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case, and the instruments were triumphantly carried off by defendant

## BAND INSTRUMENTS WRONGPUL-LY KEPT FROM LODGE-

A very interesting case was heard at North Sydney last week before Stipendiary A. R. Forbes in an action commenced on Friday when, at the instance of W. A. Waldron, master of Fulton, L.O.A., Nd. 1754. Stipendiary Forbest issued a search warrant against Mr. Fanjoy and empowered Constable Stanley Hackett to search the Fanjoy barn and bring the instruments under dispute into court. Mr. Hackett accordingly produced three E flat base horns, one B flat base horn, one B flat baritone horn, three B flat tenor horns, three E flat Alto horns, two B flat cornets, one bass drum and

The action was reopened on Saturday evening for the purpose of identi-

Sydney band and Fulton Lodge entered into a contract whereby, for services to be rendered to the lodge from time to time, the band were to maintain possession of the instruments until such time as the band disbanded. Evidence to this effect was given at the hearing on Saturday evening by two witnesses, the master of the lodge. Mr. Waldron and Mr. A. W. Shano. Mr. Waldron said that he was not present when the contract was made. He had heard the town hand play on certain occasions in 1920; but had never seen any instruments at the lodge rooms, and could not identify them. There was no L.O.A. band. He made the complaint at the request of Rupere Hare. Mr. Shano said that the instruments were the property of the Lodge. He stated what the terms of the contract were and said that the lodge had received an order from Mr. James Coppin, president of the band directing Mr. Fanjoy to deliver the in-The contract was not produced. When the court reassembled on Sat-

urday last the only witness heard was Constable J. J. McNeil. He testified that he had, on the instruction of the court notified Mr. Waldron to be present to proceed against the defendant. Mr. Waldron had stated that he would not be present unless a warrant was

Municipal Council. The attention of the public is called to the following sections of the St. John's Municipal Act: Section 249,-"Every male person of the age of 21 years or upwards who has resided in the city for the period of twelve months immediately preceeding the first day of October in any year, and who is not liable as owner or indirectly as tenant to the payment of the City Tax on any property rated in the appraisement book of the Council at an annual rental value of forty dollars or upwards, shall pay to the city a Poll Tax of Five Dollars per annum."

Section 251.—"Any person who fails to comply with the provisions of the foregoing sec-tion shall, in addition to the pay-ment of the tax, be liable to a penalty not exceeding five dol-

All persons liable are hereby notified to govern themselves ac-

City Clerk.