

Street Accident Case In The Supreme Court

A number of witnesses gave testimony yesterday when the case of the Kelt Bevan, plaintiff, versus Donald Warren, defendant, was heard in Supreme Court before Mr. Justice M. T. MacGuigan. The action arose from an accident June 8th when a motorcycle ridden by Bevan and a car driven by Warren collided at the corner of Grafton and Prince Streets.

Dr. Frank MacMillan told of being called to the P. E. I. Hospital to attend the 16-year-old Bevan. He said of the injuries received that there were abrasions on the face and chest, scalp lacerations and the left clavicle was obviously broken. The victim was in hospital eight days.

Dr. MacMillan was called as a witness by Mr. G. F. Foster, attorney for the plaintiff. There was no cross examination by Mr. M. A. Farmer for the defendant.

Mr. H. Bevan, father of the boy, said his son was the owner of a Sun motorcycle which he had paid for himself. He told of conversations with the defendant who said he was sorry and would do all he could. The boy had lost out on his earnings from a paper route which averaged \$8 per week income.

The plaintiff was called to the stand and stated he had the motorcycle since last year. It was in perfect running condition. On the night of the accident he had been travelling west on Grafton Street at approximately 15 miles per hour. As he was going through the intersection of Prince Street he looked to his left and saw a car approaching. He put on his brakes and tried to avoid the accident but failed as the car collided with the front fork of his bike. He remembered nothing after that as he was unconscious.

Questioned by Mr. Farmer the witness said he was about one yard from the intersection when he saw the car. He did not know what part of the car hit him.

Murray Carmichael, the next witness, said he was working that night and was looking out a window at the corner and saw the collision. He thought the car had slowed down a bit at the stop sign on Prince St. south of Grafton but kept moving along through the intersection. He estimated its speed at about 25 miles. After the accident the car came to a stop in front of Worth's Drugstore.

He said the boy was carried by a Mr. Larter and the car driver to the latter's car and taken to hospital. Some of the men who had gathered also went along.

Cross examined he stated he could see the approaching car for a distance of 50 feet. He heard the sound of brakes from the motorcycle and saw it hit around the back door of the car.

Alfred MacLeod said he saw the car coming north on Prince Street through the intersection and then come to a stop. He did not see the accident as the car was between him and the bike which he had previously noticed and it was not going fast.

Ernest Wall, an automotive mechanic, said he had examined the bike since the accident and thought it would be impractical to attempt to repair it. It might have a salvage value between \$35 and \$50 for parts. He said if that make were in good shape it was possible for it to go 45 miles per hour at top speed as it had only low power. He told Mr. Farmer the stopping distance was approximately one foot per mile of travelling speed. This machine had good brakes, he stated.

Charlie Beaton, 16, told Mr. Foster he was near St. Paul's Church at the time of the accident. He said the car went through the stop sign. After the collision he stated the front wheel was off the bike and a running board gone from the car.

Defendant's Testimony

Donald Warren, the defendant, stated he had stopped at the stop sign long enough to permit a taxi going east to pass the intersection. He started again in low gear and shifted to second at about 10 miles per hour. He did not see the motorcycle or hear it and the first he knew was when he felt the jar. He said the bike had hit his car between the rear door and the fender.

He stated he immediately got out of his car and went to where the boy was lying on the street. He suggested to bystanders that he be taken to hospital as he could not tell how badly the boy was hurt. While at hospital he had a nurse telephone the City Police who advised him to stay there until they arrived.

After talking to the Police he said he went to Bevan's house. In a later conversation between him and Mr. Bevan he said he would not pay the bills as he did not think he was in the wrong. He filed a counter claim for \$50 for damages to the car.

Sgt. A. J. Lund of the Police said he had gone to the scene of the accident after it was reported and taken some measurements based on some blood spots and clay on the street. He examined the brakes of the car and found them good.

Mr. Frank Larter said he was at Zion Church corner and saw defendant stopped at the stop sign. He started walking north on Prince Street and did not see the accident, just heard the crash and saw the boy lying in the street about six feet behind the car.

No argument was presented by counsel as the case was adjourned to a day to be fixed.

THE CENTRAL GUARDIAN

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ALL TAXES owing Village Green School not paid by October 20th will be handed to an Attorney for collection. By Order of Trustees.

ATTENTION HOCKEY FANS.—There are many good seats still open. Be sure you are not disappointed, get your Holding Seats now, at 250 Grafton Street, Charlottetown. Phone 3892. League opens October 19th.

MISS BESSIE LOCKHART, returned missionary from India, will give an address in the Baptist Hall, Thursday, October 8th, at 8 P. M., at the annual missionary Thank Offering service. All are welcome.

LOADING POTATOES—A small motor vessel, the "Fort Lewis" from Quebec City, arrived in port yesterday and began loading a cargo of potatoes for the northern ports on the St. Lawrence River. It is reported that she will sail with 6,000 bags.

ENGAGEMENT.—Mr. and Mrs. James Arnold Mullin announce the engagement of their youngest daughter Nan Mary (Nancy) to Mr. Earl Philip Smith of Montreal, son of Mr. and Mrs. Philip Smith, Webster's Corner, Prince Edward Island. Marriage to take place November 7th at St. Raphael's Church, Outremont, Quebec.

ENGAGEMENT.—Mr. and Mrs. Sydney H. Jamieson of Campbellton, N. B., announce the engagement of their daughter, Hilda Vivian to Mr. Glendon L. Crozier, son of Mr. and Mrs. George Crozier of Hamilton, P. E. I., the wedding will take place quietly in the near future.

BRING OUT THE NATURALNESS, LADIES!—A beauty demonstration was held last night at the Y. M. C. A., the proceeds of which will be used in aid of the Nursery at the Prince Edward Island Hospital. The demonstration, arranged for by the Hughes Drug Co., Ltd. in co-operation with the "Wo-He-Lo" club of the "Y" pointed out to Charlottetown women that natural, glowing loveliness can be attained by simple daily routines for cleansing and regulating the skin. Beauty consultant for Yardley of London, Miss Ardele Saunders was the demonstrator.

visiting Lion, Mr. Ron Hill, assistant superintendent of the Maritime Division of the Canadian Institute of the Blind from Halifax, spoke briefly of the services which a club of this nature can render to the C.I.B. The meeting regrettably accepted the resignation of Mr. Ernie Lord as King Lion due to pressure of business. Mr. George Olscaup of Summerside was welcomed as a guest at the meeting.

Y'S MEN ELECT OFFICERS.—The Centennial Y's Men's Club held their opening supper meeting at the Y.M.C.A. last night with the President George MacDougall in the chair. The following slate of officers was elected for the coming year: President, George Anderson; vice-president, J. O. MacLean; secretary, Bill Hamby; treasurer, Ron Woodgate. The following comprise the executive, Lorimer Cudmore, Keith Acorn, Ross Affleck; programme committee, Lorimer Cudmore; publicity, Kayo MacInnis; attendance, Allan Forsythe; member council, Ralph Carr; finance, Fred Norton; service, Charles Downe. Mr. Fred Gamble, secretary of the Y.M.C.A. welcomed the club after its summer recess and installed the new members. A sing-song in which all participated was led by "Pop" Cudmore.

accepted a position as a traveller with Robinson Supplies. He was formerly employed here with Batt and MacRae.

Friends of Mrs. Reginald Cox who has been a patient in the P. E. Island Hospital for the past six weeks undergoing treatment for a broken hip, will be pleased to know that she is making a good recovery.

A skunk's litter is usually between four and six young animals, but may run as high as 10.

SHIRTS LAUNDERED TO PERFECTION RITE-WAY CLEANERS DIAL 7387

SPRING PARK RESIDENTS ATTENTION

A meeting will be held in the Community Hall Friday, October 9 at 8:00 P.M. to discuss boundaries and sign petition to hold plebiscite to incorporate under "Village Service Act".

SPRING PARK COMMITTEE

ALCOHOLICS ANONYMOUS PUBLIC MEETING PRINCE EDWARD THEATRE SUNDAY, OCT. 11th—2:30 P.M.

ANNIVERSARY SALE BIG REDUCTIONS IN Blouses Jerseys Handbags Gloves Hosiery Fall Dresses 1/2 Price THURSDAY - FRIDAY - SATURDAY SUNTER'S Ladies Wear

PERSONALS

Mr. and Mrs. Frank Griffin and son James and Mr. and Mrs. Edward Rose of Revere, Mass., returned to their homes yesterday after attending the funeral of their uncle, the late John Gormley.

Mr. Fred (Buzz) Hine, son of Mr. and Mrs. Fred Hine, Rockford Street, left by air yesterday for Kentville, N.S., where he has

SERVICES CONTINUE.—The evangelistic services in Central Christian Church continue with the same marked success as last year under the preaching of Evangelist E. P. Benoit. Last night another large congregation heard a dynamic message upon the subject "Are You Dead or Alive?" Singing Evangelist Weale sang the solo "I Will Pilot Thee" and selected as his trumpet rendition "One Sweetly Solemn Thought." Service will continue tonight at 8 o'clock.

SERVICE AT JAIL.—A service of devotion was held on Wednesday afternoon at the Queen's County Jail, Charlottetown by the Rev. Marvel D. Dunbar of the Central Christian Church. He was assisted in the service by visiting Evangelists E. P. Benoit and William O. Weale. Accompanying the duct sung by Mr. Weale and Mr. Benoit as well as trumpet and vocal solo was Norman Stewart, guitarist. Evangelist Benoit brought another of his heart searching messages to the glory of God on "Breaking the Prison Bars of Sin".

LION'S CLUB MEETING.—The Charlottetown Lion's Club held a supper meeting at the Queen Hotel last evening at 6:15 with King Lion, Tom Edgett, presiding. A

Thanksgiving! AT PIERCE'S

At this time of year we give thanks for all the good things in life. We wish to extend our thanks to you our many customers for the support you have given us, and hope that we may continue to have the opportunity of serving you for many years to come.

We have an excellent selection of the following poultry for your Thanksgiving Dinner.

TURKEYS	DUCKS
CHICKEN	CAPONS
FOWL	


Please order early to avoid disappointment as to size and kind of bird desired.

LANTIC
ICING SUGAR 2 LBS. 23c
FRESH BULK SAIR DATES 5 LBS. 73c

TRADE IN YOUR OLD FUR COAT

For the next ten days we will make you a very attractive offer for your old furs against the purchase price of a new fur coat.

Take advantage of this liberal allowance, your old furs are worth money to us and to you. Yes for the next ten days you can turn your old discarded furs into real dollars. This offer stands only when it is applied against the purchase of a new fur coat.



A Fresh Stock of 250 Coats. Size and styles to suit all figures, 9-44. Price Range for every purse \$135 - \$1075

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IN MEMORIAM

In loving memory of our dear brother George MacLean, Winslow who passed away Oct. 7th, 1948.

"We loved him much, God loved him more, He waits for us on that beautiful shore, And when this life's short journey is o'er, We will join him there to part no more."

Always remembered by his brother and sisters.

AUTOMATIC OIL HEAT Now Costs So Little!

SO WARM! SO EFFICIENT AND THE FLOORS ARE ALWAYS WARM!

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SAVES ME 22¢ a pint!

Quality Fresh Fruit

Sunkist (Sweet, Juicy)
Oranges, 3 doz. . 79c

Sweet Potatoes, 2 lbs. . . 25c

Fresh Firm Celery 17c

Iceberg (large) Lettuce 25c

Summer Savory, bunch . . . 15c

Cape Cod Cranberries, lb. . . 33c

Pink or White Grapefruit, 3 for . 29c

Cooking Apples, 3 lbs. . . . 29c

Tokay Grapes, 2 lbs. . . . 33c

Brilliant Yellow SUGAR 5 Lbs. 45c

KRAFT DINNER 2 for 29c

SNOWFLAKE SHORTENING 4 Lbs. 98c

FRESH ROASTING PORK Lb. 49c

FRESH BULK SAUSAGE Lb. 29c

MAPLE LEAF Smoked Shankless PICNIC Lb. 57c

DelMonte (28 oz. tins) Fruit Cocktail, tin . 45c

Welch's (32 oz. bottle) Grape Juice 45c

Shelled (light halves) Walnuts, 1-4 lb. . . 21c

Clark's (Fancy) 48 oz. Tomato Juice, tin 35c

Aylmer (Choice) 15 oz. Corn, 2 tins 29c

Grave's 48 oz. Apple Juice 31c

All Flavors (Incl. Puddings) Jell-o, 6 for 59c

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