

**Miramichi Advance.**

CHATHAM, N. B., DECEMBER 17, 1896.

**The Rosignouche Election Petition.**

All fair-minded people, regardless of party leanings, will be glad to learn that the Supreme Court has disposed of the Rosignouche election petition in favor of the respondent, Mr. McAllister. Its origin was of questionable character. It was prepared by people who were evidently ashamed of it, for instead of assuming responsibility for its allegations they called in a man who knew nothing about them and induced him to make affidavits to them without even reading them over to him. When the matter was up for a hearing at Dalhousie on the preliminary objections, the petitioner swore to the circumstances under which he was brought into the case, and stated that he did not know anything whatever about many of the most serious charges he had been induced to make under oath. It was therefore proper that the Supreme Court should set the mark of its disapproval upon such a prostitution of the law for purposes of mere revenge for political defeat.

**"Those Liberals."**

We were quite agreeably surprised on picking up the Herald on Friday to find an excellent article therein. We read such sentences as the following:—"It is quite evident that the ADVANCE is not quite alone among the Liberal forces of the County—and, indeed, the country at large—in having sufficient loyalty and courage to pursue the path of duty, rather than follow old leaders upon dangerous ground. Mr. Mitchell's majority over Mr. Adams in 1887 was 746. On Thursday last Mr. Adams' majority was 473; in St. John three Liberals were returned in 1887 while that constituency went against the Liberals by 1000 majority on Thursday, the election resulting in the return of three Conservatives."

The lesson of those stubborn facts is obvious. It ought to teach the section of the Liberal party which persists in pursuing shadows and rallying around meaningless and obsolete watchwords, that the men who are to control the destinies of Canada are not those who are ready to follow rather than those who create time and energy in bowailing errors of our past, and have so little faith in our future and the country's capabilities as to advise us, in the first quarter-century of our existence, to proclaim that we are a national failure by throwing ourselves helplessly into the arms and power of another people.

It is gratifying to know that so many of the party have broken away from the old lines at this important time in the history of Canada, and we are quite satisfied over the fact that the ADVANCE was in the thickest of the fight, beside a splendid contingent of independent Liberals, whose clear view of the battleground and loyal appreciation of the great issues involved led them to recognize as friends, only those who opposed the suicidal and impossible policy of the followers of Messrs. Laurier and Cartwright.

The Herald could not, of course, state the truth in any matter concerning the ADVANCE, and for obvious reasons, it asserted that the foregoing was from this paper of March 12th, 1896, whereas it was published in 1891—five years previously—before Messrs. Laurier and Cartwright had abandoned the policy of Unrestricted Reciprocity which was the "dangerous ground" upon which the ADVANCE plainly stated that it declined to follow them. If the Liberal leaders of to-day were to return to their policy of 1891 the ADVANCE would take precisely the same course it then took, especially if to that blundering at headquarters were added the foisting upon the constituency the candidacy of Peter Mitchell, through a hole-and-corner conclave secretly called by his relatives and other personal followers usurping the functions and ignoring the rules governing the Liberal Association of the County. Herald writers who abuse the Senator, the Common representative of the County and the editor of the ADVANCE after the fashion of the Herald, will have to learn that the more they rave, the more they and their so-called leaders will be laughed at. Liberal as well as Conservative leaders are compelled by the logic of experience to rely upon level-headed and independent friends who have the brains and courage to think and act for themselves. They cannot be expected to embark their interests upon the mere bulk of a party, rudderless and strained by incompetent handling, and from which almost every officer has been driven through the mutinous plottings of a few "forecastle lawyers" who were shipped for a special voyage. We all know what is troubling the Herald writers, and regret that they are doing much harm to the real Liberals of the County by their silly efforts to get control of a few appointments to office, forgetting, meantime, every other duty which they owe to the party generally. Instead of the Liberals of the County knowing why they are banded together as a party and being made to feel that they have common interests with their political brethren at large, they are divided into factions and made to quarrel with and envy one another, so that their bickerings have become a by-word and their self-appointed leaders as helpless as children. How absurd it is, therefore, for them to expect serious recognition while they are not conducting themselves and still worse, having done much in an underhand way, to discount their leader from the province. The Herald writers have done their tactics somewhat in this latter regard, but their conversion from the error of their ways is too recent to invite confidence just at present. They and their "clubs" must keep "marking time" yet awhile.

**The Great Cuban General Killed.**

Doctor Maximo Zertucha, formerly Antonio Maceo's physician, who surrendered to General Tor at San Felipe, has been interviewed by a reporter for La Lucha, one of the leading newspapers of

Havana. Dr. Zertucha says Maceo intended to attempt to cross the trocha Dec. 3, but was prevented by sickness from doing so. Next day it was announced he would not march across the trocha with his men, but would go by water around the end of the trocha and meet the insurgent forces on the Havana side of the line. Two boats were prepared, they being painted black to prevent being seen and oars muffled so they could not be heard while playing in rowlocks. At night Maceo and 25 men embarked in the

Maceo divided his men into two wings, his intention being to surround the Spanish column. He remained alone with his staff for a moment watching the fighting and exclaimed: "This goes well." Shortly afterwards he was hit by two bullets, one striking him on the chin, breaking his jaw, passing out at the junction of the neck and shoulder, the other hitting him in the abdomen. Either wound would have caused death. The rebel leader expired in a short time. The rebels, who were fighting desperately against the

circles in this city of the death of Antonio Maceo. News came to hand to-day from private sources which acknowledged that no further doubt of Maceo's death could exist. This information comes directly from Cuban agents on the island and is intended to finish uncertainty in the minds of Cubans residing here. It was characterized as being absolutely authentic and as making an end of any possibility that accounts of the General's tragic death could be untrue.

Rome, Dec. 12. A sensation was created in the Chamber of Deputies yesterday when Signor Imbriani, leader of the socialist party in the chamber, said in the name of the Italian radicals he sent the Cubans a salutation to the noble memory of Gen. Antonio Maceo, who had died for his country. "Rebellion," he declared, "is not only right, but it is the duty of the oppressed, and glory comes to those who die in such a cause." The remarks of Signor Imbriani were received with prolonged applause.

accompanied by Mrs. Fraser, Miss Frances Fisher, Provincial Secretary Tweedie, Col. Gordon, E. Byron Winslow, His Lordship the Bishop and Mrs. Kingston, and Major Henry Montgomery Campbell. The Bishop and Mrs. Kingston had gone to Vancuboro that morning and met Mrs. Fraser there, and Major Campbell was at Fredericton Junction to meet her upon arrival of the train there.

Barker, Premier Mitchell, Provincial Secretary Tweedie, Chief Commissioner Emmerson, Col. Gordon and the Mayor and aldermen of Fredericton. The depot on the arrival of the train was crowded with citizens of all classes and York street was thronged as the funeral procession passed along. The following telegraphic report of the late Lieutenant-Governor's obsequies and other matters connected therewith is from the editor of the ADVANCE, who was

ness was suspended from two until five o'clock. The procession formed on Queen Street at 2:30 under chief Marshall Rutter, whose aides were Messrs. F. B. Edgecombe and George Y. Dibble. Many organizations and orders including the University faculty and students and numerous societies were in line. One of the notable features being the French Village, St. Mary's and Oromet's Indians under Chief Newall, Tomas and Jack Solomon. The St. John and Fredericton city Councils and Boards of Trade, the County Councils of several municipalities, the Ancient order of Hibernians, Sons of England, St. George, St. Andrew and other Societies, the Military School, the City and Marysville bands were in different parts of the procession.

A baron's sleigh containing banded floral tributes made a splendid display. A three palm leafed floral mound of orchids, made in New York to Provincial Secretary Tweedie's order, on behalf of the Government, a large wreath of smilax and malehair fern with the word "Province," a beautiful wreath of calixated leaves and English violets, and roses sent by Hon. Samuel Adams of New York; an ivy and rose wreath from Charles C. D. Miller, agent-general of the Province in England; the scroll of white roses from the Lieut-Governor McLellan; a cross from Mr. and Mrs. Montgomery Campbell; with floral tributes from Mrs. Alice Connell, Woodstock, Mr. and Mrs. E. Byron Winslow, Mr. and Mrs. T. B. Winslow and many others formed this beautiful display.

Fourteen military officers, among who were Majors T. G. Loggie of Fredericton and R. L. Malby, of Newcastle escorted the catafalque. The pallbearers were Chief Justice Tuck and the judges of the Supreme Court. Messrs. E. B. T. B. and F. E. Winslow were among the chief mourners. Judge Wilkinson was among the County Court Judges. James Ross, an agent of Ganong M. P.'s represented the House of Commons. All the members of the provincial government with several ex-members. Speaker J. P. Burchill, John O'Brien, M. P. P. P. J. Venot, M. P. P. A. A. Davidson, M. P. P. Hon. Allan Ritchie, Lt. Col. Call, D. G. Smith, J. L. Stewart, Ald. Watt, Major J. J. Stuart, C. A. C. Bruce and many other North Shore men were in attendance.

The great procession moved up Queen and Regent and down Brunswick street to the cathedral, where it was met by the Bishop and clergy, among whom were Revs. Dean Farquhar, and P. G. Snow. Mrs. Fraser leaning on the arm of E. Byron Winslow, followed up the aisle immediately after the casket. A number of other ladies including Mrs. Kingston, Mrs. Wilkinson, Mrs. L. J. Tweedie, and Mrs. T. B. Winslow, were in the front pews and choir seats. The service was largely choral and very impressive. At the conclusion, the procession resumed, Mrs. Fraser, accompanied by Miss Harding and Miss Frances Fisher, taking her place in the coach next to the catafalque. The interment was in Forest Hill Cemetery where the funeral services were conducted at the grave by the Bishop and assisting clergy.

Our new Lieut-Governor. FREDERICTON, Dec. 11.—Abner Reid McLellan was sworn in as Lieutenant-Governor of New Brunswick this afternoon at 3:30 in the supreme court room in the legislative buildings. John J. McGee, clerk of the privy council, arrived at one o'clock with the commission, and with Judge Barker and Governor McLellan, were guests of Premier Mitchell and members of the government at the Queen Hotel. When the party arrived at the legislative buildings, the court rooms were filled with representative citizens; including many old personal friends of Governor McLellan, awaiting to tender their congratulations. His Honor was escorted by Premier Mitchell, Hon. Messrs. Emmerson and Dann, Judge Barker, Judge Vanwart, Judge Steadman, Senator Temple, John J. McGee and T. C. Allan, clerk of the supreme court, with Judge Stratton, clerk of the executive council, H. B. Rusford, clerk of the house of assembly, and Sergeant-at-Arms Rutter.

The commission was read by T. C. Allan, after which the oaths of office were administered by Judge Barker and signed by Governor McLellan. This done the great seal of the province with a book of instructions were handed by Mr. McGee to his honor, who in turn passed the seal to Premier Mitchell for safe keeping until he called for it, and returned the red covered volume from the privy council for private use. His Honor was heartily congratulated by those present, who included Sheriff Stealing, Auditor General Beck, Senator Wark, D. J. Jordan, Q. C., J. W. McCready, H. V. Bridges, J. H. Barry, O. S. Crockett, R. Crookshank, Jas. T. Sharkey, Andrew Innes, Col. Marsh, Wm. Lemout, Geo. W. Black, Dr. J. W. Bridges, Hon. P. G. Ryan, Mayor Vanwart, J. F. Richards, F. B. Edgecombe, Dr. Inch, Z. C. Everett, Martin Lemout, F. D. Clements, Dean Patridge, Hon. A. F. Randolph, F. B. Smith, G. H. Hunt, Wm. Barker, W. G. Clarke, Mark Neville, R. S. Barker, R. L. W. Tibbets, R. B. McLellan, Rev. J. Freeman, J. A. Tilton, S. John.

**N. B. Supreme Court.**

On Saturday last the following decisions of the Supreme Court, sitting at Fredericton, were made known:

A GLOUCESTER CO. CASE. Queen vs. Siveright.—The court decided that the real estate of the defendant's bondsmen is liable from date of execution of bond and that their personal property is liable from the issue of the writ of ex parte, although out mortgages and execution creditors.

RESTIGOUCHE ELECTION CASE. In A. Xander vs. McAllister (the Rosignouche election case) the court decided that the exceptions which were taken to the preliminary objections filed to the petition were waived and even if they were not that the irregularity complained of, viz., failure to leave a copy of the preliminary objections at the clerk's office for the petitioner, was such an irregularity as could be cured by the copy being now filed. As to the preliminary objections themselves, the court decided that it was not necessary for the petitioner in petition to allege that there were corrupt practices, and that petitioner was not disqualified by reason of being himself guilty of corrupt practices, but the petition was thrown out on the ground that it was not filed in good faith by the petitioner, and having been instigated by him, or read over to him, and some of the statements contained therein were false by his own admission. This was the judgment of the Chief Justice and Justices Hanington, Landry and McLellan. Judge Barker also thought that the petition should go, but on the same reasons.

Judge Vanwart dissented from the judgment only on the ground on which the petition was dismissed, and as to his Honor holds that the affidavit having been good and sworn to the court cannot get back of it and enquire whether the petitioner believed or had good reasons for believing the allegations to be true. If the petitioner had sworn false,

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LADIES' HATS IN 1 AND 1 DOZ. BOXES, GENTS' LINE) MOCHA AND KID GLOVES, LADIES' HOOK LACED BUCKLE, BOULTON KID GLOVES IN BLACK AND COLours, 8 SH. LADIES' 7 H. LAC LADIES' UNBLESSED BOULTON KID GLOVES, 8 SH. LADIES' PAIR.  
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boats and passed in front of the town of Mariel, at the northern extremity of the western trocha, without being seen by the Spanish sentries therabouts. The rebel leader Miro and several other commanders of the rebel bands accompanied Maceo. The short voyage was accomplished without the slightest mishap and the rebel party landed at the point selected without being discovered. When on Dec. 4 the engagement took place between the rebels and Major Cirojeda's command Maceo was encamped with 2,000 men. When the Spanish forces appeared

Spanish attack, were panic stricken when they heard of the death of their chief. They fled in disorder, not making any attempt then to take Maceo's body with them. The Spaniards then returned to Punta Brava with their dead and wounded. When the field was clear some of the rebels returned and carried Maceo's body off with them. Dr. Zertucha says he does not know where the remains were buried. Near and far search made by the Spaniards has proved fruitless. PHILADELPHIA, Dec. 12. Very little doubt remains in Cuban

Havana, Dec. 12. The body of the late Lieutenant-Governor, John James Fraser, reached New York on Thursday last per Steamer Fulda and was duly received by Hon. Provincial Secretary Tweedie and Major Gordon, who were accompanied by Byron Winslow, Esq., of Fredericton, C. A. D. Miller, Agent-General of New Brunswick in London and other New Brunswick gentlemen. It left New York on Thursday morning, and arrived at the C. P. R. depot, Fredericton at 1:30 o'clock on Saturday.

Premier Mitchell, Chief Commissioner Emmerson, the Mayor and aldermen of the city. Several lady friends were also present to receive her. She was in deep mourning, and with her sister was at once driven to Farraline Place by the late Governor's coachman, Mr. Chapman. The deceased Governor's body was then placed in a hearse and conveyed to Parliament buildings via York, George and St. John streets. Undertaker John G. Adams and two assistants preceded the hearse, and several coaches followed in which were Lieut-Governor McLellan, Judge

among those who went from Miramichi to attend the funeral. The funeral pageant and observances at Fredericton, Tuesday, expressed in every form, which such a function could assume, the regret of the province over the death of His Honor Lieut-Governor Fraser and the desire of representative men, of all classes and sections, to honour his memory. Long before the hour appointed for the gathering of the procession, Queen and other streets were thronged with people and as the hour approached both the centre and sides of the streets became crowded. Busi-

ness was suspended from two until five o'clock. The procession formed on Queen Street at 2:30 under chief Marshall Rutter, whose aides were Messrs. F. B. Edgecombe and George Y. Dibble. Many organizations and orders including the University faculty and students and numerous societies were in line. One of the notable features being the French Village, St. Mary's and Oromet's Indians under Chief Newall, Tomas and Jack Solomon. The St. John and Fredericton city Councils and Boards of Trade, the County Councils of several municipalities, the Ancient order of Hibernians, Sons of England, St. George, St. Andrew and other Societies, the Military School, the City and Marysville bands were in different parts of the procession.