

IMPORTANT CASE
BEFORE APPEAL
COURT TODAY

Canadian Fertilizer Co. vs. United Farmers Involves Liability of a Number of Companies; Appeal From Chancery.

The hearing of the Canadian Fertilizer Company, Ltd., vs. the Maritime United Farmers Co-Operative Ltd., the last case and one of the most important on the April docket, was begun in the New Brunswick Supreme Court of Appeals this morning before Chief Justice Sir Douglass Hazen, Mr. Justice Grimmer and Mr. Justice Byrne. The latter is sitting in place of Mr. Justice Baxter from whose recision the appeal is being made.

The case is a remnant from the February docket. W. P. Jones, K.C., and C. J. Jones, both of Woodstock, for the plaintiffs are supporting the appeal. P. J. Hughes, K.C., for the defendants is arguing contra. The case will be finished this afternoon.

Important Case

Involving as it does the liability of a number of companies in the Maritime provinces, the case is quite important. The circumstances giving rise to the action are as follows. Previous to 1924 a number of companies had done business through a parent company and were amalgamated in most respects but later they separated with a division of assets and carried on business separately. A sum of money, \$12,499.15 was found owing to the fertilizer company and they took action against the parent company for the recovery of that amount. Judgment was delivered in their favor but the parent company had no assets and the present action is for a mandamus ordering the parent company to assess the other company for the amount owing and an order declaring that their claim was a debt of the defendants for payment of which assessment should be made.

Mr. Justice Baxter dismissed the plaintiff companies claim on December 20th last. The plaintiffs are now appealing for a decree setting aside the judgment and an order of assessment under certain acts; failing that, for a new trial; that liberty be reserved to the plaintiff company to apply at any later date for judgment against those defendants who have not appeared in the present action, and to adduce evidence regarding the agreement with the Nova Scotia companies as granted by the trial judge.

CITY AFFAIRS

Be Kind to Animals
The local branch of the S.P.C.A. have arranged for a tag-day tomorrow to mark the closing of "Be Kind to Animals Week." The object is a most worthy one and it is to be hoped that there will be a generous response.

Visits Moncton
Moncton Times:—Mr. J. D. Palmer, of Fredericton, C.N.R. director from New Brunswick, was in the city yesterday conferring with Mr. W. U. Appleton, general manager, on some railway questions. He was accompanied by Mrs. Palmer.

Cooking Apples Scarce
Although a great many apples are produced in New Brunswick, there is a marked scarcity of them in local grocery stores at the present time. Apples from the West Coast, high in color are prominently displayed and sell at from three to five cents each. There is a fair demand for varieties suitable for cooking, but it is very difficult to find them.

In A New Field
St. Croix Courier:—George T. Harper anticipates leaving this week for Oromocto, where he will in future make his headquarters while representing J. Clark and Son in a large area of the Saint John Valley including the south shore of the river and extending south as far as Harvey. Mr. and Mrs. Harper are now erecting a new house at Oromocto and will take up residence there this summer, although it is not likely that it will be ready for occupancy for some three months yet. Mrs. Harper is remaining in St. Stephen for the present.

FORESTS DRYING
AS FIRE DANGER
DRAWS CLOSER

Southwestern Part of the Province Dry—Preparations Being Made For Prevention--Woods Travellers Warned.

With the forest of New Brunswick rapidly due to the warm summer-like weather during the last few days the danger of forest fires is drawing near. In the south-western part of the province the woods are practically free of snow and care is being demanded of all those who travel in that district. There is some snow left in the northern part of the province but a few more days of this weather will bring the fire danger to an immediate head.

The Department of Lands and Mines is preparing to meet the situation. The Mount Pleasant lookout, in Charlotte County, will be manned in a day or so and the others will be opened soon after when the situation warrants it. Wardens are being appointed and reminded of the fact that their duty begins in earnest. There are four classes of wardens, county councillors, municipal wardens appointed by the government to assist the councillors, wardens employed by land and lumber companies, and wardens on the regular staff of the department.

There have been no new towers built this year. At present there is 28 look-outs in the province thirteen of which are government operated, eleven operate by private companies and four by both the government and companies.

Permits

After May the forest permits will be required by everyone, who is travelling in the woods with the exception of officials. Permits have been required since the opening of the season, April 15th, for all those who are burning brush. There has not, however, been much of the latter except in Charlotte County, where they have been burning over parts of the blue-

(Continued on page five)

THE WOLF CUBS'
JAMBOREE WAS
BIG SUCCESS

Concert Presented at St. Anne's Parish Hall Last Night Well Attended; At St. Peter's Monday; Good Program.

A variety concert presented last night in St. Anne's parish hall by the Fredericton Wolf Cubs proved to be a big success and was largely attended. The concert, which was under the patronage of the Countess of Ashburnham, Ven. Archdeacon Bate and Rev. Dr. J. H. Milligan, was directed by H. Temple Hatch and D. J. Riley.

The program, which included musical numbers, skits, and a short comedy play, was presented by the cubs assisted by local actors and musicians, the latter forming a seventeen piece orchestra under the direction of J. O. Manchip.

The Jamboree is continuing on Monday when an entirely different concert will be present at St. Dunstan's hall.

The Jamboree opened with all the cubs in the city giving an excellent display and flag break. Following that the audience were entertained by the two comedians Parsons and Smith who were forced to answer three times to the loud applause. The next feature was a surprise and came by popular request, namely, the Old Time Melody Boys.

Following the intermission the feature act of the evening was presented, the one act comedy "The \$100,000 Club Paper," by Miss Barbara Ring, under the direction of D. J. Riley. The players conducted their parts well and kept the audience interested throughout.

Ven. Archdeacon Bate gave an interesting talk on the Wolf Cubs and the aim of the movement. He explained the object of moral and physical training for boys between the ages of eight and twelve years, a training which tended to develop them into better citizens.

The concert ensemble made a stage appearance and rendered several

(Continued on page five)

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FOR HER BIRTHDAY

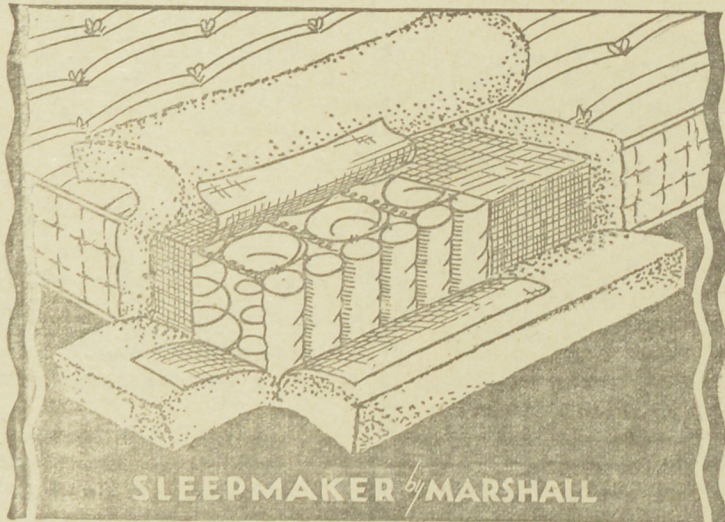
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