail. The English mail from St. John arrived at Halifax this morning. The steamer leaves this afternoon at 3 p. m., so that both mails and passengers will be in time. The English mail for this city and the west was last heard of at Moncton. It will probably arrive this evening by a special engine. CHOICE CHRISTMAS GOODS FREDERICTON, Feb. 12. -----OUR ASSORTMENT OF

dec '9

FANCY SHIRTING

(NEW PATTERNS.)

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TOILET ARTICLES Of the very best quality, is now very complete and embraces all articles usually sold in first class Establishments. We are selling at Reduced Prices, UNTIL AFTER THE HOLIDAYS HANINGTON BROS., FOSTER'S CORNER. JUST RECEIVED ! **30 PIECES**

Carvill Line of Packets ! FOLLOWING the ENIGMA, the fire Yarmouth built Ship **LEANTH** 980 Tone Kogister. I year old, will sail with thereral Carey for this port, from Liver-poel, on or about 946 . Hareb. For further particulars apply in Liverpool & Messre, FRANCIS CARVILL & SUN, or here to GEORGE MCREAN. FOR CORONORS: JERVIS ON THE OFFICE AND DUTIES OF CORONORS. By W. N. Welsby. Third Edition by C. W. Lovesy. For sale at McMILLAN'S. FOR ENGINEERS: PRACTICAL HYDRAULICS. By Thes. Box. FOR ARCHITECTS: THE ENGLISHMAN'S HOUSE"-a Practi-cal Quide to House Planning and Build-ing, with Estimates, &c. By C. J. Richardson. For sale at fab 12 78 Prince William Street. NEW GOODS. 1 RALE Choice PRINTS and CAMBRICS, in Medium and Dark C lors, and newest styles in Munring Cambries; [bal WHITE C-TTONS, bast family makes; WHITE and GREY SHEETING3, twilled ard plain, in all widths; l case SATEEN JEANS. ian 27 ENITTING COTTONS, White, Unbleached and Drabs; ANGOLA YARN, She'lands and Greys Angola and Oston Mendings. W. W. JORDAN, feb 12 53 King street. BLACK School Chairs, Desks and Settees, Settees for Sabbath Schools and Public Offices. PURE ALPACAS, NNELS A nice lot of WILLOW CHAIRS just import per S. S. "Thames" from London. Double Face, SHIP TABLES AND SETTEES AND

Colonial Book Store! London House, Retail. HOLIDAY SEASON ! NOW OPEN for inspection-a very large and OUR new make of DOUBLE WARP GIFT BOOKS, Fancy Goods, Toys, Games, &c. Writing Dicks, L. dies' Work Boxes, Jewel Cres, Tourist Cases, &c. GEORGE MCKEAN, DRESSING CASES! n Walnut, Rosewood, Papier Machie, Pearl and Leather. fine assortment of Ladies' CARD CASES. RING CASES, JEWEL CASES, COMPA-NIONS, &c. Scrap Albums. Photograph Albums. Autograph Albums. CHURCH SERVICES. BIBLES and HYMNS in all styles of binding An inspection invited. T. H. HALL, Cor. King an | Germain Streets 48 Prince Wm. Street. JUST OPENED-A NEW ASSORTMENT OF SILK TOP BRAIDS Linen Top Braids, CURLS, SWITCHES, ETC.

BED LOUNGES,

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Mattresses of all kinds,

BLACK ALPACA LUSTRES, Are the most durable and highly finished Lustres in the market. Prices from 30 conts to 0 cents per yard. Another Lot Just Received. jan 2 BARNES, ANDERSON & KERR. Amusements. CONCERT! st. ANDREW'S CHURCH THE CHILDREN of St Andrew's Church Sybbath School, assisted by the Members of the Choir and friends of the Congregation, intend giving A Concert of Sacred Music IN THE ST. ANDREW'S KIRK, Germain Street, on Wednesd y Ev'g., 12th inst. The Programme will consist of Choruse Age The Programme with the Source of the Programme with the Source of th feb 7-4 i Victoria Skating Club. THE Directors beg to announce that, b special request, another M. C. BARBOUR, "ill be held at the Rink, on or about the 19th ast., at which none but season ticket-holders in osumo will be allowed on the ice. Regulations r specting costumes, etc., will be 48 PRINCE WM. STREET. C. E. BURNHAM & CO. s usual. Price of admission to all spectators, 50 cen icket holders in costume will be admitted f MANUFACTURERS OF FURNITURE. HAVE now on hand a Large Stock of EURNITURE, suitbale for Dwelling Houses, Hotels, Shio Cabins or Offices, Whole-sale and Retail, at Lowest Market Rates. Also,

liver T. Stone, C. Barclay Boyd, E. Scammell, McLauchlan, Jr.,

wARWICK W. STREET, feb 6 4i 6&7 18&19 Sec'y-Treat

Liemoved.

Auction Sale. Wire Rigging By Auction. Will be sold on the Market Square, on THURS-DAY, 13th inst., at 11 o'clock: A QUANTITY of NEW WIRE RIGGING, suitable for a vessel of 300 tons. W. D. W. HUBBARD. Molasses and Mess Beef BY AUCTION. We are instructed by W. S. CALHOUN. E.q., to sell at his Warehouse, Nelson street, on THURSDAY next, the 13th inst., at 11

o'clock: **45** H HDS. Cier.fuecos Molasses: Beef, in lots to suit purchasers. 100 bbls. Bakers strong Superine Flour. LOCKHART & CHIPMAN, fab 11 LOCKHART & CHIPMAN, Auctioneers. feb 11

Superior Fancy Barouche BY AUCTION.

TO-MORROW, Thursday, the 13th inst., at 12 e'clock, on the Market Square: SUPERIOR FAMILY BAROUCHE, in Will be solid at a bargain. Will be solid at a bargain. LOCKHART & CHIPMAN. feb 12 feb 12

Trade Sale of Groceries, &c. BY AUCTION. We will sell at our Sa esroom, 80 Prince Wm. street, on FRIDAY, 14th inst., at 11 o'clock, a.m.:

street, on FRIDAY, 14th inst., af 11 o'clock, a.m.: 7 CHESTS, 53 hf.cbests TEA: 50 buxes Kaisins: 45 boxes White and Blue Starch; 50 buxes Kaisins; 45 boxes Wonts Arach; 50 dozen Pails; 45 dozen Scrab Brushes; 10 dozen Pails; 45 dozen Scrab Brushes; 10 dozen Pails; 45 dozen Scrab Brushes; 10 gross Oame Black Lead; 10 gross Geme Stove Poilsh; 3 boxes Worsters Blue; 10 gross Venst Cakes; 20 boxes T D Pipes; 10 kege Coleman's Mustard; 10 gross Came Austard; 10 bbis Scotch Ale, pints; 15 cases-John Buil and Store. Terms-All sums under \$100 eash, over that amount 3 months approved pape.

nths approved pape . LOCKHART & CHIPMAN, Auctioneer CARNIVAL feb 12 Superior Gil Paintings BY AUCTION.

We will sell by Auction, on SATURDAY next, the i6th inst., commencing at 11 o'clock, at our Salesroom, 80 Prince Wm. street: our Salesroom, 80 Prince Wm. street: **IG** VERY FINE OIL PAINTINGS, in Heavy Gold Frames. This is a choice lot of Paintings by celebrated European Artists, and well worthy the attention of purchasers. Will be on exhibition at our barge. Tickets of admission can be had from any he Directors, or at the stores of H. Chubb o. J. & A. McMillan, T. M. Reed, A. mith. George Stewart, Jr., H. S. Reek, and

control day of sale. LOCKHART & CHIPMAN, Auctioneer W. HERBERT SINNOTT, President. feb 12 P. R. Inches, M. A. B; Sheraton, Peter P. Clarke, G. Fred Ring.

Auction Sale of Stocks. Will be sold at Chubb's Corner, on MONDAY next, the 17th instant, at 12 o'clock: 4 SHARES Eastport Hotel Company Stock; 4 Shares Salnt John Gymnasium Company; 8 do Victoria Skating Rink. <u>E MOLEOD</u>, feb 12 Assignce for Estate Cudlin & Sniver

AUCTION,



