MANUFACTURES

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that inasmuch as the term Denomina-

vince, --- an appeal shall be made to the

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The Daily Tribune. J. L. STEWART, EDITOR, ST. JOHN, N. B., OCT. 25, 1872.

act or decision of any Provincial authority affecting any right of the Pro-The Constitutionality of the School Act testant or Roman Catholic minority of acts, of the Reform leaders of Ontario, by the Legislature of any Province in and devotes a column to proving the unconstitutionality of our School Act. the legislature of the cases veterinary surgeons are employed, but as in others they might consider necessary for the proper religious teaching of their childunconstitutionality of our School Act. The other day it had an article commenting upon Mr. Palmer's argument before the Court, in the school cases, on the constitutional question, which was based on a misconception, of the scope of Mr. Palmer's argument, as we see by the first section, and, that, consequently, the term Denominational Schools in that section either meant them exclusively or, at all events, included them; and as the fourth subscition, which is as follows. "In case that the time seems to the Governor Genera in Schools established under the Common Schools established under the Common Schools, and that section in Incomment alluded to was as follows." In case that the Schools of that province all alwas from time to time seems to the Governor Genera in Schools established under the Common Schools, and that section of the Schools of the Bible that they believed in common that they believed to offer any opinion on the political question in discussion a more question in disc The other day it had an article com-effected. From this he argued that it not denominational schools, and that cluding the sub-sections] is not mad even if it could be said that any class of or in case any decision of the Governo persons had any denominational rights General in Council or any appeal unde in such schools, yet, as the 93rd section this section, is not duly executed by the of the British North America Act gave proper Provincial authority in that be the exclusive right to legislate upon the half, then and in every such case, an subject of education to the School Legislature, "subject only that nothing in case require, the Parliament of Canad such law should prejudicially affect any may make remedial laws for the due exc right or privilege with respect to De- oution of the provisions of this section, an national Schools which any class of of any decision of the Governor General persons had by law in the Province at in Council under this section," clearly the Union," no rights in any such estab- professes to make provisions for an lished under the New Brunswick School attempt to interfere with the rights se Act would be secured, because the right cured by all the provisions of the whol was not in respect to Denominational 93rd section, including a 1 the sub-sec

Schools, or, in other words, the rights tons, and when the whole of that see that were protected were not denomition is read together it is clear that th national rights or privileges, generally, framers of the Union Act contemplate but only in respect to such schools as that class rights, that is, rights of Pro were denominational, and that the term testants or Catholic minorities, existe Denominational Schools meant simply in Denominational Schools, the schools of some one of the denomination, in the separate or dissertions of Christians, and was equivalent tient schools aforesaid, and tha to the expression Roman Catholic, they also contemplated that such class Baptist, Methodist, Presbyterian and rights could be created in the schools t other Denominational Schools, that is, be created by any of the Local Legisla belonging to or controlled by one of the tures, and that to them and them alon ions of Christians, and not as the words rights and privileges of an the Freeman reports Mr. Palmer's class of persons in denominations arguing, schools in which children were schools, that is, in any system of dis compelled to receive denominational sentient schools, are applicable; an teaching, because that would depend this was made more apparent when the upon the will of the owners or controll- preamble of the Act, which recites that

saving. in the first sub-section, the peased only by a raid upon the Imperi- In the extensive establishments where at rights and privileges with respect to alists. Let them prepare for punish-denominational schools which any class ment and get up a rebellion. of persons had, &c. And if this was all in the Act could there be any doubt that the term denominational schools therein will soon recognize the Cuban insurday, dismal cough which came, it seemed, referred to would be the same denomi-Quebec scheme? or will any person ar- ceeding cannot be used to the prejudice closed, the stalls filled up with sick animals ers of the schools except so far as they might be restrained by law. This view was supported by a great many authori-Sewing Machines was supported by a great many authorities and arguments, too long for this sentient schools of Upper and Lower in this city full details are given in an if they had done all possible and only waitarticle. The position having been at Canada? and that the rights of the other column, is rapidly spreading all ed for the good or ill result. A look of tempted to be answered by Mr. Weldon Roman Catholic and Protestant mi- over the continent. Save Twenty Per Cent! and Mr. Duff, in much the same way norities, referred to in the third subas the Freeman has argued, by stating section under the term separate and dissentient schools, are not the equivalent BUY YOUR tional Schools was used in the first in- expressions for the rights of Protestant stance, and the terms Separate Schools and Catholic minorities in these denomiand other dissentient schools were used national schools in the Quebec scheme!

in the other subsections of the 93rd sec- Then Mr. Palmer put it to the counse Where you can get them Repaired! in the other subsections of the Paron the other side how such separate and liament meant different things by each dissentient schools could be created in this Province if the provisions of th and Dissentient Schools of Ontario and School Act of 1858, which is relied on, has at length assumed an aspect far more tioned were affected. In the stables of contradictory. How far it would be pupils whose parents do not object, allowed that, a short time since, refersions to call the arguments of an advotation of a dvotation of advotation of advotat cate contradictory because he uses, in answering an adversary, and for that so instructed by the Trustees of the Upper Provinces and though at that time prietor spoke hopefully of their ultimate purpose assuming that adversary's premises, although contrary to his own

or instructed by a majority of the statements made were treated with more or less incredulity, the present condiof the rate-payers (when the thing to

> Mr, Palmer argued that all this being simply a hospital for the suffering progress of the disease, and accordingly the above quoted, did not include the Separate Schools of Upper Canada and the latures, subject to the checks mentioned rate Schools of Upper Canada and the latures, subject to the checks mentioned Dissentient Schools of Quebec, as the other side contended for, then it follows whole subject of education, religious or other side contended for, then it followed that the rights and privileges of such
>
> whole subject of education, religious or
> otherwise, and that the Union Act
> oreuse. Were it a simple horse ail or one schools were not saved at all, as the 1st sub-section is all the part of the section that saves any rights whatever, and as the third sub-section, which is as fol-said, to deal with it as public policy respectively. But the control of the many diseases to which the animals it, indeed, this estimate is not altogether are known to be subject, or were it even a the livery stables is, however, tar from conveying any idea of said, to deal with it as public policy respectively. lows, "where in any Province a syslegislative authority, whenever the views late origin in any part of the world, and horses, the majority of those in the carts, exists by law at the union, or is thereafter established by the Legislature of the Prointerest so to do, to create Public practice. tions might have taught their own re- of this epidemic was so recently as the are to-day suffering from the calamitous ligious sentiments without being subject your 1870, when it was discovered among to have thrust upon them, by a hostile the horses in the city of London, and by its to have thrust upon them, by a hostile the horses in the city of London, and by its majority of rate-payers, teachers whose extraordinary increase and extreme viru-

> the Queen's subjects in relation to education," clearly contemplated the creation of Separate and Dissentient Schools
>
> majority of rate-payers, teachers whose clares whose clares whose clares whose clares whose clares and observation of the case and contents in the case and contents in the case and contents whose clares and contents in the case and contents whose clares and contents in the case and contents in the cas aloud by other children in such schools novel measures for its banishment, and in regard to the use of quack medicine which has hitherto happily existed with the appearance of the epidemic in have been very busily employed since the with the appearance of the epidemic and have been very busing employed since with the appearance of the epidemic. Drs. R. cities in the Upper Provinces, as well as in Bunting and M. P. Greene have each a Bunting and M. P. Greene have each a

> > delicate a subject.

The War on the Imperialists. No statement has been more generally accepted as true than the assertion that all France was heartly in favor of the war with Prussia. The wave of public opinion an which Napoleon was borne to the banks of the Rhine was irresistible. There is no evidence that he wished to resist it, but it is by no means certain that he could have done so suponquest if the Rhine Provinces and the while the smaller settlements escape its gloomy anticipations but viewing all the sacking of Berlin. But now the Republicans lay all the blame of the war and its tenuchoy to Tage in cities and the while the smaller settlements escape its gloomy anticipations but viewing all the brightest characteristics of the present trouble, to live in hope, waiting and watching for a speedy relief.

"whereas the Provinces of Canada, Nova be made the occasion of many bitter de- inflammation of the toneils has taken place Scotia and New Brunswick have ex- bates, in which the action of the Minis- offensive matter is coughed from the mouth. pressed their desire to be united and ters of the Empire will be severely criti- The extremities are cold and the body has with a constitution similar to the Constitution of the United Kingdom," is referred to, for it shows that the Act was passed to carry out the desire above expressed. They what such desire above expressed. pressed. Then what such desire was the German Government. Deputies in tious nor contagious, but the result of is shown by what is called the Quebec the Assembly have held several meetscheme, which, taken together with the ing lately, at which the matter nature has been stated to be epizootic, it dispatches on that subject, shows that what Parliament was asked to do on the debate. The majority of the members here to be enzootic, and in this respect it subject of education was to put in the have advocated a thorough investiga- greatly differs from the epidemics which Local Legislature exclusive power to tion into the circumstances through have in past years extended over England legislate on the subject of education, which the two countries became invol- and portions of the continent. Its durasaving the rights and privileges which ved in the condict. It is contemplated tion is as a rule from four to four teen days, the Protestant and Catholic minorities by the Deputies, on the meeting of the though in some cases it reaches twenty-one in both Canadas might possess as to Assembly, to move for the appoint days, and no precise limit can be fixed for their denominational schools at the time ment of a commission to investigate the when the Union went into operation. acts of the Olivier and Palikao Cabi- which may occur at any time between the (See appendix of the Journals of the nets, preparatory to the impeachment periods mentioned. Death is hastened by House of Assembly for 1865, page 23.) of the Imperial Ministers, on a charge This, Mr. Palmer argued, was equivaof having provoked war with Prussia.

In the Union Act stating in its year.

This metic was all by the Left due. lent to the Union Act stating in its prelent to the Union Act stating in its pre-amble that the several Provinces have asked to have a constitution made by which the Local Legislatures should time taking no part for or against it. have exclusive power to legislate on the subject of education, saving only the ment will support the proposed action other causes which may be attributed to this source.

A Tribune reporter called at several of of the Deputies. The Communists are the livery stables yesterday afternoon and

national schools as mentioned in the bama matter is settled, and such a pro- brutes lungs. The stable doors were

DISEASE IN THE STABLES. A CITY FULL OF HELPLESS HORSES- THE STRANGE EPIDEMIC. ITS PRESENT EFFECTS AND PROBA-STABLES CLOSED AND LABOR SUSPENDED -THE LOSS A HEAVY ONE TO ALL.

THE FIRST APPEARANCE states, the horses in all the street ears, escaped without the loss of one. No statement has been more generally hacks, and teams of every description are

certain that he could have done so successfully. Imperialists, Red Republicans, Orleanists and Legitimists either promoted the war or refrained from romoted the war or refrained from become general in the country dissing ther influence against it. All tricts, and indeed one of its peculiarities is France was in a flame, eager for the its tendency to rage in cities and towns,

s disasters upon the Imperialists, and are unmistakeable and are such as to cause have worked themselves up to a feeling it to be termed influenza combined with The St. James Mayazare and United Em of great indignation against them. The expulsion of Prince Napoleon seems to be the first fruits of this feeling, and a Paris dispatch says it is probable that the coming session of the Assembly will

former. The stakes were \$30 a side.

Therefore, to carry out such object, it nearly all shot or transported, and the found that the reports as to the extent of is enacted, as stated, in the 93rd section, popular appetite for victims will be ap-SICKNESS AND SILENCE,

> deep anxiety was observable on every lace, yet all appeared to entertain the hope that the disease would not, when care was exeroised, assume a fatal form. A few instances may give some idea of

THE EXTENT OF THE CALAMITY. BLE RESULTS IN FUTURE - THE LIVERY In the stables of Mr. Michael Blackall, at the Royal Hotel, were 23 horses, of which 21 were diseased, but none to an alarming extent. On Monday night all were well, The disease which has for some days past but on Tuesday the cough was heard and Quebec were not intended by the term Denominational Schools.

It was in answer to these positions that Mr. Palmer made the argument that the Freeman calls confused and mises, although contrary to his own previous arguments, and from these premises deduces arguments to prove his own position, we must leave the Freeman to decide. At all events, as we understand it, Mr. Palmer's arguments arguments arguments arguments to prove this own position, we must leave the fest misuse of words tocal such a class Freeman to decide. At all events, as we understand it, Mr. Palmer's argument was this: If the term Denominational Schools, in the first sub-spection of schools denominational schools.

The horses of Saint John are to-day under his care and all doing well. It appeared to be generally conceded that the horses should not be driven during the horses of Saint John are to-day under his care and all doing well. It appeared to be generally conceded that the horses of Saint John are to-day under his care and all doing well. It appeared to be generally conceded that the horses of Saint John are to-day under his care and all doing well. It appears to be generally conceded that the horses of Saint John are to-day under his care and all doing well. It appears to be generally conceded that the horses of Saint John are to-day under his care and all doing well. It appears to be generally conceded that the horses of Saint John are to-day under his care and all doing well. It appears to be generally conceded that the horses of Saint John are to-day under his care and all doing well. It appears to be generally conceded that the horses of Saint John are to-day under his care and all doing well. It appears to be generally conceded that the horses of Saint John are to-day under his care and all doing well.

> A LOSS OF FIFTEEN HUNDRED DOLLARS. So various are the opinions in regard to

Legislators and electors that may be the New England and Middle States. It hereafter called upon to deal with so is now at its full height, and in some of meeting with good success in their treatthe cities business of certain kinds has become almost entirely suspended. In New charge and has so far lost none, while Dr. York, especially, a telegram of Wednesday Greene has upwards of 170 and has so far It is difficult to anticipate the results

> HOW SHALL WE BURY OUR DEAD? At this time however it befits not those interested to sit idly by and indulge in

LOCALS. DAILY TRIBUNE see first page. For advertisements of Wanten, Lost, FOUND, FOR SALE, or To LET, see Auction

Brevities David Main, Esq., of the St. Croix barrel of flour, given by Geo. H. Snider, Courier, is in town. A heavy white frost fell last night, and

wherein the partridge hunter delight-A double scull race between two of the Logan crew of Straight Shore, and two of the crew of the "Robert Fulton" of Carleton, took place in the harbor yesterday afternoon, and resulted in a victory for the 10

Another Accident in a Saw Mill. A young man named James Meehan lost several of his fingers and had his head bad ly cut up by a circular saw, at which he was working in Hilyard's mill yesterday morning.

A Sad Scene. A boy of twelve or thirteen lay near the

"My Name in the Evening Papers." Newspaper notoriety in connection with police office affairs is not usually considered A Party by the name of Johnson makes a a very desirable method of biography, and bold attempt and is Frustrated.

On Wednesday afternoon a young man complaints against their neighbors have a named Edward Johnson called at the store cheerful desire to see their opponents' names of Mr. George Suffern on King street and in print. Such must have been the motive asked to look at some gold watches and actuating three respectable looking women chains. He was shown a let, out of which who sat peacefully in the police office waits he selected a watch valued at \$40 and a ing until the prisoners at the bar had met chain valued at \$20. He left the articles their fate. It had been "a race for there stating he would call again and pay justice," the rival parties arriving at the for them. Early in the evening he came same time, and each desiring a warrant back, there being at the time only the against the other for abusive language. The clerk, George Bell, in the store. Johnson magistrate advised them to go home and asked for the articles and tendered what settle the matter and not have their names appeared to be a \$100 U. S. note, but in the newspapers, whereupon the women which was in reality a Confederate bill of this was the motive which had impelled somewhat doubtful of the note and also the other to come up. They however consented to be pacified, and left the court upon Johnson said he would take part of with many exclamations.

An Effect of the Epidemic. carts and slovens to be had is far less than played at once procured policeman Kirmer before, while the prices charged are in and started in pursuit of this "party by the this too when on account of the weakness | before nine at the railway freight house on

It is stated by the Portland Police that owdyism is gradually and powerfully inreasing in the Town, and that few nights pass without a disturbance of some description. Resistance to the police has become a common thing, and altogether tained that he had attempted to sell the the flourishing Town bids fair in some respects to surpass its parent, St. John. failing in that had disposed of it to Mr. N.

Carrying Unlawful Weapons. On Monday night a young man named Hugh Price became engaged in some dis turbance at Indiantown with Daniel Dunham, and becoming violent assaulted the latter and drew out a small pistol. This was knocked out of his hand by some parties who were present, and Dunham afterwards procuring a warrant had Price arrested. Yesterday Dunham withdrew the charge of assault, but the prisoner was

adjuaged guilty of carrying concealed weapons and was fined \$4. Deing Police Duty. The noise of a number of heavy boxe tumbling about, attracted a TRIBUNE DOCturnalist to the vicinity of Prince William

be blocked up for no purpose. A Bad Youth.

Last Night of Buckley and Sharpley. Buckley and Sharpley's Minstrels had nother full house last evening, and were the recipients of repeated marks of favor gave a pleasing biological seance last night from the audience. Their entertainment before a large and respectable audience. is successful on account of its merit and The many remarkable feats elicited wonder the efforts of the skillful members of the and admiration as well as amusement. A troupe to gratify and amuse their patrons gold watch was given away to Master by legitimate means.

The Opera House. Bishop's Opera House coutinues to meet with a fair share of patronage at its nightly variety entertainments and merits all it receives. The manager has had many difficulties with which to contend, and has contains about two hundred receipts espe-

well benefit, and the house cannot fail to Mr. Spencer. It bears the imprint of be crowded.

County Rifle Competitio. The competition of the St. John County For a list of Agents for the sale of the Rifle Association at Drury's Range yesterday was quite a success, the weather being fair and the number of visitors large. The competitors numbered 103 men. The prizes are as follows: Corporation Silver challenge Cup; Watch, given by Hon. R. L. Hazen; a

Esq., and \$48 in cash. Ranges 400 and 600 yards, 5 rounds at cach range. the air of this morning was of that nature 1. Challenge Cup and 2. Silver Watch and

The following were the winners: 1. Capt Hall,
2. Corp Blair, Art.
3. Mr. Lee Peters.
4. Sergt. J. Hunter, Eog.
5. Ensign Peters, 62nd
6. Sapper Fanjoy,
7. Pt. Barker, 62nd
8. Pt. McPherson, 62nd The competition was continued

simultaneously expressed their belief that the State of Mississippi The clerk was the change and call again for the remainder, and the clerk then gave him \$4. Johnson then left with the watch and chain. Since the horse disease has rendered so Mr. Suffern on his arrival about 8 o'clock ome cases double the former sums, and name of Johnson." He was found shortly of the horse, only about half a full load is Water street checking his baggage for the West, and being identified by Mr. Suffern was taken into custody. He at first loudly asserted his innocence and bade the policeman beware of taking an American citizen but on his arrival at the Station he acknowledged being the party and handed over the missing chain, stating he had sold watch to Mr. Geo. H. Martin for \$12, but

> Percaval for that sum. The prisoner was arraigned this morning and pleaded guilty, and was remanded un til Tuesday next.

Thanksgiving Day. One of our native poets, on a thanksgiving day some years since, composed an ode, of which the following is the opening

It was on Thanksgiving Day, I did hear the people say, We ought to watch and pray For the blessings we have got; For I can happy be Without any luxury
While I get a cup of tea
From a hot tea-pot.

In regard to the poetry of these lines, it is possible different opinions may be enter street early last evening, and on his arrival tained, but all must admit the idea to be he found an individual busily engaged in eminently philosophical. So with yesterpsetting some large empty packing boxes day in St. John, the people with no pariff the sidewalk into the gutter. The ticular amusements, no horres to go out of nocturnalist at first supposed the individual town, and with that dull monotony which to be a policeman engaged in the work of characterizes a St. John holiday, appeared removing these obstructions to the passage, content, nay happy. Those who desired to but subsequently ascertained the man was keep the day did so, while those who did prompted by "a different spirit." The not desire to keep it kept to their shops service done was however appreciated by instead. Business was suspended on the people, who cannot see why the law change, and shaving, as a rule, was conpermits the most public thoroughfares to fined to the barber shops; the banks shut down for the occasion, but the Dominion autherities kindly allowed the laborers to earn an honest penny by work on the new On Tuesday evening a young man named Post Office and the Savings Bank. No Robert Spelman came to the Portland men were at work on Ward street, and the Police station drunk and was taken in holes are not yet filled up. In the aftercharge by Capt. Gibson who attempted to noon we had a boat race, in which some of put him into the prison hall. Spelman, our amateur oarsmen showed considerable hewever, was not so disposed and at once skill, and a rifle match in which some of throttled the Captain in such a manner as to give that official a decidedly uncomfort-uniforms to the ladies. The gin-mills able feeling about the throat: After the ground slowly all day, and comparatively prisoner had been got into the corridor he kicked and swore in such a violent manner but little drunk were any of the people on that policeman Armstrong went in for the the streets in the afternoon or evening. purpose of taking off his boots, but while At night the young men who had some the policeman was performing this act, one to love, some to caress, went there, Spelman "went for" him and gave him an while others who were not so fortunate ugly pull. The prisoner had by this time been put in one of the cells where he continued his further demonstrations both streets. The day was as pleasant as could manual and vocal until he grew weary. be wished, and luna was resplendent at Yesterday he was fined \$4 for drunkenness night. Probably considerable thanks were and \$12 for the other offences. In default given for the many blessings the people of payment he was sent to gaol for two have enjoyed, and the services held in the churches for the purpose of affording people an opportunity to be grateful, were well attended.

valuable gifts will be distributed to-night.

A new monthly has been issued by Mr.

shown much enterprise in sustaining the cially adapted to the larder resources of the character of the performannes by the Com- great majority. It is a really desirable work. Specimen copies may be obtained This evening Harry Talbot takes his fare post-paid for ten cents by application to Messrs. J. & A. McMillan.