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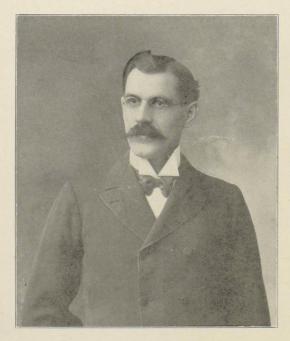
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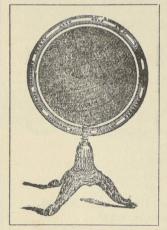
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# The Acadia Athenxum

VOL. XXXVIII.

NOVEMBER, 1911

No. 1

# Law in the Province of Quebec.

In the whole Province of Quebec there are not more than one hundred and forty practising English lawyers. They practically all read French and the greater number speak French sufficiently well to conduct business, or examine a witness in court. Lawyers from the other provinces seldom seek admission to the Quebec bar, unless they are prepared to specialize in some branch of law in which they have gained a national reputation; in order to enter some well established firm. Lawyers of other provinces, seeking to become members of the Quebec bar, are asked to pass an oral examination on the statute law of the Province of Quebec.

Practically all the French-Canadian advocates speak and read English. Many of them are forceful and fluent speakers in English and very effective with judges and juries. Thinking and speaking in both languages seems to have sharpened their wits. The same can be said of English lawyers who speak French, as some of the ablest lawyers in Canada are found among the English-speaking French and French-speaking English lawyers in the Province of Quebec.

The judges are mainly French-Canadians but with a fair number of English, Scotch and Irish. All the judges speak French fluently.

In the city of Montreal, under the supervision of a committee of the Montreal bar council, is the advocate's law library. This library, large, well equipped and well conducted, affords many advantages to practising lawyers.

In addition to the general bar council, which is an incorporated body, there are seven district bar councils, also incorporated. The head of the general council and of the district councils is called the "Bationer," and and in the Montreal section, English and French leaders of the bar are elected Bationer alternately. On the walls of some of the larger rooms in the Montreal court house hang portraits, done in oil, of eminent "Bationers."

The general bar council makes rules for the discipline of the bar, and is very strict and prompt in seeing that these rules are obeyed. Recently an advocate kept an account he had collected for a client and gave the client credit on account of a bill of costs (about which there had been a dispute) in another matter. The advocate was suspended, although dishonesty was not charged or suggested.

An advocate cannot "carry on any handicraft, industry, trade or commerce; discharge the duties of a bailiff, or constable; fill the position of a cashier, manager, clerk or book-keeper to an industrial establishment, commercial firm, railway or steamship company, or any similar concern; engage in insurance or real estate business, act as collector, money-lender or agent of money-lender on notes or pledges; be a musician, surveyor, architect or civil engineer."

An advocate cannot be a notary. A notary cannot be an advocate. If, as is occasionally the case, both examinations are passed there must be an election of the profession to be practised. A notary of this province is considered a professional man. He has a very different standing from a notary public in the United States or in the English provinces; getting his rights and privileges, which are many, under an act, "The Liberal Profession." While the old French notarial system is largely followed it can hardly be said of the notaries of the principal centres as was said of the notaries of the larger centres of France, "that they are the elite of the two professions.

"Notaries are public officers whose chief duty is to draw up and execute deeds and contracts, to which the parties are bound or desire to give the character or authenticity attached to acts entered into under public authority; to assure the date thereof; to have and preserve the same in safe keeping, and to deliver copies or extracts therefrom." As much value is accorded in evidence to documents certified by a notary as to copies of court proceedings or a copy of a court judgment, certified by a judge or the clerk of a court under seal. "British subjects only, of the male sex, are admitted to study the notarial profession," and every notary, before commencing to practise, must take the oath of office and allegiance before a judge of the superior court. He is appointed for life and his records, safes and law-books are not liable to seizure. Fees are prescribed for searches and certified copies of a notary's records, and a notary may transfer his records to another notary, who is then entitled to such fees. Only a practising notary can sue for any fee for drawing

up and praparing writings, affecting real property and requiring to be registered and passed in a municipality wherein there is a practising notary, resident during the preceding six months. On the death of a notary his records are transferred to the office of the prothonotary of the superior court of the district, and his widow or heirs receive one-half of the fees for a period of ten years.

Students must become articled and pass examinations before being admitted as notaries.

Notaries may prepare petitions and pass them on to judges or prothonotaries in certain non-contentious proceedings.

Quebec province notaries do not consider a notary public of any of the other provinces, or, of any of the states, more than a certifying officer.

Notaries cannot be physicians or land surveyors, and if they become priests or ministers they cease to be notaries.

There is some slight similarity in the relation between advocates and notaries, to the English system of barristers and solicitors. Notaries, however, do not appear in even the inferior courts and only have the right to prepare and present petitions in chambers in a very few non-contentious matters.

In the English provinces, many even of the largest law firms, have a department to handle the loaning of money on real estate mortgages. In Quebec most notaries advertise money to loan. As already noticed, by the rules of the bar council, advocates cannot hold themselves out as money lenders. Accordingly this very lucrative business is sometimes controlled by notaries. Notaries probably draft most of the wills (although most of the important wills are drafted under the advice of an advocate) and this results in a notary being appointed frequently as trustee or executor. So it will be seen that the notaries practically control what is sometimes called "Estate Business."

It may not be out of place just here to say that among other forms, wills may be made "in the form derived from the laws of England," the formalities being set out in the code. A will signed before a notary does not have to be probated as it is already "authentic." It is also claimed there is small chance of a will, kept in the office of a notary, being mislaid.

While all these details are interesting, the outside law student, who considers practising under Quebec law, is anxious to know how much

opportunity he will have to work under laws with which he is familiar. He will be glad to find such a large number of familiar subjects as the following:

The Public Law.

The Criminal Law.

The Law of Merchant Shipping and Navigation.

The Law of Bills, Notes and Cheques.

The Laws of Banks and Banking.

The Law for Regulation of Trade and Commerce.

The Law of Patents and Copyrights.

The Law of Bankruptcy.

The Law of National Defence, of the Postal Service and of the Census.

The Law of Customs, Excise and Indirect Taxes.

The Law of Currency, Interest, Legal Tender and Weights and Measures.

The Law of Fisheries, Quarantine, Ferries, not entirely within the Province, Lighthouses and Beacons.

The Law of Indians and Indian Reserves.

The Law of Naturalization.

The Law of Marriage and Divorce, but not the Solemnization of Marriage.

The Law of Insurance.

The Law of Companies.

The Conquest of Canada in 1763, had the effect of substituting the Public Law of England for that of France. The Private Law, however, remained the same. There has been much discussion as to whether the French Public Law was abrogated after the Session, but it has never been questioned the English Criminal Law at once came in force. However, the Quebec Act, August 1st, 1866, provided, "that in all matters of controversy, relative to property and civil rights, resort shall be had to the Laws of Canada, as the rule for the decision of the same."

The "Civil Code," and the "Code of Civil Procedure," contain the laws as to "property and civil rights," and codify the old French law of Quebec as modified by statutes, and also codify—but only as to its broad principles,—the Commercial Law of the Province, which is derived from English as well as from French sources. The Code Napoleon was taken as a model in arrangement and language.

Judge Howe, of New Orleans, in his "Studies in the Civil Law," refers to the Ouebec Civil Code as "an excellent specimen of juristic work," and in discussing the Roman and Civil law in America, gives considerable space and attention to the Quebec Civil Code. He also gives an interesting account of the establishing by France of that other great colony, to which La Salle gave the name of Louisiana, and points out the similarity of its legal history to that of Quebec. He also reminds us that the Louisiana of La Salle was not bounded by the limits of the state which now bears that name. It extended, in theory at least, "from the Gulf of Mexico to the dim regions which now constitute British America, weswardly to the Rocky Mountains, and possibly to the Pacific." He also refers to the curious fact that the "Customs of Paris" was in force, in theory, in Michigan and Wisconsin down to the year 1810, when the legislature of Michigan declared that it did not know what the "Customs of Paris" was, and that there was no easy means of finding out. It further enacted a statute abolishing the Civil Law and "adopting the principles of law, which prevailed in the other states of our country so far as applicable to the situation."

French and English authorities are referred to, depending on the source of the law under discussion. American cases and writers are often mentioned.

In the proof of commercial matters (by statute) the rules of the Law of England are to be resorted to when no provision is found in the code. It is stated to be the tendency of the Quebec Courts in commercial cases to follow the opinion of the House of Lords, in Davey v. Cory, which was as follows: "Their Lordships thought that, in the absence of any legislation in force in Quebec inconsistent with the law as acted upon in England, and in the absence of any evidence of custom and course of business to the contrary, the Court of King's Bench was right in accepting the English rulings, because they were based, not upon any special rule of England, but upon the broadest considerations of the nature of the position and exigencies of business."

But notwithstanding decisions holding that the source of Quebec Commercial Law is England, learned authorities say that the Quebec system of that Law is neither French or English, but that the courts have considered authorities from all commercial countries and adopted the rules which appeared to be best suited to the conducting of mercantile business in Quebec.

Practice in the courts is regulated by the code of Civil Procedure which authorities state, does not resemble the French Code of Civil Procedure in any thing like the same degree which the Quebec Civil Code resembles the Code Napoleon. There are a number of annotations of this Code, some in French, some in English, and others in both French and English. The working tendency is to cite English cases. Most law offices contain the English books in practice.

Here you may have the novel experience of issuing a writ and claim using English and receiving a defence in the same action in French. It may be mentioned here that the reports of cases are sometimes in English and sometimes in French. If English persons are the litigants usually the case is reported in English.

In the trial of commercial actions, the jury is made up of merchants or traders only, unless one of the litigants exercises his right to have one-half the jury merchants or traders. If the parties are of different origin either of them may demand a jury of equal numbers of persons speaking English and French. In the case the advocate is allowed to address the jury in each language.

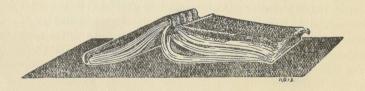
There is no divorce court in the Province of Quebec. There is, however, in the Civil Code, provision for judicial "separation from bed and board."

When one has a fair knowledge of the leading principles of Roman Law and understands the meaning of its technical terms, which at first appear alien and mystical, he may read the Quebec Codes with ease and interest. He will find that after all there is no great difference between the Civil Law and the Common Law. In the administration of justice between man and man, the leading doctrines are found to be much the same as the Common Law.

This in brief is an idea of the legal system of the Province of Quebec and the technicalities one meets who wishes to practice law there.

Montreal, Que.

Howard S. Ross.



# Thompson's Revenge.

THE GROUP of men around the gaily decorated table in the private dining room of the Alumni Club of West Hauston were showing signs of the easy relaxation which only a well served dinner and long friendship can give. As the attentive, black-clad waiters removed the debris of the last course and cigars were being leisurely lighted the conversation, which had swung so easily from topic to topic during the long dinner, slackened for a moment. . . . .

It had been a very hilarious dinner. The eight men, old-time classmates of Hauston University, had fifteen years of work between them and that far-off graduation day, consequently they had much to talk about. Long forgotten episodes had been unearthed from accumulated memories and the laughter had been hearty and carefree, and now that the first enthusiasm was dulled, the conversation flagged. But satisfaction was written large on every face from that of Walter Conrad, the president of a rising corporation, to Lemuel Fulton, the erratic expounder of a brand new philosophy. Healthy and prosperous, they were eight men of whom the old college might well be proud.

Suddenly Conrad awakened the lagging talk by coming back to the event which had brought eight busy men back to the old university town, the last and most important football game of the season for Hauston.

"Some game that!" he said in amused tones, "But all the same they don't come up to the ones in our day, hey! boys?"

"The boys" nodded in emphatic agreement. "Yes," returned a quiet-looking man at Conrad's left, "Those were the days all right. This afternoon when young Forbes made that last touchdown and saved the day for us I thought of our old games and the way Thompson used to bring out the cheers."

"Thompson! .... Good old 'Sandy' Thompson .... Say Walt, whatever became of him?" asked a stout man who had once been the best half-back in the college. And suddenly a flash of interest sprang across every face as the men waited for the answer.

Conrad frowned heavily, then responded with what seemed unnecessary vehemence— "Sandy Thompson! .... Remember him, the dirty cur!" Conrad's complacent air had vanished and he stirred uneasily in his comfortable chair.

"I should say I did remember him! Perhaps you fellows have forgotten that I was captain of the team which he deserted an hour before our last game, and that without a word of explanation .... Miserable sneak!"

Cunningham leaned forward quickly.

"But Walt," he asked, "Did you ever find out why Thompson quit?" .... "No," answered Conrad shortly, "curiosity was never one of my failings, it was enough for me that he quit. I have my own opinion of his action, but I want to forget the rotten affair as quickly as I can," and he tried to turn the conversation to other matters, but all in vain. Fifteen years had given these men time enough to view their strenuous college course from many angles and it began to occur to them that possibly they may have been misjudging Sandy. There had been nothing but hard words for him the day he left his team and college before the most the most important game of the year, and now fifteen years of curiosity demanded satisfaction.

"Humph," grunted Fulton, "I'll never forget that. The big game of the year an hour off, all the fellows waiting in the gym scared stiff and the one decent player in the bunch, the only man whom you could be absolutely certain of in a tight place, walks in and hands his resignation to the captain. Phew! Walt, you certainly did some talking!"

"I've always had a sneaking suspicion," said Cunningham, "that he was scared to meet that Alston on the Williamsburg team. Alston had sworn to lay Sandy out and Sandy had such a devil of a temper that I have thought that perhaps he was afraid of the consequences." Conrad caught at the suggestion eagerly. "Yes," he said quickly, "That may have been it. I never thought of that. The unutterable coward, he ought to be . . . . "

"Stop!" and a black clad waiter stepped forward suddenly. "Don't you dare open your mouth again, Walt Conrad," he said in low tones of suppressed wrath; and as the eight men stared at the erstwhile waiter he gradually gained individuality and in amazement they recognized Calvert Thompson.

But the waiter had eyes only for Conrad. "Walt," he said slowly, "You're a damned liar, and I've waited fifteen years to tell you so. Now I'm sure of my ground. You've stuffed that old lie down the fellows throats about long enough. This is where I come in .... By Heaven!" and Conrad fell back in sudden fear as Thompson raised a

threatening fist. But it fell slowly to his side again. "Oh, don't be scared!" he said sarcastically. "I'm not ready yet. First you'll apologize."

"Apologize!" gasped Conrad.

"Yes, apologize, that's just what I said and it's exactly what I meant. I've dogged your footsteps for the last ten years just for this, Oh I got onto your game after a while. You thought that when that cursed telegram of yours took me home an hour before that game that you were rid of me forever and free to get that neat little sum from the Williamsburg manager."

from the Williamsburg manager."

Conrad drew a bewildered hand across his damp forehead. Thompson went on.

"I'm not through yet, either. Oh, you were a wise captain all right, with a weak team you were sure of a lost game and of that dirty money you needed to pay your debts, so I was sacrificed to your convenience. You dishonored me before the entire college. From the president down to the waifs on the street, I was branded an outcast. My best friends refused to speak to me, and all because you dared not give the explanation I could not .... For fifteen years I have hated you with all my heart. I swore I would never tell a soul why I left that team till I could make you apologize. And here's where I get even!"

.... And as in a dream Conrad found himself staring blankly into a cold steel disk not ten inches from his face .... I'll give you just five seconds to apologize. One! .... Two! .... Three! .... Four! .... "Oh say," interrupted a ruddy-faced man who had been luxuriously smoking through it all, "Cut out the heroics, Thompson, Walt didn't get that bet. Didn't you know that we licked daylights out of Williamsburg to the tune of 6—o."

M. R. Marsters '12.

# "Innocents Abroad."

To those who by chance happen to glance at this page of the Athenaeum, is should be said that we use the term "abroad" with no reference whatever to Europe. In fact, the above title is wholly misleading and only meant to beguile the unwary into a perusal of this article. In reality this is the report of the Third Annual Summer Conference of the Young Women's Christian Association of Canada.

Formerly we united with the American Associations in a general conference at Silver Bay, New York. But since this point seemed too far distant to allow of an adequate representation of the increasing Canadian membership, now numbering 12,000, a separate Conference was established in 1909.

The place chosen as the most appropriate for such a gathering was Muskoka, a district in the Highlands of Ontario, about 120 miles north of Toronto. The Muskoka Lakes are a famous resort of Canadian and American tourists. The Elgin House, where the Conference was held, is one of the most popular summer hotels.

Having gleaned these facts from the circular sent to all delegates, we two from Acadia set out two weeks after college closed last June, and finally found ourselves actually in Muskoka. One might say that the Conference began on the large and well equipped lake steamers that carried us the forty miles to the Elgin House. There was delay at several points, so for half a day, regardless of rain and heavy fog, the decks were a scene of lively commotion. After one's class pin had been examined and, by the way, what we need is an Acadia pin, the first question was, "where is Acadia?" and that of course gave one a splendid chance for vivid description by way of advertisment. The monotony of conversation was broken by college songs and yells. The Victoria, Varsity, Queens and McMaster girls, numbering over a dozen delegates each, fairly made the air hideous. U. N. B. and Mt. Allison each had four to shout their praises, McGill, Dalhousie and Acadia two, and the University of Manitoba but one. It was soon evident that smaller numbers simply necessitated a more vigorous use of lungs.

Worn to shreds and reduced to starvation we arrived at the Elgin House that Friday evening at seven. We found that Acadia was consigned to a very pleasant room in the annex. Mt. Allison, Dalhousie and U. N. B. were our neighbors. It was marvellous how short a time it took to become positively clannish with these other eastern colleges. Amid so much that was Western we foreswore our usual rivalry to become each other's champions.

The next morning we discovered why the Elgin House had been chosen as the meeting place of delegates from sixteen colleges and twelve cities. Though in a narrow and sheltered part of Lake Joseph, the hotel is built on a charming point of land. The grounds are magnificently wooded and the eminence affords a delightful view of the water and tree-clad shores. Just beyond the tennis courts, almost at the water's edge, is the artistic chapel where all the general meetings of the Conference were held. Designed for summer use it has three sides made up of glass filled sections which can be pushed up, affording extra veranda space, as well as fresh air and sunset skies. The hotel has also the attractions of a good beach, excellent wharf, large, cheerful rooms and a spacious veranda. This same veranda soon took on a gala appearance owing to the tacking up of exhibits from the various colleges and cities. Each was designed more or less for the purpose of advertisment, and with this end in view it was allowable to use anything from flashy standards to posters, snapshots and topic cards-not of receptions but of Y. W. C. A. meetings.

It was soon evident that something was expected of us, not only after we returned to Acadia, but while we were in Muskoka as well. In addition to being receptacles to bring back anything and everything we could remember we were acting as representatives of the East, of Nova Scotia and of Acadia. And it was well, we found, to keep this idea in mind.

There was nothing limp and long about those ten days. One had to make a mighty effort to arise with the lark and go for the proverbial early dip in case there would be no other chance that day. Every hour's occupation was prearranged and all extras were crowded into "quiet hour." Student Volunteer gatherings were often held as early as 7.15 a.m., and the evening delegation chats with some favorite speakers seldom broke up till ten.

The mornings were taken up first with Bible and Mission Study. The Mission Study Classes were very inspiring. Here one was given a choice of four subjects, but as India and Japan seemed most familiar, we selected the courses on "Strangers Within Our Gates," and "The

Decisive Hour of Christian Missions." Both leaders had given their lives to mission work and were in closest touch with the problems they presented.

The last hour before dinner was given over to City and Student Conferences. Here we gained some idea of the work done in other college and new plans were suggested by capable leaders. Among the interesting speakers were Miss Melcher, a graduate of Radcliffe College, now one of the Student Volunteer Secretaries; Miss Chappell of Los Angeles, who has had wide experience in Association work, and Miss MacDonald, a Y. W. C. A. Secretary in Japan, who has done such grand pioneer work there, and of whom Miss Kawai on her visit to Acadia last year, spoke in such glowing terms.

As the afternoons were free from classes the time was generally arranged for by the Recreation Committee, a body representative of all the delegations. On the first afternoon there was a very pleasant garden party given by the officers of the Conference. Twice there were launch trips which combined in perfect proportion, sight-seeing and the jolly intercourse with other co-eds. The regatta one afternoon meant hard work for one's college until it came to the crab and tub races which, of course, were huge jokes. There is always a "stunt day" at the Conference with its accompanying secret preparations, excitement, outward bravery and inward agony. Every delegate is expected to contribute her share to the fun, and this year there was no lagging. The stunts ranged from a scene from Macbeth to the exhibition conducted by the famous Mrs. Jarley, and every effort, whether elaborate or simple, was vastly appreciated.

In the evenings were held the delightful services in the chapel. Each address, carefully prepared and most earnestly delivered, was a helpful and inspiring personal message. Canon Gould, who is also a medical doctor and has done splendid mission work in Turkey and Palestine, spoke most effectively on "The Sufficiency of Christ." Archdeacon Cody, perhaps the most forceful speaker at the Conference, emphasized the importance of the direction in which we are facing. The secret of Daniel's unblemished life, in the midst of the wordliness of Babylon, was that the windows of his soul were open toward his God. We all live in Babylon, but let us use the world and not abuse it.

In the last few days the world wide work of the Y. W. C. A. was brought especially before us by members of the World Committee. It

was shown that one of our present duties was to uplift the moral standard at home, for the East is largely being moulded in imitation of Western thought. Plainly the opportunity for Christian service is without limit.

We hope that from this attempt to give to those at Acadia some idea of the Muskoka Conference, that each reader may catch some faint echo of the spirit of the gathering. Personally, we can hardly estimate the value of those ten days, but we believe that long after other things are forgotten we shall still retain the memory of the high ideals presented to us at Muskoka.

JEAN H. MACGREGOR '12. H. MARJORIE BATES '12.



# Characteristics of the Senior.

If you were to ask the average undergraduate what adjective would best describe the Senior, his answer undoubtedly would be "grave." Taking his word for it and remembering that a grave subject demands grave treatment, you will not look for levity in this article. Truly the frivolous deserves no place in characterizing the Senior.

The stranger coming to visit college for a day or two, and listening to lectures by the various professors, each in his own department, is led to believe that the student who has been sitting in the class-room for three years and upwards, would be a veritable encyclopedia of knowledge. And the Freshman at the end of his first college week examines his head in his cracked looking-glass to see if perchance there may be any way to let out his brain-pan. But no. Be not misled; there is an easier way out of the difficulty and the Senior has found it out long ago. He has learned long since to cultivate that happy faculty so necessary to the welfare of the college man, the faculty of forgetting all the unimportant trimmings and details.

But forgetfulness must not be considered as a characteristic. It is merely a by-product, or rather a working force in the student's mental

mechanism, by which, from the great mass of material forced upon him, he selects and assimilates only what most appeals to him. For this reason we find the Senior bears little resemblance to the encyclopedia. To be candid, cases have been known where this faculty has been so highly developed as to bring about in the mind a dearth rather than a superfluity of facts.

But in order to study the true senior let us visit him at home. Imagine yourself with me for a time on the college premises. Here is the verdant Freshman whose bearing seems to imply an apology for his showing himself in the daylight. Here is the gay Sophomore who divides his time between concocting trouble for the Freshie, and worrying over the test he has just taken in Mathematics. Here is the jolly Junior who refuses to take anything in life seriously. Ever looking for a victim for his jokes he makes the embarassment of the new Freshman and the lack of hair on the professor's head, alike, subjects of his satire.

Yes, these there are, but we will pass them all by and turn our attention to the crowning glory of the college, the Senior. Well! What can we say of him? There is no great difference in his outward appearance to distinguish him from the others. Like the rest with whom we have been dealing, he belongs to the genus homo. And yet there is a difference. He seems to bring a new atmosphere along with him—a contagious atmosphere of strength and assurance. Confidence reigns in his eye, a confidence which carries inspiration and which commands respect for the man. In place of hilarity is self-control. Instead of bashfulness and apology are manliness and strength. He never worries over the exam that is past. That is all generously left on the testpaper for the benefit of posterity and the professor. Perhaps the latter may be so strongly impressed as to desire more along the same line. Even then the Senior never falters, but gracefully writes another, although such a course may mean sacrifice on his part.

We have always heard much concerning the gravity of the Senior. He is grave in a way it is true, but he is grave in his own way. His gravity is not that of the pessimist or even of the aged minister. There is nothing misanthropic nor would we call it saintly in his mien. It is rather the gravity that comes to a man who has known responsibility,—the man in whose mind ideas of weight and importance have dislodged thoughts of mischief and of flippancy.

No doubt this gravity is accentuated to some extent by thoughts of

the coming parting. Soon the friends of four years standing, who have fought class battles together, and surmounted the trials of the classroom side by side, must disband and go their several ways. These things all have their influence on the Senior's mind. But in spite of all these conditions he is never gloomy or despondent. Quite the reverse is the case. He is optimistic and buoyant in spirit because he is the busiest and happiest of college men.

There is another characteristic that appeals to us more perhaps than gravity. It is the reserve that this calm self-possessed exterior bespeaks. A something potential that lurks behind. The forces resulting from years of preparation are locked up in him calling for a wider field of action. The Senior knows they are there and hence his air of confidence. The professor, too, knows they are there. For years he has been making his contribution to them. Many terms have passed since first he took this man, as a raw recruit, and day after day since that time, slowly at first, but faster as he found him capable of digestion has he been pouring out for his benefit the golden seeds of knowledge; seeds which he has watered and nurtured, in the growth of which he has rejoiced. And now, when we remember that he realizes that the student, who is to such a degree the incarnation of his labors, is soon to pass from under his care to live out and put to the test his ideals, can we wonder that he delights in overlooking Senior examination papers or in reading an occasional thesis.

And the student! in these years he has learned to know the debt that he owes the professor, and unconsciously vows to honor the trust.

Now having noted the Senior's bearing and his relation with the professor, we should next find out his standing in the student body. An evening meeting of one of the college societies will furnish us with sufficient information on this point. We have marked that the Senior has an air of responsibility about him. Here, to some degree, is where he acquires it. We soon find that the welfare of these societies depends largely upon him. Not wholly of course. We do not mean to say that. The other classmen have their parts to play, but the weight of responsibility falls upon the Senior. It remains for him to act as chairman of all committees. It reflects upon him if the society fails to make ends meet at the close of the college year. The others naturally look to him to take the lead because he has had more experience than themselves.

Now in the light of this personal meeting may we discuss an alleged

peculiarity. It has been charged against the Senior that he if fond of putting on a false dignity, that he sports a "beaner" and swings a cane, and assumes an attitude in general too regal for him to back up. But stay. Let us make a comparison, not with the object of vindicating the Senior, but of correcting a general wrong impression. The man in the great world outside who has done things, the man who has striven on and risen to the highest rank among men, is not ridiculed for like conduct. He is not charged with lack of modesty if he gives an extra twirl to his folded umbrella, or dubbed a swell-head if his hat is a trifle large. No, he is all right, that man. His rank demands a degree of dignity and men respect him the more for it. And why does not the same rule hold with the Senior? You will object perhaps that he has still to win his laurels, that he is still at the foot of the ladder as he will find to his sorrow after he has taken his degree. But he admits all that. He only claims the right of declaring his feelings in the smaller world of the college. And who can say that the right is not for him as well as for the others No the true Senior shows no pompousness beyond the portals of his college. Toward the outer world he shows a humility in keeping with his position relative to it—The position of one who has yet to establish his standing there. But within those portals he has climbed to the top as much as the successful man outside. His ladder is shorter, that's all.

Now we have tried to draw a true portrait of the Senior, but find that we have touched upon only a few of his parts. The number of his characteristics is legion and we have mentioned only some two or three. But from what we have said perhaps someone may be led to understand him better and to appreciate more fully his possibilities. If it were posible to produce the lad who four years ago entered college as a Freshman and weigh him in the balance with the graduating Senior, no greater argument could be brought forth to prove the value of a college education. In his reflections the student does this. Looking back over the past four years, he feels that he has profited much by them and yet he sees plainer than ever before that there are wider fields ahead. And now as he assails the future and grapples with its problems, he demands of it a progress even greater than he has known.

H. A. LOGAN.

# In Memoriam

"One precious to our hearts is gone, The voice we loved is still."

On the first Wednesday in June, 1911, Lloyd V. Margison received the degree of Bachelor in Arts from Acadia University; on the last Wednesday in September, at his home in Berwick, he received his summons to enter eternity.

He had natural ability of no common order. His classmates will not soon forget his faithfulness to his studies; his rare literary gifts which he used to such advantage in the ATHENAEUM paper, and on the platform in debate and also in the pulpit; nor will they fail to remember the ardent support which he gave to any worthy cause

The Baptist church in Shelburne, where shortly after his graduation he served as pastor, will long mourn him as one who, had he been permitted, would have been their leader in Christian service.

To his sorrowing relatives, so sadly stricken, we tender our deepest sympathy.

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# Our New Professors.

### J. SIMEON SPIDLE, PH.D.

Friends of Acadia extend a welcome to Rev. J. Simeon Spidle, Ph.D., our new Professor of Systematic Theology, Church History, and Philosophy. He is a Nova Scotian and an Acadia Alumnus, and we are glad that he has returned to assist in the educational work of his native province. Dr. Spiddle graduated here in 1897, then took his B.D., at Newton, and this summer he received the degree of Doctor of Philosophy from Clark University. Besides his scholarly attainments, Dr. Spidle has rare ability as a teacher, being very thorough and sympathetic in the classroom. The Board of Governors is to be congratulated on procuring for the Chair of Theology a man who also possesses great power in the pulpit, for our new Professor is a very able and popular preacher. With such recommendations Dr. Spidle will undoubtedly meet with success at Acadia.

### Dr. W. H. THOMPSON, JR.

Acadia this year is making a valuable addition to her faculty by calling Dr. W. H. Thompson, Jr., to the Chair of Latin. Heretofore Latin and Greek have been carried on under one head, but the time has come when it has been found necessary to divide the department.

A native of New Haven, Dr. Thompson took his B. A. degree from Yale, in 1898. He pursued post-graduate study during the following year at his alma mater. From '99 to 1902 he was principal of the high school, Torrington, Conn. In 1902, he received his M. A. at Yale. The next two years found him teaching at Riverview Military Academy, Poughkeepsie, N. Y. In 1904, he again returned to New Haven for post-graduate work, and two years later took his Ph. D. From that time until now he has been engaged in teaching Greek at Yale.

A scholar and a teacher, but human withal, Dr. Thompson is fast winning a place for himself in the affections of Acadia students.

# The Acadia Athenæum

VOL XXXVIII WOLFVILLE, N. S., NOVEMBER, 1911

No. 1

HARVEY TODD REID, 1912, Editor-in-Chief.

R. I. BALCOM, '12. J. L. ILLSLEY, '13. M. B. McKay, '14.

AUSTIN A. CHUTE, '12. LENA M. NOWLAN, '13. C. DOROTHY BURDETT, '14.

HORACE R. BISHOP, '13, Staff Artist.

RAYMOND R. HALEY, '13, Business Editor.

ASSISTANTS:

GUY C. PHINNEY, '14. E. DENNIS, '15.



ITH many misgivings we assume the editorial chair this year. We realize to the full extent the difficulties which beset our way. May we make bold in saying that, by illustrious predecessors, the ATHENAEUM has been raised

to the rank of a thorough undergraduate journal. It serves more than ever as a means of communication between under-graduates and graduates. We must uphold this standard. We must maintain this standard? How are we going to make these improvements? As each year the number of graduates, and consequently the number of our alumni, increases we feel that increased space and attention should be given this department of our journal. With this end in view we would earnestly invite contributions along this line. You can thus aid the editors inestimably.

Remember our plan—to make the Athenaeum more than ever a journal for graduates and undergraduates. Remember your part—contribute at every opportunity. Did it ever occur that your regard for the Athenaeum is more a motive of curiosity than real interest in the paper. We welcome articles of literary nature. Voluntary contributions bring great joy to our heart. It is realized that any appeal to the student body must be made circumspectly. The college magazine, like any publication can get no support by begging it. We are not complaining. We simply suggest. Elsewhere in this issue you will find our business announcements. Give them your attention. This year we are working under slightly increased expenditure. Many of our business notices have, as yet, received no response. Yet we feel that we want to do something for the Athenaeum this year. We undertake the task willingly. Give us your interest and assistance and help us make this a banner year.

A glance about us at the throng of men and women, who yearly gather at Acadia's seat of learning needs must cause us to reflect. Surely this is no idle venture! We do not change so radically our environments without anticipating prospective gain. We do not seek the atmosphere of the campus without a purpose. What is that purpose? What does the average college course mean to the average college man? We feel it within our province to venture some remarks on the subject. By many the college curriculum is regarded as a formality to be endured in order that the real essence of college life may be had. In our own college we see daily evidence of this. In many cases the real object of our college education is forgotten-and thereby the college itself fails to perform its function. Are we at Acadia to-day making the best of our opportunities. We point with pride to the record of our graduates. Yet are we aiming to uphold that record? I regret to say that generally we are not. We are putting too little independent thought upon our work. Our motto seems to be "so much and no more." As college men and women we are not alive to our responsibilities. Just now we are issuing in a new academic year. It will mean no more to us than we are willing to put into it. Let us press on with the ideals of true scholarship and manhood ever before us. If we have regrets for mis-spent hours let them be of the past. The future is for action. We have a grand

opportunity before us. But it lies within ourselves whether we are to make or marr that opportunity. We can safely say that never did our college present such facilities for education as at present. But remember that after all, it is the men, not the buildings, that make the university.

Very little real interest has been taken in the ATHENAEUM literary competitions of recent years. Last year seems to mark a climax. The editorial board presented a very discouraging report and recommended to the on-coming editors that the plan of competition be changed. advice was to give one issue of the paper to each class; making the issue rather an affair of class and awarding the prizes to the class judged the winner. After carefully weighing the matter, we have to report that the old form of competition will be continued. We must frankly say that our decision is based on objections to the new method rather than on the merits of the old. Yet why is it that in a college circle a literary competition fails to arouse active response? Surely literary talent is not wanting. The student body would resent such a suggestion. But the facts are that the ATHENAEUM contest is gradually becoming extinct. For this reason we beg to remind you of its existence among you this year. Next month formal notice of it will be given. Let us have your contribution. It helpeth him that gives and him that receives.

Judge us not in the morn of our existence. We are late in producing the Athenaeum this month. Many things which were unavoidable, have contributed to its delay. Our plan is to have the paper in circulation not later than the 7th of each succeeding month. Remember this in handing in your contributions. We recommend to our law students "Law Practice in Province of Quebec." The author has aptly dealt with this somewhat complex question. It contains much valuable material.

# Exchanges.

The contributions to this department must necessarily be small, as few exchanges have as yet arrived. We have received issues of *The Bates Student*, *The Mitre* and *Acta Victoriana*.

We quote the following from an article on "College Impressions," in the last named magazine.

"Wherein lies the value of college training? It consists not in furnishing us with ready made solutions of our problems, but rather in inspiring us with a spirit of independent investigation and indicating as far as possible the methods by which such investigation may best proceed. This one feels to be the greatest debt he owes to his alma mater. When a man has finished here he will go out into a new atmosphere, where a new or rather an old spirit prevails, the spirit of a so called practical world, which has two often its standard in money and not character values. What spirit shall a man carry away from his college to meet that other spirit to subdue it, if wholly bad, or to correct where such correction is needed. One is reminded at this point of the charge so often laid against us that our college life is a world by itself, unlike and having little to do with the great industrial world outside.

It is true that our university is different in the sense that it offers greater opportunities for becoming reflective and critical, not in the popular sense, but in the sense that we consider more carefully the ends of life. It is not too much, surely, to say that a study of the richness of the past, its relation to the present, and its prophecy of the future, should give a broader outlook and a larger meaning to life. It is the business of the student not to create artificial barriers, but to relate his life to the great outside world with all its varied activities. His work and the work of all others in the industrial world will take on a new meaning as he sees them as lesser movements in the one great onward movement of the greater world.

To the college man who believes that his work here is practical in the deepest and truest sense, surely there is here opened a world of opportunity. For him there is no more effective way of serving his university than by becoming the faithful interpreter of its life to all the world. Surely such task calls for the best in every college man or woman. The spirit that will do this is undoubtedly the real college spirit, and its possessors will always be, both in undergraduate days and after, college men and women indeed.



# The Lyceum of Horton Academy.

General.—The Academy opened on September 6th. The attendance at that time was not large, but since then students have been coming in, until the present enrolment is equal to that of last term. A large percentage of the students are new men. These are rapidly falling into the ways of academy life, and all are getting settled down for a term of hard and faithful work.

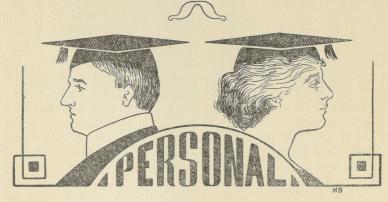
Some changes have taken place in the teaching staff since last year. Mr. Ruggles, the Housemaster of 1910-11, is now installed as Principal of the Public School at Middleton. Mr. Foster, who received the appointment in his place, resigned the position to become a candidate for this county in the last general election. Students of the Academy, regardless of their political opinions, are pleased with the success attained by one of their most popular teachers. Mr. Howe, well known of old in Horton and Acadia is now Housemaster and Teacher of Mathematics as well as Physical Director. Everyone expects to see something take place in Athletics with Mr. Howe at the head of affairs. Mr. Hirtle, our new Teacher of English subjects, is rendering efficient service as a teacher, and as monitor succeeds to a marked degree in maintaining order on Flat No. 2.

Military Drill is now given as a regular class twice a week. The three corps under Mr. Morse, Mr. Greene and Mr. Howe, are showing up well. We may venture a prophecy—that at the end of the year the Academy will have reason to be proud of its Cadet Corps. Occasionally selected squads are taken to Aldershot for rifle practice at the range there. Needless to say, these excursions are greatly enjoyed. There is some talk of uniforms. If these are obtained the Corps will present a much better appearance.

Y. M. C. A.—Y. M. C. A. meetings are held in the Lyceum Hall on Wednesday evenings. As yet, the attendance has been small, but we look forward to a good year in this work. An effort is being made toward better organization; and we trust that a greater interest will be taken than ever before.

ATHLETICS.—The usual amount of time has been spent in football practice on the campus. Captain Kitchen has been doing his best to get the men out. At first there seemed to be little interest, and the outlook for a good team was discouraging; but the steady practice has made a great change, and we are now able to make a fair showing against the heavier teams from the College. No games have yet been arranged.

J. G. McKay, C. M. Snow, F. F. Fowlie.



[Any interesting item concerning Acadia's graduates will be gratefully received, and published in this department.—Editor.]

Franklin S. Morse '96, is engaged in educational work in New York City. While at Acadia Professor Morse was an energetic worker for the Athenaeum, and he is at present engaged in organizing permanently a New York branch of the Acadia Alumni Association. His address is 155 Medwood St., Brooklyn, N. Y.

J. W. Roland 'OI, formerly of the Isthmian Canal Commission, Central America, has been appointed Professor of Civil Engineering in the Nova Scotia Technical College, Halifax. J. Arthur Estey '07, Acadia's second Rhodes Scholar, who during the last year was Professor at Madison University, Wisconsin, has accepted the Chair of History and Political Economy at Dalhousie University.

Lemuel Ackland '08, who graduated at Newton last June has become Pastor of the Baptist Church, Bridgewater, Mass. He was married this summer to Thankful Irene Newson, of Kingston, P. E. I.

Arthur H. Chute '10, is Assistant Pastor of the Madison Avenue Baptist Church, New York City. Dr. Chas. A. Eaton '90, is the Pastor of this large and wealthy church.

C. R. Dyas '10, has returned from the West and is teaching at Acacia Villa School, Hortonville, N. S.

Acadia graduates during the past summer played an important part in Canadian politics. Many men who attended school here, are now the law-makers of our country. A. DeW. Foster '13, last year the leader of our victorious debating term, defeated Sir F. W. Borden, Minister of Militia, and now represents Kings County at Ottawa. A. L. Davison '97, is Member of Parliament for Annapolis County. E. N. Rhodes 'oo, was re-elected as Cumberland's Representative to the Federal House. W. L. Hall '98, and J. W. Margeson formerly of '07, were elected to the Provincial Legislature to represent respectively Queens and Lunenburg Counties, Nova Scotia. All these men are Conservatives, but there are a few Liberals to be mentioned, Dr. E. Blackadar '71, was an unsuccessful candidate in Halifax for the Federal House. H. H. Wickwire '88, was in last June elected to represent Kings County, N. S., at the Provincial Legislature. In the federal campaign he was on the stump against A. DeW. Foster, while A. H. Chute '10, throughout the campaign was speaking strongly for Foster. Hon. O. T. Daniels '81, has just been appointed Attorney General of Nova Scotia. The careers

of these men show that our graduates are at the front in Canadian affairs.

Theodore H. Boggs '02, has resigned his position of instructor at Yale, and is now Professor at Dartmouth College.

R. D. Miller '10, is working with the Jonquiere Pulp Co., Jonquiere, Quebec. A Gordon MacIntyre '10, was employed at the same place this summer, but he has returned to Montreal to continue his studies at McGill.

A. Cyril March '10, is engaged in real estate business in Regina, Sask. His present address is 1867 Scarth St.

Geo. C. F. Kierstead '10, who has been engaged as Assistant Pastor of the Baptist Church in Moncton, during the summer, has returned to Newton Theological Seminary.

Harold C. Robinson '10, is at present engaged in teaching at South Vancouver, B. C.

W. P. Potter '12, who for the past year has been engaged as private secretary to Sir Frederic Borden is again attending Acadia.

J. E. Howe 'o6, who for years figured prominently in Acadia athletics, is engaged as physical director at his alma mater. Mr. Howe did much valuable work this year, as heretofore, coaching the Varsity foot-ball team.

C. Frank Rideout '09, is attending Newton Theological Seminary this year.

M. C. Foster '09, is at present principal of the public school in Parrsboro, N. S.

R. R. Murray and M. O'Brien, who received Engineering Diplomas at Acadia last year are attending N. S. Technical College at Halifax.





October! thou'rt a marvellous sight, And with a rapture of delight We hail thy gorgeous pinion.

October is a very energizing sort of a month. Apart from autumn leaves, abundant fruit, clear blue skies, and all such attractions to the aesthetically inclined, October is distinctively a month for vigorous effort and enthusiastic energy, a month which challenges men and women with red blood in their veins to hustle and be glad of the chance. To no people on earth should this enthusiasm be more natural than to students at Acadia University this year. The college students who have registered number between two hundred and thirty, and two hundred and fifty. The total number registered in Seminary and Academy surpasses that of last year. The Senior Class in the College, which numbers forty-six, will in all probability graduate with more members than any other class in the history of the College, not excepting even the famous "Class of 'q1." And running not with all precedent, between eighty and ninety Freshmen have registered as students at the institution that Dr. Cutten, aided by a corps of energetic professors is rapidly pushing to the prominence it deserves among the colleges and universities of Canada.

Y. M. C. A.—On Friday evening, October 6, the Young Men's Christian Association gave an informal reception to the young men of the College and Academy. After about an hour of conversation and gravensteins, speeches were made by Messrs. Balcom for the Y. M. C. A., Logan for the Athletic, Dawson for the Athlenaeum Society, and Reid for the Athlenaeum Magazine. Dr. Cutten then spoke briefly and humorously and was followed by Professors Thompson, Spiddle and Coit, all of whom were enthusiastically received. After hand wrestling,

wheelbarrow races and other feats, in which the young men of the different classes participated, the giving of yells, songs and the Acadia Doxology brought the pleasant evening to a close.

Y. W. C. A.—The first social event of the season, to take place among the young ladies, was the reception given on Saturday evening, October 7, to welcome the new girls.

The President of the Y. W. C. A., Miss McGregor, and the Vice-President, Miss Oxner, received the guests, among whom were Mrs. Cutten, Mrs. Perry, Mrs. Coit and Miss Andrews.

The college office, which was artistically decorated for the occasion with autumn leaves and flags, was well filled with girls.

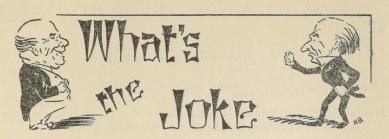
The first part of the evening was spent merrily in playing games and singing songs. Refreshments were then served, and Miss Gilroy gave a reading which was thoroughly enjoyed by all. The evening's pleasant entertainment was then brought to a close by the singing of college songs into which all joined heartily.

ATHLETICS.—Football is prospering. Captain Pineo and Coach Howe, with the occasional able aid of A. C. Chipman of Halifax, are doing their best to turn out a winning team. Although by no means sure of the trophy, we consider our chances good.

On Wednesday afternoon, October 18, Acadia played the Wanderers in Halifax, and was defeated by a score of 16—6. The score does not really indicate the game as Acadia really had the better of the territory.

The young ladies are taking a great deal of interest in basket-ball this term. The game played Tuesday evening, October 17, between the Grit and Tory co-eds in the gymnasium was more exciting than we can describe. The game ended with a score of 5—4 in favor of the Grits.

Social.—The first At Home of the year was given by the Y. M. C. A. and Y. W. C. A. in Assembly Hall on Friday evening, October 20. Appropriate decorations by the different classes, an excellent programme, and a large attendance, all combined to make the reception a conspicuous success.



1st Joke Editor.—Can you make a joke?

2nd Editor.—No. Can you?

1st Editor.—No, I can't.

Editors (in unison).—Well then, let's make some.

Richmond (at breakfast table).—Which do you like better? Freshettes or Sophettes?

Goucher (stammering).—Er-er-well I hardly know, but I'll try a dish of Freshettes please.

Y. M. C. A. RECEPTION NOTES.

Pres. Balcom.—I am very pleased to address you this evening in behalf of the Y. W. C. A.

Pres. Cutten.—Woman has an automobile tongue because it runs everything down.

Prof. Coit (evidently referring to Math. class).—I am president of nothing, but I rule a little family, all of whom I am sure dearly love me.

Prof. Durkee must have been in training for a Marathon.

Spud D.—What in the world brought the Y. W. C. A. into Roy's mind last night?

Charles B.—Well, you see his name is R. I. B., and "rib" always suggest women.

Bob McK.—Say, Gam! What course are you going to graduate in? Atkins.—In the course of time.

Harlow.—Do you like fish-balls?

Phinney '15.—I don't know; I never attended one.

Herman.—Why did you stay to Propylaeum? Didn't you see all the girls remain?

Beck.—I saw them, but thought the fellows went out first one week, and the girls the next.

Prof. Pattison (in Fresh. Eng.).—Who can give an instance of alliteration?

Ryder.—How under heaven did Howe lose the yell?
Surely the Sophomores stole it right well!

Prof. P.—Can you give me a double negative, Mr. Van Amburg? Van A.—I ain't got none.

Minutes of first Freshman class-meeting, under the willows on north side of street below Catholic church, Wolfville, N. S:

October 4, 1.30 p.m., 1911.

Meeting called to order with President Howe on the rock. Hastily proceeding to business, Messrs. Howe, Ryder, Murray, were appointed as a committee to compose class yell at 1.30 the following day. Decided that yell should remain with the committee until 6 p. m. Friday, and then be circulated among the *trustworthy* members *only*.

The motto, "In omnia *pigris*," suggested by Howe was adopted. meeting adjourned, and we scattered in all directions to avert suspicion.

Fritz.—Who is your class president?

McNeil.-Howe do I know!

Spencer.-What is H. C. A.?

Richmond.—A prep. school for turning out Freshmen presidents.

Pres. of Propylaeum.—You will now appoint a secy. from '15. (Intense silence).

Pres.—Hurry up, you new girls, we want a secy. from '15.

Miss H-r-ld (arising hastily).—Why Madam President! How can we appoint a secretary from 15 when there are only 11 of us present?

Miss B-xt-r (to Sophette).—What time does the 11.30 class meet?

### HINTS TO FRESHMEN.

Don't go into the next county to hold your class-meeting.

Give the Freshettes the yell before Xmas.

Freshmen engineers coming into chemistry class should look before they —— step.

1st Student.—Is McCutcheon a Freshman?

2nd Student.—No, he isn't anything. He's a theologue.

The Misses Walker and Everett have piteously besought us not to mention their fluffy, fluttering curls.

We assure them we have no such intention.

Brown '12.—What kinds of stock did you see at the exhibition, Bancroft?

Bancroft.—All kinds of stock. Cattle, horses, sheep, pigs, and last but not least, Haverstock.

A bold young Freshman stole the Seminary pears, and now has designs upon the Seminary "peaches." (B. P.)

Crowell.—What's wrong with your eye, Kinsman?

Kinsman.—I got something in it, went to the great oculist, Stackhouse, and now can't see out of it at all.

Visitor (at Chip Hall).—I hear you don't get much to eat here. How do you keep body and soul together?

(Brilliant Soph.).—We have glue for breakfast every morning.

Pineo (berating football team).—I have never taught school, fellows, but I know something about the methods of "teachers."

R. R. J. Brown '15.—Jeff couldn't "come back" and was beaten by Johnson in the ring at Reno, but I "came back" and mastered Rufus, Rastus Johnson on the table in Atheneum.

'14 will not go bald for she has one Wig-more than she had last year.

Miss Br - - n (to Sophette).—Dr. Cutten chose very pretty colors for your class. I hope he will choose as pretty ones for us.

Bain '15.—Here is a great oversight in the time table.

Dr. Cutten.—How is that?

Bain.—You have no hour schedule for the Freshman class meeting.

Salter.—You're going to be soaked heavier in the ATHENAEUM than I was when I was a Freshman.

Hunt.—Well anyway, I'd rather be soaked in the ATHENAEUM than in the bath-tub.

### CO-ED BASKET-BALL.

"The Tories had sand, but the Grits were clear grit."

C. Andrews.—Is there anyone down town?

Illsley '13 and Phinney '14.—No! We just came up.

K-nn-y '12.—The foot-ball team ought to stay off at Amherst. Brigham.—Why?

K nn-y.—My Gir-er-hum-ahem (blushing fiery red even to tips of his hair) er- why a very great friend of mine lives there.

In Blake G., the book of '15 has one clean " Page."

Is Mt. A. going to beat Acadia this Year? Ask Lois. (A. S.).

We have been able to soak but a few. To those few we would say do not be unduly elated, and to the rest do not be cast down. Our desire is to "please" all, but lack of time and ability compel us to apparently slight many.

THE EDITORS.



### Acknowledgements.

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