## POOR DOCUMENT

The Weather Fair and Mild

# The Evening Times-Star

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22 PAGES IN TWO SECTIONS

SAINT JOHN, N. B., SATURDAY, OCTOBER 30, 1926

Seedless Fruit Being

Produced in Abbots-

ford Orchard

OF GREAT VALUE

Mystery Growth Elongated Like

Sheep's Nose and Has

Fameuse Flavor

Canadian Press

TORONTO, Oct. 30.- The

lishes the following special de-

spatch from its Ottawa corre-

millions, to the fruit growers of

Quebec, which is not far from

-no one knows where it orig-

and is propagated exactly like the

CAME FROM NURSERY

fruit two years ago, but was barren

last year. If the special can be de-

veloped fruit experts declare Mr. Buz-

up Cuban Jail to Aid

Brother

Thompson, former chief of Scotland

inated - is elongated like

spondent:

Toronto Globe today pub-

TWO CENTS ON SATURDAY ONLY

\$20,000 Allowed for Land; \$2,000 for Forcible Taking; \$3,000 for Road Flooding, and \$17,500 for Severance Damages

EXPENSES WIPE OUT AWARD, CLAIM

Judgment Follows Several Years of Litigation With Eminent Counsel Engaged on Both Sides; Arbitrator Accepts Valuation 'of \$2.50 Per Acre

DR. F. R. TAYLOR, K. C., one of the counsel for the Inglewood Pulp & Paper Company, asked this afternoon if there would be an appeal from the award of the arbitrator, said he presumed there would, but he could not say definitely at present. At the office of Porter & Ritchie it was said they could not discuss the case until after a consultation with their principals, but it was very likely an appeal would be taken.

MONCTON, Oct. 30.—An awrad of \$42,500 was made today by Mr. Justice A. T. LeBlanc, arbitrator in the dispute beby Mr. Justice A. T. LeBlanc, arbitrator in the dispute beshe Inglewood Pulp & Paper Company, Ltd., and the New
Sept. 30 Total

Sept. 30 Total tween the Inglewood Pulp & Paper Company, Ltd., and the New Brunswick Power Commission, regarding the damages to land, property and other rights on account of hydro electric development at Musquash. The finding followed a lengthy presentation of the case during the last few years, in the course of which several sessions were held both here and in Moncton, and a number of property and electrical experts called to give evidence.

The original claim of the Inglewood Company was for about which duties of more than \$151,000,000 \$840,000, while the amount offered by the Electric Commission in settlement of the company's claim was \$59,003.56. As the sum settlement of the company's claum was \$59,003.56. As the sum awarded is not greater than the amount offered in settlement, of the Dominion for the twelve Judge LeBlanc ruled that the costs of the case would be borne by of \$337,000,000 the Inglewood company. He also decided that, under the law, he could not award any interest charges. The costs will amount to \$10,000 more than the amount of the award, according to

The Inglewood case, as it has been popularly known, has been followed with great interest by many in the province, not only on account of the large sum claimed, but on account of the principle which was involved in the first large public development of water power. In its early stages, the claimants were represented by the late Hon. Dr. William Pugsley, K. C., who had associated with him G. H. Montgomery, K. C., of Montreal, and Dr. F. R. Taylor, K. C., and Horace A. Porter, of Saint John. The Power Commission case was conducted by Peter J. Hughes, K. C., of Fredericton, and J. D. P. Lewin, of Saint John, solicitor for the In his award Judge LeBlanc allowed

\$20,000 for land the figure being based on 8,000 acres at \$2.50 an acre; \$2,000 for forcible taking; \$3,000 for flooding of roads, and \$17,500 for damage to the rest of the property by severance.

FINDING IN DETAIL The finding in detail is as fol-

"I accept Mr. Murdoch's valuation and find \$2.50 an acre fair value for the land expropriated and taken by the Commission, but that is the maximum. The exact number of acres as shown in the plan is slightly less than 7,500. It seems that a small tract of the company's land taken by the Commission is not included in the quantity of land for which the Commission made a tender. For that reason and in order to avoid any possible injustice to the company I base my finding on 8,000 acres. I find that the 8,000 acres are worth \$20,000. I allow 10 per cent. for forcible taking, \$2,000.

"Some evidence has been given that roads had been flooded and that damages thereby had been occasioned to the property. The evidence as to the damages on account of such flooding of roads is perhaps meagre, but there is some evidence of damages. In addition to the evidence heard I have traveled along one of those roads, partly submerged by the rising of the waters, and I have decided to make a special allowance for damages to the property on that score. For the flooding of roads I allow \$3,000.

SEVERANCE DAMAGES. "I am unable to follow Mr. Murdoch in the damages he found for severance. He has allowed \$35,000 severance and other damages which would be the value of the remainder of the land according to the valuation per acre as reached

by Mr. Barkhouse. It seems to me

that such an amount is excessive. The damages to the remainder of the property on account of severance I fix at the sum of \$17,500. "I find the sum of \$42,500 as the compensation to be paid by the New Brunswick Electric Power ission to the Inglewood Pulp and Paper Company, Limited, for the lands taken. The Act requires me to ascertain the value or compensation for the land taken. No mention is made of interest. It is not part of the ascertainable value of the land. The authorities lead me to conclude that interest is payable only under contract or by statute (Canada Drug Company vs. Liquor Board, 1925 D. L. R., P. 528). I have found no law and none has been pointed out to me authorizing me

to allow interest. "As the sum awarded is not greater than that offered, the costs of the arbitration shall be borne by the Inglewood Pulp and Paper Company, Limited."

POWERS OF COMMISSION

is finding, Judge LeBlanc discussed the powers given to the N. B. Electric mission under the New among which was the power to "enter upon, take, use, without the consent of the owner thereof, or any other person interested therein, any land upon situated, or any lake, river, stream or other body of water, to flood lands and from \$449,000,000 to \$468,000,000. do all such acts, matters or things as the Commission deemed necessary to develop electric energy.". It inaugur-

Given Carnegie Bronze Medal

PITTSBURGH, Pa., Oct. 30 -Three awards to Canadians for Phyllis K. Perry, Niagara Falls, Ont., and Lincoln Andrew Tutty, medals for saving persons from drowning, while a bronze medal, awarded to Herbert H. Freeland, of Toronto, who lost his life saving three persons' lives in a runaway accident, has been given to Free-land's son, Earl W. H. Freeland, Toronto. Lincoln Andrew Tutty, 11 years old, saved Hugh C. Macdonald, aged 10, from drowning at Mira, N. S., on June 30, 1923.

"A seedless apple tree, worth thousands of dollars, perhaps Canada, is said to be bearing fruit this year at Abbotsford, Montreal. The mystery apple

\$1,320,000

Canadian Press mports in the year ended last month ding, like any other pure apple. were valued at \$983,000,000, from were collected. Canada's exports during the same period were \$1,320,000,- nursery along with a consignment he had purchased, and all efforts to trace months leave a favorite trade balance its origin have failed. The tree bore

TREMENDOUS INCREASE Trade with the United Kingdom and zell's fortune will be made. Cases are

In the export tables it is shown that 232,000 head of cattle were shipped in the 1925 period and 265,000 in the past Marina Arroya Prepared to Blow 12 months; the value of butter exported dropped from \$12,000,000 to \$8,000,000; apple trade showed a very light gain by exporting 1,423,000 barrels in the past year; wheat exportation rose from 159,000,000 bushels to 264,000,000 bushels; automobiles shipped from the Dominion increased from 4,000 to 76,000; the value of paper exports rose from \$102,000,000 to \$118,-000,000; the value of tobacco exported dred years, is willing to make a desmore than doubled, going from \$770,000 perate attempt to aid her brother make Canada's two best customers continue of the United Kingdom and the carrying a value filled with explosives, to \$1,980,000.

to be the United Kingdom and the United States. The Dominion's imports penitentiary walls and liberate Ramon, from the motherland were valued at \$163,000,000 for the past 12 months, Ramon Arroya achieved world-wide \$158,000,000 for the 12 months notoriety through the pen of Sir Basil ended September 1925. Exports to the old country were Yard, London, who interviewed the valued at \$487,000,000 for the past year bandit while on a visit to Cuba. For and \$433,000,000 for the preceding 12 many years Arroya evaded arrest. months. Imports from the republic to When he was caught in the spring of the south have increased during the two 12 month periods from \$552,000,000 country, a long list of offences was to \$652,000,000. At the same time Can- charged against him, ranging from robada's exports to the United States rose from \$449,000,000 to \$468,000,000.

develop electric energy.". It inaugurated, he said, in the province of New Bootlegging by Planes Brings

The state of the s

All That's Left of the Maine Memorial

Australian Premier Leads Campaign For Inter-Empire Trade

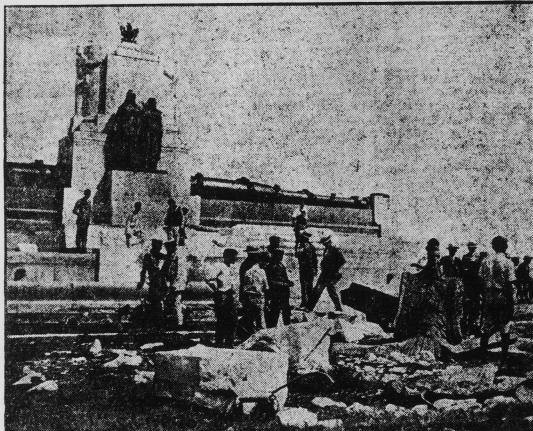


PHOTO shows how Maine Memorial, Havana, looks now, Recently erected to honor sailors who went down on the U. S. Battleship "Maine," the towering structure received the full blast of the hurricane that swept Havana and toppled over.

## It is growing on the farm of Arthur Buzzell at Abbotsford. "The apple has neither core no seeds, OTTAWA, Ont., Oct. 30—Ganadian seedless orange, by grafting or budmports in the year ended last month overe valued at \$983,000,000, from vere valued at \$983,000,000, from ver

Overseas Oremiers Witness Phases of Warfare From Flagship's Deck 3,750 Miles In Record Hop

them, counting deviation from with the United States has increased. On the imports list butter shows a sharp jump from 49,000 pounds in the past twelve months. Anthracite coal dropped from 4,700,000 tons, but bituminous coal rose from 11,000,000 tons, but bituminous coal rose from 12,000,000 worth to \$26,000,000 and the number of passenger automobiles and the state of passenger automobiles are also with the united States has increased. On record of single trees being worth port and side of Russia, has called attention to the fact that such products a rubber, which is greater than the distance because of the fact that such products as rubber, which is greater than the distance because where name and latent such products as rubber, which is greater than the distance because of the fact that such products as rubber, which is greater than the distance because where all of the fact that such products as rubber, on the fact that such products as rubber, which is greater than the distance because where all of the fact that such products a

from a severe cold and was unable to attend the big review. All the other

diving to periscope depth, and aircraft were launched for reconnoissance.

PREMIER KING ABSENT.

Premier Mackenzie King is suffering

Ontario Distillery to be Re-

Organized, Says Newspaper TORONTO, Ont., Oct. 30—The and cigarettes valued at \$8 and also a few cents that were in the cash box a few cents that were in the cash box a few cents that were in the cash box a few cents that were in the cash box a few cents that were in the cash box at the control of the to pass into public hands. The Seagram were taken. It is thought the door was ings will be taken over for \$1,200,000 cash, it is understood and the 400,000 gallons of alcohol now on hand at \$3 a

number of passenger automobiles entering the country went from 12,738 to 25,830.

Withesset Successive phases of havar only for distance in a straight line belight was 27 hours 20 minutes. The tween the Lebourget aerodrome and fliers were handicapped by bad weather leveling the country went from 12,738 to 25,830.

THIEVES AT WORK IN First Attempt To Destroy Colliery FAIRVILLE STORES LONDON, Oct. 30-The first at-

SEAGRAM'S SOLD John Carey's Places of Business months of the British coal strike was discovered tonight when a night watchman at the middle pit of a mine Broken Into During Last in Radstock, Somerset, discovered Two stores owned by John Carey in for lighting at the pit-mouth. The state of collapse at 8.20 p. m. last night

pant at Waterloo has been sold, and the new company, whose capital will consist of 200,000 shares of no par value stock, is likely to be offered on the door of his fish store onen. That the street early in November. It is understood that the stock will be offered at \$15 a share, which places a \$3,000,000 of being tampered with and it was confectionary store was thus secured. at 510 a snare, which places a \$3,000,000 of being tampered with and it was confectionary store was thus secured.

cash, it is understood and the 400,000 gallons of alcohol now on hand at \$3 a gallon against a present market price of around \$6. H. Cleland, Hamilton, formerly in the distilling business there, will be general manager of the new In Own Country Yesterday

Brunswick the policy of public-owned hydro electric development for the distribution at cost, whether for domestic, industrial or other purposes, of hydro electrical energy.

"Acting under the powers given to them by the Act," the judge continued, "the Commission, in the year 1920, entered upon certain isnds of the Inglewood Pulp and Paper Company, Limited, and took some \$,000 acres of lands and waters for the purpose of developing both branches of the Musquash. Not having been able to agree with a soleman one presided over by Not having been able to agree with a state of pulp and read up-to-date manufacturey adopted."

Cutter Leaves
On Relief Mission

Good health, happiness and sate return of the sovereign were said.

The chief ceremony in Bucharest was a solemn one presided over by the Patriarich. It was attended by all the Government authorities, and military officers. The marshal of the military officers. The marshal of the Royal Household represented the court. and waters for the purpose of developing both branches of the Musquash. Not having been able to agree with the company upon the amount to be paid as compensation for the land flust taken, the Commission, in conformity with the Act, selected Mr. Gilbert G. Murdoch, an engineer, to ascertain the value of the lands taken. He fixed it at \$59,003.56, which was offered by the Commission to the company and refused. Upon application of the Commission I designated myself the sole Continued on page 5, second column

The chief ceremony in Bucharest was as obsermed one presided over by the carried food and colohing to the group of fishermen trapped by a blizzard on South Fox. Island in Lake Michigan. Later he figured as the guarantor of the Carrying two doctors and medical and gents to have amassed more than \$5,000,000 by aeroplane bootlegging since he was released from the Joliet point of the company and refused to make the patriarich. It was attended by the Patriarich. It was attended by all the Government authorities, and military officers. The marshal of the Patriarich. It was attended by all the Government authorities, and military officers. The marshal of the Patriarich. It was attended by all the Government authorities, and military officers. The marshal of the Patriarich. It was attended by the Patriarich. It was attended by the Patriarich. It was attended by all the Government authorities, and military officers. The marshal of the Patriarich. It was attended by all the Government authorities, and military officers. The marshal of the Patriarich. It was attended by all the Government authorities, and military officers. The marshal of the Patriarich. It was attended by all the Government authorities, and military officers. The marshal of the Patriarich. It was attended by all the Government authorities, and military officers. The marshal of the Patriarich. It was attended by all the Government authorities, and mi

Says Imperial Sentiment Will Not Overcome **Deficiencies** 

MARKET BOARD

Proposal Made to Extend Canada's Wheat Pool, Excluding Russia

BY HERBERT BAILEY

ONDON, Oct. 30.—Premier Bruce is leading a vigorous campaign, which has for its object an attempt to force the British Government to make definite proposals for the development of inter-Imperial trade, and he is passing the most severe strictures on those British manufacturers who imagine they can dump anything they please on to the Dominions markets in the hope that Imperial sentiment will overcome any deficits in the quality of their products. He is particularly severe on those who advocate the greatest possible trade development during the next few years, wholly regardless of the ultimate prosperity of the industry.

is watching closely the process of creating combines to control production and distribution of essential supplies which is gaining world's wide atten-

EXTENSION OF WHEAT POOL lian wheat pool so as to embrace the side of Russia, has called attention to

be achieved through the Empire marketing board, but Premier Bruce is not satisfied with these promises, and is asking for declaration from the government of a fuller co-operation.

Nfld. Swimmer Is Taken From Water

Wolneig, Newfoundland distance swim-mer attempting to swim the channel three cannisters of high explosives, to- from Santa Catalina Island to the main gether with detonators and fuse ready land was taken from the water in a Two stores owned by John Carey in Fairville were broken into last night watchman's vigilance barely foiled the ing to the radio report, the swimmer day afternoon, and from then until the time he was taken from the water was

### The Weather

SYNOPSIS-Pressure is highest over the western and Atlantic States, and lowest north of the Great Lakes and in the Mississippi Manitoba and Saskatchewan; else where it is mild. Rain is falling in southwestern Ontario.

Fine MARITIME - Light westerly winds; fine. Sunday, light to moderate winds, becoming showery. NEW ENGLAND - Probably showers tonight and Sunday; not much change in temperature, fresh southeast shifting to northwest

Temperatures TORONTO, Oct. 30—

		Highest during	
	8 a.m.	Yesterday	night
Victoria .	44	. 54	44
Calgary	40	50	36
Edmonton	36	42	36
Winnipeg	18	30	18
Toronto	42	58	38
Montreal .	42	52	40
Saint John		52	38
Halifax		58	40
New York		64	56