

THE DAILY MAIL
NEW BRUNSWICK'S ONLY HOME COMMUNITY PAPER

THE MAIL PUBLISHING COMPANY — J. L. NEVILLE, Managing Editor.

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FREDERICTON, NEW BRUNSWICK, NOVEMBER 27, 1937

FREDERICTON HOME AND SCHOOL

THE FREDERICTON HOME AND SCHOOL COUNCIL is to be congratulated on the progress which it has made in this city since its organization four or five years ago. At the meeting held on Thursday evening, addresses of encouragement and co-operation were delivered by Dr. Fletcher Peacock, Director of Education for the province and by Guy D. Scovil, Secretary of the School Board. Both Dr. Peacock and Mr. Scovil are to be commended on their co-operation.

The Daily Mail cannot help but remember four or five years ago when a little band, of which a member of the editorial staff of this paper was one, gathered together to start in this city the Home and School Association, or as it was known in those days the Parent-Teacher Association. So far as receiving no encouragement from the Educational authorities the promoters of this organization were snubbed on more than one occasion by both City and the Provincial Educationalists. One of the leading educationalists in this province who perhaps has not so much to say today as he did then, referred to the promoters as "trouble makers" and similar discourteous remarks were made by other supposed educationalists. When Rev. Dr. W. J. Kerby of Calgary, one of the leading educationalists in Canada, spoke in favor of Home and School Associations, he was received with scant courtesy by leading educationalists in this city. We are glad that there has become a change of heart and that men like Dr. Peacock and Mr. Scovil who are now in the limelight as far as educational matters in both the province and the city go, are lending encouragement to this worthy cause. Such people as Mrs. Allan R. Menzies and others who have stood by the organization from the start deserve much credit. In Rev. John Linton, the Home and School Council at present has an excellent president. We wish every success to the organization.

RISE IN CONSUMPTION CANNED FOODS

SOME PECULIAR VAGARIES in regard to the consumption of tomato products are to be gleaned from figures covering Canada's trade with Great Britain in canned goods. While canned tomatoes are popular in England, they are comparatively little used in Scotland, according to the Industrial Department of the Canadian National Railways. On the other hand, there is a growing demand for tomato soup. As yet there is only a small consumption of tomato juice in Britain and it is very rarely seen on hotel or restaurant menus. As with tomato juice, canned corn is very little used; in Scotland corn on the cob is practically unknown. Where it is used, the preference for canned corn on the cob is for the Canadian article and for sweet corn the United States product seems to be preferred.

WHO'S TO BLAME FOR BRUSSELS?

IT HELPS LITTLE THAT the pathetic failure of Brussels was anticipated. But since it was there is at least some jurisdiction for asking why that conference was held. If the Powers were not prepared to do anything, why did they go? Why did they expose the remnants of the now completely shattered collective principle to another failure when each other's intentions could have been learned through ordinary diplomatic channels and behind closed doors?

While it is true that the United States did not call the conference, or, so far as is known, even ask that it be called, to it must go a large slice of the blame for the blunder. There can be no question but that it was President Roosevelt's famed quarantine-the-aggressor speech that gave European statesmen the courage to proceed against their better judgment. There is no question but what Foreign Secretary Anthony Eden's frank declaration on the eve of the conference to the effect that Britain would go step for step with the United States was a last-minute attempt to transfuse some of the same courage to Washington.

But actually who went soft first doesn't really matter. Brussels is only the last failure in a long sequence of failures for which all the collective security nations are to blame. It merely ends the illusion. How much harm can come from that, it is too early to say. It has, however, proved what the aggressors have gambled on, that is that none of the collective group is willing to trust the theory; that each so distrusts the others that it relies wholly upon its own defenses.

But perhaps something can be salvaged from the wreck to apply against the future. The outstanding lesson is that, contrary to good intentions, the world is not ready to be preached to peace. Moralizing is not yet a force in world politics, and it will not be as long as those who indulge in it insist upon placing peace above their own moral responsibilities to it.

For this statesmanship is not wholly to blame. It is significant that the Governments which adhere to the collective principle all take their orders from the people. At a safe estimate, 95 per cent. of these want peace, but they will do nothing as nations to get it beyond applauding the preaching. So it is that the Brussels failure comes right down to the individual.

For him its lessons can be stated simply. The road to peace is the one chosen back in 1919. A collective force, not a moral one, but an armed force, so well armed and so united that it won't have to be used.

MARKET IN SCOT. FOR CANNED FRUITS

GENERALLY SPEAKING, there is a higher standard of canned fruits consumed in Scotland than in any other part of the United Kingdom, writes Mr. G. B. Johnson, Canadian Trade Commissioner at Glasgow, in the forthcoming issue of the Commercial Intelligence Journal. During the past season trade in Canadian canned fruits on the Scottish market might have been larger had the crop and production been greater; the crop and pack were curtailed, however, as the result of drought. On the whole, Canadian products last season, and for many years past, were well received in Scotland. The chief competition was, and still is, from Californian packers.

The United States, Canada and Australia are the principal suppliers of canned fruits to the Scottish market. In 1936 the respective volumes of canned pears imported from these countries were as follows: the United States, 161,585 cases; Canada, 31,866 cases; and Australia, 14,715 cases. For canned peaches the figures were 95,053 cases, 1,150 cases, and 15,015 cases respectively. Australia is not credited with any imports of canned apples in 1936, the United States, with 92,262 cases, and Canada, with 42,930 cases being the only suppliers of importance. These two countries were also the only sources of imported canned loganberries, shipments amounting to 455 cases and 329 cases respectively.

SNAP SHOTS

Nova Scotia organizers come to Minto and organize strike. Minto miners lose one hundred thousand dollars in wages. Nova Scotia miners are having the most prosperous year in history. Nova Scotia miners are getting out orders that previously went to Minto.

Who will win—New Brunswick or Washington? If the five hundred dollar a month official can not keep his end up he may get a cut in his pay.

Hon. Mr. McNair's stand is not directed against labor. The department of which he is the acting head has set up machinery to protect labor. This is the Fair Wage Board on which board labor is represented. The C.I.O. does not want the board to function.

When the C.I.O. collects dues from the working man fifty per cent is sent to Washington. Thirty per cent goes to Nova Scotia.

The idea of trying to make an arrangement with the Mounted Police to take over police affairs in this city seems a reasonable one. The provincial government has millions of dollars worth of property in this city.

Chip in for the Minto children who need winter clothing. Get in touch with John McKnight, Lansdowne Street. Whether or not you are in favour of the strike does not make any difference. The children have to be protected. See particulars elsewhere in this paper.

Congratulations to Dr. Fletcher Peacock and Guy D. Scovil in regard to their co-operation with the Home and School Association. Much different from the ideas of provincial educational heads who a few years ago had antiquated ideas and who were barely civil to those who started the movement. It takes us some time to wake up. Sometimes it takes the right persons at the head of affairs.

Two boys are so much in love with each other that they sit up until two o'clock in the morning talking. This must be brotherly love. How the rest of the inmates of the house get asleep is what we have not yet learned.

City car drivers including some of our Aldermen have a great time these days dodging dogs. The streets are crowded with big dogs, little dogs and middle sized dogs. This time of year it would be a good idea to tie the dogs up so they would not annoy the public. No person has any right to keep dogs running at large to the annoyance of the public and we thought that there was a law against this.

HUNDRED

(Continued from page One)
and of the courage of the men working with me, the Rothwell mine has continued to operate through all this trouble and we intend to carry on in spite of all opposition resisting the denomination of the C.I.O. "The methods that this organization has used here all emphasize the impossibility to continue to operate if it should gain control."

Mr. Taylor

MINTO, Nov. 26—"I think the Hon. Mr. McNair has given the whole situation a fair study and his conclusions are correct." A. D. Taylor, manager of the Miramichi Lumber Company's coal mines here, said tonight with reference to the statement by Hon. J. B. McNair, Atty-General and acting Minister of Health and Labor, regarding the strike situation at Minto.

Mr. Taylor's statement follows: "On Oct. 12th, 976 men were employed by companies involved. Yesterday, Nov. 25th, 188 were employed by these same companies. Seventy-four definitely left this vicinity. It is estimated 23 former employees are now working with McDougall's mine, and the Union stated 69 of their members were hunting, but did not vote.

"Actual payroll figures and the union's estimate of hunters would leave a maximum of 622 entitled to vote. Although we have only traced 74 as having left the vicinity, it is our belief that at least 50 more have gone, which would leave a total of 572 strikers entitled to vote. Yet, according to the union 777 voted, or approximately 200 more.

"I might agree with Morrison (D. W. Morrison, president of District 26, U.M.W.) that the vote was no surprise to me, except there has apparently appeared on the scene 200 new miners since the strike started.

"Why were relief tickets being written when voting was being carried on? My opinion is that the whole show was carefully staged.

"Reliable sources state about \$15,000 has been paid in relief. Wages alone for the same period would have probably been \$90,000 to \$100,000.

"I did not want the Fair Wage Board here but am willing to accept

POLICE PROTECTION

(Continued from Page One)

When case after case arises, such as have arisen in this city in recent years where culprits of different kinds have been allowed to go undiscovered, it would seem to be time for some definite action to be taken in the matter.

The matter of placing our city police force in the different cities under some chief inspector paid by the province and who would make a check-up in regard to the efficiency or inefficiency of the police officers in the different cities and towns, just as a school inspector inspects schools and teachers for efficiency, might be worked out.

OR WHY NOT MAKE ARRANGEMENTS TO HAVE THE R. C. M. P. POLICE OUR CITY. WHERE THIS BODY IS ALREADY DOING WORK IN THE PROVINCE, PERHAPS SOME ARRANGEMENT MIGHT BE MADE TO HAVE THE CAPITAL CITY AMALGAMATE WITH THE PROVINCIAL GOVERNMENT IN REGARD TO POLICING THE CITY. MUCH VALUABLE PROPERTY BELONGING TO THE PROVINCIAL GOVERNMENT IS LOCATED IN THIS CITY AND IT IS ENTITLED TO ADEQUATE POLICE PROTECTION.

their rulings. We have lost 15,000 tons of winter's business already. Canadian National contracts for coal for 1938 will shortly be negotiated. We have been trying to get increased prices so that we might advance wages.

"Barret (Silby Barret, International board member, U.M.W.) stated at the first meeting here that he could find employment for all these men in Nova Scotia mines if the strike lasted three months. I challenge him to make good his promise.

"I believe the Fair Wage Board has more power to correct any evils in the industry than Morrison and Barret, and notwithstanding Morrison's statement I believe they know the New Brunswick miners' needs as well as he does. Officers and members of the Fair Wage Board have examined both the working places of the men and the books of the companies and, as far as I know, I don't think either Morrison or Barret were ever in a New Brunswick mine. "I think the Hon. Mr. McNair has given the whole situation a fair study and his conclusions are correct."

SINCE FINNEGAN

(Continued from Page Eight)
speed of the truck from the point where young Bird stood, a block and a half from the point where it first appeared on Westmorland street.

Counsel asked the Court to disregard the evidence of Alfred E. Williams, who testified that he had been standing in the stable of the York hotel and had seen the truck pass the window. Mr. Inches submitted that the witness could not judge the speed of the truck with any accuracy. The reliable evidence points to a speed of 20 to 25 m. p. h., he remarked.

Duty to Stop

It was Prof. Perry's duty to draw up to the curb of Brunswick street when he heard the siren of the fire truck, counsel said. He then remarked on the evidence given by young Bird, who stated that he had heard the siren.

"It is inconceivable that Prof. Perry did not hear the siren," Mr. Inches exclaimed. If he had been driving as slowly as is claimed by the plaintiff's attorneys, he could have stopped or turned into a driveway even after he had first seen the truck, counsel said.

Although Brunswick is a through street by city by-law, that same ordinance provides that fire and police vehicles and ambulances have the authority to pass through processions, he said.

Cases Quoted

Counsel quoted American cases, showing that fire vehicles have the right of way over stop signs, stop lights, etc., in that country, and that the municipality is not liable in cases of accidents resulting therefrom. No general rule obtains in England, he said, it being merely required that reasonable care be exercised.

The wheels of the truck began to skid at a point about in front of W. G. Quinn's store, he said, but there was an interval of time between the time when Driver Finnegan realized that the breaks must be applied, and the time when the brakes took effect.

Evidence has been presented showing that Mr. Finnegan saw the Perry car when he was still some distance from the scene of the accident, he concluded.

Section 53 of Chapter 25, Revised Statutes of New Brunswick 1927, gives the right of way over all vehicles to fire trucks, pointed out Peter J. Hughes, K.C., city solicitor, in continuing the defense argument where Mr. Inches left off.

"Delay of even a minute may mean disaster in combatting a fire," he said, in explaining the reason for the law. He then read a section of the city by-law which provides that the drivers of all vehicles shall draw up to the curb on hearing the fire

truck siren, where they shall remain until the truck has passed.

Could Have Heard Siren

Mr. Hughes suggested that there was no reason why Prof. Perry did not hear the siren, and why, if he did hear it, he did not turn right into Westmorland Street to avoid the crash. If the evidence is to be believed, he was not travelling too fast to do so, he said.

"The case falls distinctly within the term 'inevitable accident,'" he said. "There was nothing Finnegan could do that he did not do," he added, pointing out that Finnegan had applied the brakes immediately upon seeing the Perry car.

"If Prof. Perry did all that he could do, then it was an inevitable accident, and none could be held liable. If Prof. Perry did not do all that he could do, then he would be held liable."

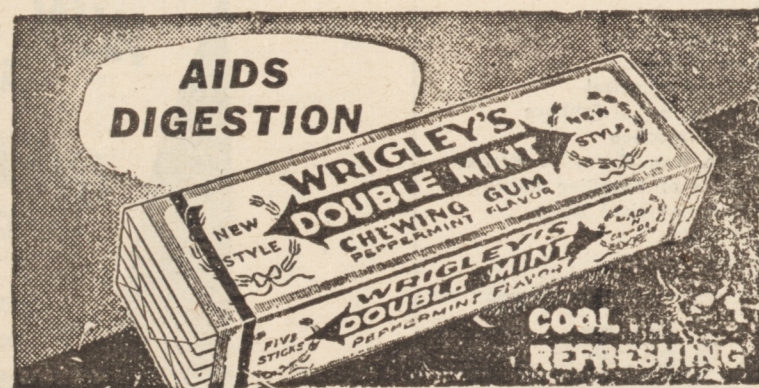
In speaking of the non-liability of the Municipality for costs arising from the fire department, Mr. Hughes quoted McQuillan on "Municipal Corporations."

City Not Liable

"A municipality cannot be held liable for damages for negligent use or non-use of fire department equipment, neither for misfeasance or nonfeasance. No action shall lie against the city for the misconduct of its servants in the course of their duty," he read. The only exception is when liability is expressly imposed by statute. There is no statute imposing liability, Mr. Hughes pointed out.

If Your Lordship finds that there are damages to be assessed, they must be assessed on the benefits the plaintiff might have expected to have received from the deceased had he lived for another ten years, Mr. Hughes said. He dealt briefly with the evidence presented as to the earning capacity of the deceased. You must take into account other possible casualties and injuries, he said, mentioning Prof. Perry's poor health. He pointed out that insurance money had already been paid to Mrs. Perry.

In presenting the argument for the plaintiff, W. J. West read portions of the city by-law referring to through streets. On strict wording of the by-law, no exception is made for fire trucks, or any other type of vehicle, he contended, which gives them the right to pass stop signs and enter through streets without stop-



Capitol

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With Mae Clarke

Produced by Sol Lesser
Directed by Howard Bretherton
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Screen Play by Earl Felton and Harry Ruskin
Directed by Edward Cahn
Produced by Tom Reed

Here MON., TUES., and WED.

A Family Affair

With Lionel BARRYMORE, Cecilia PARKER, Eric LINDEN, Mickey ROONEY and Charley GRAPEWIN

BATHURST NEWS

(Special to The Daily Mail)

BATHURST, Nov. 27—Mrs. J. P. Whalen entertained at seven tables of bridge at her home "Lilac Hedge Inn," yesterday afternoon. The first prize was won by Mrs. Harper Kent, second prize by Mrs. Edgar Melanson and consolation by Mrs. A. E. Loosen.

Miss Helen Bond is home from Boston to spend the winter with her parents, Mr. and Mrs. S. B. Bond.

W. J. Kept has returned from Montreal.

Mr. and Mrs. Smith Morse have gone to Chicago to be present at the marriage of their son Tom Morse.

Mrs. R. J. Lutes has gone to Moncton for a few days.

The Chatham Badminton Club are playing the Y.P.C.C. tonight. This is a return game. Bathurst was in Chatham last Monday.

J. Pineault is erecting a building on Murray Street, past the overhead bridge. The Tomlinson Construction Company will have their office on the lower floor. Mr. Carroll, accountant for Tomlinson Co., will have living quarters on the upper storey.

This by-law is the law governing the traffic on the streets of Fredericton, he said.

The vehicle which has made a substantial entry into an intersection has the right of way over another vehicle approaching the intersection, he said.

After more technical argument by Mr. West, court adjourned until this afternoon, when the hearing of the arguments of the plaintiff's counsel was continued.

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Topping every tune-filled triumph of the past...M-G-M's Giant Show floods the screen with stars...hit songs...romance...laughs...girls



HERE MONDAY

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— IN —

"MAKE A WISH"

Annual

SALE and TEA

St. Andrew's Church Hall

Tuesday, November 30

4:30 to 6:30 p. m. — Tea Tickets 25¢

Christmas Cooking a Specialty

WHY HUSBANDS LEAVE HOME

OPERA HOUSE

WED. & THURS.

December 1st and 2nd

Biggest and best laugh hit of the season, presented by Woolastuk Entertainment November 17 and featuring Woolstox Melody Boys and McGinn's Orchestra. Entire production under direction Miss Verah M. Jonah.

City of Fredericton

NOTICE TO WATER CONSUMERS

Water consumers will please take notice that all arrears water rates must be paid on or before

Tuesday, November 30,

otherwise their water supply may be turned off without further notice.

FRED I. HAVILAND,

City Treasurer.
City Hall, November 27, 1937.