

News Briefs

HIS 71ST BIRTHDAY
George M. Byron, popular King's Printer, will tomorrow receive the congratulations of his friends on the attainment of his 71st birthday. Mr. Byron, who is known to his hosts of friends as "Judge" was about his duties as usual today, gay, chipper, and all the while the efficient executive.

AT WORK ON BY-LAWS
The city council met as a committee of the whole last night at the city hall for the purpose of revising the city's by-laws. They took over the by-laws section by section. Changes will be made in certain of the laws, and others will be deleted. The council will meet every night for several weeks to do this work.

FOR JAPANESE ARMAMENTS?
It is learned here that Deitcher Brothers of Montreal and Saint John are shipping 4,000 tons of scrap metal to Japan via the S. S. Ferncliff. Part of this cargo is the C.N.R. bridge here which was washed out by the spring flood. The metal has been cut into small lengths and was shipped from Saint John. Deitcher Brothers have been shipping scrap since early summer and will continue as long as sufficient scrap is obtainable.

GETS SCHOLARSHIP
R. Reid Logie, of Chatham, is the winner of the scholarship of the Highland Society of New Brunswick it is announced here today. Mr. Logie is a senior pre-medical student at the University of New Brunswick and is a former winner of the scholarship. The scholarship is provided out of the interest on a sum of money donated to the university by the Highland Society, which is about \$75 per year. It is awarded every three years, or whenever a vacancy occurs, to a candidate who is a Scotsman, or of Scottish ancestry.

MRS. KNORR'S DEATH
Mrs. Lucinda Knorr, aged 84, of Hoyt Station passed away at her home yesterday. She was well known and highly regarded by all who knew her. Surviving are two sons, John and Charles; three daughters, Mrs. Herbert Bastine of Saint John; Mrs. Robert Smith of Oromocto; and Mrs. Robert Charlton of Montreal. Also surviving are 14 grandchildren and 10 great grandchildren. The funeral will take place at 1.30 o'clock from the late home in Juvenile Settlement, service to be conducted by Rev. Mr. Webb. Interment will be made in the Anglican church at Hoyt with burial in the Church of England cemetery. Mrs. G. C. Pitcher of this city is a granddaughter. Because of illness Mrs. Pitcher will not be able to attend the funeral but Mr. Pitcher will be present at the service at Hoyt Station.

DIED AT SAINT JOHN
Miss Lillian Dorothy Gillis, R.N., aged 27 years, who formerly trained at the Victoria Hospital here, and graduated in 1932, died yesterday at the East Saint John hospital. She had been ill for four years. Deceased was very popular and highly respected by all who knew her. She was a member of the George Street Baptist church here. Surviving are her parents, Mr. and Mrs. Russell Gillis, 470 King street. The remains are resting at the McAdam Undertaking parlors, 667 King street. The funeral will take place on Monday afternoon with prayers at 1.30 o'clock and service at the Baptist church at Keswick at 2.30 o'clock. Rev. Dr. Kierstead will conduct the service, and will be assisted by Rev. Mr. Young. Interment will be made in the cemetery at Keswick.

Quarterly Meeting
The quarterly meeting of the Reformed Baptist Church which began on Thursday evening will continue over Sunday. Several outside preachers will be present. Many have attended and good interest has been manifested so far. Souls have been helped. The preaching service this evening will be at 7.30. The business meeting having taken place this afternoon at 2 o'clock. A full day on Sunday, service beginning with a love feast at 9.30, three preaching services at 11, 2.30 and 7. The quarterly meeting will close with the evening Sunday service. Visiting clergymen will preach.

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CALGARY'S FIRST MUSIC TEACHER A FREDERICTON GIRL

Mrs. Ada Dowling Costigan Went to Calgary Fifty Years Ago

Also Taught School
Crossed Plains in Early Days -- Father First R.C.M.P. Head

Many of the older residents of Fredericton will remember Major Thomas Dowling, retired English officer, who many years ago, conducted a lumber business in Fredericton and built the Dowling wharf, below the Sherman wharf. The remains of this wharf can be seen at low water a short distance above the old C.N.R. bridge pier. Major Dowling's daughter, Miss Ada Dowling was for some years organist at St. Dunstan's church. They lived on Regent street where Austin Dunphy now lives. In the early eighties, Major Dowling was appointed commissioner of the Royal Canadian Mounted Police and later moved with his family to Calgary, then a town of tents. Miss Dowling was one of the first school teachers and the first music teacher in what is now the city of Calgary. She later married John Costigan, one of Calgary's first lawyers and the son of the late Hon. John Costigan. She visited here ten years ago. Mrs. Costigan now lives in Vancouver.

The Calgary Albertan of recent date, contains the following, which will be of interest to many former friends of the Dowling family in this city:

A Sentimental Journey it is, and Mrs. Costigan herself would be the first to admit it. But a strong affection for Calgary drove her to do it, and gaily she had followed the dictates of her heart.

Fifty years ago, Mrs. Costigan, who was then Ada Dowling, of Fredericton, N. B., arrived in the small frontier town of Calgary. In the intervening years her roots went deep here, and while she has made Vancouver her home for the last eight years she has lost none of her affection for this city. So when the Vancouver train pulled into Calgary Station recently, Mrs. Costigan alighted from it. She just couldn't resist the temptation to come back and see the city again and compare it with the place it was half a century ago.

"And how do they compare?" this gallant old-timer was asked when interviewed by The Albertan.

"Calgary is always lovely in my eyes," she replied promptly and sincerely. Even in its most primitive stage 50 years back, it caught her fancy, and her gaiety of spirit, which has never left her, responded quickly to the challenge of frontier life.

Coming from Fredericton, Ada Dowling joined her parents. Her father, who had been inspector of the Mounted Police, had come out in 1879; her mother and sisters a few months ahead of her herself. When she set foot in Calgary, the town's first music teacher then arrived.

"Yes, I was the first music teacher here. But you can say publicly—I've meant to deny it for some time—I was NOT the first woman school teacher. No, one of the Watson girls was teaching here in Calgary's first school—a two-room building with Mr. Boag as principal—when I came. But she was married not long afterwards and as I had a certificate from New Brunswick to teach they offered me the job. So I was just the second woman teacher. Then soon afterwards Central School was built, and it had four rooms. I moved there," she continued. But teaching music, not public school, had been her intention when she came West—she had had a class of piano students in Fredericton—and she soon gathered music pupils about her.

Her warm-hearted nature fairly glowed as she recalled Calgary, and Calgary old-timers. Many of her greatest Vancouver friends are former residents here. She knew the latter residents here. She knew the latter residents here. (Continued on Page Five)

Professional Notice
My Office is now
in the new Ryan
Building
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Dr. P. G. Thompson
Ryan Building Phone 682

TEMPERANCE ACT IS NOT IN FORCE IN WESTMORLAND

Decision Handed Down By Appeal Court Yesterday

Jones Appeal Dismissed
Question Constitutional-ity of Canada Temperance Act Analyzed

A decision handed down by the Supreme Court of New Brunswick yesterday afternoon ruled that the Canada Temperance Act is not in force in the county of Westmorland. In handing down the decision, court dismissed the appeal in the case of the King vs. Arthur Jones, and sustained a conviction under the N. B. Liquor Control Act. The judgment was delivered by Chief Justice J. B. M. Baxter and was concurred in by Mr. Justice Grimmer and Mr. Justice Harrison.

Considerable of the judgment was devoted to the question of the constitutionality of the Canada Temperance Act and a long line of cases were analyzed, which have a bearing on those matters, which, not being specifically within sections 91 or 92 of the B.N.A. Act, fall under the head of the "peace, order and good government" clause of the B.N.A. Act where there is a sufficiently great emergency, such as that arising out of a war, when there is implied the power to deal adequately with that emergency "for the safety of the Dominion as a whole."

The case of Sheehan vs. Shaw dealing with the comparative restrictiveness of the federal and provincial statutes and the judgments of the Supreme Court of Canada last year in connection with reference to the Ontario counties of Perth, Huron and Peel were referred to and discussed.

The court of appeal in the present judgment, in following and distinguishing these cases, indicate that the validity of the Canada Temperance Act depended upon the continuation of the existence of an assumed fact, viz., that there is in Canada such an appalling state of drunkenness that it is a menace to the national life, and went further to state that no such condition exists in Canada today.

"The evidence before the police magistrate," said the chief justice in his judgment, "does not disclose the present existence of any national or even provincial peril from drunkenness and I am confident that it is impossible that any credible evidence of that character can be produced."

Interest in the present case has been keen, especially in view of the judgment of the supreme court of Canada last year in the Ontario reference. The Canadian tribunal, on the questions submitted, held that the Canada Temperance Act was still in force in the counties of Perth, Huron and Peel in Ontario and the Ontario Liquor Control Act was not operative in those sections. The question involved in the present New Brunswick case was whether the Liquor Control Act was in force in Westmorland County or if the Canada Temperance Act superseded it.

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York County Man Passed Away at Amherst, N. S.

G. M. Barker, prominent Amherst business man who passed away at that place last evening, was a native of York county. His father, the late Thomas F. Barker, M.P.P., was a member for York county in the Legislature back in the seventies at the time the Fraser Government was in power. Mr. Barker who was born at Barker's Point, conducted a business at Saint John and on the death of his brother, A. A. Barker, at Amherst, moved to that place and took over the business of the two Barkers. The business grew rapidly and branches were established in several centres of the Maritime provinces. A. A. Barker for a time conducted a branch of the two Barkers and what is now the Yexxa store, on Queen street, later selling out to the late E. B. Yexxa, who was his cousin.

Mr. Barker passed away suddenly last evening after only a few minutes' illness. He is survived by one daughter, Mrs. Rose, who resides with him and two sons, Minchin, manager of the Saint John branch of the firm, and Frederick of Boston.

WEEK-END MARKET

Apples Plentiful This Morning—Large and Well Patronized—Prevailing Prices

Apples were plentiful in a large and well-patronized week-end market at Phoenix Square this morning. They sold at 25 cents to 40 cents per peck and at \$1.25 to \$2.00 per barrel. Eggs remained at 40 cents per dozen, and Butouche oysters were on sale inside at 50 cents per pint.

Prevailing prices were as follows:

Wood, per cord, \$5.00 to \$7.00; live pigs, each, \$2.00; chicken, per pound, 25c; fowl, per pound, 18c; mutton, per pound, 6c to 8c; lamb, per pound, 12c to 18c; beef, per pound, 5c to 7c; pork, per pound, 11c to 14c; veal, per pound, 6c to 10c; fox meat, per pound, 3c; chicken gizzards, each, 20c; chicken livers, each, 15c; potatoes, per barrel, \$2.00; parsnips, per peck, 25c; per barrel, \$2.00; squash, per pound, 3c; pumpkin, per pound, 2c; carrots, per peck, 25c; beets, per peck, 25c; celery, 10c; tomatoes, per basket, 75c; brussels sprouts, per box, 15c; butter, per pound, 25c; head cheese, 10c; bees honey, per jar, 25c; buttermilk, per gallon, 25c; fillets, per pound, 15c; finnan haddie, per pound, 15c; clams, per peck, 35c; fresh cod, each, 25c; clipper, 2 pounds, 25c; dried cod, each, 25c; dried pollock, each, 25c; knitted mitts, per pair, 70c; knitted sox, per pair, 85c; racoon skins, asking \$4.00 per pelt; red fox skins, asking \$4.00 per pelt.

Def. A meller-drammer is the old fashioned costume farce being put on by the U.N.B. Dramatic Soc. Thurs. Nov. 26.

CREDIT UNIONS, ADULT EDUCATION WERE DISCUSSED

S. W. Keohan, Director For New Brunswick, Speaks

Lively Discussion
Study Phase of Co-operative Movement is Important

S. W. Keohan, director of Co-operative Credit for New Brunswick, addressed the Young Adults Group at their bi-monthly meeting at the Brunswick Street Baptist Church last night. He spoke on the Credit Union phase of the movement, and there was a lively discussion on the various points of his address by the large number of young adults attending. W. K. Tibert, director of vocational education in New Brunswick, will address the group on their next meeting on the Education and Study phase of the co-operative movement.

The Young Adults Group, composed of adults from 25 to 50 years of age, meets twice each month to discuss the Church's response to Adult Education. It is expected that Professor Fletcher of Dalhousie University will address the group at their annual meeting on Child Psychology. The social hour last evening after Mr. Keohan's address was under the direction of Mr. and Mrs. Earl Merrieth.

Mr. Keohan will leave Monday for Petit Rocher, to commence organization of a Credit Union in that district. He will return to Fredericton Wednesday.

FORMAL OPENING SUPERIOR SCHOOL AT BLACKVILLE

BLACKVILLE, Nov. 21—At the formal opening of the new Superior School here yesterday afternoon the chief speakers were Hon. W. S. Anderson, chairman of the N. B. Electric Power Commission; Rev. A. A. McKinnon, parish priest; Rev. Herbert Wilkes, pastor of the United Church; James Quinn, veteran member of the School Board; and Simon Bean, also a school trustee. Thomas D. F. Everett, principal, was chairman, and music was supplied by a local orchestra.

Dr. A. S. McFarlane, superintendent of Education, officially opened the school and he expressed himself in sympathy of certain reforms in the curriculum of New Brunswick schools.

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