

Card of Thanks

Mrs. William F. MacDonald and family wish to thank their friends and neighbors for their many acts of kindness and sympathy during the illness and death of their late husband and father, also those who sent Mass Offerings and Messages of Sympathy.

FLU-GRIP VICKS VAPORUB. Check before it starts. Rub on—inhalate vapors. Over 21 Million Jars Used Yearly.

Central Guardian

ST. PETERS UNITED CHURCH—Service at Marie 11 a. m.; Greenwich 3 p. m.; St. Peter's 7 p. m.

KNIGHTS OF COLUMBUS Auction Tournament starts tonight at 8 o'clock. 4051

THE FUNERAL of the late Judge Warburton takes place this afternoon from St. Paul's Church, service starting at 2 p. m.

ARRESTED FOR LOOTING—Two men were arrested last night for looting at the scene of the fire in the Victoria Hotel.

THE FUNERAL of the late Mrs. Henry Bridges takes place from St. Paul's Church this afternoon, service starting at 3.30.

THE CAR FERRY—Last night the car ferry docked at Borden at 8.00 p. m. The mail train arrived in this city about 11 p. m.

PERSONALS

Mr. Reginald Parkman, Charlottetown Royalty, who was to leave for Bermuda yesterday, was taken suddenly ill with the flu. His many friends hope for a speedy recovery.

Miss Marie Darrach has returned to the city to resume her studies in the P. W. C., after spending her holidays with her parents Mr. and Mrs. Hector Darrach, Clyde River.

Mrs. Joseph Ford of Milton, spent the week end in Charlottetown, visiting her daughter, Mrs. Arthur Clark.

Miss Mary O'Brien and Miss Margaret McDonald, returned to the City Monday to resume their studies at the Union Commercial College after spending a pleasant vacation at their respective homes.

NEW CAFE IN SUMMERSIDE

For quick service and excellent cooking the Royal Cafe has been held as an example, but recently, under the direction of the proprietor, Charlie Hum, the restaurant is making a special effort for business men's dinners and lunches and securing an excellent patronage. A strong effort is being made to rid the restaurant of the loafer nuisance and Proprietor Hum has gone on record as determined to prosecute any non-paying visitor who may be laboring under the delusion that the Royal Cafe is a public lounge room. In his efforts, no doubt, he will be supported by the public generally. 4041-1-17-21

(Special to The Guardian) TORONTO, Ont., Jan. 16.—Yesterday's storm cost the municipality of Toronto about \$15,000. The works department had 1,273 men cleaning snow with 41 teams and 25 trucks. An extra gang of men was used on the downtown streets by commissioner Dies last night.

Card of Thanks

Mr. William R. MacKay and family wish to thank all their friends for their many acts of kindness in their recent sad bereavement. 4037-1-17-11

Card of Thanks

Mrs. Shelton E. Walsh desires to thank her neighbors and friends for their many kind services during the recent illness and death of her young son, Philip Milton Walsh.

BIRTHS

MACNEILL—At Mt. Hope Farm, Cavendish, on Jan. 7th., to Aivah J. and Mrs. MacNeill, a son, (William Lloyd).—Congratulations.

DEATHS

SHEA—At Indian River, Jan. 16, George Shea. Funeral Friday morning, Jan. 18, leaving at 9 o'clock.

WRIGHT—On January 16th, Mr. E. J. Wright, New Annan, Funeral Saturday at 1.30 p. m., Interment Peoples Cemetery, Summerside.

MACDONALD—In the Prince Edward Island Hospital, January 16th, James Macdonald, ex-water commissioner, aged 93. Funeral notice later.

MACDONALD—At Springfield, Lot 67, Jan. 16, Ronald Macdonald, aged 81 years. Funeral to St. James Church, Summerside, Friday morning, leaving house at 9 o'clock.

SIMMONS—At Clyde River, Jan. 16, 1929, David Simmons, aged 74. Funeral from Clyde River Church Thursday, January 17th at 1 p. m. to Clyde River Cemetery.

BAKER—At the Prince County Hospital, Wednesday evening, Jan. 16, Joseph Baker, late of Pictou, in the 80th year of his age. Funeral will be held in the Presbyterian Church, Pictou, at 2 o'clock, on Friday, Jan. 18. A short service will be held at the house of Donald B. Baker at Summerside at 11 a. m. Rev. C. St. Clair Jeanes officiating clergyman.

Nursing

TRAINING SCHOOL FOR NURSES The Captain John Adams Hospital Training School, located four miles from Boston, offers a three year course in nursing to girls 18 years or over. One year High School record. Modern equipment, accredited grade-A by American College of Surgeons, affiliated with Boston City Hospital for obstetrics and pediatrics. Free tuition and maintenance and monthly allowance. Class starts Mar 6, 1929. Address Supt. John Adams Hospital Chelsea, Mass. 3090-1-15-11

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GETTING UP NIGHTS

If Bladder Weakness, Getting Up Nights, Backache, Burning or Itching Sensation, Loss of Grain, make you feel old, tired, peevish, and worn out why not make the Cystex 48 Hour Test? Don't give up. Get Cystex today at any drug store. Put it to a 48 hour test. Money back if you don't soon feel like new, full of pep, sleep well, with pains alleviated. Try Cystex today. Only 60c.

Annual Meeting

(Continued from page one)

vention in Public affairs. This does not mean, however, that your Board has been inactive, nor does it mean that there has been any lack of progress or prosperity in general conditions affecting our Town and Province. We can look back on 1928 as a year of excellent business: with the one exception of potatoes, all our Island products realized good prices and met with a ready demand. Merchants report increased sales in all lines, with collections very satisfactory, and there is a general air of prosperity noticeable among our people.

With particular reference to the port of Summerside, our excellent wharf equipment was used for the unloading of five large cargoes of chemical fertilizers—four steamers and one sailing ship and for the loading with potatoes of seven large steamers and two sailing vessels. In this connection it is interesting to note that so well designed are our wharf facilities that all these cargoes were handled at a very low cost—so much so, that the shippers save our longshoremen a very handsome bonus in addition to their regular wages. We may confidently expect that our port, by reason of its excellent facilities, will attract more business of this kind from year to year. The necessary dredging at the Railway wharf was completed during the past summer, and there are now splendid berths at both sides of the wharf for ships of large capacity. The largest ship which ever entered the harbor of Summerside, loaded at this wharf in November last, and was handled without difficulty.

With regard to Railway matters, we have to report the erection of a new round house and water tank on reclaimed land adjacent to the Railway Station, and the provision of an entirely new approach to the Railway Wharf for the use of teams and trucks. These improvements fill a long-felt want, and were made at a heavy expenditure by the Canadian National Railways.

There were no complaints made regarding the Summer Passenger Time Tables, and we are glad to note that arrangements have been made for a late trip of the Car Ferry during the winter months from Tormentine to Borden bringing over the late mails, which during summer months reached here at 11.00 p. m., and were delivered early next morning. These now remain at Borden over night, and reach Summerside before 10 a. m. during the winter months. On the whole we have reason to be well satisfied with the service given us by Canadian National Railways, and with the courteous treatment extended by their officials and employees.

The matter which was, perhaps, of greatest interest to us all in the past year, was the decision of the Federal Government to build a new Car Ferry Steamer for service on the Tormentine-Borden route. As the provision of this ship will probably settle the matter of transportation between Prince Edward Island and the mainland for the next twenty or twenty-five years, it was felt by all our members that nothing short of the largest, most modern, and best equipped ship for the purpose should be acceptable to the people of this Province. In October last we had a conference with Mr. Appleton, General Manager of the Atlantic Region, Canadian National Railways, and his staff, concerning the new Car Ferry, at which meeting a number of valuable suggestions were brought out and were afterwards incorporated in the report of a special committee of this Board, copies of which report were sent to the Press, the Associated Boards of Trade of Prince Edward Island, the officials of the Canadian National Railways, and to a number of Federal Ministers. It is gratifying to know that, as a result of the agitation carried on by our Board in conjunction with the Charlottetown Board and Associated Boards of Trade, we are given to understand that our requests will be complied with, and a more powerful and better equipped ship will be provided than was at first considered.

It is good to know that one of the requests which this Board urged on several occasions has been met. We refer to the fact that during the past year the Governments of the three Maritime Provinces contributed sufficient funds to make possible the securing of a qualified traffic expert to handle the claims of these Provinces regarding freight rates and other transportation matters, and the services of Mr. F. C. Cornell are now available.

During the past year in addition to our regular Board meetings, a number of meetings of your Council were held, at which important questions regarding the annual meeting of the Associated Boards at Charlottetown. We have again become affiliated with the Maritime Board of Trade, and have also joined the Canadian Chamber of Commerce. These affiliations not only give our Board a higher standing, but we can count on the support of these large and powerful bodies in any reasonable demands we find it necessary to make on Government Departments in future.

It is a great pleasure to be able to report that there has been continued activity in the building line in Summerside, during the past year. In addition to the new round house and tank and increased yardage on the Railway premises, a large number of fine new residences have been built, and many other improvements made. Our population is showing a steady growth, and our town increasing in importance as a business centre from year to year.

In conclusion, I wish to extend my thanks to the Officers, Council and Members of this Board for their support during the year just past; to the Press of Summerside for their assistance in giving publicity to our activities, and to the officials of the Canadian National Railways for the courteous interest they have always displayed toward our requests for better service of the Railway services. Let us all look forward to 1929 with hope and faith for the continued prosperity of our Province.

H. T. BEGG, President. Summerside, P. E. Island, January 16th, 1929.

Mr. J. J. Morris, chairman of the railway committee, next submitted his report dealing with the activity of the committee during the past year. He had particular stress on the great improvements made during the year in giving publicity to our activities, and to the officials of the Canadian National Railways for the courteous interest they have always displayed toward our requests for better service of the Railway services. Let us all look forward to 1929 with hope and faith for the continued prosperity of our Province.

The railway schedule however which came into effect on January 8th, was not what had been hoped for as passengers and mails by the late trip of the car ferry must remain at Borden over night arriving at Charlottetown and Summerside the following day at 9.30 a. m. and 10.30 a. m. respectively. It was to be hoped that a better service will be given us in the future.

Mr. John E. Campbell, chairman of the marine committee, gave a most interesting address, particularly referring to the number of fine ships which had loaded potatoes (400,000 bushels) at Summerside and other produce, this fall and splendid shipping facilities now offered by the port of Summerside.

The report submitted by Mr. L. R. Allen, chairman of the town improvement and mails committee, showed much building activity during the past year and a gratifying growth of substantial and handsome residences. The mail service compared favorably with other years, but it becomes increasingly difficult to maintain a satisfactory service at the post office with the limited staff. It was suggested that the post office department bring this matter to the attention of the post masters general. The election of officers for the year resulted as follows: President, Mr. H. T. BEGG; Vice-President, Mr. C. R. ROGERS; Secretary, Mr. ROBERT GORDON; Councilors, Messrs. L. R. ALLEN, M. L. BRADSHAW, J. E. CAMPBELL, W. J. LIDSTONE, H. T. HOLMAN, J. LEROY HOLMAN, G. M. MUTTART, J. J. MORRIS, B. S. DEACON and L. M. MACNEILL. Auditor, Messrs. D. O. STEWART and H. K. TODD.

Encouraging and constructive addresses were given by Senator MacArthur and Mr. A. E. MacLean, M. P. A hearty vote of thanks was tendered the hostess Mrs. Perry for the excellent refreshment provided, moved by Mr. G. M. Muttart and seconded by Mr. T. D. Ramsay.

The world's finest young tea-buds . . . Ripened under tropical suns . . . Bursting with fulsome flavor. That's Red Rose Orange Pekoe Tea—every package guaranteed. 67

RED ROSE TEA "is good tea" RED ROSE ORANGE PEKOE is extra good

WANTED 60 GIRLS AND BOYS TO TAKE PART IN THE Charlottetown Follies APPLY NOW PRINCE EDWARD Ask for Mr. Anderson, the Producer.

BRYDGES

(Continued from page one)

His Lordship Chief Justice Matheson in his charge to the jury said in part: he charged upon which the accused has been tried before you is that on or about the 6th day of January 1929, in the City of Charlottetown, he did assault Yvonne Arsenault, a woman who was not his wife, with intent to have carnal knowledge of her without her consent.

That is the charge on which the accused is being tried. It is open to the jury, if they find the evidence not sufficient to convict on this charge to bring in a verdict upon the lesser charge of indecent assault.

There are thus three courses open to the jury: to bring in a verdict of guilty of the offence as charged; a verdict of guilty of indecent assault, or a verdict of not guilty.

The charge on which the prisoner stands arraigned is a very serious one. The jury have seen the character of the witness, Yvonne Arsenault on the witness stand, and they are men of discretion, and can judge of her character and the credibility of her evidence.

(Here His Lordship reviewed the evidence of Miss Arsenault, also that of Miss Owen.)

After this evidence was heard of what Miss Arsenault said to different people, I allowed the evidence to go on, because such evidence is admissible, but it is hearsay evidence. Such evidence is not evidence against the accused of the facts stated, but as corroboration of her story in the witness box, and as tending to show that she did not consent.

Miss Owen tells the story of seeing these two people struggling. At first she could not clearly distinguish anything about the parties—even as to their sex—but finally she could see a man dragging a woman across the road. What first attracted her was a woman's screams. You have already heard what she found. This poor girl covered with mud and blood, and with burdocks; wet to the skin, and in a state of exhaustion.

His Lordship then went on to call the attention of the jury to the serious character of the crime. "Whoever the criminal was" he said, "I put it to you, Gentlemen, that had Miss Owen not arrived a much more serious crime might have been committed. What motive would actuate a person whose conduct was described by these two witnesses? If you believe the evidence of these two young women, you must believe that the individual of the perpetrator was a criminal one and only his interruption prevented it from being carried out to its extremity.

There are two lines of evidence, first a direct proof of who this person was, second an alleged confession by the accused (with regard to the first line, His Lordship read from the evidence of Miss Arsenault, which she identified the prisoner as her assailant.) That evidence in itself would cover the ground. But there is more. The evidence is that the night was wet and stormy and the ground had pools of water on it. Miss Arsenault and her assailant were struggling on the ground, among weeds and burdocks. When the attention of the police was called they took the matter up with great promptness. They arrived at a house and found there a coat, a pair of trousers and a cap, wet, with the coat showing traces of burdocks and generally a condition which would accord with the evidence given about their struggle on the wet ground.

This is circumstantial evidence, and such evidence must be regarded with care by the jury, but it may be stronger than the strongest evidence of the clothes of the prisoner and Miss Arsenault, and the condition in which they were, and you will judge just what evidence of that kind is worth.

There is something more; there is the question of a statement by way of confession alleged to have been made by the accused. And you have been told that it was a question whether you should accept it or not. That is a mistake in the law. It is for the jury to lay down the law and he may err as has sometimes happened. Should such be the case, the verdict may be set aside. But not so when counsel has been heard. So it has been the practice of British courts to lay down the law in such matters.

Whether the confession should be admitted or not is for the court to decide. It will decide also whether or no the confession is voluntary. Then it is for the jury to weigh the facts. The evidence was that when the police were going to send for the girl the prisoner said "You need not

I am the one that did it" or "I did it," or words to that effect.

This the court has admitted as free and voluntary evidence. You have heard a great deal about "wringing out a confession." That is not admitted in any British Court of Justice. The days of the rack and thumbscrew are far back in history. Today any evidence admitted by the court is free and voluntary. No hopes or fears must be presented. If an officer of the law should say to a prisoner even "It would be better for you to confess" and he did confess, the evidence would not be permitted to come before the jury.

But here there is no evidence of anything of the sort. The statement of the prisoner was voluntary, and it is for you to give it all the weight it deserves.

His Lordship then instructed the jury that if there were a reasonable doubt the benefit of it was the prisoner's. But it must be a reasonable doubt. They must first of all try for a conclusion and only when they fail to reach it, should the question of a doubt arise.

In reply to an application of Mr. MacKinnon stating that the evidence of the Crown witnesses failed to show anything more than aggravated assault, and requesting the court to charge the jury accordingly, His Lordship replied that he would not so charge them.

Mr. MacKinnon also submitted that the question of whether or not the prisoner's confession was voluntary was a question of fact to be decided by the jury. His Lordship ruled that it was a question of law to be decided by the court.

The jury then retired, and having been out about twenty minutes, returned at 3.15 with a verdict of "guilty in the first degree—attempted rape."

The case of Harry Evans vs. Edwin C. White was next called. This is an action for damages in which it was alleged that the defendant drove a motor vehicle so negligently as to cause damage to the motor truck of the plaintiff.

Mr. J. J. Johnston, K. C., who represented the plaintiff outlined the case. Mr. Evans, who owns a motor truck, was, on the third of July last, taking a load of potatoes from Weston River through Alexandria, a car came up behind him, and tried to pass him at a culvert. In doing so, in endeavoring to keep from going into the ditch, he swerved into the front wheel of Mr. Evans' truck, overturning it, and causing it to crash into the ditch, and causing damage to it with all its cargo, and overturning it with all its cargo, and causing damage to it with all its cargo.

Mr. Evans saw the other car coming when it was some distance behind. It blew its horn, and Mr. Evans turned out to the right, but the collision took place as stated. A witness for the plaintiff, the driver of the truck, was called to the stand, and gave evidence to the effect that he saw the collision and is a witness for the plaintiff. The other car did not stop, until this man came to take its number.

Three witnesses for the plaintiff, Harry Evans, H. R. Stewart and Arthur Denslow were called before the court adjourned.

DR. J. P. MILLAR DENTAL SURGEON Corner Queen and Richmond ROUSE-9 to 12.30 2 to 5.00

Queen Hotel

Since taking over this Hotel we have spent many thousands of dollars in repairs and improvements. It is now the finest Hotel of its class in the Maritime Provinces. It affords to those who want a comfortable Hotel and splendid table and excellent service at a moderate price.

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