LIEUT. GOVERNOR PROROGUES THE HOUSE WITH USUAL CEREMONY.

Royal Assent Given to a Large Number of Bills, Marking the End of Amount of Useful Legislation.

(From Friday's Morning Leader.) ond session of the first Legislative list of bills to be assented to as fol-Assembly of Saskatchewan was pro- lows: logued yesterday by the Hon. A. E. Forget, Lieutenant Governor.

rapidly than was expected, the estimates being disposed of in committee with only slight comment. There was just a suggestion in the manner of honorable members that they felt like schoolboys about to break up for the holidays and they did Evidence. not seem inclined to settle down to serious discussion of the subjects raries Act. that had been pretty well threshed out already. Mr. Langley withdrew Club. his amendment to the Liquor Licence Ordinance Amendment Bill Courts. for the supervision of social clubs and the only subject that might have the Provincial Treasurer made a statement regarding the borrowing An act to establish and incorporate An act to establish and to establish and the act to establish and ital expenditure.

The Speaker took the chair at The bill respecting the taxation of corporations was read a third ewan Club. On the motion of Mr. Stewart it Club of the City of Saskatoon was agreed that notices of private

zette only twice instead of four and passed the remaining votes un- tection of Game." for an inquiry regarding the cost of respecting Agricultural Societies." certified to have been elected and the One of the questions that was specting Public Health. open for consideration was whether or not the Government should con- the assessment of property in the City struct only the trunk lines and of Saskatoon. leave the local lines to municipali-He understood for instance wan Central Railway. that in Nebraska the farmer put in the posts for his own line. They toon Club. would secure a great deal of valu-

oversight with regard to the date insurance." of the closing of the financial year was remedied. Next year is leap fession and the law society of Sas- tion, exclusive of polling Divisions year and this fact being overlooked katchewan. all the votes had been passed for the financial year ending February 28, An act to incorporate the Regina 1908. The date was changed to Agricultural and Industrial Exhibi-

The votes passed in Committee of supply were agreed to, Mr. Haul- Lodge of Saskatchewan Ancient Free tain again commenting, however, on and Accepted Masons. the Regina land titles office ques- An act to amend an Ordinance to intion, the correspondence on which corporate the Town of Whitewood. had been brought down by Mr. Government acquiesced in the blun- An Act to amend an Act respecting 27th and 29th days of March, and 1st practice and procedure, as well as the der and there had been no investi- the City of Regina.

ing been made. On the second reading of the bill for borrowing \$2,000,000 for any term or terms, not exceeding forty years, at a rate not exceeding 4 per 11 of the year 1905 of the City of 27th and 29th days of March, 1907, years, at a rate not exceeding 1 por cent. per annum, for the purpose of buildings and permanent public imbuildings and permanent pu provements authorised by the Leg- mercial Trust Company. islature after September 1, 1905. Mr. Calder made a statement. He of Vonda as a town municipality.

House would agree that the cost of Club of the City of Moose Jaw. this work should be spread over a An act respecting open wells period of years and that the money other things dangerous to stock. should not be taken out of the current An act respecting Controverted year's revenue. This was the prin- Elections. ciple adopted by every Government An act to amend chapter 89 of the peared on behalf of certain electors the local revenue for the purpose of issue of licenses therefor. capital expenditure would be returned. It was not likely that all corporations. the sums that had been voted would be expended this year. They were and procedure at the bar. engaged preparing the preliminary with the work as rapidly as possible, of Saskatchewan. but it was not to be expected that yet know what steps would be tak- The Lieutenant Governor then en, but every precaution would be taken to secure money at the best advantage and they would not pay more than 4 nor cost ... more than 4 per cent. The money

times as it was required. people who were to benefit by it. But there was a limit to the application of that principle and he thought the honorable gentlemen had exceeded that limit. Mr. Calder with the provision made for their maintenance. general revenue. To meet this be fully realised.

Somewhat pleasing situation of hav
I have to thank you for the liberal borrow money this year to repay service.

back the \$94,000, when according to his own admission they had \$450,000 more than they needed. This was what he would call frenzied finance.

bounds under this system of finance The bill was read a second and hird time and passed. The Budget hrough all its st

On the Committee Liquor Licence Ordinance Amend-Langley withdrew ment Bill, Mr. his amendment relating to clubs in view of a bill to consolidate the licence law being introduced by the Attorney General next session and the bill was put through all its

stages and passed.

This finished the business of the session and the speaker left the chair for an hour until the arrival of the Lieutenant Governor.

Bills Assented To. At one o'clock the Hon. A. Forget, Lieutenant Governor of Sasa Laborious Session—Large katchewan, arrived in the chamber katchewan, arrived in the Chamber Rourget. Private Secretary, and took his seat in the chair, all the members stand-

The clerk of the Assembly read the

An Act respecting the Treasury Department and the Auditing of Pub-An Act respecting the devolution The House got through the re- lic Accounts. An act respecting the property of

An act respecting the form and inmarried terpretation of statutes. An act respecting Witnesses and An act to amend the Public Lib-

An act to incorporate the Yorkton An act respecting the Surrogate

Haultain again touched on the Regina Land Titles office question and tion and maintenance of secondary was certified to have been elected.

An act to incorporate the Saskatch- cast in favor of said Tyerman. Church

bills should be inserted in the Ga- ics, wage earners and others An act respecting jurors and juries. Polling Division No. 26, Bear Lake. imes.

The House then went into comOrdinances of 1903, second session,

Ordinances of 1903, second session,

Whereas 151 ballots were counted as

An act to amend chapter 44 of the election and return of said Tyerman when the same was dismissed for want ation of a telephone system, Mr. Consolidated Ordinances intituled were and are wholly null and void. of jurisdiction. ation of a telephone system, Mr. Consolidated of diffiances here re-Calder, in reply to Mr. Haultain, "An Ordinance respecting hire re-

places on the continent where tele-phone systems were in actual opera-An act to amend "An Ordinance re-cember. A.D. 1905, as required and 1907. An act confirming the elections and

An act respecting the Saskatche-An act to incorporate the Saska-An act respecting certain officers of

places where systems were in actual operation.

the court.

An act to amend chapter 7 of the operation.

5. That your petitioner had, according to the returns of the said election, operation. Ordinances of 1993 (first session) in a majority of 58 ballots out of all the The House resumed, and a curious tituled "An Ordinance respecting Hail a majority of 58 ballots out of all the holling divisions

> tion Association, Limited. An act to incorporate the Grand

The Statutory Law Amendment Act

gation into the reasons for its hav- An act ratifying certain money by laws of the City of Saskatoon. An act respecting the Town

Yorkton. An act to confirm by-laws 8, 9 and summon certain witnesses and on the

An act to incorporate the Village Messrs, James Flett and Thomas Morsaid that every member of the An act to incorporate the Elks An act respecting open wells and

and by school districts and cities Consolidated Ordinances 1898 / inin erecting their public buildings. tituted "An Ordinance respecting the bert, and your committee have had The sum which they had taken from sale of intoxicating liquors and the the advantage of hearing the very able An act respecting the taxation of Mackenzie made on behalf of their

An act respecting King's Counsel on the law applicable to the matter. An act for raising money on the cript of the evidence and arguments, The principle of the Grenville Act, Major C. F. Wellington, Speaker of credit of the grenville Act, estimates and they would proceed credit of the general revenue fund and also a minute of the pro-

The clerk read the assent of the Mr. John A. Reid, who acted as secrethe full amount would be expended. Lieutenant Governor to these bills. tary of the committee. With regard to the getting of this His Honor also gave his assent to the loan, he must admit that he did not Budget Bill.

It now becomes my duty to rewould only be borrowed at such lease you from your labors of the session, which have produced a large Mr. Haultain agreed with the amount of useful legislation.

general proposition that in a certain class of expenditure the burden should be spread over a period of years and the burden laid on the tablishment of provincial courts with

came down two years running, say-ing that there was \$400,000 that he did not know what to do with, and The prospects for the forthcoming which was to disappear from time to season appear to be exceptionally time. In addition, there was \$24,- bright, and I trust that when we next 000 which he had spent out of the meet these prospects will be found to

ing too much money, he proposed to supplies you have voted for the public

Mr. Calder said that the money would be placed when it became necessary to do so. He did not propose to borrow money in order to repay at once the amount expended from the current local revenue. It was only when the money was required that it would go into the general fund.

The Hon. W. R. Motherwell read the order proroguing the Assembly, the Lieutenant Governor withdrew, and the second session of the first legislature of Saskatchewan closed.

The forty-seven bNls assented to earlier in the session eral fund.

Mr. Haultain—It will appear as revenue. I can foresee that our passed through the House this sesrevenue will increase by leaps and sion.

ENTIRE HISTORY RELATING TO NORTHERN ELECTION REVIEWED.

petition of Samuel 3. Donates and the state of Jurisdiction. No case has been cited or has been claiming to have been elected member D. Tyerman for want of jurisdiction. for the Prince Albert district:

To the Legislative Assembly of Sas-

Samuel J. Donaldson referred to your 411 for Peter D. Tyerman; committee on the 11th day of March,

allegations:

at which your petitioner, Samuel J. of electors; Donaldson, and Peter D. Tyerman were candidates, and the said Tyerman has been certified to be the person elected at such election.

2. That at the said election.

powers of the government for cap-An act respecting the Methodist cast for said Tyerman, whereas 411

3. Your petitioner says that An act to incorporate the Elks certain of the said polling divisions for said electoral division. namely, An act respecting liens of mechan-Polling Division No. 24. Pine Point; Polling Division No. 25. Sandy-Lake; An act to amend chapter 38 of the ions, and none for your petitioner,

according to the provisions of the Ter-ritories Elections Ordinance, pleaded

Nos. 24, 25 and 26. ballots cast at all the polling divisions An act respecting the legal pro-Nos. 24, 25 and 26.

prays that the Legislative Assembly count as votes for Mr. Tyerman all may determine and declare that said the ballots which appeared from the Tyerman was not duly elected or re- returns of the Deputy Returning Ofturned at the said election and that ficers to have been cast at the electhe election of Tyerman was and is tion and they had no power to envoid and that it may be declared that quire into or determine any question the petitioner was duly elected at the as to the validity or invalidity of any said election. The committee met on the 19th,

of the petitioner made on the 19th day tion petitions presented to parliament of March, 1907, your committee recommended the Speaker of the Legisla- period of parliamentary history in tive Assembly to issue subpoenas to cil; the Reverend Archdeacon McKay; rison, were called and gave evidence before your committee. All the witnesses were called on behalf of the petitioner by Mr. Embury, who appeared on his behalf; were cross-examined by Mr. Mackenzie, who apof the electoral division of Prince Alarguments of Mr. Embury and Mr. clients on the evidence adduced and Hereto annexed is a certified trans-

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that Electoral District in the Legisla- mittee petitions asking for the voidtive Assembly of Saskatchewan, and ance of an election and claims to seats. that at such election the petitioner,

Tyerman were the candidates. the candidates at the said election was counsel appearing for and against the certified to be the candidate elected petition to cite cases which might be and a statement declaring him duly of assistance to the Committee and The following is the report in full elected and specifying the number of the House in determining the question submitted to the select standing committee on privileges and elections at made as provided under the Elections facts proved, and the Committee have Tuesday afternoon's session of the Ordinance, by which it appeared that also endeavored by every means to Tuesday afternoon's session of the content of the there were 316 ballots counted for find precedents which would be petition of Samuel J. Donaldson Samuel J. Donaldson and 411 for Peter similar assistance.

The Select Standing Committee on Supreme Court of the North-West been cited wherein the Courts have in Privileges and Elections report as folows:
That your committee have had unstood at the number of 318 ballots but have refused the claims of peti-

(d) That at certain of the polling divisions for the electoral division, The petition makes the following namely, Polling Division No. 24, Pine Point; Polling Division No. 25, Sandy 1. That an election was held on Lake; and Polling Division No. 26, the 13th day of December A.D. 1905. Bear Lake, no polls were held, and for the Electoral Division of Prince that 151 ballots which were counted Albert, to elect a member to represent for Tyerman as having been cast at the said electoral division in the Leg- these polls were in reality bogus balislative Assembly of Saskatchewan, lots, and did not represent valid votes is that there being no real electing (e) That on the 22nd day of Janu-

ary, 1906, Mr. Tyerman, the candidate returned as elected, forwarded to the Clerk of the Executive Council, a An act respecting wills.

An act to supplement the revenues and electoral division was subdivided into twenty-six polling divisions. and the resignation of the seat in the Legislaaccording to the returns of said elecvirtue of the provisions of the Ordinance, and as at the time of the receipt of his resignation the return of Mr. Tyerman had not been gazetted the

resignation was ineffective; (f) That on the 15th day of March, 1906, the return of the said Tyerman was gazetted and immediately thereafter Mr. Tyerman forwarded his rsignation which then became duly fective:

(g) That Mr. Donaldson entered a mittee of supply on the estimates intituled "An Ordinance for the Pro- having been cast in favor of the said petition in the Supreme Court of the On the vote of \$6,000 to provide Statutes of 1906 intituled "An Act whereby said Tyerman was wrongfully tion was outstanding and pending un-

(h) That on the 4th day of March, said that it was not the intention of ceipts and conditional sale of ficers for said Polling Divisions Nos. 1907, Mr. Donaldson caused to be the government to appoint a commission but to engage a thoroughly An act respecting the appointment
in aircrafts and the Territories Elections Orthe petition which has been under mission but to engage a thoroughly An act respecting the appointment under the retritories elections of the petition which has seen dider practical man and to send him to of police magistrates in cities and dinance for not opening and holding consideration by the committee, the the said polis on the 13th day of Depetition bearing date February 25th,

(if any) persons entitled to vote at guilty thereto; and that at the trial said Polls Nos. 24, 25 and 26, to offof a criminal charge preferred against set the majority of the valid votes cast the returning officer at said election at the lection for Mr. Donaldson in for said electoral division. it was the polls which were validly held, the proved that no polls were held or bal- majority in favor of Mr. Donaldson in lots cast at the said Polling Divisions such valid polls having been as a fact

(j) That Mr. Donaldson had therefore a majority of the valid votes of the electors of the electoral division of Prince Albert. It has not been suggested that the Judge of the Supreme Court in recounting the ballots, acted at all improperly, but on the contrary it is

Upon such allegations the petitioner clear that he was in duty bound to of the ballot papers submitted to him.

The committee have looked into the of April, 1907, and on the application law applicable to the hearing of elecand have found that during the early England the power of trying election petitions was repeatedly exercised by the House of Commons in England but it was found that on nearly every question of the kind which came before the Commons the decisions were arrived at by strictly party vote, and ing a party question that on one occaorder to prevent so notorious a perversion of justice, the House consented to submit the exercise of this privilige to a tribunal constituted by law, which, though composed of its own members, should be appointed so as to secure impartiality and the adminstration of justice according to the BRILLIANT POST-LENTEN EVENT

laws of the land and under the sand tion of oaths. and of others which were passed at ceedings of the committee made by different times since the year 1770, was the selection by lot of committee for the trial of election petitions. Partiality and incompetence were very generally complained of in the consti- son occurred today when the marriage tution of committees appointed in of Miss Marjorie Helen Powell, eldest this manner, and in the year 1839 an daughter of Mr. Charles Berkley Act was passed establishing a new Powell, to Major Charles F. Wellingsystem upon a different basis increas- ton, Speaker of the Legislative Asing the responsibility of the individual sembly of Alberta and Major of the members and leaving but little to the Light Horse Guards of the same Prooperation of chance. This principle vince, was solemnized. was maintained with partial alteration of the means by which it was ceremony which was performed at carried on till 1868, when the jurisdic- 2.30 o'clock in Grace Church. The tion of the House in the trial of con- service was fully choral and during troverted elections was transferred by the singing of the register, Mr. Earl statute to the Courts of law. As a Lyon sang in excellent voice "Love result of the Act of 1868 doubts were Victorious. expressed whether these provisions would not supercede the jurisdiction man, and the ushers were Dr. Fred of the House in determining questions Powell, Percy Wright, S. Sherwood affecting seats of its own members not and Archie Gray. arising out of controverted elections, but it was decided that the Act ap-stick pin in a horse shoe design, the

plied to the questioning of returns by groom presented the flower girl with election petitions only, and that under a dainty broach of pearls in the shape the procedure in force before that Act of a true lover's knot. onal dis-qualification of a person re- woman.

your committee of the following facts: to be no doubt but that the Legislature (a) That an election was held on has what is called "constitutional the 13th day of December A.D. 1905, Jurisdiction" and has a right, and in for the Electoral Division of Prince fact is bound to hear and determine Albert to elect a member to represent through its properly constituted com-

The Committee is of the opinion Samuel J. Donaldson and Peter D. that they should deal with the matter in dispute upon proper principles of (b) That Peter D. Tyerman, one of law and for that reason have asked

(c) That a recount as provided for found by your Committee similar in under the Elections Ordinance was all respects to the case disclosed by had and taken by a Judge of the the facts above set out. Cases have der consideration the petition of counted for Samuel J. Donaldson and tioners to seats and have directed new certain electors who had the right to vote were disfranchised by reason of the acts and conduct of deputy returning officers in placing marks upon ballots which had the effect of making it possible to identify the voters, and thereby under the law making the votes ineffective. The principle which the Courts have applied to such cases the petitioning candidate for the reason that the persons who were entitled and had the right to vote had not had an opportunity of expressing their

will in regard to the election. would appear to your Committee to have been a valid election at which the will of the duly qualified electorate was expressed, the result of such expression of will being that Mr. Donaldson obtained the majority of the votes polled at the election, which majority could not, as appears from the facts above re-cited, be affected by permitting the duly qualified electorate of Polls Nos. 24, 25, and 26 (if

any) to vote. The Committee are therefore the opinion that on the facts and in view of the principle of law already stated, the petitioner Samuel J. Donaldson is entitled to be returned as the member elected to represent the Electoral Division of Prince Albert in the Legislative Assembly of Sas

MILLIONAIRE PAYS BIG SUM FOR THUNDER BAY LIMIT.

PORT ARTHUR, April 3 .- One of the largest timber deals ever put through in the Thunder Bay district has been closed this week when Mr. Weybauser, a Buffalo millionaire lumber man. purchased a timber limit from the Rat Portage Lumber Company. The purchase price was a million and a half.

MONTEZEUMA AND CASSANDRA LAND LARGE NUMBER OF IMMIGRANTS.

ST. JOHN. N.B., April 3-The (P.R. Steamer Montezuma arrived that so fully was it recognized as be- today with 2,161 passengers. There sion the ministry went out of office aboard. The passengers were Galicbecause it had failed to carry the vote lians and Italians with a sprinkling of the House in the disposition of a of Germans, Hollanders and Bel controverted election petition, and in gians, all but 78 for the Northwest. The steamer had sixteen French horses consigned to Calgary. The big new Donaldson boat Cassandra arrived from Glasgow with

the Alberta House Is Married.

OTTAWA, Ont., April 3.-The most brilliant event of the post-lenten sea-Rev. J. F. Gorman officiated at the

Mr. Marshall E. Graydon was best

The bride's gift was a Diamond

when returns were questioned by peti- Mr. and Mrs. Wellington accepted tion the matter was determined by the the congratulations of their friends tribunal, and before such tribunal was under a canopy of flowers, the chief established the House uniformly ex- color scheme being green and white. ercised its constitutional jurisdiction. The presents were too numerous to In places where Acts providing for give in detail, some being costly, from the trial by the Courts of controverted all points in the old land. The election petitions are in force the bride's parents presented her with her Legislature has on more than one household linen imported from Ireoccasion refused to deal with the question of the right to the seat as between two contending parties, and have limited the jurisdiction of the House to questions such as the per-

The evidence submitted satisfies the troverted elections there would appear Prepare your horses for spring work by using

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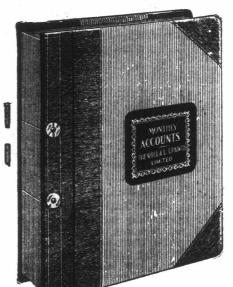
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CHIEF FRENCH GOVERNMENT INTERESTING STORY.

MONTREAL, Que., April 3.-Le Canada, considered the chief government organ in Montreal, will tomorrow publish a statement from the management of the St. Lawrence Hall, denying that the Hon. Mr. Emmerson was ever ejected from that hotel because he was accompanied by two women whose character was doubtful.

Fire at Emerson.

ate yesterday afternoon in Storie's hardship to have held them back confectionery and Christie's laundry. They must have understood before about \$1500. Christie also had small us not to accept any carloads by Re-

Knocked Down by a Train.

expected he will recover.

SETTLERS GRIEVANCE.

Annoyed Because C.P.R. Refused to Transfer Their Cars to C.N.R.

SASKATOON, April 3.—Complaints have been made by settlers coming to points on this line by way of Regina that the C.P.R. have refused to allow heir cars to be transferred to the C.N.R. line. This necessitated reloading for many settlers, causing delay, inconvenience and expense. transportation committee of the local Board lof Trade took the matter up and the president, Mr. John Ashworth wired William Whyte, as follows: "C.P.R. officials at Regina are compelling settlers billed for Saskatoon and other points on the Prince Albert line to unload into C.N.R. cars at Regina. This causes great hardship and loss to incoming settlers. We would deem it a favor if you would issue an order at once rectifying this and permitting the transfer of your cars without unloading." In reply to the above Mr. Whyte

wired as follows: "The settlers whom you refer to must have, under exceptional circumstances, been allowed to go through EMERSON, April 3 .- Fire started to Regina, and it might have been a tories' loss is \$3500, insurance starting that the C.N.R. have notified gina for points north of there, and in view of the fact that the C.N.R have at the present time more than 2000 of our cars on their system. which we are unable to get back, and the want of which has been a severe hardship in handling business on BRANDON. April 3.—Thomas Maylon, a locomotive foreman, while been forced to have transfer made at walking in the C.P.R. yards here this Regina as it would be unfair to shipturned as member, but the Supreme Court of the North West Territories and Atlantic City and will spend a short time in Ottawa, enroute to their determine questions relating to connew home in Alberta.

Walking in the C.F.R. yards here this afternoon was knocked down and badly cut about the head by a train. He was taken to the hospital where it is expected he will recover.

The Only

Any well good as far a perfect emul and more va Ferrol is Oil, but it co and is the o

is finer, mo other prep take Ferrol Every in reatest re Liver Oil. Ferrol. The Sufferers Coughs an Nervous Pro General Deb Croup, La wasting di

Each dose of Iron and administer Ferrol h Ferrol co gerous dru Ferrol

assurance '

MEMBERS EXPECT LEGISLATIVE TOMORR

Liquor Law Amendm Next Session-Mr. mally Declared Me Albert District.

PRESS GAI The most interes today's sitting of calling to the bar Executive council t ticate of the return Prince Albert Electo formal matter was report of the Stand Privileges and Elec Mr. Donaldson had The liquor license was discussed on at some length and that a bill consolic license laws would next session. Quite were passed throug stages by leave of anticipation is that rise tomorrow. No the estimates remain ed but even if they ed of tomorrow fo should be able to Thursday forenoon The Speaker

Mr. Gillis moved he had given not Whereas the Railway surveyed of railway faciliti tory covered by suc the Canadian Nort And whereas it is the intention Northern Railway ginal survey throu

Canadian Northern and along such ori deprive a large sec etween the Wols Branch and the Canadian Pacific railway facilities

