## THE CHARLOTTETOWN HERALD

## VEDNESKAY

REASONABLEMERTE

Inhabitants of that province to the tion provides for enforcing the de-dissentient schools of the Protestants and Roman Catholic inhabitants of Quebec. There can be no doubt that the views of the Roman Catholic inhabi-tants of Quebec and Ontario with re-gard to education were shared by the parliament of the purpose of merely an gard to education were shared by the parliament of the purpose of merely an gard to education were shared by the parliament of the purpose of merely an gard to education were shared by the parliament of the purpose of merely an gard to education were shared by the parliament of the purpose of merely an gard to education were shared by the parliament of the purpose of merely an gard to education were shared by the parliament of the purpose of merely an gard to education were shared by the parliament of the purpose of merely an gard to education were shared by the parliament of the purpose of merely an gard to education were shared by the parliament of the purpose of merely an gard to education were shared by the parliament of the purpose of merely an gard to education were shared by the parliament of the purpose of merely an gard to education were shared by the parliament of the purpose of merely an gard to education were shared by the parliament of the purpose of merely an gard to education were shared by the parliament of the purpose of merely an gard to education were shared by the parliament of the purpose of merely an gard to education were shared by the parliament of the purpose of merely an gard to education were shared by the parliament of the purpose of merely an gard to education were shared by the parliament of the purpose of merely an gard to education were shared by the parliament of the purpose of merely an gard to education were shared by the purpose of merely an purpose of merely an purpose of the purpose of merely an purpose of the purp gard to education were shared by the nulling an enactment which the ordin-members of the same communion in ary tribunals would without legislathe territory which afterwards became tion declare to be null, and to which the province of Manitoba. They re-garded it as essential that the educa-tion of their children should be in ac-first sub-section inva idates a law af-nomination, conducted according to is best left to the casuits, the frank cordance with the teaching of their fecting prejudically the right or privi- their views, will receive no aid from minds of children, in the United church, and they considered that lege of any class of persons.

At the time when the province of class of the Protestant or Oatholic Whil ince of authorities of their church. ral religious denominations had es-tablished such schools as they thougt fit and maintained them by funds contributed by members of their own communion. None of them received tate aid. The terms upon which

Manitoba was to become a province affecting any rights. of the Dominion were a matter of ne-In their lordships' opinion the sec-Catholic minority, in relation to edu-this first Mass in the private chapel of bis ancestral castle. As soon as gotistion between the representatives of the inhabitants of Manitoba and the Dominion Government. The as a means of enforcing the provision have not been affected. In the provision have not been affected. Justice Taschereau says that the legislation of 1890 having been irreterms agreed on, as far as education which precedes it. The question then vocably held to be intra vires it canis concerned, must be taken to be arises, does the sub-section extend to not have illegally affected any rights and privileges acquired by or privileges of the Catholic minority. But the word "illegally" has no place

their natural signification

Her ecstasy, Our Lady of the Sea. When the storm rages loud, Her white form is meekly bowed, In supplication strong, For the men upon the deep ; And they raise their vesper-s. When the wild waters sieep, Hail to thee Our Lady of the Sea!

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Our Lady Of The Sea.

By MARTHA PERRY LOWE.

Stately and bright, She sits in the warm sunlight, Or rises up pale, when the moo Harks to the billows' tune :

Harks to the billows tune : To their endless song of love, As she bends from her path above; And alone is she, Our Lady of the Sea.

She calls to prayer, And the faithful ones enter there,

And the rainful ones easer there, On a Sunday morn; They lay aside their care, And on wings of praise are borne To celestial dawa, On bended knee, With Our Lady of the Sea.

The harbor all day is in sight, And looks into her radiant face; Its rosy mantle of night, Falls on her with wonderful grace

Not a wave shall advance, To waken her from her trance,

Christ With Us

BY P J. COLEMAN,

"For the poor ye have always with For shelter from the storm "Our homes es had not been shut to her

shame, She had not been an outcast from the

undenominational education had been a provincial legislature, and therefore restabilitied, but with a province of the scool subjection of the province. The second sub-section of section of section of section of section are contravened. Unless do the courts in the right to resort to the courts in the first sub-section of the sub-section of the scool subject and anothe scool subject and solid reputation of the scool section of the province to the dissentient schools of the Protestante chools and the remedy which the third sub-section school trustees of the Protestante chools of the Protestante chools of the Protestante chools of the province to the dissentient schools of the Protestante chools of the governor-general, strongly and discovered their proporties of the protestante chools of t

upon Catholics applied towards the to be, then the method should be

support of Cathelic schools. What is the position of the Roman necessary to dwell much on the subtle

the state. They must depend en- States, at least, had better not be ob church, and they considered that lege of any class of persons. such an education could not be ob-tained in the public schools designed for all the members of the community alke, whatever their creed, and that it could only be secured in schools con-ducted under the influence and guid-ure of the first sub-section, but the state and sub-section, but the state and sub-section, but alke, whatever their creed, and that it could only be secured in schools con-ducted under the influence and guid-ure of the first sub-section, but the state and sub-section, but the state and sub-section, but the state and the state and that it could only be secured in schools con-ducted under the influence and guid-but the state and sub-section, but the state and that it could only be secured in schools con-ducted under the influence and guid-the state and sub-section, but the state and sub-section, but the state and that it could only be secured in schools con-ducted under the influence and guid-the state and sub-section, but the state and that it purview of the first sub-section, but the state and sub-section. made, at no matter what sacrifice of

While the Catholic inhabitants re- pleasure or profit. Let them be Manitoba became part of the Domin-on the Roman Catholic and Protes-tant populations in the province were because its rights and privileges had privileges about equal in number, and prior to that time there did not exist in the the case within that sub-section it rerritory which was incorporated any public system of education. The sev-of the privilege had been affected.

> THERE is a rumor that the Ge nan Government may soon make

advances to the centre on the Jesui question. A few days ago Count Frederic Walburgh Wolfegg said

> the Mass was over he was obliged to leave Germany, on account of being a member of the Jesuit Order

During several generations the Wolfegg family has given the Church one cardinal, eight bishops, twenty-seven canons, and five coistered monks. It is a good evidence of the degree of intoler-

tion of the act of 1870. Their lord-ships do not think that anything is to be gained by an inquiry as to how far the province of Manitoba in its differ-ent position from the other provinces, or whether it was one more or less advagtageous. There can be no pre-sumption as to the extent to which in putting a limitation on language the variation was intented. This can only be determined by constructing of the section according to which governs the present case is the the section according to which governs the present case is the variation was admissable by the section according to ance to which religion can be carried when the son of such a family is obliged to expatriate himself on account of his vocation. And ye Protestants talk of Catholic perse ution.-True Witness.

the words of the section according to which governs the present case is the virtue of that enactment on the ground twenty-second sub-section of the Mau- set forth in the memorials and peti-Among the very first measures pas-sed by the legislature of Manitoba was an act to establish a system of education in the province. The pro-visions of that act require examina-but so tar as they throw light on the thread the source of the source of the pro-tar as the source of the source of the pro-tar as the source of the source of the source of the pro-tar as the source of the source of the pro-tar as the source of the source of the pro-tar as the source of the source of the pro-tar as the source of the source of the pro-tar as the source of the source of the pro-tar as the source of the source of the pro-tar as the source of the pro-tar as the source of the source of the pro-tar as the

"On homes had not been an outcast from the city."
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"She had not passed foreaken and tofter, fit is system, with some, modifies, strengt, in the site of any reference to a system?
"On bended knees had many a worshiper of the King, in logal low are strengt in for ce untilit was put arised to be previne."
"And rankineeuse and kindly pity plead."
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John T Mellish, M. A., LL. B Barrister & Atturney-al-Law, NOTRY PUBLIC, &c. CHARLOTTETOWN, P. R. ISLAND

ENTS

WEDNESDAY, FEBRUARY 1118, 1895.

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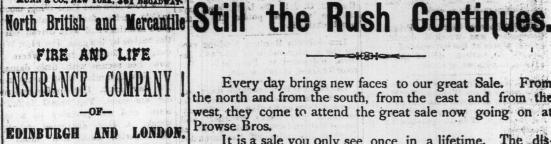
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## ESTABLISHED 1869.

lotal Assets, 1891, - - \$60,032,727. T RAL ACTS every description of Fire

We take from the first number of the Catholic University Bulletin the following announcement, which past thirty years.

FRED. W. HYNDMAN.

ing, And we-we only, like the blind of yore, Discern Him not, hard-hearted and un-Their lordships arrived at the con-Jusion of the following words would the precise steps to be taken. Their are chiefly intended for the la ty. Jusion that this question must be undoubtedly have been important. general character is sufficiently de-This is by no means a new idea. heeding.

With beggar hands He asketh us for alms, He pines upon the threshold of the palace; We know Him not, but scorn his out-

stretched palms, And while He hungers, drink of plenty's

Daily we meet Him, seeking mercy sweet With tender eyes of orphans, wan and

wistful. He haunts us in the starveling of the street Among the sad, the tearful and tristful

For still He loves the lowly and the poor, And he who scorns in pride his brother, Had turned of old the Saviour from his

And barred his gates against His maiden

But ah! the crust, the cup of water cold, Will yield us gain of grace of a million

With rich requital in the courts of

## Manitoba Schools Act.

THE JUDGMENT OF THE IMPERIAL PRIVY COUNCIL.

acting in behalf of the Roman Cath-olic community of Manitoba, and those stitutional right of a legislative body who framed or assented to the word- to repeal the laws which it has ing of that enactment were under the itself enacted. In London, on Jan 29th, in the impression that its scope was wider Their lordships are unable to con-

Is your digestion weakened by For immediate reliet after eat- K. D. C. Pills tone and regu

ing, use K. D. C.

late the liver.

presence of Baron Watson, lord of appeal-in-ordinary; Lord MacNeagh-ten, lord of appeal-in ordinary, and Lord Shand, member of the judicial properly affect the judgment of those is remembered that the provincial Lord Shand, member of the judicial committee of the privy council, the who have to judicially interpret a lord chancellor, Baron Herschell, de-livered judgment allowing appeal from the decision of the supreme court of the supreme court of the decision of the supreme court of the decision of the supreme court of the supreme and that been said.

Canada in the case of Brophy and More complete effect might in some to be within its cognizance by the cases be given to the intention of a British North America act as varied others against the attorney general of Manitoba, rendered February 20th, legislature it violence were done to by the Manitoba act. In all other truthful than do Catholics Of course the legitimate authority rests the is discussing the two in the averbool case." No costs were allow-bas taken shape, but such a course Bedward Blake, M. P., leader of to defeat as to further the object which is section 92 of the British North school case." No costs were allow-

Edward Blake, M. P., leader of the Canadian liberal party from 1880 to 1891, and formerly premier of Ontario, and Mr. Ewart, of the Can-adian bar, were counsel for the ap-peallants; Cozens Hardi, Q. C., Mr. Haldane, Q. C., and Mr. Bradly ap-peared for the respondent. In their lordships' opinion it is the statute is possible to select that which is separately dealt with and has its more than one construction of a statute is possible to select that which if, upon the matural construction of

In their lordships' opinion it is the twenty-second section of the Manitoba act which has been construed in the general scope of legislation and the general scope of legislation and the general scope of legislation. Their lordships the power of the provincial legislature to repeal its own enactments, their or society, and the danger from its section twenty-two of the act of 1870, upon the section construction of which have been substituted for them. Before entering into a critical are several scope of the reasons given, their been substituted for them.

Before entering into a critical examination of this important section of the Manitoba act, it will be convenient the main issues are not in any way to state the circumstances under concluded either by the decision in which the act was passed and also its Barrett's case or any principles inexact scope. It is the decision of volved in that decision. this board, in the case of Barrett v.

to have given rise to some misappre-hension. In 1867 the union of the provinces of Canada, Nova Scotia and New Brunswick took place. Among the obstrales misched to the problem to contained in the province became in pro-

New Brunswick took place. Among the obstacles which had to be over-come in order to bring about that union none perfaps presented a greater difficulty than the differences of opinion which existed with regard

la-Grippe? Use K. D. C.

clusion that this question must be answered in the negative. The only right or privilege which the Roman Catholics possessed, either by law or practice, was the privilege of estab-inshing and maintaining for the use of ischools adapted to the demands of the members of ther own church the minority existed in some pro-such schools as they please. It ap-peared to their lordships that this after be established by legislation, the members of these statutes the administration. The faculty of should again be made law. The system of education embodied their own apecial duties, have not 

It was not doubted that the object of the first sub-section of section twenty-two was to allow protection to denom-antional school, or that it was proper to have regard to the intent of the legislature and subconding cir-cumstances in interpreting the enact-to be determined was the true con-struction of the insurance in interpreting the enact-to be determined was the true con-struction of the insurance in interpreting the subject to any consideration or this board upon the first sub-section in respect to denominational schools.

It may be that those who have been legislative acts and every presumption

Truthfulness as Well as Purity.

In his "Apologia" the late Cardinal Newman made a remark that is full of suggestion for those who have the training of the young in Catholic purity than Protestants, and that, on the other hand. Protestants seem to

make more of the necessity of being age, without paying attention to excep-

ional manifestations on either side Now it is an undoubted fact that children in Catholic schools are thor oughly taught by precept and practice the beauty and holiness of purity in thought, word and act, and the effects of this teaching are manifest in the lives of Catholics as compared with Protestants of the same race and living pend. For the reasons giver, their whether the fetter is imposed by ex-lordships concur with the majority of press words or by necessary implica-the supreme court in thinking that tion.

Taking it, then, to be established that the second sub-section of section is a theory that does not accord with twenty two of the Manitoba act ex-tends to the rights and privileges of of events it is the strong in body and of events it is the strong in body and The second and third sub-sections the Roman Catholic minority acquirintellect that in the end win in the

> out of their teens have to engage in it OLD those who are not strong, or not strong enough, are tempted to make up for

their lack of scrength by a resort to craft, deceiti, or even to downright filsehood.

conclusive. In the first place that the underleted software of opinion which existed with regard to the question of education. It has been the subject of much controversy in Upper and Lower Canada. In Upper Canada a general system of visions is beyond the competency of visions is beyond the competency of the competen

Murray Harbor South, Feb 5, 1895. general character is sufficiently de- This is by no means a new idea. fined by the third sub-section of sec- All who have taken an interest in Feb 6-li. the University are aware that this statutes repealed by the act of 1890 should be re-enacted or that the pre- the first by the episcopate and by Epps's Cocca BREAKFAST-SUPPER

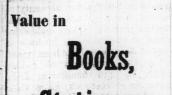
their own special duties, have not " By a thorough knowledge of th right or privilege remained untouch-right or privilege remained untouch-ed. Therefore it could not be said to be affected by the legislation of 1890. It was not doubted that the object of the first sub-section detection twenty-two was to affered protection to denom-inational scheels, or that it was proper to have regard to the intent of the legislature and surrounding cir-cumstances in interpreting the enactaround us ready to attack wherever ther is a weak point. We may escape many fatal shaft by keeping ourselves well fort fied with pure blood and a properly nourished frame."-Owil Service Gasette

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