

News Briefs

DIED THIS MORNING

Mrs. Lottie E. Kirkpatrick, wife of Marshall Kirkpatrick, died at her home at Hoyt Station early this morning. She was 35 years of age.

PREMIER DYSART ILL

Hon. Premier Dysart, who has been confined to his room at the Queen Hotel during the last few days with a severe cold, is still in bed under the doctor's care, and expects to remain in bed until the last of the week.

FALL FROLIC DANCE

The Fall Frolic Dance at the Odd Fellows Hall last night drew a large crowd who enjoyed themselves immensely. Captive balloons were released simultaneously among the crowd causing much merriment. Novelties were distributed and amid the din of horns and clappers everyone proceeded to have a good time. This special dance sponsored by a group of well known young men in Fredericton was a great success, and those present hope for a repetition of the dance at an early date.

FUNERAL AT OROMOCTO

The funeral of John E. Stocker, prominent Oromocto resident, took place yesterday afternoon at the home there, with a large number in attendance to pay a final tribute of respect to the memory of the deceased. Deceased was laid to rest in the St. John's churchyard after service in St. John's church at 2:30 o'clock by Rev. H. T. Buckland. The chief mourners were Mr. and Mrs. George W. White, Miss Doris M. T. Dodge, J. Rupert White, Mrs. Charles White and Scovil, William and Miss Louise Neils.

TO ATTEND CONVENTION

D. W. Griffiths, director of the N. B. Bureau of Information and Tourist Travel, will leave tomorrow night for Niagara Falls, Ontario, to attend the annual convention of the Canadian Association of Tourist and Publicity Bureaus. The convention will open Monday morning at nine o'clock. The membership of the association is made up of members of provincial tourist bureaus, transportation companies, and other organizations interested in the promotion of tourist business. Leo Dolan, Director of the Dominion Tourist Bureau and formerly Director of the New Brunswick Tourist Bureau, is President of the association for the current year. Mr. Griffiths is a member of the executive committee and a director of the association. The convention will be held in the General Brock Hotel.

Judgment Pending In Suit For \$8,000 York Circuit Court

The case of the Royal Bank of Canada vs. the Port Royal Pulp and Paper Co., Ltd., was completed this morning with completion of evidence of A. J. Lacroix, general manager of the Port Royal Pulp and Paper Co., Ltd., in the York circuit court. Mr. Lacroix took the stand yesterday afternoon when evidence for the defendant commenced. Counsel are submitting briefs for argument. Counsel for the plaintiff are Hon. R. B. Hanson, K.C., and C. L. Dougherty, and counsel for the defendant are C. F. Innes, K.C., Saint John and M. Gerald Teed, Saint John.

The case was begun Tuesday morning when court opened before Chief Justice J. H. Barry in an adjourned sitting of the fall session. H. S. Murray, manager of the Fredericton branch of the Royal Bank, was the first witness for the plaintiff and presented documentary evidence. He was followed by Hazen Grass and E. C. Atkinson.

The bank is suing for about \$8,000 claiming that it was wrongfully deprived of pulpwood which it says the defendant converted to its own use and also claiming for goods and merchandise alleged to have been sold and delivered to defendant. Court was adjourned sine die, civil cases before the court being laid over to be tried in chambers.

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C.P.R. SUPT. McNABB MAKES STATEMENT RE C. N. R. BRIDGE

C.P.R. Were Only Tenants of the C.N.R. on the Old Bridge

Quoted Other Officials

C.P.R. Not Willing to Enter into Capital Expenditure

T. C. MacNabb, general superintendent of the Canadian Pacific Railway, Atlantic Division, who conferred with the transportation committee of the Fredericton Board of Trade yesterday afternoon at the city club, made some pertinent remarks about the old C.N.R. bridge, and gave an official statement regarding the C.P.R.'s stand in the matter.

Mr. MacNabb said that the C.P.R. was a tenant of the C.N.R., on the old railway bridge and the contract still holds, having been renewed in 1915 for a period of 99 years on a certain rate basis.

After the old bridge went out the C.N.R. pointed out to the Canadian Pacific that according to law there was a condition whereby this lease had to be renewed every 20 years by legislative consent. However the C.P.R. stated in return that they were willing to carry out this obligation as a lessee of the C.N.R. but that they were not willing to enter into any capital expenditure.

In reply to a question Mr. MacNabb stated that there had been no new agreement entered into between the two lines of railways so far as the bridge was concerned but there had been a certain agreement made regarding the approaches to the bridge and "Y" facilities at Fredericton. He said there was absolutely no agreement in regard to the bridge before it disappeared.

Owing to a discussion in regard to the C.P.R.'s attitude which appeared in the Fredericton Daily Mail some time ago the C.P.R. had sent a man from Montreal especially to interview the Editor of The Daily Mail and to give their side of the matter.

Mr. MacNabb stated to The Daily Mail reporter that the official statement made to this paper covered the ground. The statement made by the C.P.R.'s representative to The Daily Mail was along the following lines:

That the delay in the replacement of the C.N.R. bridge was in no way attributable to any action or policy of the Canadian Pacific Railway. This statement was made following an announcement attributed to the C.N.R. some time ago in The Daily Mail that speedy construction of the bridge "depends in large measure on what agreement can be made with the Canadian Pacific, who were joint users of the old bridge." Some time ago the C.N.R. authorities proposed that the C.P.R. should pay much higher charges in respect to the new bridge, based on the assumption of part of the capital cost, and a certain proportion of the maintenance costs, and offered as an inducement, certain concessions to the C.P.R. in another province. The C.P.R. at that time expressed itself as being quite willing to carry on negotiations on this basis and made certain suggestions which were felt to be entirely fair to the C.N.R.

CHIEF FORESTER RETURNS

G. L. Miller, Chief Forester, returned to his office this morning. He has been on a provincial inspection tour

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ROAD PLOWING PROGRAMME FOR CENTRAL N. B.

C. B. Croasdale Will Announce Policy For This Section Soon

General Policy Adopted

Fredericton-St. John is One Route to Be Kept Open

The Fredericton-Saint John highway, the highway from St. Stephen through Saint John and Moncton connecting the Maine and Nova Scotia borders and stretches of highway in the vicinities of Woodstock, Campbellton and about this city, too, it is understood, will be kept open during the winter months.

C. B. Croasdale, chief highway engineer, told the Daily Mail today that an announcement respecting the keeping open of roads in this vicinity, would be made during the latter part of the present week.

Premier Dysart has already announced here that the department of public works engineers have prepared a programme for the clearing of snow from certain heavily-travelled sections of the trunk highways and that the reconditioning of machinery also has been in progress for the snow-plowing operations.

It is indicated that the snow-plowing operations this winter will be even wider in scope than last year. The programme followed this year will be along the lines of last year's policy.

The net cost of snow-plowing roads during the last season was \$20,022, in the month of February it was \$4,882, while the receipts from the gasoline tax for February were higher by \$6,196 than in February last year. The receipts for February, therefore, exceeded the total cost of snow-plowing in the month by \$1,331.

The season of December, January and February last was not comparable with the same months in 1934-1935 in regard to snow conditions, but it was with those three months in 1933-34. Such a comparison showed that receipts from the sale of gasoline for that period in 1935-36 totaled \$111,681 and in 1933-34, \$63,000.

The surplus, therefore, was about \$47,000, which was more than enough to pay for last season's snow-plowing operations, costing \$20,022.

It is still a responsibility of the municipalities to bear the cost of breaking roads in winter for ordinary traffic.

At the last session of the provincial Legislature, Premier Dysart told the committee on supply that if the increase sale of gasoline from motor traffic resulting from keeping winter roads open was sufficient to carry that service as it was in February this year, the service should be extended wherever possible. Keeping the roads open in winter should not be a charge on the whole province but only on those making use of them with motor traffic.

Road Reopened
The Broad Road has been reopened but from Oromocto it is necessary to (Continued on Page Five)

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ST. JOHN RIVER FREEZES OVER THIS MORNING

Closing of Navigation is Eight Days Earlier

Majestics Last Trip

Central New Brunswick in Midst of Winter Present Time

With the temperature at only four degrees above zero this morning, the Saint John river from the Fredericton-Devon passenger bridge to a half a mile and more up river was sealed with ice. Below the passenger bridge ice formed also, but was full of airholes. The freezing over of the river this year is eight days earlier than last year.

A cold biting wind accompanied the zero weather last night and this morning. The past week has brought about a sudden change in the temperature hereabouts. Officials of the pumping station predict that the present coat of ice will remain, unless a warm spell of weather intervenes. At the present time the water is dropping swiftly, so that the ice is not likely to be broken up by any rise in the water.

The Majestic, steel-hulled vessel, which plies between this city and Saint John, has likely made its final trip here for the season. The Majestic came here on Tuesday night and left at noon yesterday on the return trip. The steel hull of this vessel enables it to break its way through ice that is not too thick. This vessel is put on late in the fall and early in the spring when navigation opens.

The dates of the opening and closing of the Saint John river for the past 11 years is as follows:

1925....April 1	November 30....243
1926....May 1	December 4....216
1927....April 17	December 4....231
1928....April 14	November 27....227
1929....April 19	November 23....223
1930....April 8	December 2....243
1931....April 3	December 3....244
1932....April 9	November 27....232
1933....April 17	November 12....209
1934....April 16	December 7....235
1935....April 18	November 27....223
1936....April 15	November 19....215

MRS. PERRY'S ILLNESS

Mrs. Stanley C. Perry, widow of Professor Perry, is a patient at Victoria Hospital. At the hospital this afternoon it was reported that her condition was about as well as could be expected. Mrs. Perry's parents, Rev. J. M. Rice and Mrs. Rice, of Bathurst, are with their daughter.

W. J. Palmer, Toronto, is a registered guest at the Queen today.

Insurance Case is Continued in N.B. Appeal Court

P. J. Hughes, K.C., Continued Argument in Case of Alice Maud Price vs. The Dominion of Canada General Insurance Co.

P. J. Hughes, K.C., Fredericton, continued argument for the respondent this morning in the case of Alice Maud Price vs. The Dominion of Canada General Insurance Company, which is being heard before the appeal division of the New Brunswick Supreme Court with Chief Justice J. B. M. Baxter and Justices Grimmer and Harrison sitting. J. F. H. Teed K.C., Saint John, concluded his first argument for the appellant yesterday afternoon and was followed by Mr. Hughes. J. E. Friel, Moncton, is associated with Mr. Hughes in the case.

Argument on the case, which originated in Moncton and was tried before Chief Justice J. H. Barry and a jury at Dorchester in May, 1936, will probably be concluded this afternoon. Mr. Teed is moving to set aside a verdict for the defendant and enter a verdict for the plaintiff. At the original trial, the plaintiff's case was submitted with costs.

Court will resume tomorrow and probably then be adjourned until next week. Three more cases remain to be heard following the present one on an original docket of eight. Only one judgment was handed down, and that for the respondent in the case of Julius Litwin vs. the Municipality of Restigouche County, in which the county was appealing from a verdict in favor of Litwin. The verdict was upheld and the appeal dismissed. The other cases remaining to be heard are Ellen Hourston vs. Brown Holder Biscuits, Limited, Sarah Donnelly vs. Annie V. Morrissey, and a special appeal by the Turnbull Real Estate Company.

Tribute Paid to Prof. S. C. Perry at Funeral Today

The funeral of Prof. Stanley C. Perry, 31-year-old professor of geology and mineralogy at the University of New Brunswick, took place this afternoon with prayers at the late home on Rookwood Avenue at 3:40 o'clock, and Rev. George Telford as the minister. Rev. Mr. Telford spoke sincerely of the loss sustained in the death of this brilliant young man and paid high tribute to him. A number of friends and relatives, including members of the faculty of the University of New Brunswick, and the undergraduate body were present. The body was taken to Brantford, Ontario, on the 4:40 o'clock train, where interment will be made.

The pallbearers were W. J. West, M. B. Morison, Dr. W. J. Wright, Dr. F. J. Toole, Prof. J. M. Gibson and Prof. W. G. Jones. Orton Perry, a brother, arrived here today at noon and will accompany the body back to Brantford.

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