

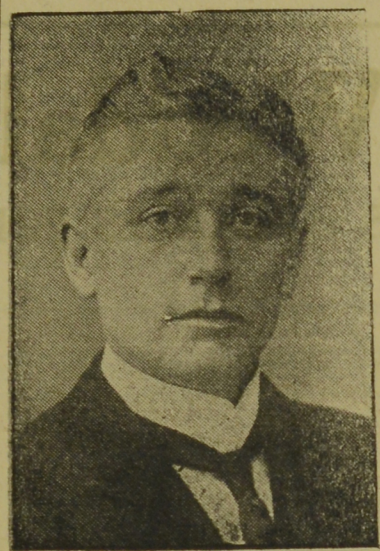
HON MR. BYRNE DEALS WITH MR. BAXTER'S SENSATION

Nothing in the Election Law to Say That a Parish Court Commissioner or a Master of the Supreme Court Cannot Sit in the Legislature---No Salaries Paid Them by The Government.

In the Legislature last evening Hon. Mr. Byrne, Attorney General, dealt effectively with Mr. Baxter's contention that two members supporting the administration were disqualified from holding their seats because of the fact that they held petty offices in the gift of the Government.

He said he desired to say a few words with regard to the question of privilege raised by the ex-attorney general yesterday with regard to the Hon. Provincial Treasurer and one of the members for Kent. In order to place the matter as clearly as possible before the House because of its importance, he might say that the point of objection taken by the hon. gentleman was that the two members referred to were disqualified from sitting in the House by reason of the fact that one of them was a Master of Supreme Court and the other a Parish Court Commissioner, positions which the ex-attorney general claimed were offices of emolument in the gift of the Government. He (Byrne) regretted the absence of the Provincial Secretary, otherwise he might have answered for himself. The offense alleged was that by sitting in the House they were violating the Independence of Parliament Act or to be more correct the New Brunswick Elections Act. Prior to the Judicature Act Masters of the Supreme Court were known as Referees in Equity and under the election law of the province in operation prior to 1916 only certain officials therein specifically named were disqualified from sitting in the House and Referees in Equity were not of those officials.

There was on common law objection to salaried officials being members of a House, it had become more of a custom or regulation for the enforcement of good morals that had become crystallized into law. The wording of the Act in force prior to 1916 was



HON. J. P. BYRNE.

changed by the latter act and the names of officials left out and instead a general description was inserted. There was nothing in the present election law which says that either a Master of the Supreme Court of a Parish Court Commissioner was disqualified from sitting in the Legislature and before a man could be deprived of an of-

fice to which he had been elected there must be some specific authority for doing so. He could readily understand that the matter was one upon which there would be differences of opinion but he could not himself see why if it was intended that any particular office holder should not be eligible for the Legislature why the Act did not say so. There were a number of positions defined, holders of which were specifically disqualified from sitting in the House, but none of them applied to the two gentlemen in question. He would not pretend to say that the matter was clear of all doubt, but he could not agree with his hon. friend opposite that the office was one of emolument under the Government for the reason that the Government paid nothing at all to either of the gentlemen, but any money they did earn in their respective capacities they got from the parties to the legal suits with which they had to deal.

Mr. Baxter's Reply.

Mr. Baxter said that the positions of his hon. friend and himself were not in accord and it was clear that they could not both be right. He had as he said before felt it his duty to draw attention to the matter though he admitted it was not at all a pleasurable duty and the most that he could expect was to refer the matter to the Committee on Privileges. That would be the proper course to pursue, though it would be safe to say there would be just the same difference of opinion in the Committee as there was in the House. The Supreme Court would be sitting on the 12th of June and he would make the suggestion to his hon. friend that the matter be referred to that Court for its opinion for the proper construction of the section and its decision would be one to which all would have to bow. It was open of course for the opposition to lay an information and commence a prosecution but that course they certainly would not want to take. He hoped that the attorney general would see his way to consent to a reference.

Hon. Mr. Byrne replied that the Government would give the matter consideration.

The House adjourned at 11.45.

Miss Marian Miller of St. John, is registered at the Queen.
Mr. S. Gregor of Portland, Me., is a guest at the Queen.
Mr. I. W. Stevens of St. John, is a guest at the Windsor.

Had Awful Attacks Of Heart Trouble FOR 5 OR 6 YEARS.

Diseases and disorders of the heart and the nervous system have become frightfully prevalent of late years.

One can scarcely pick up a paper but he will find recorded instances of sudden deaths through heart failure, or of prominent men and women unable to prosecute their ordinary business or profession on account of a breaking down of the nervous system.

We do not desire to unnecessarily alarm anyone, but to sound a word of warning.

When the heart begins to beat irregularly, palpitates and throbs, has shoot-pains through it, it is time to stop and think.

To all sufferers from heart and nerve troubles Milburn's Heart and Nerve Pills can give prompt and permanent relief.

Mrs. Frank Arseneau, Newcastle, N. B., writes: "I had awful attacks of heart trouble for the past five or six years, and as I had tried many kinds of medicine without getting any better I decided to give Milburn's Heart and Nerve Pills a trial, and to my surprise I found ease from the second dose. I continued taking them until I had used six boxes, and now I feel as well as can be."

"At the present time my sister is using them for nervousness, and finds great comfort by their use."

Milburn's Heart and Nerve Pills are 50c., or three boxes for \$1.25, at all dealers, or mailed direct on receipt of price by The T. Milburn Co., Ltd., Toronto, Ont.

BAND CONCERT LAST NIGHT.

Many Persons Heard Excellent Programme at Parliament Square.

A large number of people heard the first week night open-air concert of the season last night at Parliament Square, the Fredericton Brass Band playing an excellent programme, under the leadership of Bandmaster G. H. Offen. The programme was as follows:

O Canada.
March, The Conqueror—Trike
Waltz, Blue Danube—Georgi
Tone Picture, Golden Dawn Codi
(By request).
March, Preparedness, Driro
Overture, Zampa—Herold
Gavotte, Prinzuel—Eryl
March, Pennant Welnes—Hall
God Save the King.

CASTORIA

For Infants and Children
In Use For Over 30 Years

Always bears
the
Signature of *Chas. H. Fletcher*

Even if the garden should be a failure, one can console himself with the sweetly solemn thought that were it not for his efforts the worms and potato bugs would go hungry.

An optimist is a man who thinks there's a fish for every fishworm.

CANADIAN PACIFIC

HOMESEEKERS EXCURSIONS

Tickets on Sale Every Wednesday until Oct. 31st.

For full particulars, see Local Railway Agent, or write
N. R. DesBRISAY,
District Passenger Agent,
St. John, N. B.

Custom Tailoring

THE NEW IMPORTATIONS for the Coming Season are now on display. An early inspection will assure you of a large and varied selection to choose from.

WE ARE ALSO PREPARED to fill all orders entrusted to us for MILITARY CLOTHING at a reasonable price. We are sole agents for the Crown Tailoring Co. of Toronto, the largest Military Tailoring Co. in Canada.

WALKER BROS. MERCHANT TAILORS

QUEEN STREET, WEST END.

Imperial Catarrh Balm

Valuable for the treatment of Catarrh, Hay Fever, Cold in the Head, Catarrh, Deafness and other Nasal Affections.
PRICE 25c. Mailed to any address on receipt of price.

C. Fred Chestnut - The Quality Drug Store

572 QUEEN STREET.

Wholesale Dry Goods and Woolens

House Furnishings For Spring

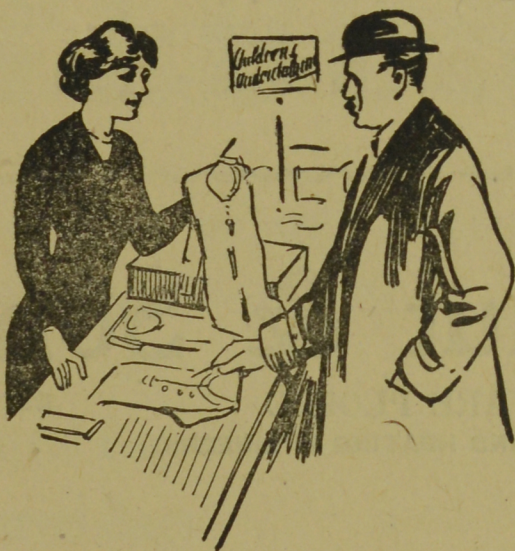
Lace Curtains
Scrim Curtains
Curtain Muslin and Draperies of all kinds
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White Bed Spreads
Towels, Napkins and Table Linens
Oilcloths and Linoleums
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Prices Lowest Possible. Goods sold to the Trade only.

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WHOLESALE DRY GOODS and WOOLENS
ST. JOHN, N. B.

Our Motto: Promptness, Accuracy, Courtesy, Care.



How Brown Learned How.

There is a man who makes shoes for children—and sells them to stores all over Canada
But he is only just learning how people buy.

It was this way: His wife—let us call her Mrs. Brown—'phoned to him and asked him to buy some underwear for little Brown.

Picture Brown now among the throng of mothers at the "Children's Underwear" counter. He asks for Underwear for a child of six. He looks it over helplessly. What on earth does he know about Children's Underwear? For lack of anything better to say he asks: "Is this good quality?" The answer is short and quite conclusive: "It's Blank's"—naming a well-advertised line. That short word says everything. Brown pays his money and goes home, quite satisfied with his purchase.

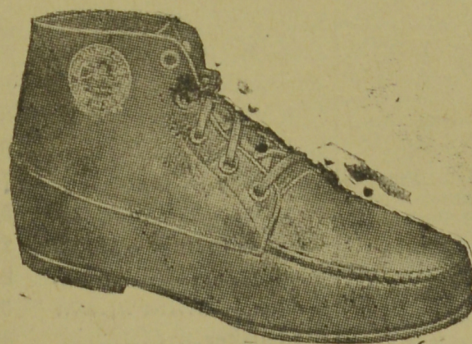
Now what bothers Brown—a manufacturer of shoes, is this: How would it affect the purchase of a child's shoes if the salesman said "They're Brown's"?

Nobody knows Brown's shoes. Brown doesn't advertise.

The name Brown signifies nothing when used in connection with children's shoes. The salesman must use all his persuasive wiles to induce people to buy them.

The point is—If the name Brown was as synonymous with Children's Shoes as "Blank's" is with Underwear, wouldn't Brown sell more shoes with less effort?

If you are doing a local business talk over your advertising problems with the Advertising Department of this newspaper. If you are doing a provincial or national business it would be well for you to have the counsel and assistance of a good advertising agency. A list of these will be furnished, without cost or obligation, by the Secretary of Canadian Press Association, Room 503, Lumsden Building, Toronto.



No. 101. Men's High Cut Summer Pack.

(Established 1877.)

Our Skowhegan Packs, Larrigans and Sporting Boots are the leaders on the market today in this line.

The satisfaction the wearer gets from our famous "Moose Head Brand" footwear is so well known that leading dealers invariably handle them—and them only. They are roomy, durable, waterproof and comfortable.

No. 101 IS IN GREAT DEMAND FOR SPRING, SUMMER AND FALL WEAR. Be prepared to supply this demand!
Write now for booklet and prices.

JOHN PALMER CO. Limited

FREDERICTON, N. B.

