

THE EASTERN GUARDIAN

AGENTS:—MONTAGUE: Harold F. Landry, Mrs. Byron Stewart, Mrs. Bruce MacPhee, Miss Joyce Wigginton, Miss McKinnon. AGENT GEORGETOWN: Waldon Lavers.

The Guardian may be bought at the following places in Montague: Blue Dome Restaurant, and Guardian Office; in Georgetown: The Post Office; in Souris: The Snack Bar and H. Richards & Son.

Winners of the Regal flour at Yeo's Theatre, Montague last week were Mr. Malcolm Clair, David VanDerstine, Mrs. Lyle Boehner and Miss Anna Prosper.

Mr. and Mrs. John Fowler, who spent the past week visiting Mrs. Fowler's mother, Mrs. Abram Landry, Montague, are leaving for their home in Boston, Mass., this morning.

Mr. and Mrs. Carmen Carle left Saturday for their home in East Florenceville, N. B. after spending the past two weeks visiting Mrs. Carle's parents, Mr. and Mrs. J. J. Stewart, Montague.

Miss Jean MacLean, Charlottetown, was the weekend guest of her mother, Mrs. William MacLean, Montague.

Mr. and Mrs. Bruce Currie, Charlottetown, spent the weekend in Montague, guests of Mrs. Currie's mother, Mrs. J. W. Carruthers.

MOVES HOUSE — Mr. Charles MacLennan, Montague, has completed the hauling of a house from New Perth to Brudenell. Placed on skids, and hauled by two carry-alls and a bulldozer, the house was easily moved from one location to the other. After completing final movements to the exact location, Mr. MacLennan plans a complete renovation of the house.

Mr. Robert Stewart and his daughter, Treva, of Calgary, Alberta, are presently visiting Mr. Stewart's aunt, Mrs. Duncan MacLennan, and Mr. MacDonald of Montague. They, together with Mrs. MacDonald and her sisters, Mrs. Vernice Peters of Calgary and Mrs. Mildred Bowman of Quebec, recently returned from a visit to relatives and friends in New Brunswick. They were also accompanied by Mrs. Charles Fraser of Montague.

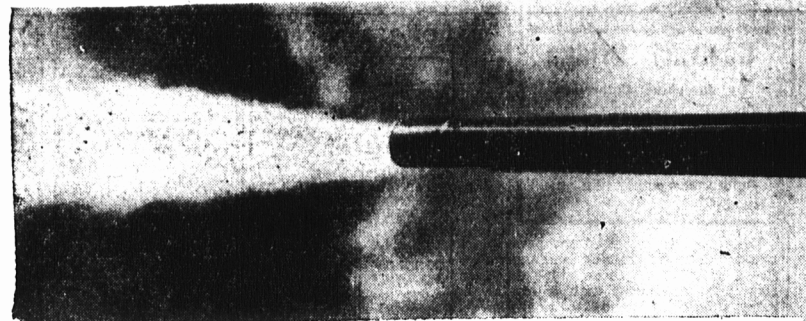
GOOD FISHING LUCK — Mr. and Mrs. Angus MacLeod and son Bobby of Brantree, Mass., are spending their vacation on the island visiting relatives and friends at Milltown and High Bank. They were accompanied by Miss Belle Bruce, who has been teaching at Pennsylvania, and also Sterling Moore of Pownal who spent some time in Brantree visiting the MacLeods. On Saturday Mr. MacLeod enjoyed a fishing trip to Ross' pond at Sturton, where he caught the limit of twenty lovely smallmouth black bass. These fish are unusual in these waters, being usually found in mainland fresh waters. However, Mr. Harvey Moore caught the first one on Friday, to be later identified by Mr. MacLeod, who, taking advantage of this unusual good luck, filled his creel on Saturday, thus being, as he stated a tourist well satisfied with the island fishing.

QUEBEC BACHELORS — According to the 1951 census, Quebec has the most single persons, 2,291,612, of any Province.

THE UNITED STATES ARMY HAS MANY GLORY-FILLED PAGES OF HISTORY AND NO REGIMENT HAS CONTRIBUTED MORE TO THE RECORD THAN THE FIGHTING 7TH CAVALRY. "WARPATH" DEALS WITH THESE TIMES, ITS PEOPLE AND EVENTS. IT ENABLES EVERY PERSON TO RE-LIVE THOSE STIRRING DAYS AND BATTLES. ALL THE EXCITING EVENTS THAT LED TO THE FINAL MASSACRE HAVE BEEN TRANSLATED TO THE SCREEN WITH AN ACTION CAST.

Advertisement for the movie 'Warpath' at Little Big Horn. Includes text: 'The events that led to the last stand at Little Big Horn!', 'WARPATH', 'The battle cry that set the plains ablaze!', 'Color by TECHNICOLOR', 'Paramount Presents EDMOND O'BRIEN - DEAN JAGGER FORREST TUCKER - HARRY CAREY, Jr. in WARPATH', 'PLUS: NEWS and CARTOON', 'CAPITOL TODAY - TUES. - WED. Matinee 2:30; Evening 7-9'.

Nootka Silences Shore Batteries At Chongjin



Off the east coast of Korea, the HMCS Nootka's four-inch gun lets loose with a blast against enemy shore installations. In company with a U.S. destroyer, the Nootka spent two days bombarding Chongjin's marshalling yards, bridges, ammunition dumps and factory sites. On the third day they moved in to clean up. Two direct hits were scored. But in retaliation, eight separate batteries opened fire from

JURY FINDS

Continued from page 1

governing alcoholic insanity was the same as that governing any other form of insanity.

His Lordship also declared that a person who is insane cannot be held to commit a crime. He spoke of the possible "irrational anti-path" engendered within the accused by the deceased towards the prosecution of another offence (rape) with which he had been charged. This charge was pending in magistrate's court at the time of the shooting of Mrs. MacKinnon and the accused was out on bail.

Chief Justice Campbell said that MacDonald could have been insane on account of drinking, but noted that he had been confined to jail for approximately nine months where he was free from liquor and might be alright now. He stated that to be guilty of murder there must be a mentality capable of forming intent to commit murder. Such intention is of necessity an integral part of a crime.

Following the verdict both the Grand Jury and the Petit Jury were released and the Court was adjourned until Tuesday, September 23, at 11 o'clock in the forenoon.

No Defense Witnesses

When the Crown concluded its case late in the afternoon, Defence Counsel Mr. McPhee said that the defence would present no witnesses. This announcement was made following his request of the Court for a brief recess during which he conferred with his client and the parents. He then briefly argued the various points of law involved before a recess was taken to enable those present to have supper.

When Court resumed Saturday night Mr. McPhee started his address to the jury. He attacked the evidence of the various Crown witnesses, particularly that offered

JURY FINDS

Continued from page 1

by the R.C.M. Police. He felt that the entire case against his client was based on purely circumstantial evidence of such a nature that even the prosecution witnesses could not agree. He asked for acquittal of MacDonald because of the lack of anything in the nature of direct evidence.

Prior to his address Mr. J.O.C. Campbell, Crown prosecutor, summed up the case for the state. He said that circumstantial evidence was frequently better evidence than that of a direct type as eye witnesses were not infallible. The Crown prosecutor stated, quoting from various cases, that circumstantial evidence was acceptable when there were a number of definite events each bearing a definite relation to a conclusion. He attacked the rule laid down in Hodges case that the evidence must be of such a nature that it could lead to no other reasonable conclusion than that of the guilt of the accused.

He said of this that in cases of circumstantial evidence only the circumstances must be consistent with the hypothesis of guilt but inconsistent with any other hypothesis. But, he argued, this was not the case where there was both circumstantial and direct evidence. The latter, he said, came into the case in the testimony of Michael Francis MacDonald who told the Court of the accused making a threat to shoot the deceased woman.

Cpl. Johnson's Testimony

When Court opened Saturday morning Cpl. Alan Johnson, of the R.C.M.P. detachment in this city, took the stand and related how he called to the scene of the murder that night and of taking his camera equipment with him. He identified various photographs which he took in and about the MacKinnon house that night. He also produced in evidence pictures of footprints which he had taken and several plaster casts of the same footprints.

These he compared with the photos, through outside enlargements, to point out various similarities between the casts and the rubber boots seized at the home of the accused when he was taken into custody. There were also marked differences which Cpl. Johnson also pointed out to the Court. He said he thought the boots of the accused made the prints in question and his opinion was based on the presence of certain "accidental" cuts in the boots which were reproduced in the casts.

When he first produced the enlarged photographs of the soles of the boots and of the casts the

Cross Examination

During cross examination by Mr. McPhee the witness said he had paid no attention to hoof prints in the yard as he knew there were several horses around. Asked if there were scars on the plaster casts which were not on the boot, and also scars on the boot which did not appear on the casts, he answered that this was true.

He had used an ordinary type of finishing plaster for the casts as his supply of the best kind was exhausted at the time. He had not used a shellac or powder spray on the imprint before making the casts. Mr. McPhee suggested that the failure to observe the recognized rules for making casts permitted the possibility of inaccuracies in them.

Other Witnesses

King's County Sheriff Edwin Reid said that he had been away from his home on November 8 and when he returned that evening he found there were a large number of subpoenas to serve. He had started out to serve them and one of them was for Mary Estelle MacKinnon. When he got to her home Mrs. MacKinnon had asked

Heard Noise Outside

Earlier she had been listening with the rest to the radio but it was not working properly because the battery was run down. She had gone to the dairy to get another battery, but became frightened when she heard a "brushing" noise on the outside wall of the building. She returned without the battery but did not say anything to the rest for fear they would laugh at her for being frightened.

Alban MacKinnon, 17, eldest son of the deceased, also described events of that evening. After he got his mother into her head he put a cushion under her head and then sent the youngsters for help. Later on he became worried about them and went to the front door. While there he heard a second shot and immediately went to Mossey's to get the children as he was afraid for them. He said he thought the sound of the shot came from the north east, but later amended this to south west. He said they kept a horse which was shot at that time.

Cross examined by Mr. McPhee he stated that Michael Francis MacDonald was wrong in stating that night when his mother returned with the sheriff. He said that the area behind the dairy was used as a place for garbage and discarded things.

Twenty Witnesses Heard

During the course of the trial which lasted for over four days there were 20 witnesses heard. Many of them were members of the R.C.M.P. who gave expert testimony of a highly technical nature.

In his summation of the case for the Crown Mr. Campbell told the jury they first had to decide if there was a murder at all—not whether a woman had died. He claimed that if there was somebody behind the dairy as Alice stated then this was a case of murder.

He called to the attention of the jury the fact that neither of the parents of the accused had taken the stand to say what time their son had come home that night. He also stated that it was his interpretation of the law that if the jury found the accused with a mind so deranged by desire for Estelle MacKinnon, added to by drinking moonshine, they had the right to put him away. "He needs to be removed from society," the prosecutor said.

HIGHWAY FATALITY

SYDNEY, N. S., July 13—(CP)—William Paul, 46, died Saturday from injuries received when the truck on which he was a passenger slipped off the road about 21 miles from here and plunged over a 20-foot embankment. Paul was riding on the rear of the vehicle. An inquest was ordered.

ASIAN FRIENDSHIP

KARACHI, Pakistan—(CP)—A gift of seedlings of typical Pakistani trees has been sent to Japan by the municipal corporation here. The seedlings will be planted in the "Forest of Peace," permanent symbol of friendship.

Midgell and Vicinity

Service was held in Marie United Church on Sunday, June 29th.

Miss Ruby Battersby of Midgell was in Charlottetown recently.

over by Johnson Motors, who have branches in Murray River and Charlottetown.

Mr. W. E. Campbell of Charlottetown was in Church Road on business recently.

Mr. Earl Jay of Toronto is visiting with his parents, Mr. and Mrs. John Jay of Milburn.

Church Road School closing was held on the school grounds on Friday afternoon, June 27th.

Mr. and Mrs. Earl James and Blair were in Charlottetown recently on business.

A special meeting of Morell Co-op Creamery was held in Morell Hall recently with a very large crowd in attendance.

Mr. and Mrs. Freeman Jay and family, and Mr. and Mrs. Bruce Jay and family of Morell motored to Souris recently.

"A very successful pantry sale put on by the women of the Marie W.M.S. was held at stores in Morell. A very encouraging sum was realized.

Mrs. Minnie Mosher of Midgell left recently for Fall River, N.S., where she will spend a month with her daughter and son-in-law, Mr. and Mrs. Reginald Horobin.

Mr. and Mrs. Oscar James of Toronto, who have been spending their vacation with former friends and relatives in Midgell have returned to their home.

In the absence of the minister, Rev. A. A. MacLeod, who was attending camp at Augustine Cove on Sunday, July 6th, Rev. George Tilley conducted the service in Marie United Church.

Misses Georgie and Betty MacLaren of St. Peter's Bay were visiting in Charlottetown recently, the guests of Mr. and Mrs. Earl James.

Miss Marjorie MacDonald of Montreal is spending some time here visiting with relatives. She is staying at the home of her grandmother, Mrs. Nellie Dingwell.

Mr. and Mrs. Ira Sanderson and little daughter Noreen, were in Charlottetown on Saturday on business.

A garage, formerly owned and operated by Mr. Gordon Sanderson of St. Peter's Bay, and which has been closed up for some time, now has been reopened and taken

Mr. Cuyler Dingwell, carpenter, has been making some improvements on the Milburn School recently.

A chicken supper put on by the St. Peter's Bay United Church was held in the Legion Hall at St. Peter's Bay on Wednesday, July 9th.

Mr. and Mrs. Harold Mosher and little son Daryl and Mr. and Mrs. Stewart Mosher, of Halifax, N.S., spent a recent week-end at the home of Mr. and Mrs. Freeman Jay of Morell.

On Monday afternoon, June 30th, the Milburn School held their closing exercises. Prizes were distributed among the winning pupils and delicious treats were given the children by their teacher, Mrs. Lloyd James.

Mr. Eddie Dingwell of Boston, Mass., is visiting at his old home in Midgell. All his relatives and friends here are very glad to see him again, especially his mother, Mrs. Nellie Dingwell, who is well up in years.

Mr. and Mrs. Stanley Morrison and small son, Glendon, of Orwell Cove, were visitors with Mrs. Morrison's parents, Mr. and Mrs. Homer James, on Sunday, June 29th.

Miss Mildred Webster, R.N. of Charlottetown, who is on the staff of the P.E.I. Hospital, attended the reception held at the home of Mr. and Mrs. John Jay on Monday evening.

Mr. and Mrs. H. James, accompanied by Mr. and Mrs. Earl James and family of Midgell, motored to Lorne Valley recently, where they were guests of Mr. and Mrs. Lloyd MacDonald and family.

At the annual school meeting held recently a fair crowd was in attendance and a very satisfactory meeting was carried out. Mr. William Sanderson capably acted as chairman. A new trustee was appointed.

Mr. and Mrs. Harold Jay and family of the U.S.A. is visiting with his mother, Mr. Jimmy Jay and family, of Morell. They also visited with another brother, Mr. Frank Jay of St. Peter's Bay.

Mr. and Mrs. George Jackson and family, and Mr. and Mrs. Guy Pierce and family of Brackley were visitors in Midgell on Sunday, June 29, the guests of Mr. and Mrs. Earl James, Mr. and Mrs. Roy Cairns and family of St. Peter's Harbour were also visitors at the home of Mr. and Mrs. James on Sunday.

Mr. Leith Sanderson who has been employed in Ontario, motored to P.E.I. by car last week and will remain here for some time with his parents, Mr. and Mrs. William Sanderson of Midgell. He was accompanied here by his sister, Mrs. Howard Pyke and little son, Jerry, of Hamilton, Ont.

Mr. Ernest Jay of Toronto, who has been visiting at his former home here for the past two weeks has returned to Toronto accompanied by Mr. and Mrs. Simon MacNeill and daughter of St. Peter's Bay. Mr. Jay's wife and son David are remaining on P.E.I. for a few more weeks. She will also visit her parents at Windsor, N. S.

Souris and Vicinity

"Aunt Jemima" gave demonstrations on cooking cakes at Matthew and MacLean's store from Tuesday, June 24th till Thursday, June 26th. A large number of people sampled the cooking.

Fifty-three pupils wrote the Prince of Wales entrance examinations during the past week at St. Mary's Convent Hall. The supervisors were Inspector Hynes and Messrs. Ross and Doucette.

A financial drive in aid of Souris Hospital is now underway. Mr. J. F. Stiers who is in charge states he has received a generous response so far.

A large audience enjoyed the Scotch concert presented by the Burke family of Charlottetown in St. Mary's Hall on Friday, June 27th.

The bowling alleys closed for the season on Saturday, June 28th. The alleys have provided a lot of entertainment and many will be waiting for the re-opening in September.

A wonderful display of sewing by the pupils of St. Mary's Convent was on exhibit in the Convent Hall on Sunday, June 22nd and was viewed by many parents and friends of the pupils.

Mr. P. A. Rooney now of Montserrat, P.Q., spent the past two weeks visiting friends in Souris. As it is 13 years since Mr. Rooney left here he has had the pleasure of renewing many old acquaintances.

In an exhibition baseball game played in Souris on Sunday, June 29th, St. Peter's Mary's defeated the Tracadie team 19-13. A large crowd attended the game. —BE

Lorne Valley and Vicinity

Miss Jean Myers, Cardigan, was a recent visitor to Lorne Valley, at the home of Mr. and Mrs. Daniel Shaw.

Mrs. Armand Beauchemin, Rumford, Maine, is spending some time visiting with her mother, Mrs. Teresa O'Brien.

Mr. Oliver Douglas, Head of Hillsboro, spent the weekend of July 6th with his wife and family who are visiting Mrs. Douglas' parents, Mr. and Mrs. George MacLinnis.

Her many friends are sorry to hear that Mrs. M. D. Gallant is a patient in the Charlottetown Hospital.

Miss Barbara MacLeod returned to Bonshaw on Thursday, July 3rd, after spending a few days visiting her father, Mr. James M. MacLeod.

Mrs. Laura MacQueen is spending a few days in Uiggs, the guest of her sister Mrs. Wellington MacLeod and Mr. MacLeod.

Mr. and Mrs. Homer James, Church Road, were visitors to Lorne Valley on Sunday, July 6th. They were guests of their son-in-law and daughter, Mr. and Mrs. Lloyd MacDonald, and were accompanied by Mrs. James' mother Mrs. Robbin.

Mr. and Mrs. Harold Jay and Mr. Lloyd Jay, Pisiquid, motored to Lorne Valley on Sunday, July 6th. They were guests of Mr. and Mrs. Earle MacLeod.

Miss Chris Shaw, Charlottetown, spent the weekend of July 6th with her parents, Mr. and Mrs. Daniel Shaw.

Mr. and Mrs. Charles MacLeod and Misses Joyce and Margaret MacLeod were visitors to Montague on Saturday, July 5th.

Mr. and Mrs. Hugh MacLeod and family, Central Royalty, motored to Lorne Valley on Sunday, July 6th, where they were guests of the former's parents, Mr. and Mrs. Malcolm MacLeod.

Mr. and Mrs. Joseph Gauthier, Rustico, motored to Lorne Valley on Saturday, July 5th. They were guests of the former's brother-in-law and sister, Mr. and Mrs. James Callaghan, and were accompanied by Mrs. Gauthier's parents, Mr. and Mrs. P. H. Gauthier.

Miss Kay MacDougall, Montague, spent the weekend of July 6th with her grandparents, Mr. and Mrs. Malcolm MacLeod.

Mr. and Mrs. Earle James and son, Blair, Church Road, motored to Lorne Valley on Sunday, July 6th. They were guests of the former's sister, Mrs. Lloyd MacDonald, and Mr. MacDonald.

Messrs. Murdock MacDonald, Lloyd MacDonald, Elmer MacLinnis and Mr. and Mrs. Charles MacLeod were visitors to Charlottetown on Monday, July 7th. —AM

FATALLY INJURED

SAINT JOHN, N. B., July 13—(CP)—James J. Crilly, 53, died Saturday of injuries suffered Friday when he slipped and fell several feet while loading cartons at a

ONE WEEK OF SIDE-SHOW SIDE-SPLITTING HILARITY!

Advertisement for the movie 'Marjorie Main and Percy Kilbride' at the FAIR. Includes text: 'A Spring Tonic... of LAUGHTER!', '...AS THE KETTLES TAKE THE PRIZE—FOR FUN!', 'Marjorie MAIN and Percy KILBRIDE', 'MA and PA KETTLE at the FAIR', 'LORI NELSON • JAMES BEST', 'PLUS: NEWS and CARTOON', 'Matinee 2:30; Evening 7-9'.