

THE EVENING TIMES-STAR, SAINT JOHN, N. B., THURSDAY, OCTOBER 22, 1925

APPEAL IN J. A. GREGORY CASE IS DISMISSED

Judgment of Privy Council Against Companies in Insurance Matter

SOME \$15,000 ON LUMBER INVOLVED

Point About Warranty as to Distance of Lumber From Burner

A cable from London, England, today stated that the judicial committee of the Privy Council had dismissed the appeal brought by the Palatine Insurance Company and seven other companies respecting a decision of the Supreme Court of New Brunswick re an action for recovery by J. A. Gregory of some \$15,000 insurance on lumber destroyed by fire.

The action was brought by Mr. Gregory several months ago and was tried before Mr. Justice Crockett without a jury. Judge Crockett decided in favor of Mr. Gregory and an appeal was taken to the Supreme Court of this province who upheld the decision of the original court. Appeal then was taken to the Privy Council without going to the Supreme Court of Canada and now a cablegram has been received that the appeal has been dismissed.

IMPORTANT POINT
The decision is declared an important one for companies doing business in Canada, affecting as it does fire insurance policies and their statutory conditions and warranties. In Mr. Gregory's case, a warranty respecting the distance of his lumber from the mill and an open burner was pasted on his policy. The question at issue was whether this was a separate agreement between the two parties or a condition under the statutory conditions of the policy.

The Privy Council has upheld the view the warranty was a condition and that the companies should have complied with statutory regulations by writing this variation in the policy in red ink.

Dr. F. R. Taylor, K. C., and J. H. A. L. Fairweather appeared before the Privy Council for the companies while A. B. Gilbert, of this city, appeared for Mr. Gregory.

FURNACE LINES TO RUN AS LAST YEAR

Announcement of London and Hull Service is Made—Manchester as Before.

The Furness Line will maintain the same fortnightly service this season between this port and London and Hull as last year, was an announcement this morning at the local office of Furness-Withy & Co., Ltd. The initial sailing will be the steamer Valmore leaving for London, Nov. 14 and sailing from this port on Dec. 5. The winter's complete sailing list has not arrived as yet.

MANCHESTER SERVICE

Regarding the Manchester Line service a weekly service will be maintained during this season between Manchester and Saint John, but a fortnightly service from this port back direct to Manchester as the alternate sailings will be via United States ports. The first sailing of the winter service will be the Manchester Importer from Manchester on Nov. 14 and from this port to Manchester on Dec. 6. The summer service has been a fortnightly one to Saint John and thence to U. S. ports. This service works in during the winter, making up the weekly sailings.

C. W. L. Tea Very Pleasant Function

The tea held yesterday afternoon at the home of Mr. and Mrs. David Corkery, 149 Paradise Row, by the social committee of the Catholic Women's League, Saint John sub-division, was a very pleasant and successful event. Mrs. W. P. McDonald, Jr., was general convener. Mrs. P. J. Brennan and Mrs. Edward J. Hogan presided over the tea and coffee and were assisted in serving by Mrs. C. M. Kelly, Mrs. John Darcy, Mrs. Ellen O'Regan, Mrs. Mary Atkinson, Mrs. J. M. Barry, Mrs. Charles Ramsey and Mrs. S. B. Tibbitts. Mrs. E. J. Simpson and Mrs. W. O. Sullivan sold home-made candy, and Mrs. A. Murphy and Mrs. Edward Farren sold preserves and pickles. Miss Katherine Lawlor, president of the league, and Mrs. McDonald received the patrons. Mrs. E. J. Henchery took the tickets at the door. Miss Josephine Lynch, violinist, and Miss Marion Hogan, pianist, provided a nice musical programme.

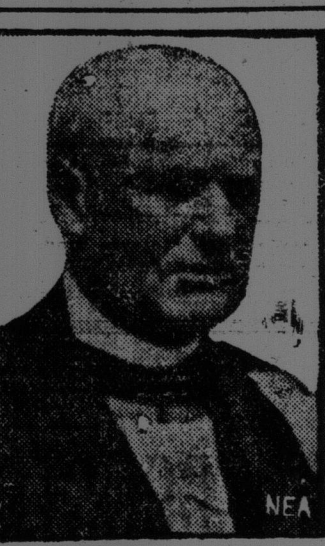
THE DOLLAR TODAY.

NEW YORK, Oct. 22.—Sterling exchange steady. Great Britain 48 1/2-15; France 432 1/2-1; Italy 88 1/2; Germany 23 1/2. Canadian dollars 11 1/4 of one per cent. premium.

FRANK W. MORRIS
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New Primate



Rt. Rev. John Gardner Murray of Baltimore is the new presiding bishop of the Protestant Episcopal church and chairman of its national council. He was elected at the triennial convention of the church in New Orleans.

Local News

BANK CLEARINGS.

Saint John bank clearings were higher this week than in the corresponding periods of 1924 and 1923. The figures this week were \$2,821,976; last year, \$2,646,390; in 1923, \$2,785,827. Montreal clearing this week was \$870,576.

INJURED ON SCHOONER

Horace Harrington, of Parrsboro, N. S., was quite badly injured this morning while working on a schooner at Beaver Harbor. While hoisting goods on board he was hit by a sling and one arm and the side of his neck were quite badly bruised. He was taken by automobile to the General Public Hospital where an examination will be made this afternoon.

DIED THIS MORNING.

After an illness of a few days, Mrs. Melissa Scribner, widow of George H. Scribner, formerly of Welsford, died in the General Public Hospital this morning, leaving to mourn, one son, George H. Jr., of Los Angeles, Cal., and three daughters, Mrs. Thomas W. Troit, Miss Sadie O. and Miss Nellie S. Scribner, all of Saint John, and one brother, George A. Troit, of Warral Station. Mrs. Scribner was a daughter of the late Mr. and Mrs. Thomas Troit, of Welsford, and had resided with her daughter, Mrs. Troit, in Warral street, for some time. Service will be held at 118 Winter street on Friday evening at 8 o'clock and the body will be taken to Welsford on Saturday, and will be taken to St. Luke's Anglican church, Welsford, for service. Interment will take place at Welsford.

MRS. EMILY GALLOP SENT UP FOR TRIAL

Witness Says Former N. B. Woman Admitted Murder of Husband.

ROBERTVAL, Que., Oct. 22.—Edith Sprague, wife of the late Abraham Gallop, of St. Joseph d'Alma, Lake St. John, out of St. Joseph d'Alma, was committed to stand trial for murder at the close of the preliminary investigation conducted before Magistrate Bergeron here.

The Crown's star witness, William Simpson, a 30-year-old youth, who boarded with the Gallops, in answer to the Crown prosecutor, Valmore Bienvenue, related what he claimed had occurred after Gallop had died following a few hours' illness. The Gallop widow said she had called on him and had told him that she had poisoned her husband because she loved him, he said.

HUSBAND BEATER JAILED.

ELIZABETH, N. J., Oct. 21.—Husband beater was the charge against Mrs. Mary Schneider, 49, who was committed to the state reformatory for women today. She pleaded guilty to assault and battery upon her spouse.

Notices of Births, Marriage and Deaths, 50 cents.

BIRTHS

FOSTER.—To Mr. and Mrs. G. William Foster, at 11 Wright street, a son, 21st Oct., 1925.

MARRIAGES

ONEL-ORRIS.—At St. John the Baptist church, on Oct. 21, 1925, with simple rites, by Rev. Arthur Kinsella, Francis A. O'Neil to Bertha E. O'Oris.

DEATHS

WADSWORTH.—At Road's Point, N. B., on Oct. 21, 1925, Adella Hannah Wadsworth, aged 74 years, leaving four daughters and three sons, also 24 grandchildren and three brothers and two sisters, all of U. S.

Notice of funeral later.

MARRIAGE.—At the General Public Hospital, on Oct. 20, 1925, Calvin MacDonald, of Brookville, leaving his wife, four sons and six daughters to mourn.

Funeral service Friday at 2 o'clock at late residence, and at 4 o'clock at Holy Trinity street chapel. Interment in Holy Trinity cemetery.

SCHREIBER.—At the General Public Hospital, Thursday, Oct. 22, 1925, after a short illness, Melissa, widow of George H. Scribner, formerly of Welsford, leaving one son, three daughters and one brother to mourn.

Funeral service on Friday evening at the residence of her daughter, Mrs. Thomas W. Troit, 118 Winter street, at 8 o'clock. The body will be taken to Welsford on Saturday for service at St. Luke's church at 10 a. m. on the 23rd. The morning train from Saint John. Interment at Welsford.

McFARLANE.—At the General Public Hospital, on Oct. 21, 1925, Ellen Jane McFarlane, aged 71 years, leaving four daughters, two sons, 17 grandchildren and one great grandchild to mourn.

Funeral papers please copy.

DALE.—At the General Public Hospital, on Oct. 16, 1925, Jean Sinclair Dale, aged 81 years, leaving four daughters, one son, 17 grandchildren and one great grandchild to mourn.

Funeral service on Friday evening at the residence of her daughter, Mrs. Thomas W. Troit, 118 Winter street, at 8 o'clock. The body will be taken to Welsford on Saturday for service at St. Luke's church at 10 a. m. on the 23rd. The morning train from Saint John. Interment at Welsford.

214 CANDIDATES ARE NOMINATED

Continued from Page 1.

of National Defence, was nominated in Antigonish—Gustafson, while Hon. E. K. Spence, a former member of the Union Government, was nominated in Shelburne-Yarmouth. Dr. J. A. Macdonald, one of the successful Conservative candidates in the recent provincial election, is opposing George W. Kyte, chief Liberal whip, in Richmond-Cape Breton, West.

Political observers are agreed that the campaign preceding nomination day has been one of the quietest in the history of federal contests in the Maritimes. This is ascribed to the recent provincial contests in each of the three provinces.

MRS. ADNEY NAMED

WOODSTOCK, N. B., Oct. 22.—In addition to T. W. Caldwell, Independent-Progressive-Liberal, and Hon. J. K. Fleming, Conservative, nominees for papers were filed here this morning for Mrs. Minnie Bell Adney, Independent.

IN QUEBEC PROVINCE

MONTREAL, Oct. 22.—The semi-final of the election campaign today finds the candidates in practically every Quebec constituency sparring vigorously and with one possible exception, two or more names will be handed in to returning officers before 7 o'clock this afternoon. The possible exception is St. John-Illewhere where no opponent to the Liberals had been nominated up to last night. The list of nominees by party conventions shows that, in addition to straight Liberals and Conservatives, there will be Liberal-Progressives and Laborites in the field. Supporters of the King government, are to be found in every one of the 65 ridings, except Mount Royal, Montreal, R. L. Calder, K. C., is tickets as an Independent. There are no official Conservatives in Brome-Missisquoi, Hochelaga, Labelle and St. James, but, however, they may be forthcoming before the day closes.

TWO LAURIER

The name of Laurier appears in the list of candidates in two constituencies and both bearers are relatives of the late Premier. Dr. Yvon Laurier is running in St. Mary's and Dr. Charles Laurier is contesting St. James, both Montreal seats. They are running as Liberal Protectionists.

Two brothers are running in nearby constituencies, Emile Ladouceur, in Joliette, and Lucien Ladouceur, in Pointe St. Charles, both are Conservatives.

Of the Liberal candidates, 41 were members of the last house, which contained no Conservative representatives from the Province of Quebec.

Henri Bourassa, the Nationalist chief, running in Labelle, is being opposed by a Liberal, H. Jodoin. Yesterday there were rumors that Mr. Jodoin might drop out.

CABINET MINISTERS

The five cabinet ministers from Quebec, are all opposed by single Conservative candidates. The Ministers are: Hon. James Robb, Finance, Chateauguay-Huntingdon; Hon. P. J. A. Carlin, Marine and Fisheries, Richelieu; Hon. Ernest Lapointe, Justice, Quebec East; Hon. Lucien Cannon, Solicitor General, Dorchester; Hon. G. H. Boivin, Customs, Sherbrooke, and Hon. Herbert Marler, Minister without portfolio, St. Lawrence, Montreal.

Ministers in the Meighen cabinet running are Hon. Rodolphe Monty, former Secretary of State, in Laurier, Outremont, and Hon. Andre Fauteux, former Solicitor General, in Nicolet.

Hon. E. L. Patenaude, Conservative leader in Quebec, is opposed in Jacques Cartier by Theodore Rheaume, member for this seat in the last house.

Leslie Bell, Conservative candidate in St. Antoine, native of Halifax, took his L. B. degree from Dalhousie University, Halifax, and doctor of common law from King's University at Toronto, now at Halifax.

130 IN ONTARIO

TORONTO, Oct. 22.—Official nominations for the Dominion House of Commons will be filed in 75 out of 82 Ontario ridings today. There are nearly 170 candidates in the field for these constituencies. In addition there are nearly 130 independent candidates, 16 are candidates contesting the seven seats for which official nominations were made one week ago.

Fifty-nine Ontario members of the last parliament are contesting their late constituencies—14 Liberals, 33 Conservatives and 12 Progressives.

Five members of the government are offering themselves for re-election in the province of Ontario, including Premier W. L. Mackenzie King in North York, with Lieut. Col. T. Herbert Lennox as his Conservative opponent, Hon. G. P. Graham, Minister of Railways, Hon. G. N. Gordon, who holds the portfolio of Immigration, and Hon. T. A. Low, Trade and Commerce Minister, are again contesting the seats they won in 1921—those of South Essex, Peterborough, West and Renfrew South, respectively. Hon. James Murdoch, Minister of Labor, who in the last parliament was the member for Kent, is this time a candidate in Toronto-High Park. One new cabinet minister, Hon. Vincent Massey, is running for Durham North.

Among Conservative candidates to be nominated today are Sir Henry Drayton, former Minister of Finance, Hon. Hugh Guthrie, Major General S. C. Newburn and Hon. Edmund Briggs. Hon. Dr. R. J. Manion, former Minister of Soldiers' Civil Re-establishment, was officially nominated last Thursday.

TWO WOMEN IN FIGHT

Progressives include Hon. E. G. Drury, former provincial premier, and Miss Agnes McPhail, the first woman to sit in the Dominion House of Commons. Miss McPhail is again contesting Grey South-east. There is one other woman candidate in Ontario, Dr. Caroline Brown, school trustee here, one of the Conservative trio ready to contest the riding of Toronto North-west.

There are 82 Conservative candidates in the field and 64 "official" Liberals. Indications are that there will be straight fights all but 18 or 20, including that in which Miss McPhail is a candidate. The other woman contestant, Dr. Brown, is in a live cornered contest.

PERFECT SCORE

CLEVELAND, Oct. 22.—A perfect bowling score of 300 was rolled by Earl Brown in a city league game last night. It was the first of the season here.

Family Moves While Boy Is At Theatre

FALL RIVER, Oct. 22.—Arthur Bouchard, 15 years old, left his home in South Somerset Saturday noon, with 15 cents that his mother had given him. He entered a show at a movie house here and when he went home at four in the afternoon the house was there, but his family and their furniture had disappeared. He asked neighbors where he was supposed to go, but they could not help him out. So he came back to the city. He had no money to get a room with, and a truck parked in front of a gasoline station in the North End looked inviting. He got in, huddled up and went to sleep.

Patrolman Louis P. Lehoucq woke him up and asked him what he was doing there at that hour, 140 Sunday morning. Bouchard explained and they went to the station, got in touch with the mover and learned that the boy's family had moved to Ocean Grove.

Weight Betrays 2 Carloads of Beer

ST. ALBANS, Vt., Oct. 22.—The seizure of 10,000 bottles of Canadian beer in two freight cars marked "hay" was reported by United States customs officers as part of their week-end activities. The capture was made at Albany, they said, and came after the cars were found to tip the scales at around 30,000 pounds each.

Their suspicion aroused by the heavy weight, three collectors searched the cars and found the beer, with the only hay in sight used to camouflage it.

Charlotte Groom Missing a Week

ST. STEPHEN, N. B., Oct. 22.—Fred Whittier, 29, of Whittier Ridge, near here, who was to have been married last Wednesday, escorted his fiancée to her home the previous evening and left agreeing to meet her at the altar the next day, and has not been heard of since. The missing man has been the object of a week's search, without result. He was driving a small car.

BUSINESS LOCALS

Confetti dance, Victoria Hall tonight. 15581-10-23

CHARLES G. D. ROBERTS RECITAL
Pythian Castle, Oct. 23, 8:15 p.m. Tickets 50 cents, at all book stores and from members of the High School Alumnae. 15737-10-23

Cards tonight at St. Peters. 15574-10-23

Pantry sale, Saturday, Oct. 24, 10 a.m., Venetian Gardens. By Y. P. A. Queen Square church. 15738-10-24

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ONE TODAY
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CUNARD LINE SENDS DETAILS OF SHIPS

All Five Above 3,100 Tons Net Register—Largest Above 3,600.

The list of the five steamers, which the Cunard Line is placing on the new London-Saint John service this season, has arrived at the local office of Robert Reford Co., agents for the Cunard Line. The list shows that every one of the steamers is more than 3,100 tons net register and capable of handling between 7,000 and 8,000 tons of cargo. Every steamer has been built within the last eight years and all are modern in every respect. The service will commence with the sailing of the Verania on Dec. 12.

The steamers to operate on this service are Verania, Vellari, Verania, Verania and Verania. All were built in 1918 except the Verania, which was launched one year earlier.

The Verania and Vardulla are slightly more than 3,100 tons net. The two steamers of larger tonnage are about 425 feet in length, while the others are just over 400 feet.

BOOKLET TELLS OF POST OFFICE WORK

Nicely Arranged Volume is Being Distributed by Postmaster Thompson.

That the Canadian postal service is steadily advancing is set forth in an attractively-bound volume, entitled "Post Office Progress" sent out by the headquarters at Ottawa. From the front cover, bearing an artistic picture of a speeding train, outlined in gold, to the back cover, bearing a gilt map of Canada, the book is full of information. Illustrations show the manner of sorting His Majesty's mail, and the processes through which letters and parcels posted in Canada pass until they reach their destination.

Alexander Thompson, postmaster, has received several hundred of these books, which he is distributing to the business men of the city, bankers, lawyers and others for their information.

GRAND NOVELTY DANCE
Ritz music. Better dancing, better music, better management. Good food and courteous treatment. W. B. Stearns, manager. 15576-10-23

Mr. and Mrs. E. W. Dunham and son, John, have returned to their home in Toronto after visiting relatives in this city.

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GOOD THINGS COMING TO THEATRES OF SAINT JOHN.

THIS WEEK'S STOCK PLAY IS DELIGHT

Patrons Accord It First Place in This Season's Carroll Offerings.

All who have seen "Goose Hangs High" at the Opera House this week, are advising their friends to go, consequently business is increasing daily, for the reason that the play is probably one of the most wholesomely entertaining ever produced at the Opera House, and should be played to capacity audiences nightly.

Many attending this week saw the company for the first time, and of course voiced the almost universal opinion that this combination of acting talent represents Mr. Carroll's very best, and that is "going some."

Mr. Carroll and the Opera House management particularly recommend "The Goose Hangs High" and very respectfully urge that no theatre goer in the city should miss this one hundred per cent entertainment, which will be available only tonight, and two performances Saturday, as the theatre is reserved for a political meeting Friday evening.

NOTED QUARTETTE TO BE HEARD HERE

Hart House String Organization, of Toronto, to Play in Saint John.

Saint John music lovers will have opportunity this autumn of hearing the Hart House String Quartette of Toronto, which has become renowned in Canada and the United States for its admirable ensemble. One of these is the quartette, Olan de Kres, who was with the Hart House quartet in Pythian Castle two years ago. Mr. Ham-bourg and two younger, but outstanding musicians, Harry Adaskin and Milton Blackstone, comprise the personnel of the quartette. It has been chosen from among all other string quartettes on the North American Continent to play in New York City at Aeolian Hall for the International Composers' Guild on Nov.

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