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INGLEWOOD CLAIM FOR \$750,000 TAKEN UP TODAY BEFORE JUDGE LEBLANC

Power Commission Counsel Insists on Details of Valuation.

EVERY LAKE, TREE

Matter of Jurisdiction of Judge Raised—Documents are Filed.

Preliminary stages in the hearing of an arbitration claim amounting to \$750,000 made by the Inglewood Pulp and Paper Company, Ltd., for land expropriated by the New Brunswick Electric Power Commission to develop the Musquash hydro project were completed this morning before Mr. Justice LeBlanc in chambers.

No written particulars of the claim by the company were filed before Judge LeBlanc this morning and some time was spent by the commission counsel seeking definite information on this point.

1.—Value of the land taken in view of its development as a hydro area, \$600,000, at least.

2.—Damage by severance of this area from the other holdings of the company, \$150,000.

Both Peter J. Hughes, K. C., and J. D. P. Lewin, who are appearing for the commission, were not satisfied with this statement and wanted more information as to the make-up of the claim and also have it put in writing.

Opening the session, His Honor said he would like to hear from counsel with respect to his jurisdiction in the matter in view of certain legislation by the Dominion Parliament.

Hon. Dr. Pugsley said he was not raising any objection as his company was anxious to get along with the hearing, which, it will be recalled, was started early this year before the late Mr. Justice Chandler.

On behalf of the commission, Mr. Lewin said he would accept responsibility on that point.

His Honor said he did not want to spend a great deal of time on the matter and put the parties to heavy costs and then find the court of appeal held that he did not have jurisdiction. Judge LeBlanc said he understood that a member of the court of appeal had already expressed an opinion, doubting his jurisdiction.

Mr. Hughes replied that he was satisfied beyond doubt that His Honor did have jurisdiction. The inquiry then proceeded but ran into another snag when Mr. Lewin asked opposing counsel for a definite statement of claim.

Considerable time was taken up arguing on this point, Dr. Pugsley contending he could hardly enumerate every tree and every lake and place a value on each. It was just one general claim based largely on the development there.

The company's holdings were about 40,000 acres of which the commission had taken about 7,000 acres. Of this latter amount, between 5,000 and 4,000 acres were under water. The company was shut off from access to other parts of its holdings through the hydro development.

This was a most valuable estate, he said, with splendid fish and game resources once. The company was asking \$800,000 at least for the land and \$150,000 damages by severance.

Mr. Hughes remarked that he wanted more particulars. Growing timber did not enter into proceedings as there was none; mostly boulders, he added.

Dr. Pugsley said there were trees growing there.

Mr. Hughes replied that would get a tree in about 75 years.

Every Tree? Did his learned friend suggest he enumerate every tree and place a value on it, Dr. Pugsley asked.

Mr. Hughes—"Yes." "And every lake and its value?" Dr. Pugsley.

Mr. Hughes said "Certainly." It was on this the company was basing its claim. How could His Honor know what were the grounds on which the claim was based if he did not have particulars.

Judge LeBlanc agreed with Mr. Hughes and Dr. Pugsley said he would give particulars as he had stated.

Orders-in-council setting up the Electric Power Commission then were filed and they were followed by a dozen or so maps of the area concerned. This had been finished when court adjourned for lunch.

IS FINED \$28.

Alfred Lloyd was fined \$28 by Magistrate Henderson in Police Court this morning, having been adjudged guilty of being under the influence of liquor and assaulting James Ferguson in Union street, West St. John, last night.

Police Constable Blackwell and the complainant, James Ferguson, the latter told of being in the east side ferry toll house when the defendant accosted him. He said he informed the man that he did not wish to have anything to say to him, as he was under the influence of liquor. While he was going to one of the sheds at Sand Point, he was again accosted by the defendant, who struck him and then ran.

EXPECT LARGE LIST FOR S.S. MONTCLARE

Among the passengers from St. John sailing on the Canadian Pacific steamship Montclare tomorrow will be R. N. Kirby, who has just completed a six months tour of the American oil fields in the interests of the National Supply Company of London, England.

The Montclare which sails tomorrow afternoon for Liverpool will be the first Christmas sailing of the Canadian Pacific Steamships, Ltd. No. 16 from Montreal will arrive in the city in two sections, the first bringing passengers for the outgoing liner. It is expected that she will have a large sailing list.

REPORT FIRE LOSS IS WELL COVERED

Levine Building Will be Repaired Immediately, Says Owner.

Representatives of local fire insurance companies actively engaged today making preparations for the adjustment of the loss to the stock and building of Percy M. Levine in King street, which was badly damaged last night by fire.

The loss in Robinson Clothing Company, Ltd. store, situated directly over that of Mr. Levine, is covered by insurance. The loss in Robinson Clothing Company, Ltd. store, situated directly over that of Mr. Levine, is covered by insurance.

Mr. Levine said this morning that the major portion of his stock was stored in his cellar, where the fire broke out, and from indications it would be a total loss. Stock in his store was also damaged, but he was unable to say just to what extent.

UNABLE TO ACT AT SYDNEY BOUT

Sergeant Detective Power received a telegram this morning from Prescott Anthony, deputy chief of police, in Sydney, asking him if he would referee a boxing bout on December 16 between Jack McKenna and Frank Carbone.

SYRIANS NOW HAVE BOY SCOUT TROOP

A Syrian Boy Scout troop was organized in the Assyrian Hall last evening, with about 80 boys present. John M. Tobias is the scoutmaster for the new troop, and has for assistants Thomas R. Tobias and Michael E. Joseph.

EAST ST. JOHN S. S. IS REORGANIZED

At a largely attended meeting of the members of the East St. John Baptist church, held last night in the church, the Sunday school was reorganized, and the following officers elected: A. F. Burditt, superintendent; C. E. Logan, acting superintendent; Miss Evelyn Lewis, secretary; Mrs. G. Lewis, assistant secretary; Mrs. Weir, treasurer; Berley Kirkpatrick, librarian; F. Foley, assistant librarian; Miss Catherine Chetley, pianist; Mrs. R. Lewis, assistant pianist.

Now Is The Right Time, So Make It Real Snappy

Bright sunny Christmas-shopping weather ruled again today. The crisp air, snow-blanketed streets, tinkles of sleigh-bells and crowded shops pressed home the thought that in just three weeks exactly the happiest day in all the year will be upon us!

St. John is not unlike every other city where routine of business and other activities becloud the Yuletide horizon. But if one could have visited the shops this forenoon or yesterday afternoon he would have found family-folk struggling with holiday lists in strenuous fittings from place to place.

The holiday rush has really begun. As if by magic the stores were thronged shortly after the snow and cold snap set in. People suddenly realized the long spell of soft open weather was not natural. Over night real December arrived.

Christmas-card shops, the gift places, engravers, printers, fancy-work counters, cookery goods grocers, the general stores—all and everybody in the Christmas trade are now on the jump. Parcels for overseas, western packages, foreign mail in general is being gotten ready and down in the Post Office queues and stamp-buying have set in with a vengeance.

Emblems of Yuletide are appearing in decorative schemes on all sides. Soon the Christmas trees will be on the Square. Turkey and other poultry are arriving and being placed in cold storage, fruit dealers are delivering holiday orders, fancy candy packages are on view—well, you can see for yourselves.

So get busy right away with your list. Delay it and you take "pot luck." All lines are complete now, the novelties are still plenty, but a few days of this fine weather and they'll be "all shot." Make it an early clean-up this year.

ALMANAC FOR ST. JOHN, DEC. 4.

High Tide 11:45 A.M. High Tide 12:21 P.M.

Low Tide 7:45 A.M. Low Tide 12:21 P.M.

Sun Rises 7:45 Sun Sets 4:45

LOCAL NEWS

SUPERVISING REPAIRS. Frank MacDonnell of Ottawa, Dominion Government steamship inspector, is in the city looking after repairs being carried out on the C. G. S. Dollard.

A LATE BUTTERFLY. Miss Laura Henley of 115 Hillyard street brought a butterfly to The Times-Star office yesterday. She said that she was working about the house Monday afternoon when it flew in one of the windows.

BANK CLEARINGS. The St. John bank clearings for the week ending today were \$2,640,012, as compared with \$2,747,044 for the same week in 1923, and \$3,108,893 for 1922. Halifax clearings this week were \$8,577,207. Moncton figures were \$806,816.

DEATH OF F. J. CARLIN. Friends throughout the city were shocked today to learn of the death of Frederick J. Carlin, which occurred suddenly last night at his home in Harding street. He was a printer by trade and was a son of the late John and Margaret Carlin. He is survived by two brothers, William H. of Berkeley, Cal., and Arthur H. of New York; also two sisters, Martha and Louise at home. His funeral will take place Friday afternoon with service at 2:30 o'clock.

RESCUED FISHERMEN. The story of the conferring of the freedom of the city on the crew of a lifeboat, recently published in The Times-Star, was read by a lady in Ridgewood, N. J., and she wrote to Mayor Potts to ask if this was the crew which made an effort to save the life of Fred Young and Fred Maudie in Courtenay Bay, requesting an answer through the columns of The Times-Star. The crew in question received the freedom of the city for the rescue of some fishermen in the year 1903, many years after the tragedy occurred to by the writer of the letter.

FAREWELL PRESENTATION. About 40 friends of Mrs. G. A. Ricketts gathered at the home of Mr. and Mrs. C. A. Stirling, 82 Cranston avenue, last evening and tendered Mrs. Ricketts a farewell party. Mrs. Ricketts and two children are leaving the city on Friday to join Mr. Ricketts in Maine. The evening was pleasantly spent in games, and refreshments were served toward the close, the hostess being assisted by Mrs. S. McBratney, William Chipman and Edward Chipman. S. McBratney, on behalf of the present, gave Mrs. Ricketts a club bag. The party was brought to a close with the singing of Auld Lang Syne.

HAVE TEA AND SALE. The Ladies' Aid of St. Andrew's church are holding a tea and sale this afternoon in the school room of the church under the general convener'ship of Mrs. R. H. Anderson, president of the society. The proceeds are to be used for general church purposes. The committees in charge of the sale and tea are: Fancy work table, Mrs. Alexander Wilson and Mrs. R. H. Anderson; home cooking table, Mrs. Allan Rankine and Mrs. Simonds; apron table, Mrs. John Murphy and Mrs. Frank Peters; tea table, Mrs. R. S. Sime and Mrs. G. C. Bishop; pouring, Mrs. L. G. Crosby and Mrs. J. S. Bonnell.

C.C.M. Automobile SKATES. Ask to see the New C. C. M. OLYMPIA. A wonderfully speedy light weight hockey skate with smaller cups and tubes—the tubes being of extra stiff hardened steel. Flint hard blades. We have C. C. M. Skates for hockey, for racing, for pleasure. Skates for men, women, boys and girls. 90c. to \$7.00 per pair. AN IDEAL GIFT. C. C. M. OLYMPIA Hockey Tube—Sizes 9 to 12. Price \$6.00. ALL OUR SKATES FITTED TO BOOTS FREE OF CHARGE. PHONE Main 2540 McAVITY'S 11-17 King Street

Special Selling of Men's and Boys' OVERCOATS—See Page 11. TOYVILLE. In all its Santa Claus glory will be found in the Bargain Basement. All kinds of toys, games, books, novelties that will delight the kiddies—15c. to \$1.00. A FRAGRANT GIFT. Fantastic Perfumes of world-wide fame are indeed a worthy tribute to pay milady's beauty. She knows that they contain lingering reminiscences of her charming presence. In our Toilet Goods section, 3rd Floor, you'll find many charming aids in perfumes, compacts, powders, etc. Christmas just wouldn't be Christmas to the woman who didn't find some filmy lace underthings. They are pretty luxuries that women adore to possess but hesitate to buy lavishly for themselves. You'll find in our Women's Shop a most charming array of Silk Lingerie that will bring joy to intimate friends. Boudoir Caps, Boudoir Bands Night Gowns, Envelopes, Gowns, Brassieres, Bloomers, etc. Women's Shop—3rd Floor.

SCOVIL BROS., LTD. Oak Hall King St. HEARD ONLY ON DAMAGES POINT. Dr. F. R. Taylor Returns From Ottawa—Was in Perene Case. Dr. F. R. Taylor, K. C., returned today from Ottawa where he has been in connection with the appeal made by the owners of the S. S. Perene against a judgment of the Admiralty Court in the matter of the collision between this steamer and the schooner Maid of Scotland some time ago off Partridge Island. Dr. Taylor, who represented the owners of the Maid of Scotland, was awarded the verdict in the Admiralty Court, was heard yesterday in Ottawa on one point only, regarding the amount of the damages, the court ruling that he did not need to present any argument against the upsetting of the decision of the lower court. Decision on the amount of damages will be announced later, Dr. Taylor said this afternoon. SHOP EARLY A. Ernest Everett THE HOUSE FURNISHER 91 CHARLOTTE STREET.

Fur Coats The Gift Bringing Comfort. Gifts which for their beauty and luxury have so much of practicality, comfort and service that they are among the most prized and enjoyed. The high standard of quality for which furs here are noted makes this a thoroughly satisfactory and dependable place for these important selections. Our stock of CLOTH COATS gives a selection from the best and most sought materials in the latest, yet not extreme styles. Plain or fur trimmed. \$16.50, \$23.50, \$24.50, \$36.00, \$39.00, \$43.00. Others \$47.00 to \$110.00. D. MAGEE'S SONS, LTD. Since 1859 ST. JOHN, N. B.

IF HE SMOKES. We carry an immense stock of high class LOUIS GREEN'S CIGAR STORE. Pipes, Cigars, Tobaccos, Cigarettes and Smoking Accessories. See us before purchasing elsewhere. Select and reserve his gift now. Every assistance given to lady customers by our lady clerks.