

"JUSTICE."

A Christmas Story by Rev. Frank Baird of Sussex.

"Goin' to law! Alec an' Sam Duncan! An' them brothers! Why, Andy, ye must be mistaken. Sure Alec's an elder in the Kirk an' Sam's a Baptist deacon."

"Makes no difference it seems. They're both Scotch, ye know Henry. Both dour an' set in ways. Alec was down to the village yesterday an' took out the papers. It's to come up in the January court. But I must be gettin' on, Henry. I'm late today. Here's yer mail."

For thirty-two years Andy Upjohn had driven the Mortenville weekly mail. Governments came and went—so did many government officials—but Andy Upjohn went on forever. Once a generation ago a petition for his removal had been drafted in his citation, but instead of it reaching Ottawa, for which it was intended, it got only as far as the third house in the settlement. Here a certain John Hunter—a Dorry man—all came out afterwards—had read it, and taking it in his hand as though to seek a pen to sign it, without a word to the man who had brought it, the document had been committed to the fire.

No more had been heard of opposition to Andy Upjohn as mail-carrier. But the secret of Andy's grip upon his position was not, however, as some might conclude to be found in the fact that he did his duty, but in this: he did more than his duty. The quarterly Ottawa check covered the delivery of the mail at the post office, but almost without exception Andy left it at every man's door. And again, what the paper contained was generally of small moment compared with the news. Andy gave in delivering it. On the day in question what to Mortonville was the printed record of the defeat of armies, the birth of princes, or the dethroning of kings, compared with Andy's news that Alec and Sam Duncan were to go to law? Henry Ford started back from the road to his house deep in thought. Once he stood and looked after Andy whose old rheumatic mare was slowly making her way up a long hill, taking her back and forth on the slope like a ship working up against a head wind. At each house farmer Fred noticed that Andy stopped a little longer than usual. The explanation of this was not difficult. Andy was reviewing his great "scoop" of news and incidentally making his position more secure, if that were possible. The thing of prime importance in Mortonville was news—real, genuine, throbbing Mortonville news.

Mrs. Ford listened with much interest as her husband related what he had heard from the mail carrier.

"Did you recall, as Andy was telling the story, as the two who signed the petition long ago in favour of a new mail man?"

"Which? Never thought of it. But he was wasn't he?"

"Which of the two was Andy blaming 'bout the law, do ye think? An' what was the law to be about?"

"I don't min' I blamed either. Alec, he said, had to go to law, and I really believe I could get particulars he was off."

A few hours later Henry Ford was on his way to the corner blacksmith shop, where he had seen Andy's rheumatic mare stand almost half an hour. On entering he was surprised to hear the voices of Rev. Mr. Minton, Baptist clergyman, and Alec Duncan.

"Nax, Mr. Minton. A man canna give up his rights under the British flag. It's writ in my father's will that the family Bible was to go to me. It's mine by right an' I must have it. I would now be just to my dead father to let Samuel have the Bible any longer."

"But, Alexander," the minister protested as mildly as possible, "there's the contention of your brother, which is supported by an elder and two women of good standing, regarding what your father said the night before he died. Haven't you heard, John?"—he turned to the blacksmith—"and you also, Mr. Ford—haven't you both heard that while the will gives the book to Alexander, the word of mouth testimony is in favour of Samuel? Wouldn't it be better now, if your brother and interests of peace, and the cause of religion, since Samuel really has the book and since—"

"I care nothing for word of mouth," Alec broke in hotly. "A man must have his rights, peace or no peace, an' religion or no religion. It's writ in my father's will that the book was to come to me. Sam had no right to take it out of the house anyway before the law was read. But if the law—if the law gives it to him—if the court rules that in justice—the laid great emphasis on the word—'Samuel's' entitled to the book, I'll say no more. I'll be thinkin' though, no matter how it turns, that the father's Bible, which came frae Scotland, would be much more in place at the home of a Presbyterian than in that of a Baptist."

He shot a look at the Rev. Mr. Minton; then he was gone.

When the minister, saddened and disappointed, had left, Henry Ford and the blacksmith reverted to the threatened lawsuit.

"That was a shot at Sam for leavin' the Kirk, you know—that about the book bein' more in place in a Presbyterian house," said the blacksmith.

"I supposed so," Henry added. "There's really a lot of bitterness, isn't there? An' to think that it should be about a Bible! Did anyone ever hear of the like? They're not speakin' now, I hear."

"No, not since October, when Sam's three-year-old bull beat Alec's at the fair. It may be that if it hadn't been for that this would never have come up. It seems, too, that at the fair one of Sam's girls had a mat that look first over one of Mrs. Alec's; my woman was telling me this."

"Too bad, too bad, isn't it? Then they're on different sides in politics. But this quarrel about the Bible! Nothing could be worse than that. It'll ruin both churches, won't it?"

"It'll hurt both, certainly. Wonder if something couldn't be done? What about Mr. Matheson, the Kirk minister? Could he do anything? Or Andy? He's friends with both—he is now, anyway."

More than three weeks passed. Christmas was only five days away. All Mortonville was looking anxiously forward to the happy reunions of the greatest festival of the year. Enough snow had fallen to make excellent sledding; the year had been prosperous for both farmers and lumbermen, and the coming Christmas gave promise of being a particularly happy one. There had been little sickness in the community; there was no poverty; three weddings were already announced for the holidays, and there were good prospects of at least two more.

But there was one note that jarred. The Duncan brothers, whose splendid farms and buildings looked across the river at each other, were soon to go to law. The thought of this coming event threw forward an ominous shadow, the intensity of which was greatly strengthened by the fact that the object of dispute was a Bible. Almost everything that could be thought of had been tried. Both ministers had done their utmost in order that a great scandal to religion might be avoided. But so nothing had been accomplished, all negotiations looking toward a peaceful settlement of the unfortunate dispute between the brothers had been fruitless of results, other men were of the highest character, both passed as religious men, each, however, claimed that right was on his side, and both were Scots.

"I want justice, Mr. Matheson—justice only," Alec had said at the end of a long interview with his minister. "There it is in the will: 'The family Bible I leave to my son Alexander.' Then the minister had gone silently away. He had hoped for a public reconciliation between the brothers at the church service the coming Sabbath—which was also Christmas day—but now there appeared to be no hope. It seemed the suit must go on.

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and the Sabbath in one, a number of figures could be seen moving about the ice in toward a point on the river that was near to Alexander Duncan's. Andy Upjohn was hurrying across the river. As he neared the shore he saw the figures gather quickly to one spot. What he came up to where they stood and looked down he saw through the ice lying upon the white sand of the river bottom, in water less than a fathom deep, the body of a man. Beside him, partly beneath his breast, lay a face downward—and lying open, was a large book bound in leather. Some ten rods directly up the river, there were evidences to show that the thin ice had treacherously broken in the night.

They cut the ice, and shivering in the bitter cold, with scarce a word spoken, they drew both the man and the book to the surface. As they brought them in the air ran, a rattle fell from the dead man's arm and lay upon the ice.

When efforts to restore life were found to be useless, the men considered a funeral. They decided to bury the body in a shallow grave. They dug a hole in the ice, and laid the body in it. They then covered it with a layer of snow and ice. They then returned to their homes.

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Sad Death of Fred Galbraith.

Young Carleton Man Had His Head Crushed Between Two Cars on Rodney Wharf.

Fred Galbraith, one of the best known and most popular young men on the west side, met death in a horrible manner last evening. He was in the employ of the C. P. R. as a brakeman, and between five and six o'clock was working on North Rodney wharf, where some cars were being shunted.

A box car standing on the track was to be attached to another car loaded with deals, and Mr. Galbraith was on hand to make the connection. He stood at the end of the box car, waiting until the other came, and made the coupling. But he did not step back from between the cars in time, and the projecting ends of the deals caught him. One stick struck him on the right side of the head just about the eye, and forced him against the box car. The momentum of the car was such that the whole upper portion of Mr. Galbraith's head was crushed to a jelly, portions of the bone and brain being left on the deals. He was dragged along in this position, by the moving cars, for some six or eight feet. When he could be seen by the time he was taken to the hospital, he was dead.

Mr. Galbraith was the second son of Samuel F. Galbraith, corner of Union and Rodney streets. His parents are both living and he is also survived by two brothers, James, a fireman on the Shore Line, and Arthur, at home, and by two young sisters living at home. Mr. Galbraith had been at railway work for some years. During the past summer he was in the C. P. R. employ at Toronto Junction, and was during previous summers with the Shore Line. For several winters he has been working for the C. P. R. on the west side.

The death of Mr. Galbraith projected over the end fully two feet, so far at least that when the coupling was made only a couple of inches' space remained between the deal ends and the next car. The load looked as though it had been put on properly, but had shifted during transit, in the opinion of some that Mr. Galbraith knew of these projecting deals, but was either unable to get clear in time or took too many chances.

After Coroner Berryman had viewed the body, it was removed to Beattie's undertaking rooms and later was taken to his home.

Mr. Galbraith was twenty-three years of age and had for some years been an active member of No. 2 Co. R. C. A.

Richard B. Bennett of Calgary, corporation lawyer, politician and man of affairs, arrived in the city yesterday and is registered at the Royal. Mr. Bennett is no stranger to the people of St. John, as he makes an annual visit to his old home at Hopewell Cape. Mr. Bennett is a member of the legal partnership with Senator Loughead and Henry Allison, a son of Dr. Allison of Sackville. Mr. Allison joined the firm about a year ago.

Mr. Bennett has travelled five thousand seven hundred miles. During his trip he visited St. Paul, Chicago, St. Louis, Montreal, Toronto and Guelph. He is a member of the law in legal partnership with Senator Loughead and Henry Allison, a son of Dr. Allison of Sackville. Mr. Allison joined the firm about a year ago.

PROVINCIAL AUTONOMY

Federal Government Hesitating Because of Difficulty Presented by the Educational Question.

Overcoming advocate of provincial autonomy since his entrance into the legislature, and it is a matter of common knowledge that his addresses on the question have very materially forwarded the movement. During his first campaign he announced himself strongly in favor of the change.

Mr. Bennett says the people are divided on the question as to whether they shall be in one or more provinces. Many think there should be two provinces between Ontario and the mountains. This would mean the extension westward of the boundaries of Manitoba in order to make its area the same as the new province that would be created. There is a strong feeling in the eastern part of the Territories against annexation to Manitoba. "Personally I believe that unless the people in the Territories agree, the government will not make such annexation. A small group believe there should be three provinces, but a much larger number are in favor of two. The final responsibility, however, rests with the federal government, and before long we shall learn their determination as to our future."

The legislatures since 1900 have debated the question of provincial autonomy. The opinion prevails that the neglect of the federal government to legislate for the Territories has been owing to the difficulties that surround the solution of the educational problem. Whether separate schools shall be provided by law, or whether they shall be provided by the Territories, has been a question of long standing. The general elections communicated with Premier Haultain of the Territories, stating that if his government was returned to power, the question of autonomy would be taken up, so that before long the Territories will know their fate.

Mr. Bennett will leave today for his home in Calgary, where he will be again on the 31st, on his return west.

Mr. Bennett referred to the success of Clifford Jones, one of the leading members of the Calgary bar, whose old home is in Wolfville. Mr. Jones is a graduate of Acadia College, and went west some years ago. He has built up a large practice, and a few days ago was elected an alderman of the city. His brother, Stanley Jones, is also practising in Calgary.

A FATAL FIGHT.

After Midnight Mass Crowd Paraded the Streets With Red Flags.

RAZOM, Russian Poland, Dec. 25.—After the midnight mass at the Roman Catholic cathedral, a crowd composed of workmen, paraded the streets carrying red flags. The military authorities in trying to disperse it were resisted with shots and a serious fight followed, in which the commander of the 26th Regiment was killed and a gendarme was wounded. One of the demonstrators was killed.

Speaking about the possibilities of the Territories, Mr. Bennett said that according to a conservative estimate there were about one hundred and seventy millions of acres of land capable of producing wheat, not yet under cultivation. The wheat crop this year was hardly up to the average, but the prices had been higher than usual.

There had been stagnation in the cattle market, though, and a large number will be held over until next season. Experiments have demonstrated that good crops of fall wheat can be grown in the Territories.

Replying to a question with reference to the progress of the movement for provincial autonomy, Mr. Bennett said that he expected the federal government would be confronted by the Territories. The dominion government has invited the territorial legislature to a conference on the subject, to be held in January. The Territories have submitted a definite proposition as to terms upon which autonomy is desired. They ask for the control of their lands, minerals and fisheries, and for the right to employ. At present, on the other provinces, the dominion government administers these services. "We also ask for a representation at Ottawa commensurate with our population. This would give us as many more representatives as we have now. We ask for a subsidy based upon the same terms as the older provinces. We also ask for compensation for lands alienated for federal purposes."

Mr. Bennett has been a firm and un-

EVENLY DIVIDED.

Nan Patterson's Counsel Does Not Think There Will Be A New Trial—Nan Is Disappointed.

NEW YORK, Dec. 23.—Following a day of intense nervous strain, Nan Patterson tonight is in the Tombs, III and perhaps on the verge of a breakdown, but with constant attendance.

The former show girl, expecting acquittal at the hands of the jury which has listened to the evidence of her trial for the murder of Caesar Young last June, went into court this noon to learn that the twelve men chosen to decide as to her innocence or guilt had been unable to reach an agreement—in fact had divided evenly on the question as to whether or not she held the revolver which ended Young's life.

The jury stood six to six—half for acquittal and half for conviction. Although no official announcement was made further than this, court house talk had it that of the six deciding against Miss Patterson none was for conviction of murder in the first degree, that one held out for murder in the second degree, two for manslaughter in the first degree and three for manslaughter in the second degree.

Immediately after the announcement of the verdict was made Miss Patterson broke into a fit of weeping, which continued even after she was led from the court room to a retiring chamber, where physicians were called and restoratives administered.

The demonstration in the court after the announcement of the disagreement was somewhat remarkable, many pressing forward to express sympathy for the young woman.

Abraham Levy, chief counsel for Miss Patterson, called on his client in the Tombs late this afternoon and remained with her until she was taken to her room when the court convened. It was when he learned of the action of the jury he went to the jail to cheer his client.

"The girl is in a very bad mental condition," he said, after he left her. "She is almost constantly hysterical, but I don't think she will collapse. I hope I can get her in a somewhat better frame of mind. I, of course, cannot tell what we will do for her yet. The counsel for the defence will have a consultation, and will then do the best we can. If the re-trial is not right away, I am going to make a desperate effort to get bail for her. I will plead with Mr. Jerome to reduce the bail to \$15,000, and I will be able, I think, to get the bail. That amount and thus let her have her freedom while awaiting the long nerve-wrecking ordeal she will have to face."

Interest tonight centred in what the district attorney would do in the case. District Attorney Jerome has not said what he will do, but it was intimated that the jury stood wholly in influence him in favor of a new trial.

The jury took only one ballot, according to the foreman, and devoted the remainder of the time to discussion. From first to last the division was even. One juror is quoted tonight as saying that one of those who stood for acquittal tried on the coat which Young wore at the time of his death and with a revolver attempted to demonstrate that suicide was possible.

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Beats All Previous Records.

Fredericton Business College Has Been Steadily on the Increase. The number registering this term is away in advance of all previous years. This is the best testimonial we can place before the public. Send for Free Catalogue and see as usual, located in W. J. OSBORNE, Fredericton, N. B.

NEW CATALOGUE

For 1904-5

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S. KERR & SON

Oddfellows' Hall

SMALLPOX UP COUNTRY.

Bangor Hears That it is Spreading in the Lumber Camps.

(Bangor News.)

According to the reports that are coming into the office of the state board of health, the smallpox in the northern part of the state seems to be on the increase, and as usual, located in the lumber camps. It was only Tuesday that the presence of the disease in a lumber camp in the Chesuncook region, where four men were affected with it, was reported to the secretary of the state board of health, but on Thursday that was followed by a second report, that the disease had been discovered in a lumber camp belonging to the St. John Lumber Co., in the Seven Islands region, near the province of Quebec. This makes three camps where smallpox has been found to exist this fall.

The report was sent to Dr. Young, the secretary of the board, by Dr. Flynn, of Fort Kent, one of the inspectors appointed by the board, who has taken charge of the disease, and who will use all available means to prevent the disease confined within its present limits. Dr. Flynn has been employed by the lumber company to look after the work, and the camp will be quarantined and other necessary measures taken. In accordance with a regulation of the state board of health, the company will be expected to look after the matter of preventing any further spread of the disease in the camp.

As to the origin of the outbreak of smallpox, there is no doubt that it came from over the border. The region where the disease exists is in the extreme northern section of the state, between the province of Quebec and the province of New Brunswick, in the vicinity of the St. John river, which forms the northern boundary, and as the majority of the men employed in the lumber camps come from the other side of the line, it is easily seen how the disease might be brought into the state.

Why Do

Dr. Chase's Nerve Food.

The worry habit is an unmitigated evil. Worry is by far the most frequent cause of nervous disease. Because of the increase of household and family cares, and because of the nature of their employment, women are especially liable to give way to worry and anxiety.

The result is a wasted nerve force, weakness and disease. It may be nervous headaches, sleeplessness, irritability, indigestion, discouragement and melancholy, or weakness and irregularities peculiarly feminine.

The only way to restore health and strength is by increasing the nerve force in the body, and this is best accomplished by the use of Dr. Chase's Nerve Food.

Make a test of Dr. Chase's Nerve Food by noting your increase in weight from week to week while using it.

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WHY SHE CAN'T LOVE HIM.

Mrs. De Swift—I could love my husband but for one thing.

Mrs. Homer—And what is that?

Mrs. De Swift—The fact that I am married to him.

WILL THEY?

The Halifax Chronicle over a despatch from St. John announcing that the parties have agreed to have money in the present campaign for the local house places this headline "Will Rely on Boozie."

RAZOM, Russian Poland, Dec. 25.—After the midnight mass at the Roman Catholic cathedral, a crowd composed of workmen, paraded the streets carrying red flags. The military authorities in trying to disperse it were resisted with shots and a serious fight followed, in which the commander of the 26th Regiment was killed and a gendarme was wounded. One of the demonstrators was killed.

Speaking about the possibilities of the Territories, Mr. Bennett said that according to a conservative estimate there were about one hundred and seventy millions of acres of land capable of producing wheat, not yet under cultivation. The wheat crop this year was hardly up to the average, but the prices had been higher than usual.

There had been stagnation in the cattle market, though, and a large number will be held over until next season. Experiments have demonstrated that good crops of fall wheat can be grown in the Territories.

Replying to a question with reference to the progress of the movement for provincial autonomy, Mr. Bennett said that he expected the federal government would be confronted by the Territories. The dominion government has invited the territorial legislature to a conference on the subject, to be held in January. The Territories have submitted a definite proposition as to terms upon which autonomy is desired. They ask for the control of their lands, minerals and fisheries, and for the right to employ. At present, on the other provinces, the dominion government administers these services. "We also ask for a representation at Ottawa commensurate with our population. This would give us as many more representatives as we have now. We ask for a subsidy based upon the same terms as the older provinces. We also ask for compensation for lands alienated for federal purposes."

Mr. Bennett has been a firm and un-

POPE RECEIVED THE CARDINALS

ROME, Dec. 24.—The cardinals were received this morning by the pope and offered their Christmas greetings. The pontiff thanked the prelates and conversed familiarly with them for an hour, avoiding any allusion to politics.

AGENTS WANTED

IMPROVED (COMBINED) KETTLE AND STEAMER

Needed in every family. Three sizes. Sets and stands in separate compartments. STEEL, ENAMELED, COVER LOCKS with backs for draining. Most useful and best cooker made. FREE SAMPLE. Freight paid on orders. Illustrated circulars. Write to

TARBOX BROS., Toronto, Ont.

MEN WANTED.

We have positions open for one good man in each locality, local or travelling, at \$840 a year and expenses \$250 per day tacking up show-cards and generally advertising a New Discovery. No experience necessary. Write for particulars.

SALUS MEDICINAL CO., London, Ont.

BAIL FURNISHED.

TORONTO, Dec. 25.—Police Magistrate Harryette de Bancroft, who has been in jail over a fortnight in connection with the West Hastings election frauds, is to be released on a twenty thousand dollar bail.

YARD MASTER KILLED.

LONDON, Dec. 25.—Grand Trunk yard master was run over and beheaded by a train today.

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