

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, SEPTEMBER 3, 1937

The Lord's Day Act

It is understood that the branch of the Lord's Day Alliance of Canada, established in this city, is to make a move for the strict enforcement of the Lord's Day Act and that definite action will be taken in the near future to see that the Act is enforced.

A widespread misunderstanding prevails with respect to the Sunday business permissible in the following places. A careful consideration of the Lord's Day Act and a review of court decisions make clear the following:

Meals and Accommodation.—First—Restaurants or hotels may on Sunday legally conduct their proper business of providing meals or accommodation or both as the case may be.

No Merchant's Trade.—Second—These places may not on Saturday carry on a merchant's trade whether conducted by the proprietor or by anyone leasing a stand upon the premises. This means that it is illegal to sell on Sunday goods to be taken off the premises, and would apply to the sale of candies and other confections, cigars, cigarettes, newspapers, etc. Ordinary merchants are not permitted to do business on Sunday. These places, therefore, are required to refrain on that day from carrying on the merchant part of their trade.

Restaurants Only.—Third—Only a restaurant proper, that is a place equipped to give meals and regularly serving meals during the week, may do business on Sunday. Refreshment places not qualifying as restaurants as thus defined may not legally sell on the Lord's Day. In order to do business on Sunday they would have to prove that their's was a "work of necessity and mercy." (R.S.C., 1906, Cap. 153, Sec. 111. This consideration would apply to ordinary refreshment stands, ice cream parlors, wayside stands, etc. Wayside markets, of course, cannot sell on Sunday. No local or provincial ordinance can supersede the Lord's Day Act.

Garages and Service Stations.—Fourth—The Lord's Day Act permits "any work of necessity and mercy." Hence work of this nature may be done on Sunday. Under this head the Alberta Supreme Court includes the sale of gasoline. No other province has pronounced on the subject. Ordinary repair work is forbidden, as well as such work as washing, polishing, greasing cars, etc. Employees in service stations have the right to one day's rest each week.

For Relief of Sickness.—Fifth—The Sunday business of drug stores is limited under the Lord's Day Act where a drug store does not also conduct a restaurant and serve meals during the week, to the sale of drugs, medicines and surgical appliances necessary for the relief of sickness and suffering. A business in other articles such as candies, cigars, cigarettes, magazines, kodaks, toilet articles is prohibited.

The operation of trucks on the roads on Sunday has been previously discussed in The Daily Mail. This is a matter that may well be taken up by the Lord's Day Alliance.

Aberhart Betrays His Ambition

PREMIER WILLIAM ABERHART'S efforts to be defiant make a pathetic diagnosis of the unstable state of the official mind in Alberta. His declaration that the disallowed banking legislation is still law and will be enforced until declared ultra vires in the courts illuminates a bombastic ignorance never before uncovered in an Administration in this country. It would be an object of sympathy were there any plausible excuse for one man or a group of men remaining in such a state.

Premier Aberhart had the opportunity to test the constitutionality of his legislation in the courts and declined. By declining he compelled the Federal Government to resort to disallowance to avoid economic catastrophe. Since his laws have been disallowed, he has none to enforce. For that matter there are none to be tested in the courts. The only action he can take is to contest the legality of disallowance. Should he win such an action—it would be nonsense to try—then his laws would be "reinstated" and enforceable.

Until that happens there is no action Premier Aberhart can take that the banks need worry about. If an attempt should be made to enforce the legislation, the banks can tell the Government where to go and how to get there. Certainly Mr. Aberhart cannot proceed against them, for the very reason that the legislation he would proceed on, legally, does not exist. On the other hand, any attempts to make it operative before the courts have overridden the Federal veto are unlawful, and the banks can seek court protection, not that Mr. Aberhart is one to recognize the courts.

Clearly, in trying to place his own so-called moral code above the law, the Alberta Premier is seeking to split Confederation. If he can go far enough before the people of the Province stop him, he will force a secession issue on them. This is the only logical explanation of his antics. And if he can create enough political confusion and economic hardship while doing so, he has a revolutionist's chance of winning out. We do not believe that this will happen or that the Aberhart crackpots could win. But should it happen, what may seem a triumph for Social Credit will most surely and rapidly resolve into difficulties for the masses in that Province.

Snapshots

The Burton Women's Institute comprise many ladies who are good cooks. We believe that many of these ladies are single. Here is a hint for the bachelors.

The man who drove on the wrong side last evening from Oromocto to Fredericton might have received a bad clip. He was taking some chances.

The Chinese war is costing the Japs \$5,000,000 per day but they seem to have a "yen" for it.

Shanghai incidents suggest that neither Chinese nor Japanese are to be trusted with airplanes and bombs.

During their ring conference in New York Mr. Louis and Mr. Farr paid each other quite a few lefthanded compliments.

By way of variety, Premier Aberhart of Alberta seems to be indulging now in mock heroics. But didn't Ajax the Lesser also defy the lightning?

If, as reported from Saskatchewan, a drought-resisting wheat is being developed, it will be among the greatest of science's contributions to the welfare of mankind.

The news that nebulae \$0,000,000 light years from the earth have just been photographed gives some notion of the exhaustion of camera subjects close at hand.

Experts have announced that women stutter less than men because they are quicker on the mental uptake. Some husbands may think that constant conversational practice has something to do with it, too.

RURAL

(Continued from Page Eight) hope lays in a wider knowledge of all its angles, stating that the majority of cases result usually from prolonged irritation or chronic inflammation. He emphasized the fact that early symptoms are important, and that a competent doctor should be called as soon as any symptoms are detected. Dr. W. M. Jenkins, M.L.A., Gagetown, congratulated the W.I. on being an evergrowing and powerful organization, and said one may judge the land by the women of the land. He traced the advance of medical science as a boon to women.

Presiding at yesterday's meeting was Mrs. H. W. Scovill, Upper Hamstead, the president. The following resolution committee was appointed: Mrs. A. W. Carpenter, Queenstown; Mrs. C. H. Wasson, Chipman; and Miss Ida Simpson, Gagetown; courtesy committee, Mrs. Parkhill, Chipman; Mrs. G. W. Slocum, Waterboro; and Mrs. Leigh McKnight, Lower Jemseg.

Mrs. McCain then spoke, telling of visiting her different district conventions and hearing the reports of work done. It made her realize more than ever the immensity of the work done by the W.I., she said. No other organization covers such fields of work she believed.

REVOLT INSURG.

(Continued from Page One)

sense contrary to the needs of the national spirit.

3. The elections of Feb. 3, 1936, (which placed a Leftist coalition into power) were unjust. Although the Rightist-Centre parties received over 500,000 votes more than the Leftists, they got 118 fewer deputies because of the arbitrary annulment of votes in all provinces.

4. The Communist International had armed a "revolutionary Spanish militia," with the result that at the outbreak of the civil war on July 18, 1936, 150,000 Spanish assault guards and 100,000 "manoeuvre militiamen" were under arms.

5. The civil war is legitimate because "five years of continued outrages of Spanish subjects in the religious and social fields had endangered the very existence of public welfare and had produced enormous spiritual unrest among the Spanish people and because when legal means were exhausted the idea entered the national conscience that there was no other recourse except to force to maintain order and peace;

"All because interests opposed to legitimate authority had decided to overthrow the constituted order and establish communism through violence;

"Finally, because, through the fatal logic of facts, Spain had only this alternative:—Either to perish under the precipitate assault of destructive Communism, already prepared and decreed, as has happened in the areas where the Nationalist government (Franco) has not triumphed,—or to attempt with titanic force to get rid of his rightful enemy and save the fundamental principles of its social life and national characteristics."

Four Conclusions

The four conclusions follow:

1. "The Church could not remain indifferent in a fight in which on one side, God was renounced, while on the other side, notwithstanding human defects, the fight was for preservation of the old Spanish and Christian spirit."

2. "The Church, however, does not associate herself with acts, tendencies and intentions which figure in the whole physiognomy of the Nationalist movement."

3. "The civil-military uprising deepens in the people's consciousness patriotism, and religious sentiment."

4. "For the moment there is no other hope for Spain again, acquiring justice and peace except the National movement."

The letter, detailing Leftist crimes against the Church, stated that 6,000 of the secular clergy were killed.

It also rebuts three accusations: First, that the Church in Spain owned a third of the nation's land; second, that priests were chosen from the upper classes and were removed from the people, and, third, that the people did not want their children baptized because they had to pay heavy fees for administration of the Holy Sacrament.

OUR MAIL BAG

RURAL TELEPHONES

Editor Daily Mail,
Fredericton, N. B.

Dear Sir:

Your Editorial of yesterday re the unsatisfactory condition of the telephone service is one with which most people will agree.

You might have added more about our rural service. We pay over thirty dollars per year for a party line with several parties on it, and the rings are so arranged that in most cases it is almost impossible for one to tell when his particular number is being called. The company had a poor enough rural system until about a year or so ago. Then they changed it and made it worse. The only satisfaction we have now is that it cannot be made any worse than it is. With politicians on both sides of politics amongst its leading stockholders and directors the poor farmer gets a poor show. We have to have the phones and we have to pay what is charged or do without. You just watch what the Public Utilities will do. They will do nothing and you cannot get them to do anything no matter how many things you print in your paper about it. But you deserve credit for bringing the matter up.

Yours truly,
RURAL TELEPHONES.

THAT CONSERVATIVE COLT

Oromocto, N. B.,
September 2, 1937

To the Editor, The Daily Mail,
Fredericton, N. B.

Dear Sir:

In a recent issue of your paper I noticed where a Conservative farmer of Sunbury County owns a colt which he calls Dysart.

One would have to have horse sense to know if "Dysart" will be able to stand up to the hard surfaced roads, or if the hard surfaced roads will stand up to "Dysart."

PERPLEXED EQUESTRIAN.

POWERS WILL

(Continued from Page One)

tified submarine was painted grey and carried no insignia. Two torpedoes were fired, they said, with the Woodford sinking within three hours.

SHERIFF SALE

The following property will be sold at Public Auction in front of the County Court House, Fredericton, N.B., at Twelve o'clock Noon, SATURDAY, OCTOBER 2nd, 1937, A.D.

For delinquent Parish and County: Road and School Taxes, with costs. Elijah Fullerton property, Zionville Settlement.

A tract of land in the Parish of St. Marys, in the County of York, and Province of New Brunswick, and bounded as follows, to wit: Beginning at a stake placed on the eastern side of a reserved road at the southwest angle of lot Number 153, granted to Charles McConnell in Block 3, thence running by the magnet south seventy degrees and thirty minutes east fifty chains to another stake, thence south nineteen degrees and thirty minutes west fifty chains to another stake standing on the eastern side of the aforesaid reserved road and thence along the same north nineteen degrees, thirty minutes east twenty chains to the place of beginning, containing one hundred acres more or less and distinguished as Lot No. 155 in Block 3.

ALSO all that certain other lot, piece or parcel of land situate lying and being in the Parish and County aforesaid, and bounded as follows: Beginning at the northwest angle of lot number one hundred and fifty three granted to Chas. McConnell in Block No. 2 Durham Settlement and thence running by the magnet south seventy one degrees east fifty chains thence north nineteen degrees east twenty chains to the southern side of a reserved road thence along the same north seventy one degrees west fifty chains to the eastern side of another reserved road and thence along the same south nineteen degrees west twenty chains to the place of beginning containing one hundred acres.

ALSO all that certain lot, piece or parcel of land situate lying and being in the Parish of St. Marys, County of York, aforesaid, and bounded as follows: Beginning at a cedar stake, standing at the northeast angle of the base line thence south nine rods thence west seven rods thence nine rods to the Zionville Road thence east along said road to the place of beginning and containing one quarter of an acre more or less, said land being lot number one hundred and fifty four in Zionville Settlement.

County Taxes	Road Taxes	School Taxes
1933 .. \$12.78
1934 .. 14.00	\$10.53
1935 .. 6.05	\$2.00	5.60
1936 .. 35.75	3.60	9.00
1937 .. 12.60	3.60

Total .. \$61.18 .. \$9.20 .. \$25.13
Delinquent Parish and County Taxes .. \$61.18
Delinquent Road Taxes .. 9.20
Delinquent School Taxes .. 25.13

Total .. \$95.51
C. N. GOODSPEED,
High Sheriff of York County,
Fredericton, N. B.,
September 2nd, 1937.

Capitol

NOW PLAYING

ROMANCE BY THE CLOCK !
They met at midnight....were held up at two....landed in jail at five....and were married before breakfast !
The Season's Fastest, Funniest Romance !

MARRIED BEFORE BREAKFAST

—with—
Robert Young and
Florence Rice
June Clayworth, Barnett Parker

—ADDED ATTRACTION—
GASP...and GUESS HOW to

FIND THE WITNESS

—with—
Charles Quigley, Rosalind Keith

HERE MONDAY
"Blonde Trouble"
—with—
Eleanore Whitney, Johnny Down

The Woodford's sudden end brought an outcry in the press. The Evening News decried the mounting list of incidents, but asserted it would be better for all concerned if the identity of the submarine responsible "disappears with it." The Evening Standard came out in defence of Italy, tacitly indicted by a number of newspapers as the guilty party.

The Woodford, provisionally registered in London, was scheduled to be sold to the British Finley Steamship Company of Bishop's Gate. Previous to its present voyage the tanker was known as the Iolcos and flew the Greek flag. Members of its crew were non-Britons.

The chancellor of the exchequer, Sir John Simon, presided at today's ministerial conference. The first lord of the Admiralty, Alfred Duff Cooper, Dominions Secretary Malcolm MacDonald and the lord president of the council, Viscount Halifax also attended.

The tone taken by tonight's newspapers reflected indignation of the public over the recrudescence of "piracy" in the Mediterranean. The Star, a Liberal organ, noted:

"To put down piracy in the Mediterranean now, no matter under what august patronage it operates, may be the means of saving many innocent lives."

The Evening News wrote: "The torpedoing of neutral warships is rather more than the limit: Provided it can be done expeditiously, it may be all to the good if the secret of whose submarine it is disappears with it. For though no government would hesitate to disown such a piratical craft, it will scarcely improve international relations to establish its identity."

Defending Italy, The Evening Standard branded certain newspapers as "war mongers" and asserted:

"If Italy were to attack the British Navy, she would do so with the full knowledge of its inevitable consequences. She would realize that Britain would exact swift and terrible revenge, and before making the attack, she would concentrate her naval forces to meet a counter-attack."

"But Italy has not concentrated her navy. Nor is there the slightest reason to suppose she has in her mind any course so reckless and futile as a Mediterranean war."

HOPES SHATTERED

(Special to The Daily Mail)
PRINCE RESTOW, Alaska, Sept. 3.—The hopes of the crew of the ship Nascope last night when they caught sight of flares of light which they thought might be the ship of Russian flyers were shattered this morning by the arrival of an ordinary motor boat who stated that they had been trying to get the attention of the Nascope.

SEVEN CASES REPORTED

Seven cases of infantile paralysis have been reported to the provincial Department of Health since July, it was stated today by Dr. William Warwick, chief medical officer for New Brunswick. Three were in Westmorland County, one in Charlotte, two in Rothesay and one in Saint John. There have been no cases reported either in this section or in the Woodstock district, it was said. There is no cause for alarm, stated Dr. Warwick.

GAIETY

NOW PLAYING

Teamed At Last — and what a thrill !

JEAN HARLOW
ROBERT TAYLOR

— in —

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with Reginald Owen

W. S. VAN DYKE

Directed by
W. S. VAN DYKE

A Metro Goldwyn Mayer Picture

SHORT FEATURES:

TWO ACT COMEDY

"It May Happen to You"

FOX NEWS : : USUAL PRICES

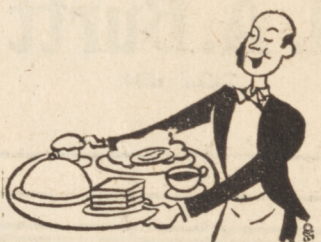
HERE, MON. and TUES, Next Week

"23½ HOURS LEAVE"

By Mary Roberts Rinehart

with James Ellison—Terry Walker

PLEASING SERVICE



Good Food Well Served

The complete enjoyment of eating in hotels depend on the manner in which the food is served. We insist upon a quick, careful, courteous staff.

Truly Delicious Food
Unexcelled Service

THE
Queen Hotel

EXPECT MANY MORE DEATHS
RESULT OF TYPHOON

(Special to The Daily Mail)

HONG KONG, Sept. 3.—A great many more deaths are expected to be reported resulting from the typhoon which struck Hong Kong and it was the greatest in many years. It is expected that when buildings are investigated that more deaths will be discovered. In one building eighty bodies were discovered. Several fishing which were along the coast were completely wiped out.

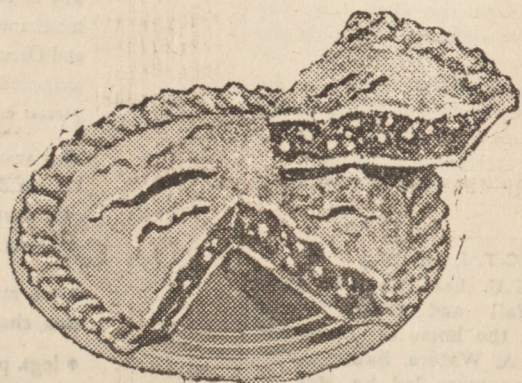
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soothing
fragrant
lather of
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Soap
helps
even
the most
delicate
skin

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