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OLD QUESTION RE MAGISTRATE IS UP ONCE MORE

Payment of Salary by City; Appointment by Government

COMMISSIONERS TAKE NO ACTION

Matter of Hydro Bond Issue Goes to Comptroller for Report.

The members of the City Council discussed this morning the right of the city to pay the salary of the police magistrate without having the power to define his duties. The question as to whether a bond issue should be made for the legal expenses in connection with the injunction proceedings against the city re the civic distribution system also was talked over. The report of the Civic Power Commission for seven months, July 1924 to January 31 1925 was filed.

Injunction Bills. The Civic Power Commission referred to the Common Council bills of \$1,741.31 for legal expenses in connection with the injunction proceedings and the expropriation of land for the city sub-station with a request that authority for a bond issue to settle these accounts be made.

Mayor Potts said that while the amount in connection with the expropriation of land might be a proper subject for a bond issue he did not think the legal expenses in connection with the injunction proceedings were and this amount should be paid from operating account. He thought more accounts of this nature would be coming along and he was against paying bills of this kind with bonds. He suggested that the matter be referred to the city solicitor for his opinion.

Commissioner Frink asked if a man was severely hurt or killed and damages were recovered from the city would the bill be paid for by bond issue or not.

The matter was laid on the table to secure an opinion from the city comptroller on the matter of bond issue.

Somerses Street. A letter from Hon. J. R. Armstrong the material being dumped in the fill pointing out that the city was dumping rock on a lot of his in Somerses street and offering to sell the lot for \$400 was read. He stated that the purchase of this lot would do away with the necessity of an expensive retaining wall. The lot was formerly under lease to Michael Harley and was sold in 1923. He also enclosed a bill for four years ground rent at \$24 a year, a total of \$96.

Commissioner Frink said some of it at the north end of Somerses street was falling over on the driveway of the lot. The matter was left with the commissioner to bring in a report and plan of the street.

Check on Gasoline Tanks. Commissioner Harding reported that he believed it unwise to allow any more installations of gasoline tanks in the city at the present time and moved that an application of O. S. Dykeman for permission to install three gasoline tanks in his premises, Rothesay avenue, be refused. Carried.

Magistrate's Position. Commissioner Harding said there was a matter on which he would like some information, particularly in view of the activities of certain parties in connection with temperance matters. He would like to know how it was that the police magistrate was on the pay roll of the Safety Department and if he came under the jurisdiction of the Commissioner of Safety. If he had no control over the magistrate he would like to know if he could refuse to pay his salary.

Commissioner Frink remarked that the Police Court Act of St. John would answer the questions of the commissioner.

Mayor Potts said the commissioner had no control over the magistrate, who was appointed by the government. All the city had to do was pay the salary.

Commissioner Harding said the Government were reaping the benefit from the violations of the prohibitory law and they should pay the magistrate. Mayor Potts said the Government asserted the police should do certain things and then refused to let them carry out the law.

Commissioner Harding wanted to know what would happen if the council should deduct the amount of the magistrate's salary from his estimates when they were under consideration.

Commissioner Bullock expressed the opinion that a matter of revenue should not interfere with the carrying out of the law.

No action was taken.

TELLS OF THE INCAS

Rev. George Smith, in Ludlow Street Church, Gives Missionary Sermon.

Rev. George Smith, representative of North America in the Evangelical Union of South America, with headquarters at Toronto, gave an excellent address in the Ludlow street Baptist church yesterday. He has been a missionary among the Inca Indians in South America and he told of his experiences there. He said Peru was a land of neglected opportunity.

A quartette composed of S. H. Mayes, R. J. Rupert, and the Misses May, Robins and Dorothy Rupert sang. J. Stewart Smith, son of the speaker sang a missionary hymn. Flowers placed in the church yesterday were in memory of the late George Macaulay and were given by his wife and daughter.

Court Again Points Out Danger From Autos If Laws Broken

Police Magistrate Says Safety of Public Must Be Conserved.

"The by-laws of the city respecting automobiles must be observed and the safety of the public conserved," Magistrate Henderson declared this morning following a hearing given in two cases where motor cars had been driven past standing street cars while passengers were alighting or getting on. A fine of \$10 was imposed in each case. William Puddington was reported by Traffic Officer Young for driving his car, No. 4189, past a street car on Feb. 21. Policeman Young said there were about 12 people waiting at the time. "There is too much carelessness here and too much danger to the public," His Honor remarked. "How many seconds do you think you saved by that operation?" Mr. Puddington said he was in no particular hurry then and had seen the officer's signal to stop he would have done so.

A \$10 fine was imposed. The second case of this nature was against Howard Gould, reported for driving truck No. X275 on the wrong side of Main street on Saturday evening at 8.35 o'clock, and also driving at a greater speed than required by the law. Policeman Howard, giving evidence, said Mr. Gould drove his truck past a standing street car on the wrong side of the street. The penalty in each case was \$10, but the magistrate said he would cut it in half, at the same time uttering a warning.

ALMANAC FOR ST. JOHN, FEB. 23. A.M. High Tide... 11.44 Low Tide... 6.15 Sun Rises... 7.12 Sun Sets... 6.02 P.M. High Tide... 11.44 Low Tide... 6.15 Sun Rises... 7.12 Sun Sets... 6.02

Local News

ONE SESSION TODAY. The storm of today was responsible for the school children of the city getting one session.

ST. JOHN AND GRAIN. The Food Research department of Stanford University, California, has written the Board of Trade asking for information about St. John as a grain exporting port. This will be forwarded.

LICENSE ORDERED. Howard Garland reported for working in the city without a license appeared in the Police Court this morning and was ordered by the Magistrate to secure the necessary permit.

ROBINS ARE HERE. Spring is near. This was definitely settled on Saturday by the robins, regarded as sure fire harbingers of the season. On Saturday many of them, said to be hundreds, were seen and heard at Westfield, Kings county.

HERE WITH FERTILIZER. The steamer Certo arrived this morning from Baltimore with 2,100 tons of fertilizer for the New Brunswick Agricultural Societies United. The vessel docked at No. 16, Sand Point, to discharge her cargo. She will then load potatoes and general cargo here for Havana.

CIRCUIT COURT. The adjourned sitting of the January circuit of the Supreme Court opened this afternoon, with Chief Justice Barry presiding. The non-jury case of Hill vs. Bradley et al was to have been tried today, but has been set over by consent until the next circuit. One of the remaining jury cases on the docket is being heard.

HEARING ON WEDNESDAY. A case against Mrs. Hazel Bond and James Merritt on a statutory charge will come up for hearing on Wednesday morning at 10.30 o'clock at the request of counsel, Magistrate Henderson decided in the police court this morning. Scott E. Merrill said he appeared for Merritt. E. J. Henneberry appears for Mrs. Bond.

GAS SCHOONER SOLD. The gas schooner King Daniel, which was valued by Otto J. Stroppe and Theodore Vallis, has been sold to Messrs. Day and Addison of Pokok. The schooner, which is 29 tons net register, was running on the St. John River last year carrying freight. The vessel several years ago, before being purchased by Messrs Stroppe and Vallis, was a prominent part in a rum running episode at Beaver Harbor.

WERE ON SAD MISSION. Mrs. Patrick Killen, accompanied by her son, Inspector Fred Killen, returned from Boston on Saturday night after attending the funeral of her sister, Mrs. James McNulty at Jamaica Plain, Mass., on last Wednesday. Mrs. Fred Killen remained in Boston visiting friends. Inspector Killen says Boston is enjoying an extremely mild spell of weather. He noticed many people going around without hats.

LIKES RADIO IDEA. Mayor Potts this morning received a letter from James B. Power, 51 Regent street, Roxbury, Mass., endorsing the suggestion of a broadcasting station in connection with the Admiral Beatty hotel. Mr. Power thought this would not only be a means of publicity for the city, it would keep St. John people living in other places in touch with home. He suggested that instead of building another station here the city link up with the C. N. R. station at Moncton.

FERRY REPORT. G. H. Waring, ferry superintendent, this morning reported to Commissioner Bullock that on Saturday afternoon H. S. McCleery, mate of the Ludlow, had reported to him that J. D. Maxwell, 2 Victoria street, West St. John, had been spoken to by a man who said his foot had been injured by the landing stage. His accident was said to have occurred on the 3.40 trip of the boat. The superintendent said he had made an investigation and none of the deck hands knew anything about such accident.

FIRE CHIEFS MOURN LATE C. H. JACKSON

Maritime Association Sends Resolution of Condolence to Bereaved Ones Here.

The Maritime Fire Chiefs' Association, representing the cities and towns of the three lower provinces, have addressed a formal note of condolence to the widow and household of the late Chief C. H. Jackson of this city. The communication is signed by the president, Chief J. W. Churchill of Halifax, and Secretary-Treasurer J. P. DeVan of Yarmouth. It is as follows: A Sincere Appreciation. "On behalf of the Maritime Fire Chiefs' Association, we wish to convey our expressions of extreme regret at the untimely death of Mr. Jackson, who was a veteran in fire fighting circles in the Maritime Provinces, with an enviable reputation, which made him an outstanding figure as such. His services both as a fireman and as an Assistant-Chief are important and his memory will always serve as an incentive to others to carry on in the great work of preservation of life and property."

"The Maritime Fire Chiefs' Association desire to express their fullest appreciation of all the services so faithfully and conscientiously rendered by the departed veteran fire fighter and director, and herewith offer to you such condolence as these, their expressions may convey."

"They desire to add their fullest sympathy for you, in the irreparable loss you have sustained, while they are conscious as well of the difficulty which will be experienced in filling such a great and responsible position of public trust, he so long and so efficiently held with pride and honor himself and the city he served."

Toular, with deepest sympathy, MARITIME FIRE CHIEFS ASSOCIATION. J. W. CHURCHILL, President. J. P. DEVAN, Sec.-Treasurer. From His Immediate Crew.

Through an inadvertence in publishing the list of floral remembrances which accompanied the late Chief Jackson to his final resting place, the large wreath on pedestal from his old friends and immediate mates from Hook and Ladder Co., King street East, was omitted. This was the largest of the 60 or more pieces received. It was a tribute from the men who had fought fires under Mr. Jackson's command for many years, the company over which he was captain before promotion took him to the office of assistant chief. Gerald McAdoo is the present captain. The last place Mr. Jackson visited before being suddenly stricken was the historic old ladder house, King street East.

INDUSTRIAL HOME SCOUTS PASS TEST

Scout Pace and Cooking to be Followed by First Aid and Kim's Games.

Six boys from East St. John Sunrise Troop No. 4, of the Boys Industrial Home, went on a hike in care of their scoutmaster, O. J. Lawson, and P. Foley on last Saturday afternoon to pass their scout pace cooking tests, a part of the second class scout badge. In doing the scout pace a scout must go a mile in 12 minutes. This is not an athletic feat but a test in judging distance by time. He must go 20 paces walking and then 20 running alternately. Four passed.

Cooking. In the cooking test a scout must lay and light a wood fire in the open, using no more than two matches, no paper or birch bark to be used, cook a quarter of a pound of meat and two potatoes without cooking utensils other than the regulation tippy. Four passed also. These boys have also passed their compass tests which is to know the 16 principal points of the compass; they also have passed their signalling test which is to know the sign for every letter in the alphabet and for the numerals in the semaphore. These boys have to their credit first aid and Kim's game before they can get their second class badges. They will be ready for this at their next meetings on Wednesday evening.

First Aid. To pass the first aid test they must have a knowledge gained by practise of elementary first aid and bandaging, covering the following: The triangular bandage; fastening the bandage; to make a large arm sling; fractured arm bone; to carry a patient; fracture of the forearm; fractured jaw; fractured collar bone; fracture of the leg; arterial bleeding.

For Kim's game, they must remember 16 of 24 well assorted small articles after one minute of observation.

POTATO CAR AFIRE

C. N. R. Men and No. 4 Firemen Fight Blaze Near Round House.

A potato car near the C. N. R. round house caught fire last evening soon after 6 o'clock, presumably from a heater, and a telephone call was sent to No. 4 fire station. The hose cart responded. When the firemen arrived they found two streams from the C. N. R.'s own system with the employees in charge were already checking the flames. The firemen aided in the work by cutting through the car roof to reach the fire. The blaze was extinguished in about three-quarters of an hour. The car and the potatoes were both badly damaged.

TO LIVE IN TORONTO

Mr. and Mrs. Frank Hamm of the North End left on Sunday for Toronto, where Mr. Hamm will enter the employ of the Willys-Knight branch factory. There was a large number of friends at the depot to bid them adieu. Both Mr. Hamm and his wife had been popular young people in the city, and particularly with the summer colony at Sandy Point Beach, at which popular spot Mr. Hamm was perhaps the original settler.

Lunch Kits With Genuine Thermos Bottle For those who take their lunch to the shop, office or school, these kits are ideal food carriers, protectors and preservers. They keep food fresh and wholesome, and the coffee, tea or other liquid piping hot just as you would have it at home. Special Price With Thermos Bottle \$1.79 Carriers only .79 PHONE Main 2540 McAVITY'S 11-17 King Street

Everything Touching a Man's Taste is Here in Spring Apparel Open Saturday Till 10 SHIRTS of fine quality Madras and rich Broadcloths, shown in a variety of patterns and plain colors \$3.00 NECKWEAR shown with the new regimental stripes and figures \$1.00 Milanette and Silk and Wool Ties in a great variety of new stripes and checks \$1.50 GLOVES—Whatever your fancy favors in gloves for spring you'll find in wide selection here. Fine Capes, Chamois, light Bucks and \$2.00 to \$3.50 Suedes \$2.00 to \$2.00 HOSIERY—You are not limited to any small number of shades in Hosiery this spring. Here is a riot of color with every conceivable combination. Plain shades, too, for those who 50c prefer them \$2.00 SCOVIL BROS., LTD. OAK HALL King Street

Baby Carriages and Go-Carts Although the season seems to be unusually advanced, yet we are well ahead of it, for on our floors you will find the largest assortment of carriages and go-carts to be seen in the city. Any size, and design, any coloring, and at prices which enable you to have a nice new clean carriage for your baby for less than you would probably pay for a used one. You will not be obliged to curtail your choice of colors, as you will find all the latest color effects—Blue, Brown, Ecru, Cafe, Tan, Ivory, Nile Green, Blue Frosted White, etc. Come in while the assortment is complete and even if your baby is not old enough to take out just now, we will hold the carriage you select and deliver when you advise. We always extend reasonable credit. A. Ernest Everett THE HOUSE FURNISHER 91 CHARLOTTE STREET.

Fur Coat Weather Is not over yet and MAGEE'S are offering such exceptional values, those interested should not miss taking advantage of the splendid discounts. HUDSON SEAL \$289.00, \$298.00 PERSIAN LAMB \$195.00 to \$385.00 MUSKRAT \$95.00 to \$215.00 ELECTRIC SEAL \$125.00 Cloth Coats, too, may be purchased for a good deal less than the original values. Now \$11.50 to \$85.00 All Winter Hats at one price. \$1.00 D. MAGEE'S SONS, LTD., 63 King Street Since 1859 Mr. Pipe Smoker, here's a wonderful new Smoking mixture. It's the best yet. Full flavor. Exceptionally mild. Comes from Ireland. "OLD CHATEAU" Smoking Mixture, 1-3 lb tin 45c. Just the ideal blend you've been looking for. LOUIS GREEN'S CIGAR STORE 89 Charlotte St. Opposite Admiral Beatty Hotel. Ask for Free Sample.