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Proceedings in the Provincial Legislature

House in Committee on Election Act. Discussion on Councillor's Vote.

April 27. Afternoon Session.

After recess Premier Bell moved the House into committee for second reading of the Election Act. Clause 13 (7) of the Act reads: "Every person other than a candidate found guilty of any corrupt practice within the meaning of 'The Provincial Controversial Elections Act' in any proceeding in which after notice of the charge he had an opportunity of being heard shall not be eligible as a candidate for Councillor or Alderman during the five years after the time at which he is so found guilty."

Mr. Stewart asked why a change had been made from seven years to five years in this clause.

Mr. Higgs: I don't know; I didn't do it. (Laughter.)

The section was changed back again.

Clause 13 (2) provides that government members holding portfolios must be elected to these offices by vote of their constituents.

Mr. Speaker Duffy maintained that the last lines of the section containing this provision should be struck out.

He did not think this was a proper time to discuss it or bring it to a head. The only safe course in legislation on an Act of this kind is to follow the procedure as it has been laid down. Any other change might be introduced as an amendment next year. Here there are thirty members in the House, and every one of these might be said to be running for one of the government offices and when the election was over any of them might be selected without the necessity of going back to their constituents. The people themselves would be doing the taking away of the prerogative they have always enjoyed of nominating a man for a particular office.

It would make the tenure of these offices uncertain, and it would tend to induce the members to constitute themselves into groups and to combine in order to carry out their purpose with regard to any particular portfolio. This provision was struck out then it would be only necessary to get support enough among the members of the Legislature to force any would be fact by an attempt to do that is in existence in the constitutional system of Mother England, which is the basis of our parliamentary practice.

Mr. Stewart agreed with the Leader of the Government on this point. It was a matter that went back to the very foundations of parliament. A man, representative of the people, must keep his hands clean, and before he can accept any public money he must get the express consent of the people by whom he has been elected. That is the meaning of the section and it covers a very broad principle. He believed it should be left just as it was.

Hon. Mr. Johnston. The difficulty of the position of the Premier and the Leader of the Opposition to my mind is this: That the thing has already been done, and the situation of the province by the Act of 1920. This Legislature has already decided that it shall not be necessary for a member of this House holding a portfolio or having an annual fixed amount, before he is entitled to receive it. This Act provides:

(1) That nobody shall sit or vote who receives an annual sum from the province; (2) that this shall not apply to any of the members provided they are elected by the people. Then the old Act of 1920 provides that the salaries of the members of the Executive Council, the President of the Council and the Commissioners of Agriculture and Public Works at \$2,000 a year, and it goes on to say that "nothing in this Act or any Act shall render ineligible by reason of his being paid the sums mentioned in this Act or any Act."

Today in this province any member who sits in the House, and who receives the sessional indemnity, or any member holding a portfolio, shall no longer be disqualified from sitting or voting by reason of the public money he receives. I think you are looking at the door after the horse is stolen. Supposing the Government was defeated—I remember a Liberal Government defeated on December 11, 1919, immediately a new Government was formed, and they went to the country on January 2, about three weeks after, and they were returned; and because they happened to select their portfolio holders within those three weeks they did not have to go twice to the country. The members of the Legislature are supposed to be representatives of the people, and when they select their portfolio holders is not that "election by the people"? Why should that election have to depend on one constituency? The thing is old practice and obsolete. The British constitution has been built up by the efforts of the people during the centuries, to take as much as possible of the prerogatives of the Crown and that has led up to the great liberty we enjoy today. At one time the Crown appointed the Executive Council, and it does so in theory today, but in no other sense.

AGENTS MAKE \$10 A DAY. Staple line, permanent business, big repeater, essay seller. Write at once. Murray Specialty Co., Box 399, Toronto, Ont.

FOR SALE—A NICE IMPROVED home in Brantford. One acre and a half, straw berries and fruit trees. Store fitted up, business place. Batcher needed. Owner going to California. Write to J. T. Moore, Kinross, P.E.I.

HORSES FOR SALE—1 PAIR OF Grey Geldings, 5 and 6 years old, weighing 2400 lbs. Ideal farm team well broken. Easy terms. Apply A. K. McNeill, Southport.

NOTICE—NOW IS THE TIME to have your lawn mowers sharpened and put in running order. All kinds of stove repairing; also stoves bought and sold. James White, 36 Kent Street.

FOR SALE AT HAMPTON, N.B.—A comfortable home, eight rooms and bath, hot-water-heating, acet-ylene gas, garage and leech-house, one and half acres. A beautiful site with fine trees and shrubbery. Three minutes from Station, twenty-two miles from St. John with eight passenger trains running each way daily. Will sell at a reasonable price. J. E. Angvine, Hampton, N.B.

Babe Falls Three Stories

(Special to The Guardian)
NEW YORK, May 9.—A two year old girl, Rita Crowley, fell from the third story window of her home in Brooklyn early today and escaped without a bruise. She fell into a pile of dirt and was not even crying when picked up.

Mr. Higgs: The whole Act seems to be perfectly clear to my hon. friend. I agree with him. Hon. Mr. Johnston: It must be O.K. then!

Mr. Higgs: Up to the present time I have only found two legal men who will agree on the interpretation of that statute of 1920—notwithstanding that the Attorney-General and I agree on it. (Laughter.) I think if that statute was discussed for a week we would not all agree on it. When it was passed I doubt of there were two men who understood the meaning of the clause referred to by the Attorney-General; but so far as I can see, this very law that takes away the prerogative of the Crown and gives it to the people is embodied in the contention of the hon. member who wish to move this amendment. It is undoubtedly the duty of the officer-holder to go back for election.

Mr. Higgs: The intention of the Act of 1920 was to give additional salaries to the portfolio members, and to prevent these men, taking these larger salaries, from being disqualified. It was not contemplated that there would be a man who has to turn around and go back to his district for re-election.

Mr. D. C. McDonald: If such a meaning slipped in, that is no reason why the Act should stand now. I agree with the Premier and the Leader of the Opposition. It has never been the method of the Island to move too quickly and have always been conservative in our ways, and I think it has been a good thing.

Mr. Metherell: We should not be compelled to legislate along the lines of old-time policies. We know this thing works hardship when a man has to turn around and go back to his district for re-election.

Mr. LePage: We should consider it very carefully before making any change. This right of election has been the people's prerogative, and they would look on it that way. I see a lot of trouble for any government which attempts to take it away. It leaves an opening for corruption. A man might say to another member: "If you will vote me into this office I will get you certain things," and he might get a Cabinet seat by making promises he can never fulfill.

Mr. Stewart: This amendment will stop that.

Mr. LePage: I think we should leave things just as they are. If a man is not the right man for a portfolio he can be canvassed against when he goes back for election.

Mr. Dewar: I might say that I have no axe to grind on this matter. It does not trouble me very much one way or the other. While I have a great respect for the Leader of the Government and the Leader of the Opposition, I think there is a great deal to be said in favor of the change. Every member is endorsed by the people at the general election. I remember only one case where the Attorney-General was defeated in nominating, but that was the government side by the wishes of the people. No, they kept that gentleman on as Attorney-General after he was rejected.

Mr. Speaker Duffy: They had a right to do that.

Mr. Higgs: That could only apply to the Attorney-General.

Mr. Dewar: There is a continual change in law practices and constitutions. There was a time when it was considered that only the beneficiaries of a special provision had a right to sit in the Legislature. The day will come when women will sit in this House and legislate. Today there is a farmer present in every province from the St. Lawrence to the Pacific, and they are men of outstanding ability.

Mr. Hessian: What about Premier Bell?

Hon. Mr. Johnston: We have got a fisherman as Premier here! (Laughter.)

Mr. Speaker: Back to the days of the Apostles! (Laughter.)

Mr. Dewar: Is he as skillful a fisherman as the Attorney-General? (Laughter.)

Hon. Mr. Johnston: The hon. gentleman refers to the ladies getting into the House. I don't know whether he intends to run next time or whether it will be his better half. (Laughter.)

Mr. Johnston moved that the clause under discussion stand over if anybody was looking for his job he wouldn't have to go to the country in any case, so HE could not be accused of having an "axe to grind," any more than the member from New Perth.

Mr. Stewart: Here we have a most important bill, brought in as a government measure, and it has been left till the very last moment. Now we have an amendment to the Speaker of the House against the government! Where is this government going to land, I would like to know? I am supporting the Premier in this instance because I have a free hand, and I think he is right. Let me give the hon. member a bit of advice. They have been spending too much time—more than half their time, in fact—in caucus, and they come into the House not a bit further ahead.

On motion of Mr. Johnston the clause (13) was allowed to stand over.

The House took recess until 5 p.m.

King and Queen Are Welcomed To Brussels

BRUSSELS, May 9.—Great Britain's king and queen, upon their arrival here at 5.30 o'clock this afternoon for a state visit, were met officially by King Albert and Queen Elizabeth, and unofficially by a large enthusiastic crowd of Belgians.

King George and Queen Mary are accompanied on their visit by Field Marshal Haig and Admiral Lord Beatty.

statutes of 1913 and 1920, and then start splitting hairs. I don't believe one moment in this House, when the last Act went through, thought that it contained what these gentlemen are reading into it—not even the framer of it.

Mr. Hessian: Who framed that Act, anyway?

Premier Bell: I didn't. (Laughter.)

Mr. D. C. McDonald: If such a meaning slipped in, that is no reason why the Act should stand now. I agree with the Premier and the Leader of the Opposition. It has never been the method of the Island to move too quickly and have always been conservative in our ways, and I think it has been a good thing.

Mr. Metherell: We should not be compelled to legislate along the lines of old-time policies. We know this thing works hardship when a man has to turn around and go back to his district for re-election.

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Some 70,000 Are Homeless

(Special to The Guardian)
NEW ORLEANS, May 9.—Approximately 70,000 men, women and children are homeless in Mississippi and Louisiana as the result of the Mississippi River flood. Of this number 40,000 are being fed, sheltered and clothed by the Red Cross and other organizations. No provision has been made to aid the 30,000 who have not reached the refugee camps.

Went to Eject Man Lying Dead

(Special to The Guardian)
BUFFALO, N. Y., May 9.—James Hebb, who for years commanded a fishing schooner out of this port, was found dead in his room here today when the deputy sheriff visited his house to serve an ejectment process.

Though he had been a successful fishing skipper, Hebb had been in difficulties. A coroner's jury found that death was due to heart failure.

Two Are Killed in Millinery House

BUFFALO, N. Y., May 9.—Two men killed and four others injured, one probably fatally, in the explosion of a ten gallon tank of gasoline in the basement of Sinclair, Rooney & Co's, wholesale millinery house here this afternoon.

John Steuber, forty-eight, and William Price, fifty-seven, workmen engaged in repairing the boiler died tonight in the hospital. John Bush, fifty-six, is expected to die.

Uba Proclaims Peace With Germany

(Special to The Guardian)
HAVANA, Cuba, May 9.—Cuba's connection with the world war ended yesterday when a presidential proclamation of peace appeared in the official Gazette. The proclamation was dated May 5.

Bride's Tragic Death

NEW YORK, May 9.—An all-night taxi-cab tour of Hoboken's cafes and dance halls by two young couples ended in a tragedy yesterday when one of the quartette, Mrs. Margaret Gallagher, eight-year-old daughter of the Hudson River and was drowned. Hours afterward, while the police were trying to piece together a maze of conflicting stories, Thomas Cassidy, eight-year-old, who said he was Mrs. Gallagher's companion, walked into a police station and declared she made the leap after a quarrel with him.

Mrs. Gallagher, a bride of a few months, had been separated from her husband, the police were told, according to Cassidy's story. Mrs. Gallagher reproached him at the boat, saying, "You do not love me any more," and before he could reply, she brushed past him and made the fatal leap. Cassidy, who said he "felt sick" at the time, maintained that he was too stunned to prevent her from carrying out her last wish.

Edith Giff and Robert Arnell, the other members of the party, said they were in the taxi-cab when Mrs. Gallagher jumped.

Supposing a clique is formed and a majority of the party believe that the present Premier is not the proper man to lead the country, it then becomes his duty to resign. Any other course would be improper because on the first opportunity he would compel him to do it. The moment he resigns then a new Cabinet is formed, and as a matter of fact every member who runs in an election, runs with the expectation of filling an office. Not a lawyer but runs with the expectation and full hope that he will be appointed Attorney-General—including myself! (Laughter.) Not a farmer from the hon. member from New Perth to the most humble gardener but hopes he will fill the position of Minister of Agriculture. Not a man elected to this House capable of splitting wood at his own back door but thinks he would be qualified to be Commissioner of Public Works! (Laughter.)

Hon. Mr. Hughes supported the section as introduced by the Premier.

Mr. Stewart: Here we have a most important bill, brought in as a government measure, and it has been left till the very last moment. Now we have an amendment to the Speaker of the House against the government! Where is this government going to land, I would like to know? I am supporting the Premier in this instance because I have a free hand, and I think he is right. Let me give the hon. member a bit of advice. They have been spending too much time—more than half their time, in fact—in caucus, and they come into the House not a bit further ahead.

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The House took recess until 5 p.m.

Blows Top of His Head Off

(Special to The Guardian)
BRIDGEWATER, N. S., May 9.—With the top of his head blown off George Faulkenham, aged sixty-five years, was found in the doorway of his home near here today. Faulkenham leaves a wife and one son. He had been suffering from paralysis.

Two Are Killed in Millinery House

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John Steuber, forty-eight, and William Price, fifty-seven, workmen engaged in repairing the boiler died tonight in the hospital. John Bush, fifty-six, is expected to die.

Sir James Craig Is Visiting London

(Special to The Guardian)
LONDON, May 9.—Sir James Craig, the Premier, arrived in London unexpectedly today and had a conference with Winston Churchill and Sir Hamar Greenwood. The object of his visit was not revealed.

Prince of Wales Leaves for Home

(Special to The Guardian)
KAGOSHIMA, Japan, May 9.—The Prince of Wales sails today for home. He has been in Japan 4 weeks returning the state visit to England made last year by Hirohito, Crown Prince Regent.

Reception Tendered to Rev. and Mrs. Eaton in Baptist Schoolroom

At the Baptist Schoolroom last evening a reception was tendered to the new Pastor, Rev. Ross C. Eaton, Mrs. Eaton and family.

A pleasant programme of instrumental and vocal music, readings, etc., opened the occasion. Among the performers were Prof. Duncan, whose piano solo was a charming number, the Quartette, Messrs. Calder, Quigley, Dingwell and Sterns.

Mrs. Duncan who in song and recitation was equally excellent, and Mr. Pugsion who sang a very effective solo.

An address of welcome from the Church was presented by Mr. A. F. Webster. Short addresses on behalf of the Trustees, the Deacons, the Choir, the Sunday School, the Ladies' Aid, the Guild, the Men's Brotherhood, the C.G.I.T., and the Mission Band, were presented by Mr. Donald Nicholson, Mr. J. A. Clark, Dr. Yeo, Mrs. Clark, Miss Sutherland, Mr. Ross, Miss Campbell and Miss Harris.

An opportunity was then afforded the congregation to meet Mr. and Mrs. Eaton, who were assisted in receiving by Mr. and Mrs. R. H. Jenkins.

Delightful refreshments were served by the ladies of the congregation following which a graceful address of acknowledgment were given by Mr. and Mrs. Eaton.

Mr. J. A. Webster occupied the chair in his usual genial and capable manner.

HIGH PRAISE FOR SALVATION ARMY

OTTAWA, ONT., May 9.—His Excellency the Governor-General paid a high tribute to the work of the Salvation Army on Saturday afternoon at the opening of a Salvation Army maternity hospital. He said that anything the Army did interested him. They put the human side as well as the moral side in their work. He was well aware of the excellent work being done both in the old country and in Canada, and he knew of no philanthropic or charitable undertaking that had not reflected credit upon the Army.

EIGHT PRIESTS AND WOMAN CONDEMNED

MOSCOW, May 9.—Eight priests, two laymen and one woman were sentenced to death here today for having opposed the requisitioning of church treasures and for alleged participation in disturbances. All of them have a right of appeal to the Supreme Tribunal.

More Optimistic At Genoa Conference

Lloyd George Hopes for Satisfactory Settlement and His Hopes are Shared by France and Belgium.

(Special to The Guardian)

GENOA, May 9.—Lloyd George, alone of the leading delegates at Genoa today professed certainty that the conference would reach a successful conclusion.

GENOA, May 9.—British and Italian delegates to the economic conference met today with members of the Russian delegation and began working out a new formula concerning the restoration of foreign property in Russia, said an announcement this afternoon by the French delegation. The announcement said it was hoped to devise a new clause in the Russian memorandum which would satisfy Belgium and therefore France. Belgium although not participating is being kept in touch with these informal negotiations. The essence of the new suggestion is the insertion of a clause which would contain the general declaration that property of foreign nations would not in any event be turned over to third parties by the Russian government thus meeting the main Belgian objection to the present document. The French representatives this afternoon admitted that they were more optimistic than they were two days ago.

The Grab Game

Yesterday's Examiner says editorially: Under the heading "Throwing Stones" the Patriot of last evening set up the fallacy that "The Examiner was not cut out" of its usual allowance for printing a synoptical daily report of the proceedings of the Legislature. This is the exact opposite of the truth!

The Examiner had its own reporter in daily attendance in the press gallery and as in former years a daily synoptical report was published in this journal, the following day. The one essential difference was that in former years this service was paid for by cheque to the Examiner while this year nothing was so paid to the Examiner. The Patriot says in its explanation of this transaction that the reporter of this journal "was entitled to something" and that this should have been paid out of the cheque given to the Examiner Publishing Company!

The Examiner does not look to any other newspaper to pay its House reporter and has no right to do so. It is an independent newspaper somewhat older than either the Guardian or the Patriot and is under its own separate ownership, editorial management, writing and business staffs. It is not the evening edition of the Guardian nor is the Guardian a morning edition of the Examiner as is either expressed or implied by the Patriot.

The amount involved is not very important but the principles of right and fair play are always of weight. The Patriot, aided and abetted by the Bell Government and its temporary majority in the House has succeeded in having "The Examiner" "cut out" of its usual and proper allowance, which the author of the "cut out" appears to have absorbed in large part. Much good may it do him! The time to balance that sort of business is not far distant.

Refractory Prisoners Are Given the Lash

CHICAGO, May 9.—A four hour riot in Cook County jail was quelled early today when Westbrook, warden, and 30 guards removed the ring leaders from their cells one at a time and whipped them. Displeasure of the prisoners over a change in the method of admitting visitors led to the outbreak.

The riot started on the fourth tier, flaming blankets were dropped to the ground floor. Dense smoke almost suffocated many inmates.

With steel strip torn from their bunks, the prisoners beat upon the bars of their cells, the bedlam heard for blocks. Crows gathered at the jail entrance and police were called to drive them away.

The women's ward is just above the fourth tier and close to the center of the disturbance. One woman, about to become a mother, was reported to be suffering a severe nervous shock.

Warden Westbrook said that at each of more than 900 prisoners had a visitor on a recent visiting day, packages left mounted so high it required the entire pall force nearly all night to sort them. The result was that guns, saws, files, drugs, an all manner of contraband came into the jail, he said.

The warden then decided to divide the jail into four sections and permit only one fourth of the prisoners to have visitors at a time.

THE WEATHER

Temperature, Tide, Moon, Etc.

TORONTO, May 10.—Fresh westerly winds. Station or a little higher temperature. High tide this morning at 9.35 and tonight at 10.30.

Noozie, the Sunshine Kid

ANNOUNCEMENTS, Coming Events, Meetings, Etc.

STATES—10c. per line per day. 25c. a line per day for 3 days or over. 5 lines, initial letters count as one word. 10 per cent discount on cash. Address forms part of ad and must be paid for.

**Call Love's Transfer to move your furniture. Phone No. 755.

**Pie Social and dance in Fort Augustus Hall on Thursday evening next. Admission 25 cents. Ladies with pies free.

CONDENSED SPECIALS

WANTED—LADY'S BICYCLE (old style) not coaster-brake. Write Box 96, City.

AUTO BARGAIN AT 195 HILLS. boro St. Apply quickly.

FOR SALE—YOUNG REGISTER. 4 Chester pigs. Fred McLaren, North River.

WANTED—MAID FOR GENERAL housework. Apply Mrs. D. Bayles, 14 Esplanade.

WANTED—A YOUNG GIRL TO assist in housework. Write to T. J. Craig, Kinross, P.E.I.

WANTED—CAPABLE HOUSE-KEEPER, none other need apply. Good wages. Phone 446-L.

WANTED—ALFRED McDONALD, SURVEYOR, HERMANVILLE.

WANTED—COUPLE MEN BOARDERS in private family. Apply Guardian Office.

ANY LADY MAY LIVE AMID graceful surroundings of flowers, fruit and ornamental trees for one dollar. For list write, T. J. Craig, Kinross, P.E.I.

FOR SALE—TWENTY-FIVE acres of land at Wheatley River. Apply to McLean & McKinnon, Solicitors & etc.

LOST—ON MAY 1st, PAIR OF glasses in case, between Protestant Orphanage and Charlottetown. Finder please leave at Guardian Office.

ONE HUNDRED DOLLARS PAID for evidence which will convict the author of slanderous statements, jeopardizing my moral character. Matilda Hawkins, 44 Longworth Avenue, Charlottetown.

MAN OR WOMAN TO DISTURB! Write well known line household necessities; tremendous demand territory arranged, work pleasant pay liberal even for spare time; experience or capital unnecessary. Bradley Company, Brantford, Ontario.

