



A recent Game Act case has aroused intense interest among the fishermen of trout fishermen wherein a person was charged that he "unlawfully did fish on a private fishing property without the consent of the owner or lessee thereof". Many are enquiring about what the different signs one sees posted on or around property really means. No wonder considerable confusion exists among fishermen. For instance: "Private Property - No Trespassing." No hunting or fishing allowed." "No Trespassing." "Enclosed Property." "This is Private Fishing Property." "This is most common."

With the exception of the "Enclosed Property" and "Private Fishing Property" signs private prosecutions have to be instituted by the owners themselves for trespassing without permission. It means the property owner has to lay information before the County Judge for the County in which the offense was committed. The papers are served by the Sheriff. In short the informant has to bear the full brunt of the prosecution proceedings himself. Unless damages are proven the penalty imposed, providing Defendant is found guilty, may be considered of a light nature.

In instances where property is posted and advertised as "Enclosed Property" or "Private Fishing Property" it is advisable to proceed with extreme caution without permission. Informations are laid by Police officers or qualified game wardens or inspectors before a Stipendiary Magistrate and the prosecution is conducted by the Crown. Penalties for such offenses are prescribed by the Game Act and run from a fine of five dollars with or without imprisonment for a specified number of days. With regard to Enclosed Property the Game Act states under the appropriate Section. A. No person shall hunt, trap or trespass for the purpose of hunting or trapping. (b) No person shall fish or trespass for the purpose of fishing on any enclosed property. In short: "Enclosed Property" is a sanctuary and even the owner is barred from hunting, trapping or fishing thereon once he ordains that "Private Fishing Property" means any enclosed property on which a dam or other improvement has been built by the owner or lessee and has been approved by the Minister. This amendment to the Game Act was added as protection to persons who built and stocked private dams, in many instances on their own property, and then a gang of the fishing taken over by a gang of outsiders who laughed at the owners when ordered to move off. "It is only a 25 cent fine for trespass" was a common remark.

The sub section covers such a situation very clearly (c). "No person shall fish or trespass for the purpose of fishing on any private fishing property without the consent of the owner or lessee thereof." (7) regard to the private fishing property prosecution recently at Bristol, Lot 40 the backyard of the defendant bordered on his dam. He could stand on his dam. He could catch fish. In view of his property deed stated his holding ended at the water's edge. When the spirit moved him he'd saunter a few yards from his back door and cast. To reach a good trout hole he had to wade about 30 feet in the water. At this point he sunk four posts and erected a moony platform, with a seat from which he could fish to his heart's content without having to stand up to his hips in cold water.

It is doubtful if the three men who own the dam in question would have entered prosecution if the defendant had not confined his trouting activities to his immediate family. Visitors and neighbors patronized his yard on their fishing excursions so the owners were forced to test out the protection clause in the Game Act or like the Arabs... fold up their tent and steal away... The case was dismissed on a technicality... The Magistrate ruled the Prosecution had not carried out the advertising of its private fishing property status as required by the Act... but the owners did establish their protection point. If the requirements of the Game Act is adhered to no person may fish on private fishing property either from their own property or by gaining access to it by means of a public highway... No fishing without consent of the owners or lessee... Period.

The fear has been expressed in sporting circles that so many public fishing in private dams is being done that it will not be the case. A dam will practically have to be built from scratch, or constructed on a virgin site, before the Minister will assent to giving his approval. There is no such thing as leasing a dam ready to catch trout fishing and then having it made a private fishing property and receiving police protection in keeping trespassers off.

For instance 20 private fishing properties could spring up this summer and it wouldn't cut down on present fishing prospects one iota. On the contrary it would improve trout fishing. Owners of private dams are not adverse to letting their friends, or others who know how to behave themselves, fish on their property. They merely ask the right to choose themselves just who will fish on their property and who will not. No property owner relies on being told by a bunch of characters in a well oiled state to "show his chattering teeth" or they'll toss him into "the drink" or his own drink at that. Do not worry fellow fishermen over this private fishing property clause in the Game Act spelling

# Shorts

The Charlottetown Guardian, Saturday, June 2, 1956

## S'side Golf Club To Begin Operations This Afternoon

A goodly number of golfers are expected to take to the Fairways tomorrow afternoon when the 36 hole season will be officially launched at the Summerside Golf and Country Club.

Despite the inclement weather enthusiasm seems to be high and all indications point to the largest membership in the history of the club. Extensive work has been done on the course and the capable management of the club president, Mr. Harold Gaudet, and several of the holes. Seven are now open and work is progressing on the other two. It is hoped they will be in play before long.

The ladies will be serving tea from 4 to 6 this afternoon to which the public are cordially invited to attend. The day will be brought to a close with a dance for the club members with music supplied by Ted Ahern's orchestra.

## DOWN THE BACK STRETCH

Dean Gallon 207 3/5 made his first appearance on the Charlottetown track Tuesday morning and appeared in lovely shape. He is fat and his legs were clear and sound looking and he jogged along nicely as we had ever seen him. Dean will be remembered for his performances here in 1954 when he won the Free For All Trot in 2:09 4/5 over a heavy track. He won all 10 starts that year and the following Spring was sold for a long price to R. J. Logue of Sydney, N.S., and was placed in the hands of Sanders Russell, who won his first starts with him at Roosevelt giving him a new record of 2:07 3/5. After that he seemed to have lost his speed and later on was transferred to the stable of Rennie MacDonald in Montreal. That he had the extreme speed was shown by the fact in a work-out at Charlottetown he trotted in 2:05 3/5. From present appearances and from remarks made by other trainers Tuesday, expectations are that he will probably dominate the trotting classes here this year. He certainly looked impressive Tuesday. Everything, horse, harness and cart had class and friends. Earle Semple who is training him, will be hoping to see this popular trotter show the same speed capacity that he did previous to leaving here.

On the front page of this week's Horseman and Fair World, published in Lexington, Kentucky, is a photo of Egyptian Princess 2, 2:02, that set a season's mark for 3-year-old trotters when she won her first start of the year in 2:05 1/5 at Roosevelt Raceway. The daughter of Victory Song, a prize Hambletonian favorite for 1956, is owned by the Clearview Stables (Woolworth Brothers) of Maine and driving from Earle Semple, formerly of Woodstock, N.B. One of her principal opponents in the futurities will be Grats Hanover 2, 2:05 3/5, holder of a world's record as a 2-year-old trotter, that is owned by R. J. Logue of Sydney, N.S., and has received all her training from Sanders Russell. Both are favorites for the Hambletonian but of course there may be some "dark horses" show up that will win the laurels.

K. LaLachere of the Science Laboratory, has very kindly handed us the breeding card of Captain Aubrey, 4850, race record 2:07 1/4, foaled 1904, that was purchased at the Old Glory Sale, November, 1915, by the Hon. John Richards and brought to this Province about 1920 and afterwards stood at the Experimental Farm in Truro, N.S. Captain Aubrey's blood flows through many of the best performers bred in the Maritimes and the pity is that more had not used his shares honors with the late Mr. Benjamin Hertz and other farsighted men who brought good stallions here and made this Province what is known as the Kentucky of Canada.

In Aubrey Keizer's column in the Sydney Post-Record is the following: "The first baseball game of the year will be played at Memorial Field Sunday, when the Flyers and Dodgers clash in an exhibition practice tilt."

Following the game on Sunday, a meeting will be held to draw up plans for a schedule.

Tonight the Dodgers and Flyers will hold a combined practice starting at 5:45. Sunday's game will get underway at 2 p.m.

## Baseball Tilt On Sunday

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## SOFTBALL

PRACTICES TODAY  
Lions, Parkdale diamond at 7 p.m.

There is no such thing as leasing a dam ready to catch trout fishing and then having it made a private fishing property and receiving police protection in keeping trespassers off.

IN STUD  
FAVORITE CHIEF JUNIOR  
No. 30213  
Clydesdale Stallion—  
Standing at owner's stable.  
IRVING HASLAM  
Springfield, Lot 67

## AMERICAN LEAGUE

# Lary Hangs Loss On N.Y.; Tom Brewer Blanks A's

NEW YORK (AP)—Frank Lary, left centre and complete a somersault to come up still clutching his prize.

Brewer now has completed five games and two shutouts in posting a 7-1 record.

BALTIMORE (AP)—Connie Johnson allowed five hits Friday night in turning back his former Chicago teammates as the Orioles beat the White Sox 3-2.

Outfielder White Sox players traded to Baltimore a week ago, drove in all three Oriole runs on two singles in four trips to the plate.

Johnson's win was his first decision of the year against one loss. Nieman pitched by driving home 2-0 in the first inning by driving home 2-0 in the third frame, Francona walked, advanced on George Kell's sacrifice and scored when Nieman singled sharply to left field.

BOSTON (AP)—Boston's Tommy Brewer blanked Kansas City 5-0 on five hits for his seventh victory of the season Friday night as Ted Lepcio collected three hits and drove in two runs.

Jimmy Piersall of the Sox made a fantastic catch to rob Jim Fanning of extra bases to lead off the ninth inning.

Piersall sprinted 40 yards from deep centre to make an unbelievably high leap against the wall in

and Vic Wertz and Rudy Regalado's double-play grounder.

The Senators tied the score in the fifth when Lyle Luttrell doubled, Lou Berberer tripled and Ed Yost singled. They got single runs in the sixth, seventh and eighth.

WASHINGTON (AP)—Washington dealt Bob Lemon his first defeat since opening day Friday night as the Senators beat Cleveland 5-3. Bob Wiesler went the route for Washington to score his first victory.

Lemon helped himself to a 2-0 lead by hitting a home run in the third inning with none aboard after the Indians scored in the second on singles by Al Smith

NEW YORK (AP)—Larry Boardman, 20-year-old lightweight from Marlborough, Conn., knocked out Frankie Ryff Friday night in 46 seconds of the ninth round at Madison Square Garden.

A left-right combination flattened the 24-year-old New Yorker. Boardman came out swinging at the start of the ninth. Crowding in with both fists flailing, the blonde youngster from New England dropped Ryff on his face.

Ryff struggled to get up at seven and then toppled over on his back.

## BASEBALL ROUNDUP

RESULTS	PROBABLE PITCHERS
By THE CANADIAN PRESS	NEW YORK (AP)—Probable pitchers for today's major league games (won-lost records in parentheses):
International League	American League
Montreal 002 020 000-4 10 0	Chicago at Baltimore—Donovan (2-1) vs Ferrarese (1-3)
Toronto 000 000 100-1 4 2	Kansas City at Boston—Lasorda (0-2) vs Sullivan (3-2)
Kipp and Roseboro; Miller; Hettki (6) and Sawatski.	Detroit at New York—Hoefl (4-2) vs Ford (7-1)
Columbus 101 000 011-5 8 1	Cleveland at Washington (N)—Wynn (5-2) vs Score (5-4) vs Stone (2-0)
Richmond 100 010 000-2 5 1	National League
Cox and Noble; Nardella; Coates (9) and Washington.	Chicago at Cincinnati—Gomez (2-3) vs Lawrence (6-0)
Buffalo at Rochester, postponed, cold weather.	Brooklyn at Chicago (7)—Erskine (2-4) and Newcombe (7-3)
National League	Boston at St. Louis—Had-dix (2-2) vs Wehmeier (1-4)
Brooklyn 000 000 020 000-2 10 2	Pittsburgh at Milwaukee (N)—Munger (0-1) vs Conley (1-0)
Chicago 000 000 200 000-2 8 3	
Craig Labine (7) Maglie (12)	
Roebuck (14) and Campanella (12)	
Brosnan, Low (6) Valentini (8)	
Smith, W-Jones, L-Roebuck, HRS; Bkn-Snyder; Chl-Banks, Baker; Philadelphia 201 000 002-5 6 1	
St. Louis 000 000 110-2 7 3	
Simmons, R Miller (8) and Lopata; Poholsky, Schmidt (6) Jackson (8) and Sarny W-Simmons; L-Poholsky, HRS; St. Louis 000 000 040-4 9 6	
Milwaukee 000 010 000-1 6 6	
Friend, King (8) and Folles; Spahn, Murff (8) Johnson (9) and Crandall, W-Friend; L-Spahn, Hrs; Pgh-Walls, Long.	
New York 000 012 000-3 7 0	
Cincinnati 010 000 001-2 10 1	
Marymeri, Ridzik (3) Wilhelm (9) and Katt, Westrum (9) Mangin (9); Nuyhall, Fowler (9) and Burgess, W-Ridzik; L-Nuyhall, Hrs; Nyr-Katt; Cin-Burgess.	
American League	
Detroit 000 240 000-6 9 0	
New York 000 102 000-3 9 1	
Lary and Wilson; Byrne and Berra.	
HRS: Detroit-Tuttle, Kennedy; N. Y.—Robinson, Byrne.	
Chicago 000 000 101-3 5 0	
Baltimore 201 000 00x-3 8 1	
Keegan, Consuegra (7) and Lollar; Johnston and Triandos. L-Keegan.	
Cleveland 011 000 001-3 8 1	
Washington 000 021 11x-5 11 2	
Lemon, Narleski (8) and Heenan; Wiesler and Berberer, Fitzgerald (9); L-Lemon. .HR—Cleveland-Lemon.	
Kansas City 000 000 000-0 5 0	
Boston 020 001 11x-5 15 0	
Herridge, Shantz (6), Crimian (7) and Ginsberg; Brewer and White, L-Herridge.	

STANDINGS  
(By THE CANADIAN PRESS)

W	L	Pct.	GBL	
New York	29	14	57.4	6 1/2
Chicago	18	16	52.9	6 1/2
Cleveland	20	18	52.6	6 1/2
Baltimore	21	19	52.6	6 1/2
Detroit	20	21	48.8	8
Pittsburgh	19	21	47.5	8 1/2
Washington	17	25	40.5	11 1/2
Kansas City	15	25	37.5	12 1/2

## Veteran Lineman Decides To Retire

WINNIPEG (CP)—Kas Vidruk, 30, veteran lineman with Winnipeg Blue Bombers and Montreal Alouettes, Friday announced his retirement from football due to pressure of business.

Vidruk, now assistant director of physical education with the Winnipeg school board, joined Bombers in the Western Interprovincial Football Union in 1942 after playing for Winnipeg high school and intermediate teams.

He played with Montreal Alouettes of the Big Four in 1948 for three seasons and went to Bombers in 1951, playing regularly up to last season.



## SUCCESSFUL FIRST DAY

A fish story that many an angler would like to experience is the story of Mervyn Sheeran of Angus, N.S., seen above with his first fish on his first day of fishing this season—a 6 pound rainbow trout. It measured 24 inches long by 13 1/2 inches, one was landed at Scales' Pond, Freetown, on Thursday afternoon, using a bamboo rod, with worms for bait. (Photo by Wotton)

## Baharrell-Taylor Meet In 36-hole Final Golf Match

TROON, Scotland (AP)—John Baharrell, the most brilliant young golfer prospect England has turned up in years, and Leslie Taylor, a Glasgow insurance man, will meet today in the 36-hole final of the British amateur golf championship—a title that hasn't been won by a Scot or a Briton since 1939.

Baharrell, who has just turned 18, defeated Scottish champion Reid Jack, 2 and 1, and Taylor beat George Henderson of Scotland 6 and 5, in Friday's 36-hole semifinals.

The championship has gone to Americans six times in 10 previous post-war tournaments. An Australian and three Irishmen accounted for the others. There hasn't been an English-Scottish final in this ancient golf tournament since 1929.

## To Meet With Ford Frick

COLUMBUS, Ohio (AP)—George M. Trautman, president of the minor leagues, said Friday he will meet with commissioner Ford Frick June 7 to discuss charges the major leagues have a monopoly on baseball players.

Also present will be John Stiglmeyer, general manager of the Buffalo club, who made the charges, and Frank Shaughnessy, president of the International Brotherhood of Professional Baseball Players.

Jack, who Thursday eliminated defending champion Joe Conrad of San Antonio, Tex., in the quarter-finals, lost his first match since he won the Scottish title last year.

Baharrell already is the hero of the tournament and in the minds of British fans he's another Bobby Jones in the making.

The British schoolboy was one up at the end of the morning 18 holes and all square with Jack after the 27th. Then he took the lead at the 28th by playing a beautiful pitch-and-run shot within four

## Former Football Player Dies

BROCKVILLE, Ont. (CP)—Frank I. Ritchie, 83, prominent football player and oarsman at the turn of the century, died here Thursday.

BOY FINE AFTER SURGERY  
CHICAGO (AP)—An 11-month-old Canadian boy was reported resting comfortably Friday after a delicate operation to correct his malformed heart. Hospital attendants said Tommy Alexander of Trenton, Ont., is "getting along fine" after surgery Thursday.



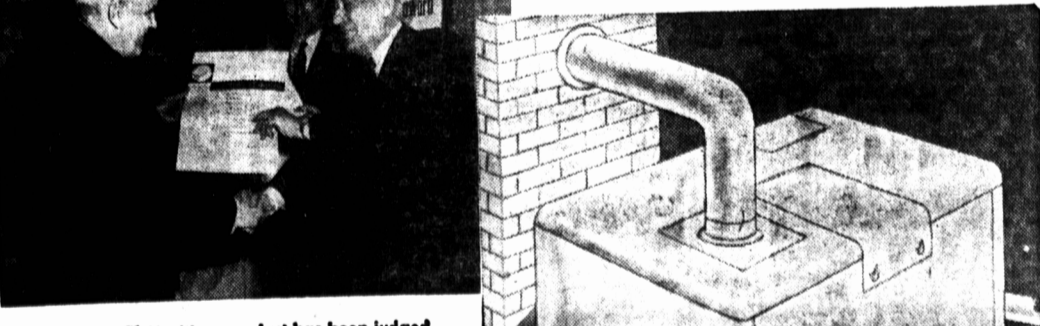
## CASEY'S PRIDE

The mainstay of Casey Stengel's pitching staff, Whitey Ford racked up his seventh victory of the season and his second shut-out as Yankees blasted Boston Red Sox, 2-0. Ford leads the American League hurlers with a 6-1 record.

# THE DOSCO DOWNDRAFT AUTOMATIC COAL FURNACE

## 1956 Design Award Winner

Rt. Hon. C.D. Howe, Minister of Trade and Commerce, left, presents National Industrial Design Council Award to C. W. Applenton, Vice president in charge of coal sales, Dominion Steel & Coal Corp. Ltd.



This 100% Maritime product has been judged outstanding for its good design, as based on its form, function, originality, good value and consumer acceptance by the National Industrial Design Council. It offers all the advantages of automatic home heating at a substantial saving in fuel costs. The DOSCO furnace automatically feeds fuel as required and removes its own ash!

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