

News Briefs

SMITH WAS REMANDED
The evidence in the case of Frank Smith, charged with carrying a dangerous weapon with intent to break and enter at night, was taken this morning. Smith was remanded until Friday for judgment when he appeared before Magistrate Limerick today.

LEFT HOSPITAL TODAY
Charles N. Crewdson, who was injured in an accident at the establishment of the Royal Mills, Ltd., in this city a short while ago, left the Victoria Public Hospital at noon today for his home, after being a patient since the accident. It is not expected, however, that he will return to his duties as head miller for some time.

ATTRACTIVE WINDOW DISPLAY
It is most noticeable that Queen Street merchants of late are vying with one another to improve the appearance of their stores and to create attractive window displays. A window which appealed to us the other day was the display of Forsyth shirts in Scovill Bros. This window had the charm of sheer simplicity. Without elaborate decoration a most happy effect had been achieved by the artistic blending of background and merchandise into an attractive and harmonious color scheme.

NEW COMPANY FORMED
Letters patent have been issued incorporating Charles F. Tweeddale, J. E. Leo Papineau and Miss Florence M. Rockwell, all of this city, as the Canadian Pulpwood Exporters, Ltd., according to notice in today's issue of the Royal Gazette. The company is licensed, among other things, to carry on the business of manufacturing, buying, selling, importing and exporting wood and wood products. The company is incorporated with a capital stock of \$10,000, divided into 100 shares of \$100 each. The head office will be located in this city.

PASSED AWAY TODAY
A strange coincidence of fate was the death of Mrs. Mary Burke, Hanwell, this morning, exactly two years to the day after her husband preceded her. The widow of the late John W. Burke who passed away on Nov. 24, 1935, she had been ill for some time. A resident of Hanwell for the greater part of her life, she is survived only by several nephews and nieces. The funeral will take place Friday morning. Rev. Father Coughlan will celebrate Requiem Mass at the Hanwell Church at ten o'clock. Interment will be made at O'Connell.

LADY DEBATORS WIN
A debating team composed of Miss Jessie Peacock, leader, and Miss Mary Neville, both of this city, representing the Delta Rho Society of the University of New Brunswick, defeated the U.N.B. Debating Society team of Phillip Willis, Saint John, leader, and John A. H. Duffie, this city, in the debate held last evening in the Arts building of the University. The winning team was awarded the decision by an audience vote after the judges, Mrs. F. J. Toole and Prof. C. W. Argue, split their ballot. The ladies, who upheld the affirmative of the resolution: "That University Students should be Pacifists," were given the decision by a one vote majority. Dr. C. C. Jones, president of the University, acted as chairman.

PRAISES N. B. TEAMS
Our New Brunswick agricultural judging teams did very well, considering the great competition they had at the contests, stated Stanley Wood, provincial livestock supt., on his return from the Royal Winter Fair at Toronto, where teams representing this province entered poultry, swine, grain and livestock judging contests. The contestants visited Ottawa on Saturday, he said, and arrived at their homes over the week-end. New Brunswick placed first in poultry, third in grain, and fourth in dairy cattle and swine. The teams were accompanied to Toronto by Mr. Wood and Agricultural representatives J. C. Bennett, Chatham; Gustave Gaudet, Caraquet, and Alphonse Dionne, Edmundston.

Urge More Time Teaching French

A delegation from L'Assomption Society is waiting upon the Provincial Government today and to make suggestions regarding the system of French teaching in the Acadian schools. The object of the delegation is to suggest to the government that a larger portion of time for the teaching of French be given in the French schools and also that better French textbooks be provided. The delegation includes Dr. Albert Sormany, Edmundston, C. F. Savole, and Alphonse Chaisson, Moncton, and Benoit Michaud of Campbellton. The provincial cabinet met last night with all members present except Hon. Dr. W. F. Roberts. It reconvened this afternoon.

Government Reiterates Stand Conference re Minto Strike Ends Today

Gov't. Urges Fair Wage Board Be Allowed To Act

The government remained adamant in advocating that the striking Minto miners return to their work and allow the Provincial Fair Wage Board to act as the conference between Premier A. A. Dymally and other representatives of the government and officials of the United Mine Workers of America closed here early this afternoon after having been adjourned since yesterday afternoon.

No details as to the trend of the discussion in the lengthy meeting were disclosed either by government or union sources. A meeting between union leaders and strikers is scheduled to go held at Minto tonight, at which the results of the conference will be discussed, it was stated by P. G. Mulise, international representative.

Speaking to The Daily Mail this afternoon, Premier Dymally stated that throughout the entire meeting the government representatives reiterated the stand they had taken early in the strike, namely, that the Fair Wage Board is the proper medium to handle the situation. Besides the Premier, the government was represented at the meeting by Hon. J. B. McNair, Atty-General and Acting Minister of Health and Labor, and H. R. Pettigrove, Fair Wage officer. Representatives of the union were Mr. Mulise, D. W. Morrison, president of District 26; Selby Barrett, international board member, and W. S. Walker, board member for sub-district No. 7.

REV. W. A. BURGE, REV. E. E. FYTCHE RESIGN PULPITS

Action At Meeting Of Fredericton Presbytery Last Night

Two popular clergymen of this district, Rev. W. A. Burge, of the Gibson Memorial United Church, Devon, and Rev. E. E. Fyche, of the Sheffield United Church, tendered their resignations yesterday at the quarterly meeting of the Fredericton Presbytery, held in the vestry of the Wilmot United Church. Both resignations become effective on June 30 next year, that being the end of a five year term in each respective pastorate.

Whether or not the resignations will be accepted is not known as yet, such procedure being merely a matter of form. Each had been called for a five year term, and it is customary to resign at the end of that period. The tendering of the resignations was the first intimation the respective churches had on the matter, a notice being mailed to them in unison with the announcement before the Presbytery. The resignations were accepted by the Presbytery, it was stated this morning, because that body has no other alternative. It is a custom in the United Church to tender the resignations to the Presbytery, which body makes an acceptance; then it is put before the congregational body of the church which may either accept or offer another five year pastorate in the church.

Announcement in Dec.
Robert Harvey, secretary of the Gibson Memorial Church, stated today that he is not in a position to make an announcement on the resignation, but that such will be made following the session meeting to be held early in December.

Rev. Mr. Burge stated that he has no other call in view and has made no other plans.

Rev. Mr. Burge presided at the meeting yesterday, being chairman of the Presbytery. Rev. George Telford of the St. Paul's United Church gave an interesting talk on the different phases of adult education and its importance and use in the world today, while Rev. J. W. Bartlett of the Wilmot Church described the spiritual impressions of his recent visit to England and Scotland.

A report on the coaching conference held in this city recently was given by Rev. Reginald Barker, while W. W. Burns, a representative of the Layman's Association, addressed the

(Continued on Page Five)

COURT DENIES THAT \$10,000 INSURANCE RECEIVED BY MRS. MARGARET L. PERRY IS IRRELEVANT TO THE PRESENT SUIT

Prof. A. F. Baird Testifies That Sound Of Fire Siren Would be Neutralized by Fans of Car; Mrs. Perry, Plaintiff, Takes Stand Today

An important development in Mrs. Margaret L. Perry's \$36,000 civil action against the city of Fredericton, was the refusal by Mr. Justice C. D. Richards of the motion of Hon. Mr. R. B. Hanson, K.C., P.C., chief counsel for the plaintiff, that the section in the defence statement that "Mrs. Perry received \$10,000 in insurance as a result of her husband's death" be stricken out. Dr. Hanson submitted that this omission should be made on the grounds of embarrassment and irrelevancy.

Mrs. Perry instituted the suit because of the death of her husband, the late Stanley Calvin Perry, associate professor of geology and mineralogy at the University of New Brunswick, who died as a result of injuries received in a collision between his car and a city fire department truck last November.

Mrs. Perry took the stand for about three quarters of an hour this morning, following the evidence of Prof. A. F. Baird of the University of New Brunswick. The third witness of the morning was Dr. G. V. VanWart.

Sound of Siren Neutralized
The evidence of Prof. Baird was mostly of a neutral nature, dealing with the acoustics of a car and the matter of hearing the siren on the fire truck. He stated that it may have been almost impossible to hear the siren under the conditions. The car windows were all up, and a hot-water heater in the car was turned on, he pointed out. The sound of its fan and the fan on the engine of the car would have a tendency to neutralize the sound waves so that the sound of the siren would not register on the brain, explained the witness, stating that the three sounds were of the same type.

Mrs. Perry testified mainly as to the health of her late husband, his habits, earning powers and expenditures. On cross-examination by C. F. Hughes, K.C., counsel for the defence she stated that she and her husband had planned building a home in the city. She also said that her husband had heart attacks.

Questioned by Hon. Dr. Hanson, she stated that they had planned building in this city not because they contemplated staying here permanently, but because they would rather live in their own home than in another.

Well Physically
She stated that her husband was in good physical condition other than he was not supposed to exert himself. She further stated that he had been examined by Dr. Ferris in St. John and by Dr. G. C. VanWart in this city. In her presence, she testified, Dr. Ferris had told her husband that he would be all right as long as he did not exert himself by such means as heavy lifting. He had been told, she stated, that he would live longer than ordinary men if he took care of himself.

Hon. Dr. Hanson next questioned about their mode of living. She stated that they lived modestly. Her husband, she said, was not addicted to any expensive habits, did not drink but smoked a pipe. He did not go on "trips," nor did he dress extravagantly. She stated that at the time of his death the estate amounted to \$3,000, from which funeral expenses of between \$200 and \$300 had been subtracted.

She stated that they had not saved this \$3,000 since they were married but that it represented his life's savings. Asked about the cost of living, she said, "I know it took practically all we had to live."

His Lordship asked counsel to bring out what the cost of providing for a child for ten years would be, so that if any damages were awarded there would be a scale to go by. Mrs. Perry could not give this information and Hon. Dr. Hanson stated that he would not ask her to speculate but would leave the matter to the court.

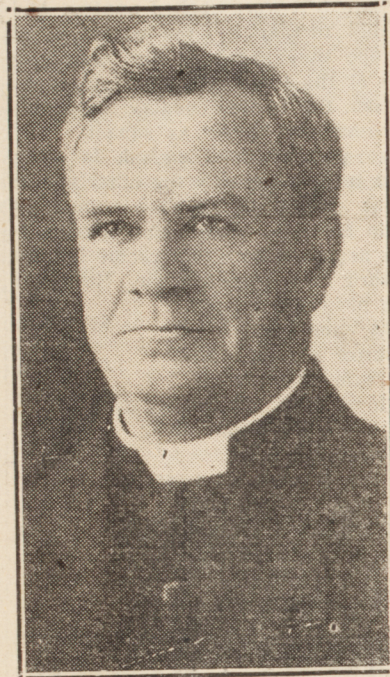
Asked what amount would be necessary to live in a same condition on the same scale on which she and her husband had lived, the witness could not say definitely. "It all depends," she stated, "we could have spent a lot more but we were planning." She said that they hadn't saved much during the time they were married.

Following the evidence of Dr. VanWart, court was adjourned until this afternoon.

Witnesses Describe Ability of Deceased

Seven witnesses followed each other in rapid succession in the \$36,000 action against the city by Mrs. Margaret L. Perry, when it resumed yesterday afternoon. The evidence of the first witnesses dealt mainly with the circumstances surrounding the accident, while the later evidence was of a more technical nature.

Witnesses testified of the brilliant



REV. W. A. BURGE

future which would have laid ahead of Prof. S. C. Perry had the accident not occurred. His earning powers were especially dealt with by counsel for the plaintiff.

Most important witnesses in this respect were Dr. W. J. Wright, Ph.D., Provincial Geologist, and Col. C. J. Mersereau.

Brilliant Geologist
Dr. Wright stated that the late Prof. Perry was very capable in his line of work and had great possibilities for the future. He stated that as a professor at the University of New Brunswick he started at an initial salary of \$2,400, which would have been increased \$100 per year until the maximum of 2,800 was reached. The witness stated that Prof. Perry was working for a doctor's degree and with this would have been able to teach in a larger university at a salary in the vicinity of \$5,000.

While at the University here, Prof. Perry was working on the geological survey in the summer months and

MAJESTIC MAKES LAST VOYAGE OF PRESENT SEASON

Plows Through Thin Ice
On Trip Down Saint
John River

Water Receding
Colder Weather Needed
For Freeze-Up In
This Vicinity

Yesterday morning the river port of Fredericton saw its last steamer for several months to come as the steel-hulled S.S. Majestic sailed from this city to Saint John on its last trip of the present season. No difficulty was experienced by the vessel in reaching the downriver port, although it plowed through thin ice at several points below this city. The Majestic replaced the motor vessel D. J. Purdy on the Fredericton-Saint John run a week ago in anticipation of the formation of ice on the river, which might damage the wooden summerboat.

The Majestic passed through six or seven miles of thin ice below this city yesterday morning. The ice, which was free and running with the current, formed in the coves along the shore. No ice has formed in the river at this city because of the strong current, but with a little colder nights the water here will be skimmed over with ice. It was stated this morning by Chief Engineer John J. Malloy of the Fredericton Pumping Station. At the present height of water, however, the water will keep freezing, running and jamming.

River Still High
Either zero weather or a drop in the water level of three feet is necessary for a general freeze-up now, he stated. At present the water is falling gradually, being about 6.8 feet above summer low this morning. Maximum high registered during the fall freshet was 6 feet above summer low.

Lowest temperature recorded here last night was 16 degrees. The mercury has been climbing gradually ever since, but is still below the freezing point.

Freeze-up is a little late here this year, the river having frozen solid on Nov. 19 last season. However, records for previous years show the freeze-up to come as late as the first week of December, and in 1934 ice did not form until Dec. 7.

that with this field experience he would have been able by going into commercial work to demand a salary of at least \$7,000.

Col. Mersereau testified concerning the value of a sum of money over a period of time according to the tables of actuarial values used by Canadian insurance companies.

Other witnesses were: Officer Barker of the city police; Fred I. Haviland, city treasurer; Karl A. Walker, chief of the Fire Department; W. A. Gibson and Joseph W. Sears, registrar at the University of New Brunswick.

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