

Latest News ICE SPORTS HOCKEY AND BOWLING In Realm Of Sport BASKET BALL BOXING AND OTHER EVENTS

AN ODD CHARACTER

By W. H. GOCHER
Jack Batchelor was one of the characters connected with the harness racing for a couple of years after the close of the war. He would make any kind of a wager if he thought he could make the best of it while he was in the saddle. He was a half a dozen seasons a season and he would purchase a horse and wear apparel of the most conspicuous kind. Jack Batchelor's racing machine was a black gelding named "Galahad" which he had purchased for \$2,212 1/2 by Harold G. Gahan for two years ago. He had John H. in with the horse and he was doing well. He had a chance to win a friend in the betting of the cheap tickets on the horse. He had a chance to win a friend in the betting of the cheap tickets on the horse. He had a chance to win a friend in the betting of the cheap tickets on the horse.

TONIGHT'S BIG GAME

Fans both in Summerside and Charlottetown are anxiously awaiting the outcome of the hockey battle between the Abegweit and Crystals which takes place in the former town's arena tonight. Each team has a victory to its credit and tonight's game, the third fixture in the League promises to be a lively one. A record band of local rooters is expected to have on the hockey special this afternoon. \$1.70 is the rate and the train pulls out at 4 o'clock sharp.

Deadheads Filled Benches During '24 Olympic Games

(Associated Press)
PARIS, Jan. 19.—A total of 589-254 spectators, 150,681 of whom were deadheads, attended the Olympic Games last summer, according to official figures. The large percentage of the deadheads has been the subject of comment by the government, which advanced the funds for the erection of the stadium. Under that head were classified guests of the committee, officials of the various nations represented, friends of the athletes and politicians. A record band of local rooters is expected to have on the hockey special this afternoon. \$1.70 is the rate and the train pulls out at 4 o'clock sharp.

OLYMPIC STAR GREAT SHOT



Sam Vance, of Tillsonburg, Ontario, captain of the Canadian Olympic trapshooting team, won the Reading (Pennsylvania) live bird shoot killing 48 out of a possible 50 birds. He was given the Jacob Dauber Memorial Cup. Philip Miller, Dallas, Texas, took second honors with 47; Frank Groth, Vancouver, Wash., was third high man with 46 birds.

Important Judgment

(Continued from Page 1)
In relation to his contents and before the enactment of the Statute under which the proceedings were purporting to be taken. At the hearing affidavits were tendered to show that the date was a mistake and that the year 1924 was intended and not the year 1921. It needed no affidavits to show that the date 1924 was a mistake—that was self-evident. But to explain how an error happened cannot avert its consequences. It was held that the affidavit was a nullity and the warrant issued and the arrest made without lawful authority. The prisoner was consequently discharged from custody by my order dated 13th January, 1925. Afterwards on the same day a new affidavit was filed and a medical certificate, both corrected and dated, appear to have been made and a new warrant issued properly signed by the Judge of the County Court of Quebec. Upon this warrant the prisoner was arrested on the 15th day of January instant and imprisoned in the Jail of the County Court. The present application is made for his discharge under 20th Vic. Cap. 10 above referred to, on the ground that the prisoner could not be twice arrested for the same cause of action. The rule is thus laid down in Chief Justice Archbold's Practice p. 741 of the 12th Edition: "If a defendant was once arrested he could not in general be arrested again for the same cause of action," and in the 9th Edition at p. 174 the rule is thus stated: "The plaintiff having been once arrested cannot in general be arrested again for the same cause of action." Nemo debet bis vexari pro eadem causa. But this rule is subject to the exception that where the first arrest was irregular and the second arrest of the same party for the same cause of action might be upheld. I quote two cases from the many cited on the argument to illustrate the rule and the exception. The case of Blackburn v. Sturport reported 1802 in 2 East, 242, deals with two arrests of the defendant on final process for a debt. He was first arrested March 1798 and remained in custody till April next when he was discharged by the order of the court. He was again arrested on the 10th of the month and the court held that he should pay one half the debt and costs then, and the other half at a future day, and if the money were not paid in time, defendant agreed that judgment might be enforced by execution against his person and goods. He defaulted and was again arrested. When arrested he paid the debt then, moved to have the execution set aside and the money refunded. He succeeded. Gorse J. for the Court said that "it would be very dangerous to assume the law to be unaltered in this respect, which is that a person cannot be taken in execution twice for the same judgment, whether he had so agreed or not." That case illustrates the rule. The case illustrating the exception is Nyas v. Noy (1839) reported 2 Jur. 547. Defendant had been taken in execution on a judgment from which he was subsequently discharged. He was again arrested on the same cause. Upon the application to set aside the second arrest Parke B. required if the cause which vitiated the first arrest had been removed and upon being assured that it had, and upon the production of Counsel for the applicant that a party once arrested and discharged out of custody cannot be arrested a second time on the same subject matter of complaint Parke B. said: "That must be expressed in a more qualified form. Once a party has been regularly taken in execution and then discharged he cannot be arrested a second time for the same demand." And he continued: "Now it appears that the reason of his being discharged on the former occasion was that he had been arrested irregularly—there can be no doubt that the first taking must go for nothing and the plaintiff be considered in the same condition as if it never had issued. If a defendant be once regularly in execution he cannot be taken a second time." So far we have been considering the effect of a discharge from arrest on civil process upon application to set aside the proceeding for irregularity without regard to principles applicable specially to arrest after discharge upon Habeas Corpus proceedings. The case of Attorney General of Hong Kong v. Kwok-Sing, reported in L. R. 5 P.C. 179, a criminal case, lays down rules which are I think of general application. The prisoner in that case was discharged solely upon the ground that he had been committed a sec-

THE RACES WEDNESDAY

At a meeting of the Charlotte John R. Pansy York, Mac Ola, Director of the races, held on Wednesday afternoon at 2 o'clock, decided the course can be cleared properly. If the weather is too cold for the Track Committee will not operate the busy today and will try to clear the old course, or perhaps the new one. The races for Wednesday are as follows: Class "A" Trot—Mac Todd, Our Peggy, MacCrosus, Baby Todd, Radiant, Stella Todd. If the weather is too cold for the Track Committee will not operate the busy today and will try to clear the old course, or perhaps the new one. The races for Wednesday are as follows: Class "B" Pace—Baron Boy, day.

Hockey at Bedeque

Bedeque won over Kensington 6-5. The first game of Hockey at Bedeque this season took place Thursday evening Jan 15, when the Bedeque Beavers defeated the Kensington pack-chasers in a well-contested game, by a score of 6-5. The ice was in very good condition and a good exhibition of stick handling and combination play was put up by both teams. Kensington opened the scoring five minutes after the face off by a long wing shot, and for a time the play was around the Bedeque net, but the Beavers opened up and scored four times and at the end of the first period the score was 4-1 for Bedeque. The second period saw the Beavers shut out while Kensington scored three times, so that at the end of the second period the score was 4-4. In the final period it was anybody's game. The Beavers scored at the opening of the period, and Kensington followed five minutes later and then the play was kept even until two minutes before the final goal when Noonan scored the winning tally. Referee Peter McMahon handled the game in an impartial manner. The Kensington team's much faster than last winter and it is expected that some real good hockey will be seen when the Beavers go to Kensington Monday night. The line-up: Kensington Goal S. Campbell Defence J. S. Burns R. Callbeck Rod McDonald J. Clark Forwards Chas Kennedy P. Noonan Roy Darrach F. Noonan Roy Flakeman H. Green Subs L. Morrison H. Colwell

THE MARKETS

MONTREAL, Jan. 19.—The export trade in Canadian grain on the Montreal market today was again reported quiet, there being little or no demand from United Kingdom buyers, but there was some enquiry from the continent which resulted in sales of several loads of Canadian spring wheat to Holland and Italy. Outside of a little business in Canadian western oats on C. I. F. basis, the market was quiet, but the under market was strong and prices for oats were advanced 1 cent per bushel for Canadian western, Ontario grades were firm and unchanged. No. 2 white being quoted at 66 cents, No. 3 grade at 64 cents, and No. 4 grade at 62 cents per bushel ex-store. Prices for all grades of spring wheat flour were advanced 10 cents per barrel but the volume of business was small. Owing to the high prices ruling for winter wheat in Ontario a much stronger feeling prevailed in the local market, for these grades of flour and prices were advanced 30 cents per barrel at the indication of them going higher in the near future. There was no change in the condition of the millfeed market, but prices were firm. A fair business was transacted in oilseed oats. A very firm feeling developed in the local market for storage eggs and wholesale jobbing prices were advanced 2 to 5 cents per dozen. There was no change in strictly fresh eggs. Prices for butter were steady at the recent changes noted. The cheese trade was quiet but the tone of the market was firm with fodder made No. 1 goods at 19 1/2 to 20 cents per pound, and No. 2 grade at 18 1/2 to 19 cents per pound. Crop beans were unchanged at \$2.90 per bushel. OTTAWA, Jan. 19.—The market is very firm and at some points prices have advanced the same applies to local storage eggs. A car of Ontario storage firsts is reported sold at Toronto for 49 cents. Toronto jobbing fresh specials 75, extras 70 to 73, storage extras 56 to 57, firsts 53, second 47 to 48. Montreal jobbing fresh fish extras 67, firsts 62, storage extras 58, firsts 54, sec-

L. OF C. BOWLING

Last night of the League Alleys the Invincibles won from the All Stars by a large majority. There was a large audience of fans as the game promised to be a hard close battle. For the Invincibles got too big a lead the first game and were never in danger. H. Morgan had high single 256 and J. Callaghan high total 675. Tonicia Band Boys vs. Yachmen at 7 o'clock.

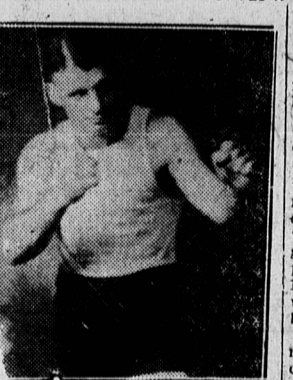
Y.M.C.A. BOWLING

A very successful meeting of the representatives of the various churches took place in the Y. M. C. A. last night and the Church League was re-organized for 1925. M. Governor F. R. Heitz was unanimously elected Honorary President. J. D. Webster, President. F. B. Conard, Secretary. Games are to be played on Mondays, Tuesdays, Wednesdays and Fridays at 7 p.m. sharp. The opening game will be rolled Monday, January 26th when the Peoples Church team will meet the Central Christian team.

Happenings Of The Day At The Y.M.C.A.

Gym—10 till 12—Special classes 3 till 5—Intermediates, 8 till 10—Seniors (refreshments) Bowling—All alleys open. General—A special turn out of the Seniors is requested, a light lunch will be served after class. Social—J. Howard Crocker who is Director of Physical Education of the National Council Y. M. C. A. of Canada arrives tonight.

HOCKEY SPECIAL leaves this afternoon at 4 o'clock sharp. Special rate \$1.70. 31-12-20-11



TOM (FIRPO) WILLIAMS
Of St. Catharines, amateur heavyweight, who won the right to represent Canada at the Olympic games, but could not make the trip.

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SEVEN LAMAS TAKE JOURNEY IN LONDON

LONDON, Jan. 19.—When seven lamas arrived in London from Tibet they all exclaimed simultaneously and in unison: "This is London!" They were merely Tibetan for "So this is London!"

Czar Called Himself Master

LENNINGARD, Jan. 19.—The Revolution Museum has received an interesting document from the Moscow government. It is the census return which was filled in by the czaristic family in 1897. The answer of the then czar and zarina to the question, "What is your profession?" was "Master and mistress of the Russian empire."

France Imports Alaska Foxes

(Associated Press)
HAVRE, France, Jan. 19.—Two consignments of silver foxes, one from Alaska and the other from Canada, have recently entered this port. Together they total 98 animals and all will be sent to the Vosges mountains for breeding purposes. Silver fox commands very high prices on the French market.

STRENGTH

If though faint in the day of adversity, thy strength is small—too small to be worth talking about for the day of adversity in its first real opportunity. Odds 50. Manitoba and Saskatchewan markets firm with receipts very high, prices unchanged. Some British Columbia fish arriving Moore Jaw and Saskatchewan and a pool car of British Columbia fish arriving at Winnipeg today. Calgary reports no local fish arriving, demand being supplied by British Columbia fish which cost \$18.00 per case. Storage socks exhausted. British Columbia local fresh extra 53, firsts 51, delivered extras jobbing 57, firsts 51, pulled extras.

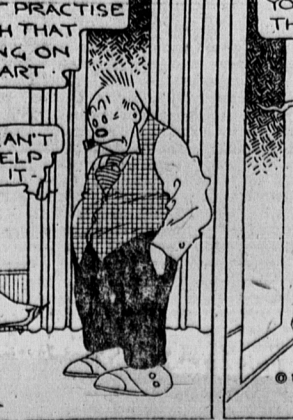
RAW, SORE THROAT

Eases Quickly When You Apply a Little Musterole
Musterole won't blister like the fashioned mustard plaster. Just rub it on with your fingers. It soothes the sore spot with a gentle touch, loosens the congestion and draws the soreness and pain. Musterole is a clean, white ointment with oil of mustard. It is fine for relief from sore throat, bronchitis, laryngitis, croup, stiff neck, asthma, neuralgia, headache, congestion, pleurisy, rheumatism, lumbago, pains and aches of the back or joints, sprains, sore shins, bruises, chilblains, frosted feet, and so on. Keep it handy. It is instant use. 40c and 75c, at all druggists. The Musterole Co. of Canada, Ltd. Montreal.

BRINGING UP FATHER



YOU GO AND TELL THEM TO STOP IT.



WELL, WHAT DO YOU WANT?



MY WIFE CAN'T SING WHILE YOU ARE HAMMERING.



I KNOW IT. THAT'S WHY I'M HAMMERING.



—By GEO. McMANUS

Cross-word puzzle grid with numbers and a key to the puzzle.

MUSTEROLE logo and text: "Better than a mustard plaster"