

CIVIC ELECTIONS.

Dr. W. W. White Wins the Mayoralty by a Rousing Majority.

Contests for Five Seats at the Council Board—The Successful Candidates Messrs. Bullock, Christie, McMullin, Stackhouse and Hamm—A Small Vote Polled.

The civic elections took place Tuesday and passed off very quietly. A small vote was polled. The result is the election to be chief magistrate of the city of Alderman Walter W. White, who has served as an alderman for Wellington and Queens wards for many years. Ald. White defeated his opponent, Ald. Colwell, who has seen many years of service in the

Table with columns: Candidates, Kings, Queens, Dukes, Wellington, Guys, Brooks, Landowne, Victoria, Stanley, Total.

The common council this year will be made up of W. W. White, mayor; J. B. Hamm, alderman for Kings ward; T. H. Bullock, alderman for Queens ward; S. Turf, alderman for Dukes ward; Wm. Lewis, alderman for Sidney ward; A. W. Macrae, alderman for Wellington ward; Robt. Maxwell, alderman for Prince ward; J. O. Stackhouse, alderman for Guys ward; J. B. M. Baxter, alderman for Brooks ward; John McMullin, alderman for Lorne ward; Wm. Christie, alderman for Lansdowne ward; Thos. Millidge, alderman for Dufferin ward; T. B. Robinson, alderman for Victoria ward; John McDougall, alderman for Stanley ward; and Thos. R. Elyard and James Seaton, aldermen at large.

Alderman Elect Stackhouse represented Brooks ward for years. Alderman Elect Hamm was for a couple of years the representative of Kings ward.

Mr. Bullock is the only man chosen by the electors yesterday who is new to civic life.

WINTER PORT.

W. S. Fisher Agrees With Supt. Osborne.

And Dwells on the Importance of Increased Facilities at West St. John.

I have read with great interest the remarks made by Mr. Osborne in last night's Star, said W. S. Fisher to the Star today, and most heartily coincide with what he there states with reference to the absolute need of greater facilities being provided for next year's business. At the inception of the movement, seven or eight years ago, it seemed necessary for the people of St. John to prove that this port was geographically so situated as to successfully do the winter port business which had been previously done through Portland, Me., and in order to demonstrate to the people of Canada that it could be done, they undertook the initial expenditure necessary, and each year as the trade has developed further outlay has been absolutely necessary until well on to a million dollars have been expended which the people have borne the burden of and taxed themselves for. The city, up to this time, having received very little direct return. Now that the experimental period has passed, and it has been so amply demonstrated that the business can be satisfactorily done through St. John, the time surely has arrived when the government of the country, recognizing the value of the business to the dominion at large, should step into the breach and co-operating with the C. P. R., supply the facilities required to take care of the business that is bound to find its way into and out of the country through this port during the winter season. To my mind, the transportation problem is one of the greatest questions before the people of this country today, and one that deserves the best thought and consideration on the part of our public men. In the early stages of the fight and in the attempt to divert and build up trade through this port, there was a good deal of scepticism on the part of the people in the west. This

civic government in every ward but that in which Ald. Colwell resides, Guys, on the west side. Ald. White's majority, according to the unofficial figures, is within a few votes of two thousand. Ald. Christie, the chairman of the department of public works, had as his opponent for the representation of Lansdowne ward, Dr. J. M. Smith. As has been the result in the past, Ald. Christie came out on top, his majority being in the vicinity of 1,000 votes. Ex-Ald. Stackhouse beat out ex-Ald. Baskin in the fight for the representation of Guys ward, which district Ald. Colwell has represented of late. Ex-Ald. Hamm was the victor in the Kings ward contest. He polled about 300 votes more than were recorded for Ald. Armstrong, the present member. Ald. McMullin will continue to speak for Lorne ward, as he got nearly 400 votes over and above what Mr. Pidgeon was able to secure. Queens ward will have for its representative this year Thos. H. Bullock. He beat out his opponents quite easily. The vote by wards is appended:

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port I received in this election for the mayoralty. It was a great satisfaction to me to find that after years of service in the common council the people so thoroughly endorsed my actions. It was particularly gratifying to me that I, a St. John boy, should be elected to such a high position. I hope that my conduct in future will be such that I will still enjoy the confidence of my fellow citizens.

Mr. Colwell, the defeated candidate, wished to express through the press his thanks for the hearty, if unsuccessful support, accorded him by his friends and associates in the contest of the election to the lack of organization on his side, and said that in the future he might again offer himself as a candidate for the fur-trimmed robe.

Mr. Bullock, the only new member of the next council, expressed to a Sun reporter his gratification at the result of the election. While he remained in the council the city, which had given him his living, would always receive his best services. He had made no pre-election pledges, he said, nor would he now bind himself to any definite line of policy. Mr. Bullock was busy all last evening receiving the congratulations of his numerous friends.

A Good Quarter Dollar's Worth.

Is contained in a bottle of Polson's Nervine, which cures Rheumatism, Neuralgia, Sciatica, Toothache, Headache, Cramps, Stik Stomach and Indigestion. Mothers find Nervine's first class liniment for children's sore throat, hoarseness, cold in the chest, and taken in hot water before retiring is a splendid remedy for colds. It is most be without Nervine; it is the most economical, potent and reliable household liniment made, and costs only 25c. Dr. Hamilton's Pills Cure Constipation.

The Whole Story in a letter: Pain-Killer (HENRY DAVIS). From Capt. F. Love, Police Station No. 4, Montreal. We frequently use your Davis' Pain-Killer for pains in the stomach, rheumatism, sciatica, toothache, headache, cramps, and all afflictions which afflict men in our position. I have no hesitation in saying that Pain-Killer is the best remedy I have ever used.

BISHOP SWEENEY'S WILL.

The Judgment Given for the Defendants.

State to Pay the Costs—Judge Barker's Views.

(Globe.)

Before taking up the regular business of the equity court yesterday, his honor Mr. Justice Barker delivered judgment in the matter of the will of the late Bishop Sweeney. The decision of Judge Barker was entirely against the contention of Mrs. Travers, but he allowed costs out of the estate.

It will be remembered that Mrs. Travers, surviving sister of the late bishop, contended that the will only dealt with properties owned by the Catholic church, and that there was an intestacy as regards the individual property of his lordship, to which she as next of kin was entitled to succeed. The executors, Bishop Casey and Very Rev. Monsignor Connolly, argued that there was no intestacy, as it was the express desire of the bishop not only to straighten out and make clear the titles to certain properties owned by the church, but also to leave to the church all his own property, real and personal. Judge Barker coincides with this view. He went very fully and at great length into the law on the subject, showing that it is the duty of courts where there is a will to establish a testacy, not an intestacy. Because a few church properties were recorded in the name of the late bishop was not a reason for presuming that he only intended to cover these in his will. Judge Barker decided that it was only fair and just that the costs of the plaintiff, Mrs. Travers, should be borne by the estate, as her action had been of much benefit to the trustees, giving them a decision by a court of competent jurisdiction on points that he felt sure they would not have cared to go ahead on without having, sooner or later, obtained such authority.

In his judgment Judge Barker said it is claimed by the plaintiffs that the will was to remedy some supposed defects in the title to certain properties standing on the records in his individual name, but which really were church properties and should have been legally as well as beneficially vested in the bishop in his corporate name, the Roman Catholic Bishop of St. John; and that as to his own individual estate there was a total intestacy and as to his personal estate a partial intestacy, inasmuch as the whole of the real and the undisposed portion of personal property would go to Mrs. Travers as the next of kin. After setting out the will and referring to the properties that stand on the record in the bishop's personal name the judge took up the matter of the church funds and private funds, including rentals from the Union street property, all went into one fund, which was drawn upon from time to time as need arose, or for the bishop's own personal needs. The Sweeney property was treated as part of this common fund, and all charges on it were paid therefrom. The judge next referred to the division of New Brunswick into two dioceses in 1832, and to the act creating the Roman Catholic bishop of St. John, pointing out its provisions. Judge Barker said: "It was not disputed on the hearing that the division of the bishop's estate, I give and bequeath, etc., was amply sufficient, if taken without any words which precede it, to pass all the testator's real and personal estate. They are plain, apt words for that purpose, clear in their meaning and altogether as it seems to me free from doubt or ambiguity of any kind. Taken alone they would be sufficient to pass an illiterate person much less an educated one, any other intention than that of giving away and disposing of all his property to the person mentioned as desired. The intention, however, must be gathered from the whole will and must certainly not from a selected portion of it. The words changed by the preceding part of this sentence, as I read the first part of this sentence it is nothing more than giving in the bishop's language a reason, or explanation, for the disposition of his property which he intends to make. What that reason really is he does not clearly tell us, and even extrinsic evidence were admissible for the purpose, I am unable to say, and I think it the merest conjecture to attempt to say precisely what was operating in the bishop's mind when he wrote the words he proposed to insert."

Mr. O'Donovan may not be an orator, but he is a mighty interesting speaker on a range of topics which covers about every-thing from the running of a co-operative bank to the constitution of a social body, and he is a mighty interesting speaker on a range of topics which covers about every-thing from the running of a co-operative bank to the constitution of a social body, and he is a mighty interesting speaker on a range of topics which covers about every-thing from the running of a co-operative bank to the constitution of a social body.

IRELAND'S NEW LIFE.

Country is Prospering Under Conservative Government.

The Story Told by Rev. Fr. O'Donovan of Loughrea to a Boston Audience.

Rev. Fr. O'Donovan of Loughrea, Ireland, touched the warmest chord of Irish sympathy that has been sounded for some time in Boston during the course of his lecture in the Tremont theatre last evening.

He told with much feeling the story of the awakening of industrial Ireland during the last eight years and of the manner in which the revival started which is liable to become much fruit and which is liable to become much fruit and which is liable to become much fruit.

It was a word of hope made strong by the fact that something definite had been already accomplished. It is the entire Irish people, regardless of creed or politics, has found a common cause in the revival of Ireland.

It is clearly a student, and not a superficial success as he was clearly pointed out by Fr. O'Donovan last evening. These men are looking conditions square in the face and are writing a new history of Ireland.

Fr. O'Donovan said he did not bring a tale of woe on this occasion, but a tale of joy. He said Ireland has been on the decline for centuries, but a new life was being infused into her and into all branches of her industrial life.

He pointed out how all industrial progress in Ireland had been judicially killed by England in the 18th century. Then people were driven into agriculture alone, and were to the system of land tenure which prevailed up to 1851, agriculture was about as effectively killed as any of the other industries of the island.

Finally, when the land laws had been righted somewhat, in 1851, it was found that the people were far better off than they had been in the science of agriculture and in other things. Then it was that the co-operative movement was started, which, in the first place, was the farmer to get cheaper money, and in the second place, to compare notes and find out his own shortcomings. Men were sent to Denmark and elsewhere to study the farming methods of those countries, and the result was a decided improvement all along the line in method.

thereby to dispose of all his property, not a part of it. Legal opinions were quoted in support of this contention, and the judge said: "I am asked to conclude that because two or three church properties in St. John stood in the bishop's name on the records his intention in making this will was to remedy that defect and confine his operation exclusively to the description of property and to die intestate as to his own. Now, leaving out of the question the evidence of intention to be derived from the language of the will itself, is it by any means a clear inference that where the bishop spoke of a want and a defect which he desired to meet he had these and such like properties and nothing else in his mind? I think not. In the first place, he is not speaking of church properties which are in St. John, but of those in the whole province. More than this, the bishop himself says these properties were then vested—are now and should be vested—are his words—in the episcopal corporation to which they were true, there was no such defect to remedy as that suggested. If that were not true, but the bishop thought it was—as I have a right to assume from the language he used—then he can scarcely be fixed with an intention to remedy a defect or meet a want which in his mind did not exist. More especially he has not made any gauge in his will which he must have known was inappropriate and altogether too comprehensive merely to carry into effect an intention so precise and special in its character."

Again, the judge says the words in the operative clause of the will are clear, plain, positive and free from ambiguity. To give them their ordinary and grammatical meaning they avoid the intestacy which the plaintiff seeks to establish, but which courts have ever refused to hear him again, may have intended to include church properties in the dioceses and elsewhere the title to which might at the time of his death stand in his name, but that does not involve an intention to die intestate as to his own. And if you conjecture that the reasons which operated in the bishop's mind for making the devise as he himself required a remedy such as he himself provided, that seems to me altogether immaterial, as indicating an intention directly at variance with that which his own language penned by himself plainly indicates. There will therefore be a declaration in favor of the plaintiff, Mrs. Travers, is not entitled to succeed to the property, real and personal, as she claims, but that all the testator's property, real and personal, is disposed of by the will.

J. L. Carleton, A. A. Stockton and J. H. Barry appeared for the executors, and Hon. Wm. Pugsley for the plaintiff.

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SURPRISE SOAP. PURE HARD SOAP. Use the 'Surprise' way. Follow directions. They are plain.

ST. JOHN EXHIBITION.

Since the liberal grant and guarantee fund offered by the city council towards an exhibition for St. John this year, the Exhibition Association has been endeavoring to secure the necessary provincial aid. This was forthcoming in the form of a grant of \$5,000 announced by Hon. Mr. Farris last Saturday. Immediately on receipt of the information, President McLaughlin called the executive committee together and as a result of two meetings of the committee, the work is now well started.

The executive committee has been enlarged by the addition of W. H. Thorne, T. H. Estabrooks, A. O. Skinner and W. F. Burditt, to its membership. Subject to the approval of the board of directors, W. W. Hubbard has been appointed manager and secretary.

A prize list committee will on the remaining days of this week actively take up the preparation of a prize list, and the advice and suggestion of exhibitors and experts in the various departments will be sought. A strong feeling of support is being tendered the management and it is felt that the show is starting with all signs in its favor.

The time of preparation is short and hustle will be the word from now until it is over. At the meeting of the committee held yesterday afternoon in the Relief and Aid Society's rooms, Thos. A. Peters, deputy commissioner of agriculture, was present and took an active interest in the discussion.

The most important question to settle was that of the best date. On account of no show being held last year and no announcement of date for this year, Halifax has recently usurped the dates previously held by St. John, and our management to prevent a clash, had either to go to the first of the month or take chances on the last week, when they would also conflict with dates selected for the Sussex exhibition.

While the early date will prevent such a good display of roots and grain and fruit as a later date would produce, it was felt, in view of the earliness of the spring and the fact that the first of September, embracing, as it does, Labor day, that that time would be the best from a financial point of view in securing an attendance. It was therefore decided that the show should open on Saturday, the 30th August, and close on Saturday, the 6th September.

In response to the request of the association and the good offices of the Maritime Stock Breeders' Association, F. W. Hodson, Dominion live stock commissioner, has promised to send expert judges for the live stock classes. It is hoped to make the prize list so attractive that an unprecedented display of New Brunswick horses and other stock will be secured. Vigorous action is also being taken in connection with the Halifax exhibition management and the Maritime Stock Breeders' Association to secure a renewal of the free carriage of exhibits on the Intercolonial railway.

Bicyclists and all athletes depend on BENTLEY'S Liniment to keep their joints limber and muscles in trim.

PROBATE COURT.

In the estate of the late Johanna Robertson letters of administration were granted to J. A. Sinclair. The estate is valued at \$270 personally. Proctors, A. W. Macrae and W. Watson Allen.

In the matter of the estate of Ida Jane Morrison, infant, Isabel Morrison was appointed guardian. The estate is valued at \$2,500. Macrae & Sinclair, proctors.

The last will of the late Augusta J. Harvie was admitted to probate today and letters testamentary were granted to Louise E. Wilson, a sister of the deceased, and to J. Roy Campbell, the executor and executrix named in the will. The estate is valued at \$5,250 personally. J. A. Bolyes, proctor.

The last will of the late Mary Parnter was admitted to probate and letters testamentary granted to C. S. Jarvis and E. C. Barclay Boyd. The estate consists of \$2,500 real and \$3,113 personal property. G. C. Coster, proctor.

OTTA. Hon. Mr. Way. To Control on all. One. Mr. Bonnet. The Comp. Contingent. Sentimen.

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Col. Tisdal of militia a since 1861, terday by was a poll it forward flection u taking the war time defence of Col. T. lster's re therewith.

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Wood's Peppermint Cure. The Great English Remedy. Sold and recommended by all druggists in Canada. Only reliable medicine discovered. 25c packages guaranteed to cure all forms of Sexual Weakness, all effects of abuse or excess, Mental Worry, Excessive use of Tobacco, Optum or Stimulants. Mailed on receipt of price, one package \$1.00, six, \$5.00, one dozen, \$10.00. Send for free pamphlet to any address. The Wood Company, Windsor, Ont.