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CHILDS' and MISSES' WHITE WHITE JEAN SAILOR DRESSES, prices from \$1.80 to \$2.90.  
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Limited.Agents for Ungars Laundry & Dye Works,  
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DISTRIBUTORS**Write For Our Low Prices**  
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All Lines of General Provisions.

**HEARN & COMPANY**

St. John's, Newfoundland.

**CURRENT PRICE  
OF  
CODFISH****Lorenzo Noseworthy  
vs William A. Munn**

Supreme Court

(George Noseworthy, continued)

I can get Winter's receipt now, that is the receipt given me by Delaney when I delivered the fish. It is for 40 odd qtls fish. The receipt is now at Steer's. It is the same receipt given me by Delaney for the fish on Labrador. Steer's are holding it. I am not settled up with Winter for that fish yet. I went there last fall. This action was then pending and I went to Winters to get settled up. I asked what they were going to give me on settling up and they told me \$3.60. I said I would not take that. They said that is all they would give, so I took the receipt back. I gave it to Steer to hold over until I wanted it. I have not paid it over to Steer. The exact amount I turned into Winter was 44 qtls I think. I don't rightly remember; it is on the receipt. I don't know if there is anything on the receipt with regard to the price per qtl. The paper given me by Delaney was not an order on Winter to pay me so much money; it was a receipt. I had no other dealings with Winter except this particular sale of fish, and the receipt at Steer's is the receipt for the fish I delivered to Winters' Agent at Batteau. I will produce the receipt this forenoon.

Re-examined by Mr. Mews on behalf of the plaintiff, the witness said as follows:

I do not remember the price of fish first mentioned in 1913. The year before last the price for fish was \$4.30. There was a bonus given that year, and the bonus and all went in together at the settling up time, and everyone got paid alike. Mr. Templeman gave that bonus in the beginning. \$4.30 was the price and the bonus was 40 cents, that is \$4.70. When bonuses were given I got them as well as other fishermen. I never knew but every fisherman on the Labrador got the one price for the Labrador fish, so far as my experience goes; every fisherman would be dissatisfied if he did not. When I was paid off by Lorenzo Noseworthy I was paid at the rate of \$3.60. As to whether I was satisfied with that or not, I had to be satisfied as it was all we could get. We took the money, I left money to pay law expenses. We were not satisfied but we had to take it as we could then get no more.

Cross-examined by Mr. Howley on behalf of the defendant the witness said as follows:

If one man got a bonus every man got it. I never got a bonus which some of my neighbors did not get, so far as I know. I never knew of any of my neighbors getting a bonus which I did not get. All the people in the locality were selling to the same people on the same terms. It may be that men in my harbour were selling at a bonus which men in a harbour 10 miles away were selling without a bonus.

I don't know if that man selling without a bonus, would get the bonus when settling up; all I know is what I did myself, and what I know about after 40 years experience. I don't know of any man who did not contract for a bonus ever getting it. Certainly the people who got the bonus were the people who sold at a bonus. The people who sold for a bonus got it, and if they sold without any mention of a bonus they got it, because the bonus was all thrown in as last season. I do not know that last season was the only year in which the price was levelled up to the price plus bonus. So far as I know that did not happen before. I do not remember the conditions that existed in 1901 with regard to the fishery, I have no learning. I do not remember what that price was. I don't remember what happened that year. I don't know that Kennedy fixed his price at \$2.50 in 1901 or 1902. I don't remember what the current price was in 1901. I don't remember if Kennedy bought fish at a fixed price of \$2.50 in 1901, that was higher than the current price. The current price was always the highest price. If it ever happened that the current price was not the highest price I may not remember it. I might not have the memory to remember it. I will say I always got the highest price given on the Labrador and we call that the current price, unless as is sometimes given 10 or 15 cents bonus on fish to send a vessel away in a hurry; perhaps I did not get that. I never in any year sold some fish with a bonus and some without. To my knowledge I don't think I ever did. I always sold on the same terms. If I had a bonus on one lot I had it on all. I don't know that I ever sold some fish with a bonus and some without. I never got two prices on my fish.

Cross-examined by Mr. Howley:—

I now produce the receipt given me by Delaney which I have obtained from Steer. I am not at liberty to put the original in evidence. This is the receipt for the fish delivered by my son William to T. & M. Winter. I have now no control of that receipt. The receipt reads as follows:—"Batteau, Labrador; October 10th., 1914. Received from William Noseworthy 43 quintals Labrador codfish at current price. Signed T. & M. Winter, per P. J. Beehan." On the back is written in red ink "Deduct from this receipt cash order for \$5.00. Signed P. J. Beehan."

My son William is about 30 years old. He was fishing with me last summer, and all his lifetime. He is with me as a partner. The fish put off to Winter in his name is my fish the same as the fish put off to Munn. I went myself to Winter's agent with this fish. The fish was delivered to Winter by me. My son William took the fish to Winter's agent at Batteau and shipped it; I was there. My son made the arrangement with Winter's agent as to taking that fish and as to what was to be paid for it. My son shipped the fish and got the receipt. I sent the fish in the vessel and my son shipped it off.

Re-examined by Mr. Mews on behalf of the plaintiff the witness said:

I have not settled up with Winter yet because I was not satisfied with \$3.60. I went there to settle up and when they told me they would give only \$3.60 I took the receipt back again.

The above examination was taken before me at St. John's on the 12th day of May, 1915, the witness having been first duly sworn, and the said evidence was read over by me to him, and signed by him.

June 4, 1915.

William Gosse, examined by A. B. Morine, K.C. on behalf of the plaintiff, said as follows:—

I live in Spaniard's Bay. I have a fishing establishment at Horse Hr., Labrador. I have been connected with the Labrador fishery for 25 years. I am on the Labrador every year. I shipped my fish last year to G. & M. Goss. I have done that for several years. I have always shipped my fish to them, but I have shipped some to C. & A. Dawe. G. & M. Goss have been doing business for a long while, but I don't know whether they have done it for 25 years or not. In the receipts given me by G. & M. Goss the term "current price" has never been used, but at the end of the season I would get the current price; that was the understanding. During the time I have shipped to G. & M. Goss I have also shipped some to C. & A. Dawe. In the receipts from C. & A. Dawe the term "current price" was used. For those receipts, when I came to settle up at the end of the season, I always got whatever was given on any part of the Labrador shore; I mean I always got the highest price. The highest price exclusively of bonus given for a steamer cargo price. It would include any other bonus given on the shore. No longer than two years ago, on coming from the Labrador C. & M. Goss paid us off at two payments, so as to reach up to the highest price given. That year there was a 40c bonus given—I think by Templeman. Goss first gave us what other people had been giving, and afterwards he gave us the 40c bonus; that made the price \$4.70.

At that time the general price given was \$4.30 and we got that price first. Then when the 40c bonus was given we also got paid that, which made the price \$4.70. I have known two kinds of bonuses to be given on Labrador, one, a general bonus, and the other a special bonus for a steamer. On settling up the general bonus was added to the common price, but the special bonus was not added. I have received 10c on a steamer from C. & E. Dawe to rush that steamer, that 10 cents being over the general price paid, but I have always got for my fish (and I have always known as far as my knowledge goes) whatever price was given over the Shore; the highest price was the highest price given for Labrador fish with the exception of a private bonus of 10c or 20c on a steamer. In the case of sailing vessels, in my experience the same thing followed on right through; the highest price was exclusive of bonus. Some that doubted it had it marked on their receipts; others trusted to the man who promised the bonus and would not have it marked on their receipts, but they received it just the same.

As far as I am concerned myself, and as far as my knowledge goes about anyone else in the vicinity where I fished, the highest price given, on Labrador, bonus included, with exception of steamer, or sailing vessel bonus, always became current price. I have received it myself and every one else I have been acquainted with received it.

Cross-examined by Howley K.C. on behalf of the defendant, the witness said as follows:—

I have been fishing on the Labrador for 25 years; fishing all my lifetime. To my knowledge I have never known of a fixed price being paid on

**T. H. Steele Tells of the  
Trip on the Saxonia**Landing Camp, Eng.  
May 31st, 1915.

Dear Mother.—I wrote you on our departure from Halifax. We had a great send-off from the people of that place and I think they are worthy of all the praise we can give them. As we steamed down the Harbour crowds cheered us from every ship and pier. And so our journey to helmet land began. We enjoyed life on board the Cunard liner "Saxonia". The weather was ideal and only a few of the twenty-three hundred of us were sick. Of course, I was not one of them. That would scarcely do for an old Tar like me. There were two battalions of us on board, ours and the 22nd, a French-Canadian battalion from Amherst, N.S. We had boxing and rope-climbing tournaments and plenty of good reading matter was given us to pass the time, which went all too quickly. We arrived at Plymouth on Saturday morning and were escorted into the Harbour by two torpedo boats which met us off the Irish coast. Plymouth is a very important naval base and one of the prettiest places I ever saw.

At noon on Saturday we entrained for Stone Farm, which lies its name in that it is a pretty spot and gives a magnificent view of the English Channel. On our way from Plymouth to Stone Farm we passed through about three hundred miles of beautiful scenery. The numerous summer resorts which we saw en route looked very gay with their yachts and boats and hunting.

We had a glimpse of Windsor Castle as we went along. As we passed the various stations, the people cheered us and everybody shouted "Hurrah for Canada." We arrived at our depot at 10 o'clock that night, donned our packs and marched to camp, a distance of four and a half miles. On our arrival there lunch awaited us, having been provided by the 24th battalion. There are many things to tell you about this place, but I must not prolong my letter unduly. I shall write again soon.

Give my kindest regards to all the family and any friends.

From you affectionate son.

T. H. STEELE.

[The writer of the above is a son of Mrs. Albert Dale, of Northern Bay, Bay de Verde. He is serving with the Canadians at Landing Camp, near Hythe, England. Another son is with the Newfoundland Regiment.]

**OBITUARY****JOSEPH BURT.**

There passed peacefully away at Elliston on June 17th, Joseph Burt, a devoted member of the Good Templars Association. We, the members of the I.O.G.T. wish to express our sincerest sympathy with the mourning relatives in their bereavement.

SAMSON G. A. COLES,  
Secretary.**JOSEPH SQUIRES**

We regret to chronicle the death of Friend Squires at the ripe age of 78 years. He enjoyed good health up to about a week before his death. He was a good Unionist and universally respected. To his bereaved wife we tender our sympathy.

HERRING NECK L. C.

June 18, 1915.

**ANTIDOTE TO GASES.**

The use by the Germans of poisonous gases have caused some experiments to be made with antidotes and demonstrations are to take place this week at Barchinfield. Prof. Carr Harris formerly of the Royal Military College, has the matter in hand.

Velvet pencils for commercial use.—ap12,11

the Labrador that exceeded the current price. I have no knowledge of a year in which the current price was \$4.30 and a bonus of 20 cents was paid, it was not down on the part of the Shore where I fished. I have known fishermen to get two different prices for fish in the one season. I have been paid two different prices myself before I was finally settled. I have never sold my fish and got paid for some at one price and some more at a different price. I have never heard of that being done; that is down where I fished. There have been cases where some fish was brought at a bonus and some without a bonus, but that has been in the case of steamer's fish, not on other fish to my knowledge. I am speaking of my own knowledge and the knowledge of cases in the vicinity where I fished. What I said to Mr. Morine was spoken with the limit of that knowledge also. I have always fished in the same place, Horse Cove. I was fishing there last year.

(To be continued)

**H**AVING enjoyed the confidence of our outport customers for many years, we beg to remind them that we are "doing business as usual" at the old stand. Remember Maunders' clothes stand for durability and style combined with good fit.

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S.S. Stephano, July 3rd; S.S. Florizel, July 10th.

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