

AT ASSIZES LAST EVENING LIFE SENTENCE GIVEN FRITZ TURNER FOR KILLING ANOTHER FISHERMAN

while his family was young. He had also done some logging and in more recent years had engaged in salmon fishing. For six years he had been a policeman in Finland, his native country, and now was the first time in his life he had ever been in trouble.

the union, the other fishermen there persistently obstructed his operations. They persisted in "corking" (i.e. setting their gear so close to his that he could get no fish) and hooking his net. This all led up, said accused, to his deciding to quit after a couple of days but, on going to the fish floats, he was persuaded to continue operations.

up and down and, in the process, fill it with half a foot of water. So exasperated did he become, accused swore, that he fired three shots from his rifle with a view to attracting a fishery patrol boat which had recently passed. As he fired the third shot, a bullet coming from the direction of shore whizzed past his head and, in ducking, he fell and must have struck his head against the mast of the boat for he was "knocked out." Once during the night he regained consciousness but, freezing cold from lying in the water at the bottom of the boat, his neck aching, head pounding and ears ringing, he was unable to rise but fell back in another faint. Coming to again in the morning, he found the eleven fish he had had were stolen and, within a few feet of him, was Kristiansen, the ringleader in the annoyances, with his boat. Worked up to such a pitch that he completely lost his head, accused admitted that he had fired three shots at accused, one of them finding its mark. Realizing later the full seriousness of what he had done, accused rowed to the fishpacker President II. where he gave up his rifle and requested to be taken to the police.

TWELVE MONTHS SENTENCE GIVEN

Nick Priza Sent to Okalla for Knifing Louis Rawka at Anyox on August 24

Nick Priza, Serbian, who knifed Louis Rawka, Ukrainian, in the course of a drunken brawl at Anyox on the night of August 24 last and who was convicted by the jury of assault occasioning actual bodily harm was sentenced to twelve months' imprisonment at Okalla with hard labor, dating from the time of his arrest, at the Supreme Court Assizes this morning by Mr. Justice D. A. McDonald who stated that he had thought the case over carefully and had come to the conclusion that the prisoner had already learned a good lesson and that the case did not call for the highest penalty provided.

When His Lordship inquired if the prisoner had anything to say why sentence should not be passed upon him, W. O. Fulton, Priza's counsel, expressed the opinion that the ends of justice did not require a severe penalty. He contended that accused had been scared and aggravated and, actually frightened of the gang of Polanders, had become so excited that he did not know what he was doing. He asked the judge to take these circumstances into consideration in passing sentence. Sentence of Priza concluded the business before the fall session of the Supreme Court Assizes in Prince Rupert.

PYTHIAN SISTERS TEA AND SALE AT HOME OF MRS RYAN

A successful tea and sale of home cooking was held by the Pythian Sisters yesterday at the home of Mrs. P. J. Ryan, 530 Sixth Avenue West. Many ladies called to patronize the affair from which the sum of \$20 was realized. The hostess was assisted by Mrs. G. W. Johnstone, Mrs. William Gilchrist, Mrs. F. E. Wermig, Mrs. P. C. Miller, Mrs. T. J. Shenton and Mrs. C. J. Stevens. Raffles resulted as follows: Picture, donated by Mrs. Ryan, won by Mrs. W. J. McCutcheon. Berry set, donated by Pythian Sisters, won by Mrs. D. McCullough. Fruit bowl, donated by Mrs. John Bulger, won by Miss Marion Ryan.

Cross-examination

Except for a few minor details, accused's story was largely unshaken under the cross-examination of A. M. Johnson, K.C., crown prosecutor. Turner seemed to be uncertain as to whether or not he had actually anchored his boat on the night preceding the tragedy. He did not really know but imagined that it had been Kristiansen who stole his fish. The rifle he brought with him from Ladysmith when he came north the latter part of June. He first loaded it when his boat was over the nets. He had the rifle because he thought he might be able to shoot some seals. Accused denied that he had had any intention of shooting anybody. He was in a very bad condition and could not explain why he had loaded it again on the fatal morning. He had completely lost his head on finding his fish gone and could not account for his actions after that.

Before closing the defence, Milton Gonzales, Turner's counsel, announced that he had made efforts to secure Koski as a witness but could not find him.

Defence Plea

In a thirty-minute address to the jury, Mr. Gonzales admitted that he had no hope of entirely freeing accused. It was a case of murder or manslaughter. He asked the jury if it would be reasonable to bring in a verdict of murder. Had there been actual intent to kill or had the accused, driven to desperation, merely lost his senses, by reason of persistent persecution and, stunned and suffering, committed the regrettable act? Defence counsel contended that accused had suffered sufficient provocation to cause him to act as he had done. Would not, possibly the jurymen, themselves, have acted similarly under such circumstances. Mr. Gonzales submitted that there was no suggestion of intent such as was necessary to constitute murder. In view of this, he asked the jury to return a verdict of manslaughter and, taking into consideration the unfortunate man's age and other circumstances, to accompany it with a recommendation for mercy.

Mr. Johnson said the crown had proved that the accused shot the man. There was no suggestion that the fish had been stolen but that the victim had interfered with his rights in fishing. However, the grievance had nothing to do with the guilt or innocence of the man; he had what the accused did afterwards. There was no question of insanity. He thought the crown had proved the physical fact of murder.

Judge McDonald, in the usual manner, explained the definition of murder. He reviewed the evidence at length stressing the points both for and against accused and the jury retired, returning with their verdict of manslaughter about three quarters of an hour later.

C.N.R. steamer Prince Charles, Capt. Neil McLean, arrived in port at 6.30 last evening from Vancouver via the Queen Charlotte Islands and will sail at 8 o'clock tomorrow night on her return south over the same route.

Advertisement for Braid's Best Tea and Coffee. Features a teapot illustration and text: 'FREE This Handsome 8-Cup Size. TEA POT Will be given away absolutely free to each purchaser of 1 lb. BRAID'S BEST TEA AND 1 lb. BRAID'S BEST COFFEE'. Lists grocers: Musselslem Grocery, Munro Bros., Bush's Groceteria, Seal Cove Grocery. Braid, Tuck & Co., Ltd. Vancouver.

Advertisement for Victor Radio. Text: 'The New Victor Radio is technically correct.' 'THE New Victor (plug-in) radio receiver is of such design that it will answer the most exacting requirements.' Includes illustration of a radio console and a 'LOWBOY MODEL' table. Price \$285. Victor Talking Machine Company of Canada, Limited.

Advertisement for Magic Baking Powder. Text: 'A half hour well spent'. 'THERE'S no satisfaction equal to that of a personal achievement which is at once useful and artistic. For this reason, a half hour spent in making a batch of one-egg muffins is decidedly a half hour well spent.' Includes illustration of a woman baking and a plate of muffins. Recipe for ONE-EGG MUFFINS. 'Bake your own' with MAGIC BAKING POWDER for greater satisfaction and economy.

Advertisement for Zam-Buk. Text: 'PIMPLES Cleared Quickly Soothes & Clears RASH Healed'. 'Zam-Buk Sore, Troublesome Skin'. 'Ends IRRITATION Expels ECZEMA'. Includes diamond-shaped logo.

Advertisement for Victor Records. Text: 'Victor Records'. 'Orthophonic'. 'Ramona'. Gene Austin 21334, Dolores Del Rio 4053, Paul Whiteman and His Orchestra 21214.

Advertisement for Chiquita. Text: 'Chiquita'. 'Waltz Victor Arden-Phil 21513 Ohman and Their Orchestra'.

Advertisement for Old Man Sunshine. Text: 'Old Man Sunshine'. 'Fox Trot Vocal George Olsen and His Music 21566 Johnny Marvin 21609'.

Advertisement for My Angel. Text: 'My Angel (Angela Mia)'. 'Vocal Franklyn Baur 21591 Organ Jesse Crawford 21630 Fox Trot Paul Whiteman 21388 and His Orchestra'.

Advertisement for Memories of France. Text: 'Memories of France'. 'Waltz Vocal The Troubadours 21590 Gene Austin 21545'.

Advertisement for Jeannine, I Dream of Lilac Time. Text: 'Jeannine, I Dream of Lilac Time'. 'Vocal Gene Austin 21564 Waltz Nat Shilkret and The Victor Orchestra 21572'.

Advertisement for The Nobby. Text: 'Patterns tingling with modernity, lovely and intriguing. Designed by leading artists of today. TRY "The Nobby"'. Includes 'HIS MASTER'S VOICE' logo.

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