

BUSINESS OF TRIBUNALS OF TWO PARISHES

Plaintiff in Kingston Court Seeks to Recover Value of Dinner destroyed by Cat.

MR. ROBINSON'S LIST.

Chen Sang, Chinese Shop-keeper Charged under Shop Assistant Law.

In the Kingston Court yesterday before His Honour Mr. J. E. R. Stephens, Acting Judge, the suit of David Forbes vs. Hilda Heaton to recover the sum of \$5 15/9 was heard.

The plaintiff appeared in person, and Mr. H. W. Dayes represented the defendant.

David Forbes said he was the proprietor of a Bar in Duke Street. The defendant was employed to him as a barmaid. He gave her instructions not to credit. She said she gave credit and the stock was short to the extent of \$9. The defendant signed an agreement to collect the amount and pay over same to him. She paid over £2 10/ that was collected.

Hilda Eaton, the defendant, said she was employed as a barmaid by the plaintiff and she never had any instructions not to credit. She promised according to the agreement to collect the amount of \$9 9/ for the plaintiff. She got \$3 5/ and paid it over to the plaintiff. She was still willing to collect whatever she could.

Mr. Dayes said on the face of the agreement the plaintiff had no case, and he moved for judgment.

Judgment was entered for defendant with costs and solicitor's costs fixed at \$2 7/.

HARLEY VS. HIBBERT.

The next suit was that of K. S. Harley vs. Solomon Hibbert to recover £2 4/ due on the sale of honey.

Mr. O. K. Delfosse appeared for the plaintiff and Mr. H. W. Dayes for the defendant.

The plaintiff claimed the amount as executor of his deceased brother's estate. His brother had 19 boxes of bees and he had an agreement with the defendant to extract the honey. The one-third of the profit and pay him over the two-thirds. The plaintiff after the death of his brother agreed with the defendant to extract and sell some more honey on the same basis of one-third for himself and two-thirds for the plaintiff. The plaintiff had not accounted for £2 4/ of the honey.

The defendant denied the agreement alleged by the plaintiff. He extracted some honey for Mrs. Harley, the widow of the deceased to whom he accounted. Mrs. Harley was the owner of three hives which was given to her by her husband before his death. The three hives under defendant's care developed into nineteen hives at the time of the death of R. A. Harley.

Mrs. Alberta Harley gave evidence to the effect that the bees belonged to her and she dealt with the defendant in the matter.

His Honour said the story of the defendant's wife seemed a probable one and he non-suited the plaintiff with costs fixed at £2 15/.

JOHNSON VS ALLEN.

The next suit was that of S. Johnson, a tailor who claimed 5/6 from R. Allen, the amount being the value of his dinner, which the defendant's cat destroyed.

His Honour considered the claim a frivolous one and dismissed the action.

R. M. COURT.

In the Kingston R. M. Court yesterday before His Honour Mr. H. C. Robinson, R.M., Isaac Parchment was fined 40/ and 8/ costs, or 30 days imprisonment for improper conduct in a Spirit License Shop. He was arrested by Water Policeman Gordon.

The part heard case against Clement Curtis, charged with keeping a common gambling house, was concluded.

Mr. K. R. Brandon, Clerk of the Courts, conducted the prosecution, and Mr. H. A. Lake represented the defendant.

The case for the prosecution was closed.

The defendant gave evidence stating that he was living at 35 Smith Lane. He was a tenant on the premises. On the night in question, he was sick. He was in his room. He heard a noise in the yard and he looked through a window. He did not go in the yard.

His Honour said that it was quite clear from the evidence of the detective that the defendant had always participated in the gambling on the premises. There was no evidence that the defendant kept a common gaming house and he had to disprove the case.

Chen Sang, a Chinese shop-keeper, was charged with a breach of the Shop Assistant Law.

Mr. K. R. Brandon, Clerk of the Courts appeared for the prosecution, and Mr. H. H. Dunn of the firm of Messrs. Cargill, Cargill and Dunn represented the defendant.

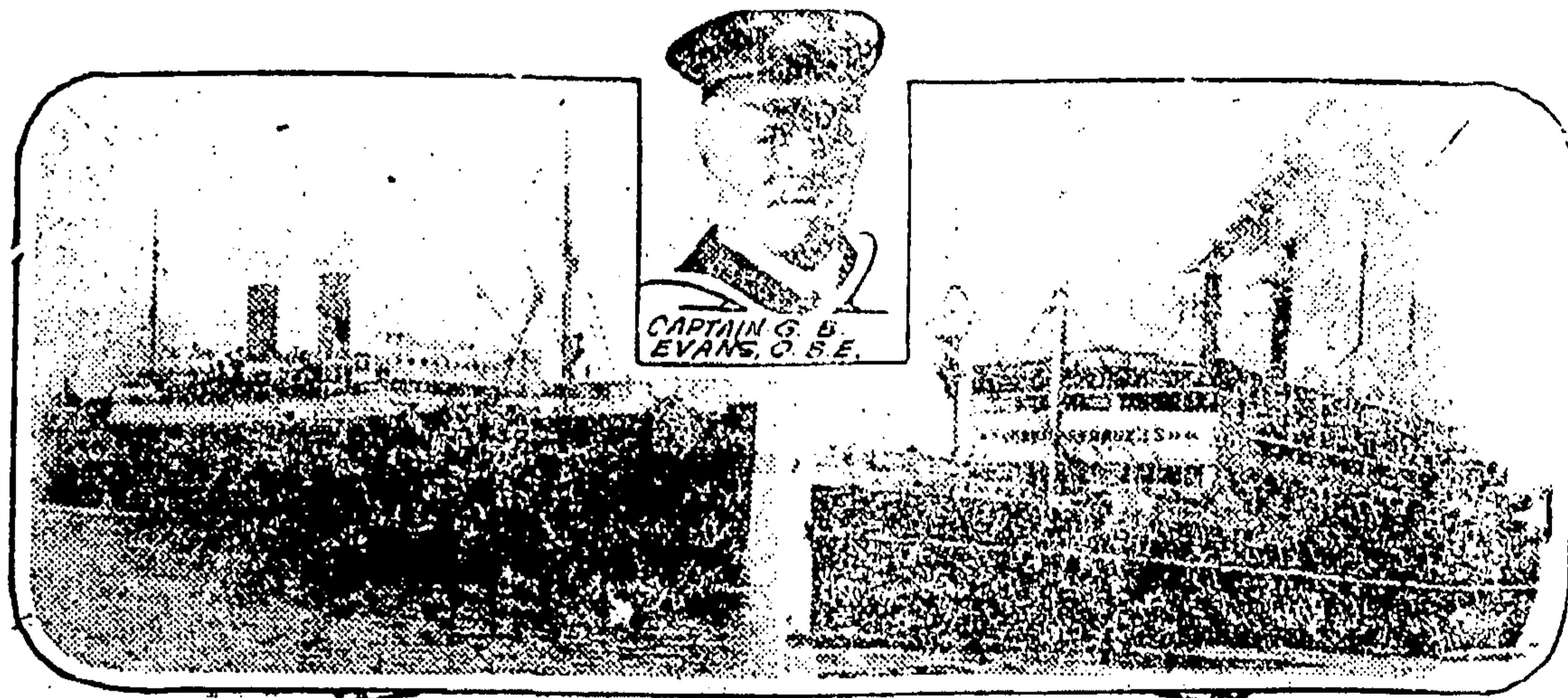
Amaziah Smith said that he was a conductor employed to the West India Electric Company Ltd. Defendant had a shop at 136F Orange Street, Kingston. On the day in question he bought a pair of socks from the defendant at about 9.5 p.m. It was on a Saturday. He saw Sgt. Major Tulloch who told the defendant that he was going to prosecute him.

Cross-examined by Mr. Dunn: The shop is a grocery shop.—Yes.

What are the dry goods in the shop?—Socks, combs, ties, and elastic.

Sgt. Major Tulloch said that he knew the defendant who was the proprietor of a shop at 136F Orange Street, Kingston. The defendant sold shirts, stockings, braces, merinos and felt-hats. He was in front of Sang's shop on the night of the 3rd March. He saw when Smith went up to the counter. The defendant when Sang wrapped up a pair of socks and handed it to

VETERAN SEA CAPTAIN COMPLETES LONG SERVICE.



With a record of 289 round voyages between Canada and Europe, or 678 Atlantic crossings during which he conveyed 247,923 passengers, Captain G. B. Evans, O.B.E., of the Canadian Pacific Steamships Limited, bows to Time's advance and retires from active service, having reached the age limit. Capt. Evans is now making the last professional voyage of forty-eight years of sea service, taking the S. S. Metagama to Glasgow where he gives up his command.

Born in Wales sixty-four years ago, Capt. Evans began his sea service when 15 years old, as an apprentice on the Brocklebank Line of Calcutta. From 1885 to 1894 he

sailed the seas under the billowing canvas of wind-jammers, at life so romantically described in fiction, but so often fraught with danger and distress in reality. From a sailing vessel he stepped into the berth of 3rd officer of a steamship and in three years had won a temporary command on the S.S. Lake Ontario. He soon received a permanent command, the S.S. Lake Winnipeg and later, the S.S. Lake Huron.

While commanding the last named, he had the unique experience of transferring 4,500 Doukhobors from the Black Sea district and fearful persecutions, direct to Canada where they found peace and plenty on its fertile prairies. From 1901 to 1906 Capt. Evans commanded four steamships. His war record dates from the outbreak to the close of hostilities. He carried both war materials and troops; the latter, including both A. E. F. and C. E. F., to the number of 70,000. In 1914 he assumed command of the Misanabie and continued in command until she was sunk in war service in 1918. He later commanded the Melita and Minedosa, then after a Mediterranean cruise on the Empress of Scotland, received his last and present command, the Metagama.

Long service of both rail and boat staffs are a feature of the Canadian Pacific's regime and explain the loyalty of its employees which is evidenced in their pride of service.

and costs 10/ or 10 days' imprisonment.

William Ellington and Alexander Dewdney were charged with larceny of grass the property of Mr. J. G. Kieffer. Ellington was sentenced to 3 months' imprisonment, while Dewdney was ordered to receive 3 strokes of the tamarind switch.

For wounding Matilda Baker, Emanuel Warren was given 30 days' imprisonment, while George Rally was sentenced to three months' imprisonment for shopbreaking and larceny of cigars, milk and other articles from Lee Fo's shop at Gordon Town.

Reginald Brathwaite for larceny of money 15/6 from Gilbert Wilson was sentenced to 9 months' imprisonment. He was also given a similar term of imprisonment for larceny of 20/ from Nivor Weise. The sentences are to run concurrently.

For larceny of cedar boards from Ingram Dixon, Almira Weise was sentenced to 2 months' imprisonment while Nimorah Weise for a similar offence was ordered to receive 6 strokes of the tamarind switch.

Mr. Brandon: You did not take stock in the shop?—No.

His Honour: You did not go behind the counter?

Witness: No.

Mr. Brandon: And if you had gone there you would be a trespasser.

Witness: Yes.

Mr. Dunn submitted that his client could not be convicted for opening his grocery business for he was permitted under section 6 of the law to do so. The offence could only be for the selling. The court must be satisfied that at the time the defendant kept his shop open he did so for the purpose of selling the dry goods. The sale of the goods was an offence, but the opening of the shop to sell the grocery was quite in order with the law. The law was badly drawn up.

Mr. Brandon replied and submitted that the defendant kept his shop open for the purpose of selling the dry goods. They had it in evidence that the defendant sold a pair of socks to a man and received payment. He was submitting that the one act of sale was sufficient for His Honour to convict.

Mr. Dunn: If your Honour convicts I will ask you to state a case for the opinion of the Supreme Court.

Mr. Brandon: I am not afraid of His Honour stating a case.

The defendant gave evidence and was cross-examined by Mr. Brandon. His Honour reserved his decision until Monday.

The boy was charged with a Breach of the Spirit License Law. The Clerk of the Courts appeared for the prosecution, and Mr. Tai Tenque represented the defendant.

The evidence tendered for the prosecution was that on Sunday the 18th March the defendant who keeps a retail Spirit License Shop at West End of the city, sold rum to a man.

The defence was that the defendant was not on the premises at the time, and it was an ignorant Chinaman who sold the rum to the man, and he had no authority to do so as he was not authorised by the defendant to sell to anyone.

His Honour found the defendant guilty and inflicted a fine of £5 or 30 days' imprisonment.

AT HALF-WAY TREE.

In the Half-way Tree Resident Magistrate's Court yesterday before His Honour Mr. W. P. Clark with Mr. H. O. Hendrika, Acting Clerk of the Courts prosecuting, Joseph Williams was ordered to receive 10 strokes of the tamarind switch on a charge of larceny of a cap from Josiah Harrison Emanuel Stephenson for wounding Phillip Barton was sentenced to 2 months' imprisonment, while Augustus Walker for assaulting Jane Adams occasioning actual bodily harm was fined 16/ costs 4/ or 10 days' imprisonment.

Perival Davis for refusing to pay his fare on a tram car was fined 40/

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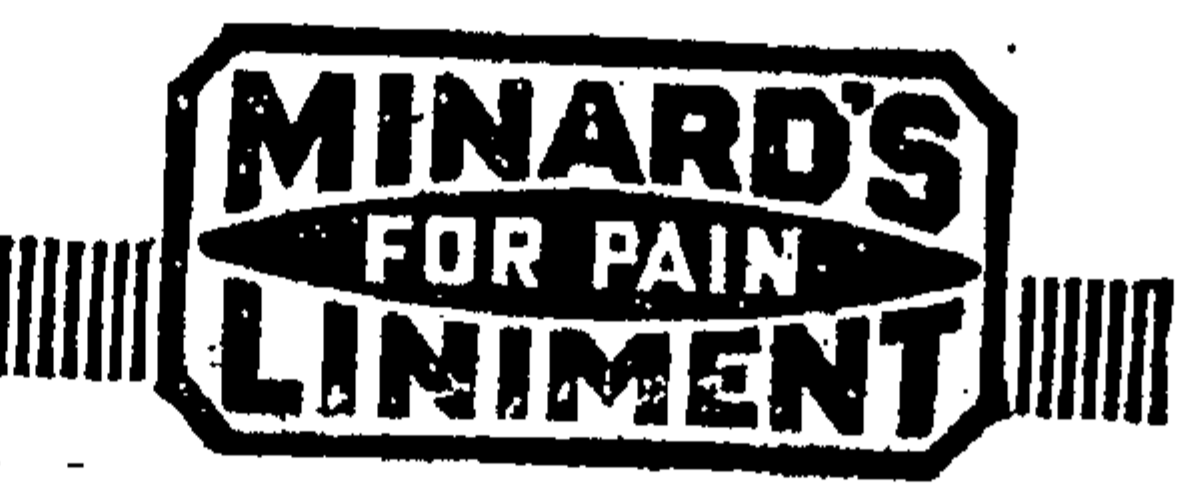
Miss Martha Gonzales, 20 years old, of Brooklyn, N. Y., has been chosen as the new American Venus, a perfect 34, which fashion dictators decree will supplant the Venus de Milo and her "perfect 36." She will be introduced as the new Venus at the Masonic Fashion Exposition in Madison Square Garden the week of May 14.

Motorists, cyclists and horsemen should carry Doan's Ointment. It is the best instant application to cuts, abrasions, burns and similar injuries. Handy tubes 1/11. Large tins 2/6. (three times the quantity) 2/9. All chemists.



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Sorbinol COOLS inflammation reducing swelling.
Sorbinol COMFORTS instantly, permitting restful, peaceful sleep.

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The greatest discomforts of old age are backache and rheumatic pains, stiff, inflamed joints and urinary ills.

The kidneys have a heavy task during a long life of filtering the blood and keeping the body free from the irritating effects of uric acid. And when the kidneys are age-worn and weak, there is little comfort unless help is given them.

Backache, too frequent and painful passages of the urine, rheumatic pains, stiff joints, dizzy spells, and weakness of sight and hearing are often due to an excess of uric acid in the blood. So are gravel and stone, dropsical swellings, sciatica and lumbago.

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LENINE MYSTERY.

Moscow, April 17.—Premier Lenine is out of danger, and Russia may hope that he will soon return to the leadership. Leo Kameneff, the acting premier and president of the Moscow Soviet, informed the communist congress to-day. Lenine's powerful influence is easily apparent in the congress.

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