The SUMMERSIDE GUARDIAN
AND PRINCE COUNTY CHRONICLE

THE WESTERNGUARDIAN

AGENT: Mrs. John Pond, 31 Church Street—Phone 289
SUMMERSIDE and PRINCE COUNTY

News, Subscriptions Advertising, should be left with Mrs. Pond.

The Guardian may be bought daily at any of the following stores in Summerside:

Bell Bookstore, Water Street. Gourlies Drugstone, Water Street.
Toronto Bakery, Water Street. Mark Gaudet, 67 Granville Street.

The Guardian will be delivered to any home in Summerside by carrier Boy at 2c per day, or 10c per week. Phone 289 for this service, or give your order to the boy responsible for deliveries on your route.

This column is reserved for news of local interest, but advertising of a newsy nature may be inserted at 2 cents a word, strictly payable in advance.

—PUFFETTES FREE with Jasmine Face Powder at Taylor Drug Co., Kensington. L-491.

—THIS SPRING'S coats selling at half price. Rene Sharp's Dress Shop, Summerside L-904-6-27-21.

—WANTED.—Single man to work on farm. Apply Robert Carruthers, Carleton. L-806-6-26-21.

—REXALL Nerve Tonic tablets with vitamin B. Box of 60 tablets, 65 cents. Gourlies Rexall Drug. L-816-6-26-21.

—SEAVIEW Hall, Friday, June 27, Kensington-Clermont players present two one-act plays. "The Paisley Shawl" and "Too Much Married". Good specialties. L-816-6-26-21.

CLOSING OF CITY SCHOOLS—The City Schools will close for the term next Friday morning, June 27th. The following Chairmen will preside at the closing exercises: Prince Street School—Dr. Yeo or Mr. MacPhee; West Kent School—Dr. MacGuigan; Queen Square School—Mr. Boulter; Rochford Square School—Mr. Foster.

Personals

—LEFT FOR HALIFAX—Surgeon Lieut. James Dodds who has been visiting his parents Mr. and Mrs. Ralph Dodds at Summerside, left yesterday for Halifax to take up his duties with the R. C. N. V. R.—S

—ATTENDING WEDDING—Mr. P. B. Clark and Mr. L. A. Allen left on the Wood Island ferry on Thursday for Westville, N. S., to attend the wedding of Mr. Clark's niece, Miss Muriel Langille, who is being married this week to Mr. William Partington of the R. C. A. F.—S

—CELEBRATES 90TH BIRTHDAY — Mrs. Ronald MacDonald, of Travellers Rest, celebrated her 90th birthday on Tuesday, surrounded by her family and friends. Mrs. MacDonald received visitors from Summerside, Kensington and other nearby communities, who were delighted to see her looking so well. She received many messages of congratulations and gifts. Mrs. MacDonald enjoys the best of health and was the life of the party The Guardian joins in wishing her many happy returns of the day.—S

—SILVER TEA — A very charming tea was held at the United Baptist Parsonage, Bedeque, on Tuesday afternoon under the auspices of the Sewing Circle. Many ladies from Summerside and other outside points were present. The reception rooms and the dining-room where tea was served were very tastefully arranged with pink and white flowers and ferns. Mrs. Brillen and Mrs. Edwin MacFarlane received the guests. Presiding over the tea cups were Mrs. Albert Wright and Mrs. Clifford Wright. Mrs. Leslie Simmons ushered the guests to the dining room. Mrs. Waller Leard presided at the piano and played soft music during the afternoon. Miss Ruth Simmons and Miss Ina Phillips sang very pleasingly at intervals, while the guests were at tea. A number of ladies assisted in serving.—S

—SUMMERSIDE HIGH SCHOOL CLOSING THIS MORNING—The closing exercises of the ummerside High School are being held this morning in the High School auditorium. Mr. William Durant is the winner this year of the Governor General's medal for general proficiency. There are a number of prizes for special subjects. There will be a large graduating class this year. Mr. D. O. Stewart, Chairman of the School Board will preside and give a brief address. Miss Ramsay, Principal of the School will give a resume of the year's work. Mayor Campbell will be present and assist with the presentation of diplomas and certificates. Miss MacFarlane's class is putting on a pageant and flag drill "Rule Britannia" which will be followed by "O Canada" by the school. "There'll Always Be An England" by the pupils with music by a cornet duet. The program will conclude with Flag Salute and National Anthem.

Personals

—Miss Wanda Yeo, St. Eleanors, and Miss Evelyne Rogers, Freetown, left last week for Ottawa. Both are graduates of the Summerside Business College.—S

—Miss Mildred Waugh, Bedeque, a recent graduate of the Summerside Business College, has taken a position in Summerside.—S

—Miss Elaine Harrison on the teaching staff of Havergal College for Girls, Toronto, has arrived home to spend the summer vacation with her parents, Ven. Archdeacon and Mrs. Harrison at St. Mary's Rectory, Summerside.—S

—Miss Florence Platts has returned to her home in Bedford, Mass., after visiting her former home in Prince Edward. She also visited her sister, Mrs. Beaton at Wilmot.—S

—Mr. and Mrs. George Segal and little daughter, Jean of Westmount, Quebec, were guests of Mr and Mrs. Daniel MacDonald on Monday. This was their first visit to Prince Edward Island and they were delighted with the scenery.—S

—Mrs. L. E. MacLellan, her son, Lloyd and daughter Eileen, of Ottawa, are visiting Mrs. MacLellan's father, Mrs. J. M. Noonan, Summerside.—S

—Miss Mary MacDonald of Westmount, Quebec and Miss Jean MacDonald of Rochville Centre, Prince Island are visiting their parents Mr. and Mrs. Daniel MacDonald, Traveller's Rest.—S

—QUICK service on your films. Gourlies Rexall Drugs. L-816-6-26-21.

—PANTRY SALE at Keir Clark's, Kensington, Saturday, June 28 under auspices of Catholic Women's League. Proceeds for war work. L-906-6-27-21.

—BISMA-REX for stomach disorders. Four ounce 75 cents, or save on the big 16 oz bottle for $1.75. Gourlies Rexall Drugs. L-816-6-26-21.

—VISITING THE PROVINCE — Professor R. S. Langley, M.A., Ph. D., President of the United Baptist Covention and Mrs. Langley are visiting Mrs. Langley's sister, Mrs C. W. Cook, and Rev. Mr. Cook of Summerside. Dr. Langley will attend the Baptist Association meetings which commence at East Point on Friday. He will also be the speaker on Sunday morning in the United Baptist Church, Summerside. S.

—BEDEQUE UNITED CHURCH. —The services for Sunday, June 29th are as follows: Bedeque 11 A. M. Cape Traverse 3 P. M. Albany 7.30 P. M. There will also be a special service in Bedeque Church at 7.30 Sunday evening, in the form of an Organ Recital by Miss Helen Callbeck, with other musical numbers. This service is under the auspices of the Edith Thomson Y. W. A. Rev. Ralph W. Barker, Minister. L-833-6-27-11.

Closing S'side Business College

The Summerside Business College held its closing yesterday. The late closing was due to special preparation for Civil Service examinations recently held. The Principal impressed upon the class the need for continuing their review work owing to increasing demand for stenographers and clerks, as evidenced by the number called to the Civil Service and local positions.

Following is list of graduates:

Evelyne Rogers.
Thelma England.
Wilfred Farrell.
Mildred Waugh
Helen Woolner
Audrey Boyd.
Frances Rogers.
Norman Tucker.
Mary MacPhee.
Kathleen MacDougall.
Wanda Mill.

Intermediate Class:
Edith Dystant.
Doris Saunders.
Jean Pickering
Audrey MacArthur.
Denton Clark.
Angela MacKinnon.
Janete White.
Hope Green.

Kensington And Vicinity

Miss Margaret Matthews has returned from a visit with her parents, Mr. and Mrs. Emerson Matthews, Alberton.

Among the recents visitors to Charlottetown were the Misses Audrey Baker, Blanche Campbell, Marjorie Baker, Ethel Campbell and Lulu Toombs.

Mr. and Mrs. Lloyd Boulter of Victoria were recent visitors to Kensington, the guests of Mr. and Mrs. Phillip McNally.

His many friends will be pleased to hear that Norman MacDonald, son of Mr. and Mrs. Robert MacDonald, who recently underwent an operation in the Prince County Hospital, Summerside, is now well on the road to recovery.

Messrs Keith Pratt and E. I. Jay of Bloomfield, Rev. W. A. Patterson of Elmsdale and Mr. George McKay of Murray River were recent visitors to Kensington

Miss Theresa McNally has returned to her home after a visit with relatives and friends in Victoria.

Miss Francis Jenkins of Charlottetown was a visitor to Kensington on Tuesday, the guest of her grandparents, Mr. and Mrs. Charles Cook.

Messrs Preston Kennedy and Waldon Darrach were business visitors to Charlottetown on Wednesday.

His many friends are pleased to see Mr. George Ives around once again without the use of crutches, which he was compelled to use after severely spraining his ankle.

Mrs. Austin Beers left on Thursday morning for Halifax, N.S., where she will visit her husband, L.A.C., Austin Beers, of the R.C.A.F., who is at present stationed there.

The Junior Red Cross "Princess Elizabeth" branch, Norboro, held their last meeting on June 13th with a full attendance. The President called the meeting to order, the secretary reading the minutes of the last meeting. It was moved and seconded that Robert McGaughey and Vivian Murphy be on the cleanliness committee for the coming two weeks. Moved and seconded that Lowell Andrews and Garth Stewart be on the clean-up committee for the next two weeks. As this meeting was the last before the holidays, there was no programme committee. The following programme was then carried out: Recitation, Norma Lawless; Recitation, Elaine Murphy; Recitation, Miriam Lawless; Adding Match, Grades I to X. The meeting then closed with the singing of the National Anthem. H.

ACCUSED

(Continued from page 1)

Attorney-General and C. St. Clair Trainor, appeared for the Crown and Mr. Lester P. O'Donnell for the defence.

Const. Sterns Webster

Const. Sterns Webster of the City Police Force testified that on the night of January 30th he had been patrolling King Street with Const. Lund.

About 12.10 Jan. 31 while on patrol they noticed somebody walking near the corner of King and Pownal. It was a man and he was going south on Pownal. All they could see was his hat because of the deep snow. He disappeared.

When near the corner they saw a light upstairs in the residence of Peter Trainor. Witness told of going to the store after seeing a light coming on inside and a blind being pulled down. Const. Lund looked through the latch while he tried to see through the blind on the door. He could not see anything but heard someone inside say, "the old son of a ——" and the cash register ring.

Witness corroborated the statements made previously by Const. Lund about entering the store and the subsequent arrest of Frederick Phillips and Earl Lund. A chair and bar were thrown downstairs at witness and Const. Lund before Phillips was arrested upstairs. A large bar was produced in Court and he said, "it looked something like that." It had struck him on the arm.

He told of seeing a revolver lying down at the bottom of the stairs after the arrest was made. It was loaded at the time and was working alright although the spring was broken. If the trigger was pushed ahead a little, it would fire. Witness identified a revolver produced in Court as the one he saw at the bottom of the stairs.

Phillips was wearing gloves when taken to the police station. He identified these gloves in Court. On the way to the station, Phillips made a statement to witness without being asked any questions. (The Court said any voluntary statement was admissible despite the objection of the defence counsel.)

Witness continuing, said Phillips had asked for cigarettes. He had not been warned by witness. He would not say there was any evidence of Phillips being under the influence of liquor. (Defense counsel said it was a joint indictment and if a statement made by one of the accused was admitted it might be prejudicial to the other. He claimed that the usual warning should be given if the accused volunteered any statement. He cited several criminal cases from the English Courts to prove his objection. The Court instructed that the objection be noted but ruled that the statements were admissible.)

Continuing witness said Phillips asked for cigarettes and he gave him some. Witness stated that Phillips then said: "If I could have got hold of the gun and got it working you wouldn't have got upstairs." Witness did not say anything in answer.

Outside of the two arrested, there was nobody else found in the house, witness said.

Cross examined, witness said he knew it was a crow-bar that was thrown downstairs.

Harold Hennessey

Harold Hennessey (re-called) said that Const. Cameron had been at his Funeral Parlors on January 31 about 5 p. m. He took some pictures. He was there the morning of the following day. Witness had cut some hair from the head of the late Mr. Trainor. This was put in an envelope and given to Const. Cameron. He identified this in Court.

Const G. Gregory

Const. George Gregory of the City Police Force testified that he was on patrol duty and received a call to the corner of Pownal and King Street at 12.20 a. m.

He told of going to the corner of King and Pownal. Constables Lund and Webster were standing in front of Peter Trainor's store. Witness was accompanied by Const. Poole.

He told of going into the store with the others after the door had been opened by Const. Lund. Howard Trainor ,Mr. Sterns, Ivan Reddin were with him entering the store. Witness was first to enter through the door.

Witness told of seeing two or three bars at the right hand side of the store when he went in. He picked up the smallest one which was 2 1-2 or three feet long. He identified a bar produced in Court as the one he had picked up and carried in with him.

Witness told of seeing the body in the storeroom and then going upstairs when he heard a voice saying, "Come on up." He started up, carrying the bar, and when near the top got a "crack over the head" with a "glass bottle containing liquid." He tumbled down stairs. "Mr. Sterns was there and probably helped me get up," he added. Witness was bleeding at the neck when he went out to the shop and was in a dazed condition. He told of guarding Earl Lund in the shop. He saw Frederick Phillips being taken into the shop later by two officers.

Witness and Const. Poole took Earl Lund in the patrol to the police station.

Earl Lund was dressed in a grayish overcoat which witness identified when produced in Court. He identified gloves which had been taken from the prisoner.

Witness was at the police station when Phillips was brought there. He was standing by the desk and Phillips said he was "sorry" but "that goes with it." Witness was bleeding at the time.

Witness was cross examined regarding the bars he had seen. He would not say the bars produced in Court, with the exception of one, were those he saw in the store.

Const. W. G. Poole

Const. William Gordon Poole of the City Police Force testified that he had accompanied the previous witness to Peter Trainor's store

He corroborated the statements of the former witness.

When witness arrived at the corner of King and Pownal, he went to the back yard of Peter Trainor's store. He stayed at the kitchen door and Const. Lund went back to the front.

Witness told of hearing a noise in the storeroom and of going through the 4 1-2 feet or five of snow to the sliding door. Somebody was trying to open the door and he asked who was there. He got no response but heard some one running. Witness remained crouched there for a few minutes then heard a window being broken out above his head. A man's head, shoulders and arms, came out. The man above, about 12 feet up, had a bottle raised over his head and said "there's none of the —— around here." He recognized him as Earl Lund who finished breaking the window and then jumped down into the snow.

Witness could not get to him before he got to his feet. Earl Lund struck at him with the large ginger ale bottle, he added. It glanced off his shoulder and the force of it threw him (Lund) into the snow. Witness struck him and he fell in the snow. When he went to put the handcuffs on him, he noticed Frederick Phillips in the window above and shouted for help. Constables Lund and Webster came out of the kitchen door and they helped arrest Earl Lund.

Witness remained there for awhile then went inside. He told of seeing the revolver lying about three steps from the bottom of the stairs. This was identified in Court by witness.

At the Police Station, he heard Phillips speak to Const. Gregory. Phillips had a blue overcoat and gloves. Five full packages of cigarettes and a "dummy" gun were taken off Lund when he was searched. This toy gun was identified by witness and also the cigarettes when they were produced. None of the cigarettes were opened. He took a pair of gloves off Lund which he identified. The gloves were very damp but not wet when he went into the store after tussling with Earl Lund.

There were also two large packages found in Phillips' possession.

Witness told of the two prisoners being taken into the office of the Chief of Police and warned—one at a time. Their coats were taken off and left in charge of the Chief of Police.

He identified the four bullets which had been in the revolver that was at the bottom of the stairs.

Witness had returned about four o'clock in the morning and searched the residence of Peter Trainor.

There were no tracks to be seen in the backyard when he got there.

(When Court took recess at noon witness was still on the stand.)

Cross examined, when Court resumed in the afternoon, witness said he was sure the noise was in the storeroom.

Witness had seen the accused the earlier part of the night coming out of the Capitol theatre. It was between shows. He did not remember Phillips being taken into the Chief's office while at the Police Station.

Allison MacDonald

Allison MacDonald testified that he lived next door to Peter J. Trainor. He had known Mr. Trainor all his life and had last seen him alive on the afternoon of January 30, when he (Mr. Trainor) was shovelling snow off the sidewalk.

Witness was into Mr. Trainor's house after midnight. He had heard a noise as he was reading in bed about five minutes after 12 o'clock. About ten minutes later he heard some more noise and got up. He saw two men outside with flashlights in front of Trainor's house.

Witness told of watching them and after waiting seeing a man coming up to the door. He went downstairs and opened the door. Const. Webster was at the door and witness telephoned to the police station. Const. Lund then came in the house and witness took him through the house to the back door where he left him.

He told of seeing someone breaking the window glass and of going into the front door when it was opened. Ivan Reddin, Jack Sterns, Mr. Munn and Howard Trainor were there. The latter is now in the Air Force overseas.

After being in the store awhile witness went to the storeroom and looked at the body. He dealt at Mr Trainor's store and had bought Sweet Caporal cigarettes there. Shown Sweet Caporals produced in Court he said that Mr. Trainor "handled those." Mr. Trainor was very tidy and kept things so in the storeroom. Things were not tidy in the storeroom that night when he saw it.

Cross examined, witness said he lived next door to Mr. Trainor's house.

Sgt. Watson Higgins

Sgt. Watson Higgins of the City Police Force testified that he knew the accused personally since they were small boys. They were around 30 years of age now, he judged.

Cross examined, he said Phillips was married. His wife is still living and he has some small children.

This concluded the Crown witnesses and Mr. O'Donnell then proceeded to sum up the case for the defence. He told the jury that his remarks at this point would be necessarily short but that when the whole of the evidence was before them, he would "have the pleasure of saying a great deal."

He charged that the Crown Counsel had made some "remarkable statements" in opening the case.

Mr. O'Donnell emphasized the seriousness of the case. He pointed out that two young boys were charged with a capital offense and added that they had a perfect defence for their actions. A number of witnesses would be produced who would give evidence of having seen the accused on that particular night. Most of this evidence would be corroborated by the statements of the Crown witnesses.

He announced that the two accused would take the stand on their own behalf although he had advised them not to do so as he did not think this was necessary. However, they wished to do so to put an end to "the gossip and slander going on against them for the past six months."

They would tell where they met, where they received the cigarettes and other articles and from whom, he said. They would tell that they then decided to take in a show and after went to a house on Elm Avenue. They then went to a house on Richmond Street and also later to a house on King Street. Witnesses will be produced who saw them at these places. They will then tell why they went into Trainor's store and what happened, Mr. O'Donnell said in conclusion.

Stanford Biggar

Stanford Biggar testified that he lived at 143 Elm Avenue. He was on the City Police force from 1927 to 1933.

He knew the accused to see them. On the evening of January 30 last he had seen Phillips and some fellow (he was not sure if it was Lund) with him at the theatre.

He came out before the second show was over between 10.20 and 10.30 and left the accused, who were sitting across the aisle, there. He recognized Phillips but would not be sure of Lund.

Cross examined he said the second show finished around 10.30 or 10.45.

Charles O'Brien

Charles O'Brien testified that he lived at 41 Elm Avenue and remembered the evening of January 30 last.

The accused came to his house between 10.45 and 11 o'clock. Phillips came with another man he did not know. They went in the house and spoke to him. At the time witness was playing cards.

Cross examined, he said he knew it was about 11 o'clock as the other fellow playing cards with him had asked the time. He had looked at his watch which showed it was 11 o'clock. His watch was five minutes slow. Phil Gallant was the other man. He had told him it was ten minutes to eleven o'clock.

The Court wanted to know why he did not tell the man the correct time.

Phillip Gallant

Phillip Gallant testified that he knew the accused—both of them.

On January 30 last he was at O'Brien's on Elm Avenue and had seen Frederick Phillips and Earl Lund when they came in there. Witness was playing cards. Phillips and Lund stayed there about ten minutes.

He was not cross-examined.

Mrs. Mary Ann Gormley

Mrs. Mary Ann Gormley testified that she lived at 58 King Street, between Queen and Pownal Streets.

On the evening of January 30 last she had seen the accused. They called at her door as it was striking twelve o'clock. She talked to them two or three minutes.

Cross examined she said she did not know where her husband was now. The accused "just came to her door". They did not want to see her or her sister. They "were looking for drinks" but did not get any. Witness said she did not keep drinks there. She guessed "they were just passing down" and the only place there was a light was at her house. They asked for drinks, she said.

Witness said she knew it was after eleven o'clock as she was going to bed.

She was reading the paper before they came. She was at the restaurant and "it was striking eleven" when she was there. The town clock was striking and she "was just going into the restaurant" as the clock struck.

Previously witness was at the Prince Edward. She had gone there at 7.15 and left there at 10.45. The clock "wasn't striking" when she came out of the Prince Edward.

Continuing she said she "wasn't sure of 7.15". She did not usually stay three hours at the show, witness told the Attorney General. She knew it was after ten o'clock anyway when she got out of the show.

Witness was cross-examined at length by the Attorney General on the foregoing points.

She said she had a watch and knew it was after ten when she came from the show.

Witness told the Court that she could not remember the name of the show.

Benjamin Gauthier

Benjamin Gauthier testified that he lived on Richmond Street.

He remembered the evening of January 30 last. He left the home of Lillian Hopkinson at 11.30 or 11.35 and went to a cafe on the corner of Queen and Dorchester Streets. Ten minutes later he went to Pownal Street and at "the brick building" he saw a man down in front of Peter Trainor's store. Then he saw Phillips and Lund coming up and going into Trainor's store. Phillips had a hat and overcoat which he thought was gray. The man who come out of Trainor's store started up north and went as far as Angus McEachern's garage and then down to the waterfront.

Witness then saw Const. Lund and another man with him. They went over and stood in front of Trainor's store. He heard a crash of glass and then walked away.

Cross examined, witness said he was one block away from Trainor's store. He had no trouble at all to identify the accused. He could do this two block away. He thought he might be mistaken when he said they both had hats on.

Witness said he could not identify the other man he saw, although he was nearer to him than the others.

Witness was standing alone on the corner. The man had dark clothes on. The accused had come along on King Street. He just saw them crossing the street.

Const. Lund was another man he could recognize "by his walk." Witness said he was not generally watching the policemen in the night. They were generally in the habit of "watching him" as he drank "on the street."

Witness had been in the habit of paying "friendly visits" to the house of Lillian Hopkinson. She was killed as a result of an accident on the bridge, he told the Attorney General. He was not drinking at Hopkinson's, he added.

When he went in he did not look at the clock. He looked at it when he went out.

He was not definite on the time, he told the Attorney General. He had not been asked to remember the time—he had remembered it at the time. He did not tell anybody about the incident. "This is the first time I ever told this story to anyone," he said.

To the Court he said at 11.30 this day week he was "sleeping quite comfortably."

Frederick Phillips

Frederick Phillips testified that he was one of the accused. His mother died 23 years ago. He said he was 25 now and his father was dead. His grandfather is living at Harrington. The latter was at one time Chief of Police at Summerside.

Witness said he was married and had two children. One was three, the other four. He was married in 1936. He was born in Summerside but came to Charlottetown in 1929. His father was a haberdashery clerk then.

Witness said he was living on Richmond Street before he was arrested.

On the night of January 30 he met Earl Lund. He called for him at seven o'clock and stayed there for about half an hour. Witness borrowed an overcoat from Earl Lund's brother.

They were around National Cafe corner at 8.30 talking to the boys. A fellow came along and offered to sell a pint of moonshine and some eight packages of Sweet Caporal cigarettes.

Continuing he said they went in the gangway and had a drink then went to a show at the Capitol. They left the bottle out in the gangway and during the intermission went out for a drink. Later they went out and finished it. They went out to Elm Avenue to Charlie O'Brien's after the show and stayed there about ten minutes.

Witness said they then went to Mrs. Dunn's on Richmond Street and after half an hour went down King Street.

On King Street they went to Gormley's. The door was locked but Mrs. Gormley came to it. There was no purchase made and they did not go into the house.

They kept on going down King to Pownal looking for drinks. They noticed a light on in Mr. Trainor's store and decided to get some ginger ale or two per cent beer.

When crossing the street they saw the lights go out and a man come out and go north on Pownal Street.

They they went into the store but Mr. Trainor did not come to answer them. They did not see him.

The lights were out but the door opened and nobody was in. They "sang out" but nobody answered; witness rapped on the door leading into the living room. There was no response, so witness came back up to the door and "didn't know what to do then."

He told Lund to put on the light. Witness then reached over and pressed the button on the cash register. "The window came in and Earl went to the door and said it was the policemen," he added.

They started to the front door and Lund said there was something wrong and they would be blamed if caught. They decided they would try to get out.

They ran to the storeroom where they fell over the boxes and debris on the floor. Shown two bottles found at Peter Trainor's, witness said he did not see them before.

"We ran everywhere, I guess, then and finally got upstairs, he said. The police were flashing lights on Pownal Street. They went to the back room and broke the window out. Earl Lund then jumped out. He did not take any crowbars upstairs neither did he see any. He had a bottle of ginger ale upstairs.

Shown the revolver which was produced, witness said he saw it on the stairs when the police took him down. He did not have it in his hands that night.

The police then came into the house, witness said, and some came upstairs. They attempted to arrest him and handcuffed him upstairs. On the way down stairs, he fell, and Sterns Webster was on his back, witness declared.

He was taken to the station but had received no warning until three o'clock in the morning. The Chief had awakened him from sleep in the cell.

Witness said he did not know Peter Trainor was dead until he was charged in the Police Court the next morning.

When asked if he was surprised he said, "who wouldn't be?"

He said he had no instrument or weapons going into the store that night. Shown the taped bag he said he knew nothing about it.

There was no evidence heard in the Police Court but they were remanded for a week until "they scraped up some evidence". He had been in a "two by four" out in the jail since being committed to Supreme Court. The other accused was not in the same cell after the first three or four days. They were placed in "solitary confinement" and when asked by counsel if this had impaired his health said, "I don't feel so hot now."

He had never been called in by a business man to help make out income papers, witness said when asked by Mr. O'Donnel'. Before being arrested he had tried to get into the Air Force.

Cross examined by the Attorney General he said he saw a man—a stranger—coming out of Trainor's store before going in. He was then questioned as to how long he had lived in Charlottetown. The man was dressed with a coat and hat.

Witness said it had not surprised him to see lights in the store at that hour. The door was closed but not locked and the two walked in. He did not notice the bell over the door ring. He knew Mr. Trainor ran the store and lived in the adjoining house. There were no lights in the living quarters.

One of them turned on the lights and witness rang the cash register Earl Lund went over and looked out.

To the Court, he said he was not doing anything wrong but had an idea there was, when asked why they did not open the door and let the policemen in. The bang on the window was the only reason they had for thinking there was something wrong.

He told the Attorney General they opened the door to the storeroom and rushed in after turning the lights out. He did not notice anything wrong. Lund, at some time, said "the old son of a—" and wondered where he was. He added that Lund would have to explain why he said that. The door to the living quarters was open when he had rapped there.

He told of hitting one of the policemen, who was coming upstairs "in a big rush with a crowbar in his hand," with the ginger ale bottle. "I got the first wallop in," he added. "I had him unexpected and hit him unawares," witness said but claimed he did not say, "come on up." He did not know where Lund was but said he was alone at the time.

City to sell

(Continued from page 1)

A Crerar, Minister of Mines and Resources, Ottawa, to attend the formal opening of the Cape Breton Highlands National Park at Ingonish Beach, Cape Breton, Tuesday, July 1st and also the formal opening of Champlain's Habitation at Lower Granville, N. S., on Friday, July 4th. As His Worship was going away on personal business he would be pleased to represent the city at these functions, he told the meeting.

There being no further business the meeting adjourned.

Board of Health Meeting

At a meeting of the Board of Health held immediately after the Council meeting motions were passed ordering the demolition of two barns and three dwelling houses in the City. The motions came about after no notice had been taken after owners of the dwellings had received previous notices on May 25th from the Board of Health. Dr. P. A. Creelman acting for Health Officer Dr. B. C. Keeping and accompanied by secretary of the Health Board, Mr. James A. Fullerton inspected the above premises yesterday before action was taken at last night's meeting.

Following is the text of the resolutions:

RESOLVED that on report of the Health Officer to the effect that the requirements of the order of Board of May 25, 1941, affecting two barns on premises at the rear of 143 Euston St., have not been fulfilled, now resolved that demolition and removal of the structures be now ordered and that the costs be paid by the City and charged as special assessment against these premises in such parcel as such premises are usually addressed, all on certification of the Health Officer.

Three other resolutions, worded as above were passed in regard to dwelling houses located at 63 Richmond St., 195-197 Cumberland St., and 111-113-115 Elm Avenue.

JURY RETURNS

(Continued from page 1)

dence between the hour's above, said vehicle being in the hands of a person or persons unknown.

The following comprised the jury: Peter Holland (foreman), M. Frank McIntosh, Gordon Roper, Norman H. Richards, Arthur McCallum, J. Peter McPhee and Fred S. Macdonald.

Four witnesses testified at the inquest. These were: Ilah Arbing, Constable Peter Jay, Dr. A. A. MacDonald and Joseph Miller.

Coroner L. B. Mellish, Montague, conducted the hearing assisted by Sgt K.W.H. Engel, Charlottetown and Cpl. J. T. Lines, Souris, both of the Royal Canadian Mounted Police.

Ilah Arbing, 11-year-old neighbor girl, testified that she had seen Ralph Jay going from the street into his back yard, when she first saw the boy, he was on his hands and knees but was trying to get up which he subsequently did. He was also calling to his mother Witness last saw him going around the corner of the house. She was going down the opposite street and was about 50 yards away when she first noticed the young boy. She did not see any car nor did she see any other person at the time. This would be after six o'clock as witness had left her home about six.

Constable Peter Jay testified that he was the father of the deceased. He told of finding the boy outside the back door and of carrying him into the house. The boy told his father that he had been struck by a car. Witness carried him into the house and put him on a lounge and went for Dr. A. A. MacDonald. The boy died about 15 or 20 minutes after being taken in. He had left the house about ten minutes later when his father found him in the back yard.

Dr. A. A. MacDonald testified that he had been summoned to the house and at first could find nothing but noticed that the boy was in a state of shock. He died shortly after. Assisted by Dr. A. J. Kennedy of Georgetown, witness later performed an autopsy on the body. He said that death was due to "a ruptured liver." Although no serious bruises or marks were found on the body before the autopsy close examination of the region corresponding to the liver had later disclosed a slight bruise which in his opinion could have been caused by a blow or a squeeze.

Joseph Miller testified that about 6.15 he had been in the vicinity of the accident and was driving a half-ton truck at the time. He recalled turning his vehicle at an alleyway near the Jay residence He had backed up and turned but did not see or feel anything while doing so.

SELF-SACRIFICE

(Continued from page 1)

tradition of human freedom allows you to practice your faith without let or hindrance," he declared. "Your natural enemy is within you—that natural drag of our fallen humanity to self-seeking and sin. Self-sacrifice must combat him."

Pending the Pope's pronouncement of the new war situation Vatican circles maintained their customary strict silence. Even the church newspaper Osservatore Romano, has refrained from commenting on the situation in which Germany and Italy are at war against Russia while Britain and the United States have promised the Soviet Union their aid.

The Pope's attitude was one of neutrality between the warring powers before Russia became involved and observers doubted that he would now champion either the Axis or the Anglo-Saxon democracies.

He was expected, however, to express once again the church's antagonism toward Communism, as his predecessor, Pius XI, did on various occasions.

ARCHBISHOP MCGUIGAN

ST PAUL, Minn., June 25—(AP)—Most Rev. J. C. McGuigan, Archbishop of Toronto, described the ninth National Eucharistic Congress last night as "a glorious manifestation of faith and love."

Attending the Congress with seven other Canadian prelates, Archbishop McGuigan, after three days spent participating in its many events, declared:—

"In these days of so much materialism and Atheism, this Congress shows that there is in the hearts of the American people a strong spiritual element, which is sure to preserve this country from the evils that have befallen so many nations of Europe that have forgotten or denied God."

Bishop Morrison will be the only one of the visiting Canadians to participate principally in any event of Congress, others confining their activities to presence as masses, holy hours and various sectional meetings where. Archbishop McGuigan said "we come only as visiting prelates."

However, Bishop Morrison will participate actively in the consecration of the Basilica on Friday morning.

BRITISH BOMB

(Continued from page 1)

dropping at least three times the weight of bombs showered on Nazi targets last fall.

With the R.A.F. reporting its greatest 24-hour offensive—a rolling assault in which 400 to 500 planes were said to have taken part—British observers were studying new means of striking at the Nazi air force.

Lowers Enemy Morale

The authoritative magazine Aeroplane said the R.A.F. initiative is a "valuable element" in lowering German air morale.

"To force back to the defensive an air force which has known nothing but offensives in war," the magazine said, "is to impose upon it, first, doubts as to its effectiveness and ultimately, by heavy repeated losses, to persuade it of its inferiority."

The article said the R.A.F. has established its supremacy over the French coast up to the present limit of its fighter capacity and "for anything beyond that must look either to new fighters of equal performance and greater range—and some of these are crossing the Atlantic—or to seizure for its use of advanced bases by successful military enterprise."

Developing the theme of British invasion of the Nazi-held coast, Aeroplane said: "If local air superiority could be so built up that military operations could be conducted in the shadow of it then that supremacy could serve to preserve seized landing grounds in daytime as re-fuelling bases and to make a good show of protecting and defending them at night.

"The cumulative effect of such advancing, step by step, as the R.A.F. pushed an umbrella forward might have most embarrassing effects on the enemy now busily occupied with a new piece of aggression beyond the eastern frontiers.'

Bad Flying Weather

The Air Ministry news service describing Wednesday night's attacks on Bremen and Kiel said the pilots were obliged to battle to keep on a steady course as their huge machines were flying through 200 miles of fierce lightning storms during which they encountered severe icing conditions.

Although the night was a test for every crew and aircraft the Kiel attack was reported successful. A large number of fires were started and by the time the bombers left flames were rising to a great height from a shipyard.

At Bremen it was more difficult to observe results but the Air Ministry said a good load of bombs was dropped on a railway target.

The thunderstorm put both wireless and air speed indicators out of use. A pilot said he tried to climb over the clouds but the higher he went the more ice there was and "the only thing to do was to fly across them."

"Electric fire lit up the leading edge of the wings and air screws with an unnatural light," he said. "The guns looked as though they were red hot. The trailing aerial flicked like a lash on a luminous whip, cutting the air with a trail of sparks. We were buffeted in every direction."

HOW LONG DOES IT TAKE YOU TO EAT?

In these busy days, many of us have to satisfy our hunger with a sandwich, often bolted hurriedly. We know we're playing fast and loose with our insides, but the job must take first place. Irregular meals, irregular sleep, and new ways of living are all causes of constipation.

How to Get Gentle Relief

Constipation, as you know, is caused mainly by the disappearance of moisture from the large intestine. Therefore, that moisture must return. This is done by the action of the several mineral salts which are present in Kruschen. At the same time Kruschen, by its diuretic action helps to flush the kidneys, thus ridding your bloodstream of its accumulated toxic poisons.

It stands to reason that the size of dose for relieving constipation depends on the individual. But once this initial constipation has been relieved, a small daily dose—just enough to cover a dime—will help to keep you regular, and cheerful. Start today to remedy the mischief wrought by irregular meals and hours. You can get Kruschen from any druggist—25c, and 75c.