

SUPREME COURT.

A Number of Important
Judgments Delivered
This Morning.SUNBURY ELECTION PETITION
STILL IN A HEALTHY STATE.Judge McLeod's Order Sustained
by the Full Bench.B. R. ARMSTRONG, A SOUTH AFRICAN
HERO, CALLED TO THE BAR.

The supreme court met this morning at eleven o'clock, pursuant to adjournment and delivered a large number of judgments. Justice Landry was the only absentee. Beverly R. Armstrong, of St. John, who lost a foot in South Africa, presented his petition and was duly sworn in a barrister of the court.

In the case of Bedford Nason, petitioner, and Robert D. Wilmot, respondent, known as the Sunbury-Queens election case, the judgment of the court was delivered by the Chief Justice. He stated that the petition against the return of the respondent as a member of parliament had been filed with the clerk of the court on December 17th last and was to have been served within the ensuing ten days. The petition did not reach Sheriff Holden, however, until December 21st, and on the following day he made an effort to serve it upon the respondent, but without success. In the opinion of the chief justice the whereabouts of the respondent during the ten days was of little importance, the main question was did the sheriff make a diligent effort to serve the petition. It was quite clear, he said, to every member of the court, from Mr. Wilmot's affidavit, that he was in the neighborhood of his own home during the ten days. It was shown that he at different times visited Fredericton, the home of his brother Henry at Belmont, and also his sister at Burton, and on Christmas day attended divine service at Oromocto. The sheriff of the county was the proper person to serve the petition, and the court thought that during the six days following its receipt by him, he made a diligent effort to serve it upon the respondent. He called at his home at Belmont, and was told by a farm hand, that Mr. Wilmot had gone to Fredericton. He then proceeded to Fredericton, and it afterwards appeared that this information given to him was wrong as he did not succeed in finding Mr. Wilmot in this city. The sheriff made a second call at Mr. Wilmot's residence and was informed by a little girl that Mr. Wilmot was not at home. It was contended on the part of the respondent that Mr. Wilmot was at that very time at his brother's home a short distance away, and that the sheriff should have called there, but the court was not in accord with that view. It was contended by the petitioner's counsel, when they applied to Justice McLeod for an extension of time, that there were special circumstances which interfered with the serving of the petition. It was pretty difficult, he thought, to determine just what are special circumstances in cases of this kind. In this case the circumstances are not nearly so strong as in the York case, yet the court is of opinion that they were sufficiently strong to warrant Judge McLeod in making the order to extend the time for service.

An application having subsequently been made to Judge McLeod to rescind his order, and referred by him to the full court, the court was unanimously of the opinion that they should refuse to rescind the said order.

Judge Barkar took no part in the case on account of relationship with the respondent.

The King vs James Kay, ex parte Belyea—The court was unable to agree in this case and it still remains in statu quo.

Porter appellant and Morrissey respondent—Appeal allowed with costs.

The same vs Creaghan, the like.

Ex parte J. D. Lewin estate, rule refused.

Ex parte the estate of W. W. Turnbull—rule discharged.

Peck vs Peck—new trial refused.

Jack vs Bonnell—rule to enter verdict for the defendant.

Goldie McCulloch Co. vs Hewson—Judgment delivered in favor of the defendant.

BEAR ISLAND.

(Special Correspondence to the Herald.)

June 11.—We are having very wet weather here. The hay crop will be as large as has been grown for years. Farmers are about through putting in their crops.

Miss Cliff and Miss Nason held a pound party at Amos Jordan's one evening last week, which was largely attended by the young folks of this place and Prince William. Dancing was kept up till the wee small hours.

Wm Earl on going out the other day to his pasture where he had a mare and colt found the colt lying down dead. He had seen it a short time before playing around well and smart.

Yesterday morning Geo M Ingraham milked his favorite cow as usual about 6 a. m., she gave the usual quantity of milk and appeared as well as usual. Twenty minutes later his son Harry on going to the yard found the cow lying dead with her mouthful of grass.

Measles have been quite prevalent this spring, Ira Ingraham being one of the latest victims. He is now getting better.

Next Tuesday is the annual school meeting day and many are guessing who will be elected trustee.

Amos Jordan, one of our commissioners, was out to Springfield last Saturday to get the road plow, which George F Burden, one of our parish councillors, procured for the benefit of Queensbury last year. It was used in several parts of the parish and did good work which is being appreciated by most of the people who want good roads. It would have been a much better road machine, in the eyes of some, if it had been introduced in the country by the Tories, instead of the Liberals.

Hard Coal.

Now on the way from New York, ex-schooner Abbie Keast, 200 tons Honey Brook Lehigh hard coal in the different sizes. The above coal will be delivered from vessel at lowest possible price. Orders booked at the office of the undersigned or at Farrell Bros, Queen street. June 14, d21. P. Farrell.

Cream and Biscuits.

Just received a fine assortment of Kennedy's celebrated biscuit, and also fresh cream in small bottles. d.—June 8 G. T. Whelpley.



SEALED TENDERS addressed to the undersigned, and endorsed "Tender for Supplying Coal for the Dominion Buildings," will be received at this office until Saturday, June 22nd, 1901, inclusively, for the supply of coal for the Public Buildings throughout the Dominion.

Combined Specification and form of tender can be obtained on application at this office. Persons tendering are notified that tenders will not be considered unless made on the printed form supplied, and signed with their actual signatures.

Each tender must be accompanied by an accepted cheque on a chartered bank, made payable to the order of the Honourable the Minister of Public Works, equal to ten per cent of amount of the tender, which will be forfeited if the party decline to enter into a contract when called upon to do so, or if he fail to complete the work contracted for. If the tender be not accepted the cheque will be returned.

The Department does not bind itself to accept the lowest or any tender.

By order
JOS. R. ROY,
Acting Secretary.
Department of Public Works,
Ottawa, June 6th, 1901.

Newspapers inserting this advertisement without authority from the Department, will not be paid for it.—June 13, d31.

TRY OUR PRESSED

Corned Beef

For lunches and picnics. It is unequalled for flavor and quality. Just the thing for summer. We have on hand

Brook Trout, Mackerel
Salmon, Halibut
and all kinds of Smoked Fish.
Choice Beef and Veal.

Lilley & Sons

MEATS AND FISH.

INTERCOLONIAL RAILWAY.

Serviceable Steel and Iron Rails.

Sealed tenders addressed to the undersigned, and marked on the outside "Tender for Rails," will be received until MONDAY, JUNE 24th, 1901, from persons wishing to purchase the whole or any part of the following: 3,529 tons of used Steel Rails and fastenings. These rails weigh about fifty six pounds a yard, and can be seen along the Railway between Sydney and Point Tupper. Also 700 tons of used Iron Rail and fastenings.

These Rails weigh about thirty eight pounds a yard and can be seen along the Prince Edward Island Railway.

The steel rails will be delivered free of freight charges at any station of the Intercolonial Railway, and the iron rails will be delivered free of freight charge at any station of the Prince Edward Island Railway.

Payment must be made in cash on delivery. Tenders must state the price per gross ton, also the place and time that delivery will be taken.

The Department will not be bound to accept the lowest or any tender.

D. POTTINGER,
General Manager,
Railway Office,
Moncton, N. E., 10th June, 1901.

TO LET.

The upper flat of the McCaffrey house, so called, situated on Queen street, West End, and at present occupied by the subscriber. Apply to

W. EGERTON EVERETT.
Fredericton, May 1.—dtt.

Schr. Stella Maud

Landing on or about June
1 with cargo of

Stove and
Chestnut

Coal..

for J. S. SCOTT, which
will be sold from the
wharf

Cheap for Cash.

In stock, all kinds of

Hay, Oats and
Feed.

J. S. SCOTT,

Successor to M. A. Akerly at the
old Tibbitt's stand, Campbell St.

New Dress
Goods

Shirt Waists

Wrappers and Prints

Mens' and Boys' Clothing

Hats and Caps

Lace Curtains

Oilcloths

Trunks and Valises at

OWEN SHARKEY'S

JUNK WANTED.

LOUIS LAVINE, Old Junk
Dealer, will pay Cash on delivery for

Iron, 40c per 100 lbs
Brass, 6c per lb Copper, 8c per lb
Lead, 2c per lb Zinc, 1c per lb
Bottles, 12c per dozen
Bones, 25c per 100 lbs
Old Socks and Mitts, 2c per lb
Old Rags, 25c per 100 lbs
Horse Hair, 15c per lb
Old Rope, 1c per lb

LOUIS LAVINE

Corner Campbell and Westmorland streets

Save Time

Are you worry by having
your Tin and Enamel
Wares repaired

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Coy's Block, Queen St.
Telephone 323 and we
will send for and deliver
the article, after being
neatly and promptly done
Special attention given
to the repairing of Table
Silverware.

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TINSMITH

Coy's Block, Queen St.

WANTED—Men and women who look young to sell Dr. White's Electric Comb to men and women who want to look young. It never fails to interest and never fails to cure dandruff and hair falling out. That is why our agents grow rich. Sample 60c. D. N. Rose, Gen. Mgr., Decatur, Ill.

Carpets
Curtains, etc.

CARPETS will be our theme for a time, as we have a very large and varied stock of the newest and best values in Tapestry, Brussels, Axminsters, Wools, Unions and Hems.

JAPANESE MATTINGS in plain, fancy and mottled. This make of matting is woven with linen thread and far superior to the straw woven, both for appearance and wear.

CARPET ART SQUARES in all sizes. We have just opened a new lot of these, very pretty in design.

OILCLOTHS for stairs, bath rooms, halls and dining rooms.

LINOLEUMS in two and four yards wide.

CURTAINS in all of this year's leading styles.

CURTAIN POLES and Trimming in 1, 1½ and 2 inches.

WINDOW SHADES in great variety.

TENNANT, DAVIES & CLARKE.

Established 1839.

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Ladies Wrappers.

\$1.00

Buy a Ladies' Wrapper at Dever Bros. This choice lot of Wrappers is better value than ever offered in Fredericton before. Come and examine, it will be worth your time.

DEVER BROS.

FOWNE'S Kid Gloves are the best.

Mosquito Death

Fairman's Mosquito Oil,
used by fishermen, campers, picnickers. Take
along a small bottle of Fairman's Mosquito Oil
when next you go to on an outing, and you'll
not be bothered by mosquitoes and black flies.
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Corsets, Hosiery and
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190 Queen Street, Fredericton.