

Quality Counts Most

"SALADA" TEA

EDITORIAL

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DAILY EDITION

Thursday, May 11, 1939

LET THE FLAGS WAVE

The King and Queen are expected to arrive at Quebec on Monday and it is suggested that, on that day and while they are in Canada, there should be a generous display of flags and bunting.

On Tuesday there will be in Prince Rupert a shipload of members of Rotary Clubs from Washington, Oregon and a part of Idaho as well as some from British Columbia points. They will be arriving in the city on the steamer Aleutian. As they will be here throughout the afternoon and evening, local merchants are being asked to decorate their shop windows.

In view of the desirability of letting the visitors know that this is a Canadian city and not Alaska, it is very desirable that as many Canadian and British flags as possible be flying that day.

The Rotary Club is asking the co-operation of all citizens in making the day a memorable one.

WOULD TAKE RAILWAY

Right Hon. Arthur Meighen, leader of the Conservative party in the Senate, comes out wholeheartedly in favor of taking the Canadian National Railway away from the people of Canada and operating it under Canadian Pacific management. He calls it unification.

This seems to be the first time a prominent political leader has declared himself openly in favor of uniting the management of the two systems. It will be anything but popular in Prince Rupert where the people realize what kind of a show this part of the country would get under a management of that kind. Sale of the railway to the C.P.R. would be much to be preferred to joint management.

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"SERVICES OF THE BANK OF MONTREAL"—Ask for booklet

MRS. MOE ACQUITTED

(Continued From Page One)

seen a moose and thought she would like to have it to help out herarder. She proceeded to get a gun, telling several persons of her intention. She had become "moose-minded" and, due to an unfortunate set of circumstances, had got into an unfortunate mess.

Mrs. Moe, who stated she lived alone at Palling and supported herself, told of having gone to the old homestead at Decker Lake on the day in question. Returning home she saw a moose in Gregerson's Swamp and decided that she would like to have it. Accordingly, she went to get the rifle and shells and, returning to the swamp by a shorter trail, again saw an object which she believed was the moose she had spotted before. She shot and, on running around the swamp to the spot, found it was the man who appeared to be dead. She immediately went to report the matter. It was from a distance of about 150 yards that she first saw the moose. She was about 200 yards away when she shot.

Under cross-examination, Mrs. Moe said she believed the moose was not very large. She had been unable to tell whether it was male or female or how old it was. She thought it was feeding and that the motions were those of a moose. She had never shot a moose or deer in this country but had shot moose in Norway.

In addressing the jury, Mr. Fulton admitted that all would agree there were too many fatalities from shooting and automobile accidents but he did not think this was a case where the crown should attempt to make an example. In fact, he thought it was unchivalrous to lay the first charge of this kind against a woman. The jury should have no difficulty in determining that this was a simple accident and that no blame was to be attached to any person. This was known to be a good moose country and accused was "moose-minded."

All circumstances were such as to make her believe that it had been a moose at which she shot. She never dreamed that the gyrations of the object in the swamp were those of a man picking berries. He contended that the crown had not established Mrs. Moe to have been criminally careless.

T. W. Brown, crown counsel, said that it was his painful duty to lay the facts before the jury and to

point out the factors on which the crown submitted that there had been negligence. Accused admitted that her eyesight was bad at a distance. Yet she had shot, meaning to kill the object at which she aimed. Was it not her duty to take care. The fact that she was an experienced woman of the woods made her even the more responsible for carelessness. It was for the jury to determine whether or not she had taken the care she should have. All he asked of the jury was to do its duty.

Judge's Charge

The judge's charge to the jury lasted over an hour. At length he outlined the definitions of the law in regard to manslaughter and the elements constituting culpable homicide through negligence or otherwise. The jury should have no difficulty in deciding that accused had killed deceased. It was another thing, however, that the killing had been caused by negligence. It was the duty of any person in control of a thing which, in the absence of precaution, would endanger human life to take such measures as would remove that danger. Failure to do so constituted culpability. A loaded rifle, handled without care, was a danger to human life and it was the duty of any person handling such a weapon to take reasonable precautions. His Lordship reviewed the evidence to which he applied the interpretation of the law. The duty of the jury to determine whether the accused under the circumstances had performed her legal duty.

At 6:50 the jury retired, returning at 8:35 with its verdict of not guilty.

In discharging the prisoner, the judge asked her to remember the next time she had a rifle in her hands that she had killed a man.

Greenville Boy Is Dead Here

Eight-Year Old Son of Mr. and Mrs. Johnson Russ Passes Away in Hospital

Wesley Joseph Russ, aged eight, only son of Mr. and Mrs. Johnson Russ of Greenville on the Naas River, passed away at 3 o'clock yesterday afternoon in the Prince Rupert General Hospital where he had been a patient for ten days, being brought here from his home village after having contracted a severe cold. Funeral arrangements are in the hands of the B. C. Undertakers.

Besides his parents, who are at Sunnyside cannery on the Skeena River for the summer the lad is survived by four sisters—Mrs. Anthony Calder of Greenville, Addie and Mildred, at present attending Crosby Girls' School at Port Simpson, and Pearl at home.

Rev. D. W. More of Kispiox and Rev. Bishop Black of Kitquakla will arrive in the city from the interior on tonight's train and sail aboard the Prince Rupert for New Westminster to attend the British Columbia Conference of the United Church of Canada next week.

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His Pipe Made Him an Admiral

That stout old seadog Jean Bart was commanded to present himself before the Grand Monarch, Louis XIV. Perhaps even he was nervous. Anyhow, in the king's antechamber, he pulled out his pipe and smoked. The courtiers were ready to drop dead with fright.

But the King approved this rugged independence and said, "I make you admiral of my fleet".

In those days, tobacco was crudely cultivated and cured; but it cost, literally, its weight in silver. The refinements of pipe tobaccos, cigars and cigarettes were unknown. Today the tobacco industry provides the livelihood of over 300,000 Canadians (farmers, factory workers, wholesalers, retailers, with their dependents) to ensure that you shall get the smokes you want, when and where you want them, and as you like them best.

IMPERIAL TOBACCO COMPANY OF CANADA, LIMITED

Gamma Wins In Softball

Trevor Johnston left on last evening's train for a brief business trip to Hazelton. He is expected back tonight.

The case of Captain Dan Wedge of the fishing boat Bayview, an appeal against a conviction under the International Fisheries regulations, will come up on Wednesday of next week at the session of the Supreme Court Assizes. Several divorce cases, will be tried Tuesday.

The second game of the Junior High School Softball League was played Wednesday and Gamma defeated Beta 10 to 5. Gamma played hard from the start but Beta held the lead in the third inning. Although Bird placed some nice hits for Beta, Gamma had the upper hand and soon had a 3-0 lead over Beta. Mr. Leighs was umpire and scorekeeper was Melbourn Sey. Players were: Beta — Ray O'Neil, Captain Simundson, Bird, Phoe, Boyd, Sylvester, Bond, Hayakan, Woodward. Gamma — Gomez, Suckler, Keays, Jones, Pavlikis, M. B. Tavich, Hingston, Astoria.

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