

## TOWN COUNCIL.

Lively Meeting on Monday Evening Last.  
Important Matter Discussed.

These be, indeed, troublous times to those who would like to live in unity, peace and concord, and with their neighbours. What a deal of trouble politics is responsible for, of a surety.

Now, we have a terrible mix-up over the election of councillors to serve the town in the county council.

At last Monday's meeting of the town council,

The Mayor read the following:—

To the Town Council of the Town of Woodstock:—

In the matter of the election of Councillors to represent the said town in the Municipal Council of the County of Carleton:

The Town Council did not, during the present year, fix any place in or at which such election should be held; neither did the Town Council or the Town Clerk give any notice for the year 1899 of holding any such election, nor did the said Town Council appoint any person to hold any such election. But on the last Tuesday in October last past certain electors of the said town met in the Town Hall, of the said town, at nine o'clock in the forenoon and, having appointed the Town Clerk chairman of the meeting, a poll was held to elect three councillors to represent said town in said Municipal Council for the next ensuing term. The said poll was kept open until four o'clock in the afternoon, and William S. Saunders, Arthur G. Bailey and William Balmain received the majority of the voters polled at such poll, upon which what purported to be a return was made to me. On the same day a meeting of other electors of the said town was held in the McCormac building on Connell street, in said town, which last mentioned meeting appointed T. Emmet Milmore chairman, and, there, another poll was held to elect three councillors to represent said town in said Municipal Council for the then next ensuing term, and this poll was open from about nine thirty of the clock in the forenoon to four of the clock in the afternoon, and Alexander Henderson, Hugh Gallagher and William S. Saunders received the majority of votes polled at such last mentioned poll, upon which what purported to be a return was made to me, and the said William S. Saunders, Wm Balmain, Arthur G. Bailey, Alexander Henderson and Hugh Gallagher filed with me the oaths required to be taken by County Councillors.

All the foregoing statements made by me except the facts of the date of the holding of the two polls and the filing of the said returns, are made upon information of a public nature received by me and which information I believe to be correct, but the facts of the polls being held on the said last Tuesday in October and of the said returns being filed are personally known to me.

These things having occurred I was placed in the position of having to decide whether, under the law, it was my duty to make a report to the Town Council, so that the Town might provide for its representation in the County Council or whether I would simply report the matter to the County Council. This was a question of law, purely and I laid the whole matter before C. N. Skinner, Esquire, of the city of St. John, whose opinion I have now obtained.

Upon the foregoing facts I am advised and am of the opinion that no legal election for councillors to represent the said town of Woodstock, in the said Municipal Council, has been held during the present year 1899, up to the date of this return and my reasons therefor are as follow:—

1. There was no place appointed by the said Town Council in which to hold such election during the year 1899 in said town for representatives from the town to the said Municipal Council.

2. The election could only be held on the second Tuesday in October, by statute.

3. The holding of any one of the aforesaid polls was no more legal than the other.

4. There was no person appointed as required by law to hold the election.

I therefore return to the said Town Council that there has not been an election during the year 1899, of councillors to represent the Town of Woodstock in the said Municipality or the Municipal Council of the said County of Carleton.

In making the above return I give all the facts known to me concerning the matter so that the Town Council may take such steps as to them may seem right as to making any appointment of councillors for the ensuing term, or otherwise; and any return of such appointment will be duly laid before the Municipal Council by me at its next session.

Dated at Woodstock, in the said County of Carleton, this twenty eighth day of December, A D, 1899.

WENDELL P. JONES,

Secretary Treasurer of the Municipality of Carleton.

Coun. Graham—We have five councillors now. I don't see why we need appoint three more.

The mayor—I do not know just what action to take on this communication.

Coun. Henderson—I move it be received.

Coun. Carr—I do not think we have the right to receive such a communication. Mr. Jones was not asked for any advice in this matter.

Coun. Graham—I think the mayor should have had this letter sooner, and been given time to look it over.

Coun. Henderson—I move that the prayer of the petition be received.

The mayor—It is not a petition.

Coun. Henderson—Well I move that this board appoint three councillors to represent it at the county council. It seems it is their duty to do so.

Coun. Watts—This is a serious matter. If we do not appoint, we are going to disfranchise the people. I have no personal feeling in the matter, but looking at it in a business way I think we must make an appointment.

Coun. Gallagher—I second the motion.

The mayor—Before entertaining this motion I may say this is a matter that has given us all some anxiety. I must confess I am not altogether clear in this matter. The election was held about two months ago. The sec. treas. had this under consideration for two months. I think in all justness and fairness, it is unfair for him to ask me to decide in a moment what I should do in this matter. I have got along very pleasantly with the council during the past year, but I have some regard for my own ruling and legal reputation, if I have any. I would not like to be forced to say what this council ought to do. I will appeal to this council to give me till next Friday night to consider and look into this matter. No injustice will be done by giving us this time. I will then decide either to put this motion or not. I am honest with all parties when I say I do not know what I will do. I will not be influenced by my political leanings.

Coun. Henderson—As far as I am concerned I make the motion in all earnestness, and for the life of me I cannot see why the motion should not be put. Of course you can refuse to put the motion, and the council then has its remedy.

The mayor—Do you think it is fair for me to be called on to decide in a moment what it has taken the sec. treas. two months to decide.

Coun. Henderson—You are not called upon to give a decision.

The Mayor—I do not propose to discuss the matter.

Coun. Henderson—But I propose to discuss it and I have as a citizen and a councillor a right to do so.

The Mayor—I have never said you have not.

Coun. Henderson—Oh! no, Oh! no.

Coun. Graham—This question has been in Mr. Jones' hand since the first of November and it is very strange that he would not give his decision to the mayor, until tonight, in order that you may have time to look over it and make a decision.

Coun. Carr—I do not think our time is well taken up by discussing this matter. Why has this matter been kept off till the eve of the election. The sec-treas. has certified that there has been no election. The county council is the proper place for this to be decided.

The Mayor—I do not propose to give any opinion tonight. I want to be satisfied as to this certificate by the secretary treasurer. He claims it one in as far as the law warrants him in certifying that there has been no election. I do not know why this matter was delayed till the present time. I will not say I will refuse to put the motion, all I ask for is that the board will allow me to look into this matter till next Friday night. I do not know why any person can feel that he cannot grant me the time I ask to look the law.

Coun. Watts—I would be the last person to force you into an unnecessary position, and I for one am in favor that you shall have until Friday night. I must say I think Mr. Jones has acted very wisely, and no one can accuse him of doing wrong in this matter. There is no reason the matter should not be disposed of tonight excepting for the reason you give. I do not like to be accused of voting from a party standpoint. I am going to vote just as I think right. We have no right to judge Mr. Jones or anybody else.

The Mayor—I am willing to act in this matter on Friday night. I do not want any councillor to entertain the thought that I am going to refuse to put this motion, or that I am going to put it. I will enter upon the research with reference to the law on this matter, unprejudiced.

W. S. Saunders was given a hearing. He said:—I am interested in this matter and would ask that this matter be laid over. By that time I think I can get counsel and show you that this is not a certificate, but a cunningly devised arrangement got up by a lawyer, put with the intention of carrying out, more than it can carry out. I will be in a position to show you that Mr. Jones is not correct, but starts on a wrong foundation and ends on a wrong foundation. If you look into the law you will find it will not bear him out in this matter. I would ask this council as a matter of justice to postpone this till Friday night, and we can convince you that we are not engaged in any fools play.

Coun. Henderson—I claim that the sec-treas. had no axe to grind in the matter. To say that he was "designing" in this matter is unfair. Mr. Jones had a right to make the return and to advise the town council in their course. He consented however to withdraw his motion at the request of the mayor.

Coun. Gallagher would be willing to withdraw and let it stand over till Friday night. I do not want to put your worship into any awkward position. Mr. Jones had done wisely in consulting Mr. Skinner, who is an able lawyer. The lawyers in town, here, seem to differ just according to the way their political feelings run.

After further discussion the motion was withdrawn.

When the mayor and councillors assembled on Friday evening, A. B. Connell was on hand, and he lost very little time in serving each of them, and the clerk as well with a document reading as follows:

Upon the application of A. B. Connell, Q. C., and upon reading the affidavit of Wm. S. Saunders, and the papers thereto annexed, I do order that Josiah R. Murphy, Esq., mayor of the Town of Woodstock, Alex. Henderson, H. E. Gallagher, Jas. Watts, A. E. Jones, Jas. Carr and John Graham, councillors, do show cause at the Hilary term of this honourable court, why a Writ of Prohibition should not issue to restrain and prohibit the said mayor and town councillors, and the town council of the said town from appointing any county councillors to represent the said Town of Woodstock in the county council of the Municipality of Carleton, and in the meantime I do order that all further proceedings on the part of the said mayor, town

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councillors or town council of the said Town of Woodstock regarding the appointment or election of such county councillors, be stayed and I do further order that the said mayor, town councillors and town council of the said town be in the meantime restrained and prohibited from moving or passing any motion or taking any other step or proceeding for the purpose of appointing or electing such county councillors, and let the said affidavit be served upon the said mayor, councillors, and upon the town clerk of said Town of Woodstock.

Dated Jan. 4th., 1900.

Signed,

J. A. VANWART,  
J. S. C.

Appended to this document are copies of the letter of Mr. Jones to the council, the clerk's return of the election, and an affidavit of W. S. Saunders, also the following ground of motion for order nisi for prohibition:

1. No jurisdiction to enable the town council to appoint councillors.

2. There has been no failure to elect county councillors and the secretary treasurer is not justified in granting any certificate.

3. The paper presented to the town council is not a certificate as required by the act.

4. The return of the town clerk is conclusive and all parties are bound by it until it is set aside.

The persons returned by the town clerk are de facto county councillors.

The serving of the above paper, of course put a stop to any further proceedings. Couns. Watts, Henderson, Jones and Gallagher spoke of the injustice to the town, by its being disfranchised, owing to the town council being unable to appoint. A. B. Connell who was heard said that the three councillors, Saunders, Bailey and Balmain would take their places unless restrained by brute force.

There was a long and animated and quite exciting controversy which lack of space only forbids us to publish.

## Bronchitis.

Mr. William Davidson, St. Andrews, Que. states: "Dr. Chase's Syrup of Linseed and Turpentine has cured me of bronchitis. I have without success tried many remedies for the past six years. Last winter when I had a severe attack and was unable to work I procured a bottle of Dr. Chase's Syrup of Linseed and Turpentine and am happy to state that the third bottle made me a well man." 25cts. a bottle. Family size 50 cents.

A Good Time Piece  
is a Faithful Servant.

We make a Specialty of Reforming the "won't-go" kind. When we repair



a watch or a clock we guarantee it to go accurately, and guarantee it to keep a-going accurately.

Carr & Gibson,

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Woodstock, N. B.

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Curer of and Dealer in

Finnen Haddie,

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Smoked, Dry, Pickled,

and Fresh Fish.

NORTH HEAD,

GRAND MANAN, : N. B.

Orders Solicited.

## Annual Meeting

The Annual Meeting of the

Carleton County

Farmers' and

Dairymen's

Association

will be held at

EAST FLORENCEVILLE,

Friday Afternoon,

January 12th, at 2 o'clock, p. m.

This will be a Business Meeting, at which a full attendance is desired.

## Public Meeting.

In the evening at 7.30 there will be held a Public meeting for the discussion of Agricultural interests. John McLaughlan will give his views on "The Dairy Cow," and John R. Tompkins will make a practical contribution.

Ladies invited to both meetings.  
W. J. WEBB, SAMUEL WATTS,  
President. Secretary.

## XMAS 1899.

The Largest Stock of

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Ever offered to to the public.

Useful as well as Ornamental.

100 Doz. Gents' Neckties, all the latest styles and colorings.

Gents' Dressed and Undressed Kid Gloves, Silk Lined, something new, in all shades.

New Collars, Cuffs and Handkerchiefs. Fancy Hem Stitched Towels.

Silk Draperies and Table Covers, Chenelle Table Covers and Portiers.

Ladies' Fancy Ribbon Belts, Collars, Silk Ties, Kid Gloves and Handkerchiefs.

Large assortment of Ladies' and Gents' Furs.

The Balance of our Ladies' Cloth Jackets will be sold below Cost.

B. B. MANZER.

## A SEASONABLE CHAT.

In greeting our patrons we take this opportunity of thanking them for their custom in the past, and of assuring them that we intend to continue meriting their confidence in the future.

We make Clothes to suit every taste, and to fit every diversity the masculine form is capable of. The finest material and best workmanship will not send out an attractive garment if the finish is poor.

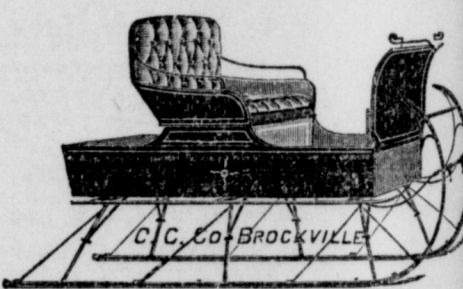
We would lay particular stress on the manner in which our goods are finished.

Our goods represent every cent of the money for which they are sold. When buying from us you are buying the very best the market affords for the price paid.

We conduct our business economically, and have a practical knowledge of the manufacture of clothing.

We personally supervise every detail of our business. As a result our goods receive honest, conscientious treatment from our staff.

R. B. JONES.

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Enough!

That's what they all say after looking over our line of

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Fungs,  
Robes,  
Fur Coats,  
Ladies' Jackets.

They're good enough for anybody, in fact, the finest lines that we have ever had.

Almost everything has advanced in cost, but our figures will be found little, if any, higher than formerly.

Some of our good friends seem not to know that we moved our business premises last June. We are now located on CONNELL STREET.

Balmain Bros.  
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