CASES IN THE KINGSTON COURT.

Syrian Traders Bring Actions for Goods Sold and Delivered

GIVEN NO PASS BOOK.

Letter Written by a Defendant Admitting Debt Sued For.

In the Kingston Court yesterday before His Honour Mr. Justice Cargill the suit of Henry Kalphat vs Theresa Morgan, to recover the sum of £3 4/ for goods sold and delivered was heard.

Mr. C. S. Morrison of the firm of Messrs. Morrison and Morrison appeared for the plaintiff while the defendant appeared in person.

The plaintiff claimed that goods were supplied to the defendant and that the amount claimed was the balance due and owing.

The defendant claimed that all she owed was 17/6.

The plaintiff, a Syrian trader was put in the box and gave evidence as to having supplied the goods to the defendant at her house.

His Honour: You see you go and tempt these poor females with goods at their houses! Did you give her a pass book?

The plaintiff No sir.

His Honour: Well there ought to be a pass book or some thing by which these people can check your account!

Mr. Morrison said it has never been done. The merchants did not give pass books.

His Honour: No but they give bills of parcels. Take a firm like Nathán's! When they supply you with goods you get a bill of parcels and if you keep it, you can always check their account when rendered.

His Honour called up the defendant and she pointed out to him certain items which she declared she never received.

His Honour asked the plaintiff if he had supplied those items and he said he did.

The defendant of herself asked no questions and Mr. Morrison asked His Honour to note that there had been no cross-examination.

His Honour said he would not note any such thing as he had cross-examined for the defendant from the items she queried.

Mr. Morrison then called George Hanna, who translated the account from Arabic into English from the book kept by the plaintiff.

THE DEFENDANT'S EVIDENCE.

The defendant went in the witness box and gave evidence. She said she was never rendered an account or bill before the action was brought. She never at any time got a bill from the plaintiff and he never gave her a pass book. She denied having received certain goods charged up against her. There was another girl living in the house who had received some of the goods charged up to her in the account.

The defendant was cross-examined by Mr. Morrison who subsequently addressed the court, pointing out that the plaintiff had sworn positively that he delivered the goods, that his books showed the entries made at the time and that there had been no cross-examination.

His Honour said the facts were very simple. It was a question of whether he would accept the plaintiff's case or the defendant's. He was not satisfied that the items disputed had been supplied, and he therefore gave judgment for the plaintiff for 17/6 the amount admitted, with costs fixed at 6/.

ANOTHER CASE HEARD.

The suit of Henry Kalphat against M. Thompson to recover £3 18/ for goods supplied was next heard. In this case, the defendant said she only owed £1 12/, but the plaintiff produced a letter written by her after the suit was filed in which she admitted the debt.

After hearing the evidence on both sides, His Honour said that this case was different to the last. The weight of evidence was in favour of the plaintiff and he gave judgment for the amount claimed with costs and solicitor's costs fixed at £2 6/.

Mr. C. S. Morrison appeared for the plaintiff. The defendant appeared in person.

The next suit was that of Kalphat Bros. vs Joseph Kassar to recover the sum of £17 4/9 for goods sold and delivered.

The defendant appeared and admitted the debt. Judgment was entered for the plaintiff for the amount claimed and costs.

The suit of Elizabeth Morrison vs Arthur Absalom to recover the sum of £11 10/3 was called on for hearing. Both parties appeared in person.

The plaintiff's case was that she rented a room from the defendant and paid her rent. She was not aware that the defendant was not the landlord, and to her surprise she subsequently found that her goods were levied upon for rent which she didn't owe. The defendant was a tenant himself and had sub let the room to her. He failed to pay the rent and her goods were sold by the bailiff at a sacrifice

The defendant admitted all this, but said the amount claimed for the articles levied upon was exorbitant.

His Honour went carefully through the list and fixed the value of the articles and damages at £4 10.

The plaintiff said it was very hard upon her, as a Singer Machine which had cost her £5 was more than the amount His Honour fixed.

His Honour said he had allowed her much more than the bailiff had sold the goods for. He entered up judgment for the plaintiff for £4 10/ and costs 10/ and by consent made an order against the defendant for the payment of the judgment debt in instalments of 10/ per month commencing from the 1st. of June the alternative being thirty days in St. Catherine District Prison.

DEATH OF MR. JAMES DALY LEWIS

Was Oldest Practising Solicitor of Supreme Court of Jamaica.

It is with regret that we chronicle this morning the death of Mr. James Daly Lewis, the oldest practising solicitor of the Supreme Court of Jamaica. The sad event took place at his late residence "Brumalia," near Mandeville, yesterday afternoon.

Our Mandeville correspondent wired as follows:—"It is with regret that I have to report the death of Mr. James Daly Lewis, the oldest practising solicitor, shortly after 3 o'clock this afternoon. The deceased gentleman was not, for some time past, in the best of health, but the end was not expected so soon.

"He attended his last Court at Mandeville only a few weeks ago. The deceased has left a widow, sons and daughters to mourn their irreparable loss.

"His remains will be interred at the Mandeville Parish Church this afternoon."

HIS CAREER.

Mr. Daly Lewis was admitted to practice as a solicitor of the Supreme Court of Jamaica on the 25th November 1861, and as stated above, he was the oldest practising solicitor up to the time of his death. He was exceptionally popular with the Judges before whom he practised and was respected by the junior members of the profession. Mr. Daly Lewis knew the people of Jamaica very intimately, especially the peasantry; and this accounted for his success in the Law Courts. During the Insurance trial at Mandeville in 1907 he was one of the solicitors representing the Jamaica policy-holders and assisted materially in the victory achieved by the policy-holders.

Mr. Daly Lewis was also a successful pen-keeper. "Brumalia," his late residence, is one of the finest properties in Manchester, and several celebrated thoroughbreds have been bred there including the great mare "Princess May" which was raced by his son, Mr. A. Lewis.

The deceased gentleman took a lively interest in matters affecting the affairs of his parish, and was upright and fearless. His loss will be keenly felt by his fellow-parishioners.

RED CROSS WORK.

The committee of the Victoria League Red Cross Branch beg to thank the public for their hearty support at the concert held recently at the Collegiate Hall in aid of the British Red Cross funds and to announce that the sum of £30 has been made, after paying all expenses.

The members of the First Aid Class and the friends who assisted them are to be warmly congratulated on the result of their efforts. The second course of six lectures on Red Cross nursing to be given by Miss Whitnohan, started yesterday at 4.30 p.m. at Wolmer's School. Only those who have got a First Aid certificate are eligible to enter for the examination.

Chamberlain's Colic, Cholera and Diarrhoea Remedy

is the best medicine on the market for diarrhoea, dysentery, griping pains and cramp. It is good for the child suffering from

Infantile Cholera

and is for the adult with well developed attack of

Cholera Morbus

No one who has once tried this medicine will ever hesitate to be with the U.K.

SACRED CONCERT.

(From Our Correspondent.)

Ulster Spring, May 17.—Despite the inclement state of the weather, the sacred concert arranged by the Wesleyans of this community came off successfully on Sunday evening last. The Rev. D. Parather, B.A. Superintendent of the Circuit presided. The programme was divided between the Wesleyan and Baptist choirs. Rains prevented the members of the Episcopalian choir from putting in an appearance. The proceeds [illegible] The singing generally was of a very [illegible] order. [illegible] Anthems [illegible] (2), the Wesleyan choir [illegible]

JAMAICA COLLEGE PRIZE GIVING.

Message from the Archbishop who is Unable To be Present.

HEADMASTER'S WORK.

Speech Make by Hon. Robert Johnstone, who Takes the Chair.

The annual prize distribution in connection with the Jamaica College took place in the lecture hall of the College yesterday afternoon in the presence of a large gathering.

Among those present were: The Hon. Robt. Johnstone, I.S.O., Acting Colonial Secretary; His Lordship Bishop Collins, His Lordship Dr. deCarteret, Hon. J. R. Williams, M.A., Director of Education, Rev. Fr. O'Hare, S.J., (Principal of St George's College), Rev. Ernest Price, B.A., B.D., (Principal of the Calabar College), Rev. J. T. Hudson, His Honour Mr. Justice Cargill, Messrs. R. S. Gamble, F. Cundall, J. M. Nethersole, F. E. Reed, P. J. O'Leary Bradbury, Lieutenants A. A. Simms, C. L. Mojo, Hector Josephs, K.C., Dr. C. C. Henderson, J. L. King B.A., LL.B., Archdeacon Simms, M.A., Mr. R. H. Smith, M.A., Mr. R. M. Murray, B.A., Mr. S. Brown, Mr. C. A. Wariner and Mr. J. M. Hall.

Archdeacon Simms said he was very sorry to tell them that His Grace the Archbishop had sent to say he could not be present. His Grace had hoped to have recovered sufficiently to be able to do so, but at the last moment found that he could not come. He would therefore ask Mr. Johnstone to take the chair.

MESSAGE FROM ARCHBISHOP.

The programme opened with the singing of the Russian Anthem by the pupils, and then the following message from the Archbishop was read:

Bishop's Lodge,
Kingston, Jamaica,
19th May, 1915.

Ladies and Gentlemen,—I had hoped that I should be so far through the attack of illness from which I have recently been suffering as to be able to be present this afternoon at the prize distribution of the Jamaica College; but regret greatly that this is not the case. As Chairman of the Jamaica Schools Commission, which is also the governing body of the Jamaica College, it is my pleasure, as well as my duty, to be present and to assist at these functions whenever I am needed and can be available. A special reason for my wishing to be present this afternoon is that this is the last distribution of prizes with which Archdeacon Simms will be officially connected as Headmaster of the College.

2. It is fitting that I should bear my testimony to the great work that Archdeacon Simms has done in his capacity as Headmaster, and the success of his work at this school has been an example and stimulus to others. I am glad to think of the various ways in which he has been a leader and worker in the cause of education, and that we shall still have the benefit of his mature experience. Perhaps it is right for me to state that while the Archdeacon and myself have, in these educational matters during many past years, done a good deal of work in close co-operation, the possibility of this has resulted from our mutual general agreement as to things needing to be done and the best way of doing them; and while our policy and action have never been hindered by any questions of detail they have included a mutual understanding that irrespective of race, colour or creed we should do our best to promote the welfare and advancement in character, capacity, power and opportunity of usefulness of the young people brought under the influence of the Institution with which we have been connected and particularly the Jamaica College. May the Jamaica College continue to flourish.

E. JAMAICA,
Archbishop of the West Indies, and Chairman of the Jamaica Schools Commission.

THE REPORTS.

The Chairman then called on Archdeacon Simms to read the various reports.

The first report was that of the Cambridge Syndicate which is as follows:

"This report is not concerned with the work of individual candidates from the College, as to whose performance in the examination full and detailed particulars are being furnished independently: its purpose is to take a comprehensive view of the general results of the examination, and to draw conclusions therefrom as to the character of the work which is being done at the College and as to the latter's general educational efficiency.

"The examination affords a reasonable test of this: out of 81 boys in the school, 56 sat for the examination; while of the remainder 3 were being examined for scholarships and 16 are young boys in Form I. who are not sufficiently advanced in years to be fit candidates for a comprehensive examination of this character. Of the 32 boys in Form II., 27 took the preliminary examination. Out of 11 boys in Form III., all but one took the junior examination, for which there were also two candidates from Form IV. The rest of Form IV., as also Form V., took the senior examination.

"The position of the Jamaica College candidates, as compared with the aggregate of boy candidates examined at Home Centres, can be gathered from Appendix I. which contains comparative statistics with percentages of success and failure in each grade of the examination. From this table it appears that the percentage of honours obtained by Jamaica College, alike in the Senior, Junior and Preliminary examinations, is considerably in advance of the normal. The percentage of senior candidates rejected is greater than usual, but otherwise the comparison is in general, very favourable to the school. The work of the junior and the preliminary candidates is such as to argue well for good results in future senior examinations. In the senior grade three distinctions were obtained—in History, Latin and Greek, there was one junior distinction—in Book-keeping, and three preliminary distinctions—in Religious Knowledge Algebra and Drawing

"Appendices II.* III.* and IV.* give details as to the degree of success or failure of the candidates in the different subjects offered. The range of the subjects in all three grade is a very wide one, and it is satisfactory to note in how few case, in the senior and junior examinations the number of failures in any one subject exceeded two. Among the seniors there were no failures in Arithmetic (17), Tempest (14), Algebra (1), Roman History (2), Greek (3), Trigonometry (2), Heat (1), Botany (1), Physical Geography (2), Shorthand (3), and Freehand Drawing (3). All the junior candidates were successful in Gospel (12), Old Testament (12), Tempest (12), English Grammar (10), Ivanhoe (2), History of the British Empire (2), Latin (5), Geometry (8), Chemistry (1), and Shorthand (3). Similar results could hardly be expected from the preliminary candidates; but of the 12 who offered Algebra, all were successful.

"It is note-worthy that, in all grades, the English subjects were those most successfully offered, with the exception of Composition. The least satisfactory results among the seniors, apart from English Composition, are in Geography, the History of the British Empire, and French, although there has been an improvement in the last named subject since 1913. In Religious Knowledge, one senior candidate only (out of 14) was unsuccessful, and there were no failures in this subject among 12 juniors. Four junior candidates failed in French (out of 11), in English History (out of 8) and in Experimental Science (out of 5); but in no other subject taken in the junior examination can there be said to be any weakness. The preliminary candidates were least successful in English History, where 10 failed out of 21, and in French; the best results were in Geography and Experimental Science, the small number of failures in the last named subject being very satisfactory.

"The general result of the examination clearly shews that the work of the College is proceeding on sound lines and is thoroughly efficient.

"W. NALDER WILLIAMS, M.A.
"Fellow of Selwyn College, Cambridge, Assistant Secretary.
"25th March, 1915."

HEADMASTER'S REPORT.

The report of the Headmaster was as follows:

"Your Grace and Gentlemen,

"I have the honour to present my report on the working of the Jamaica College for the year 1914.

"Of the seventy-six boys who were in the College in the last term of 1913 seventeen left at Christmas of that year, whilst one remained as a student teacher and one became a special student. In the first term of 1914 there were twenty-two entries, at Easter, eleven left and there were eight entries at midsummer, seven left and there were six entries and one of a special student in September. There were thus one student teacher, one special student and eighty-one boys in the first term, one student teacher, one special student and seventy-eight boys in the midsummer term, and one student teacher, two special students and seventy-seven boys in the Christmas term.

"No change occurred in the staff during the year. It consisted, beside the Headmaster of Mr. R. H. Smith, M.A., Second Master, Messrs. R. M. Murray, B.A., S. W. Brown, and J. M. Hall Assistant Masters. Mr. C. M. L. Morales was a student teacher during the year. Miss K. Cox, who [illegible] during a temporary absence [illegible] Miss G. deFreitas continued [illegible] Mr. J. A. Bulmer [illegible] as singing master, Mr. C. A. Wariner as shorthand master, and Mr. [illegible] as drill master. Dr. [illegible] was the medical [illegible] Miss R. Isaacs the matron.

"The health of the boys was good during the year [illegible] to epidemic and [illegible] illness. Seven boys were kept [illegible] at the beginning of the year but at the school there [illegible] attacks of malaria [illegible]

[illegible]

The report [illegible]

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[illegible]

The report [illegible]

THE JAMAICA WAR CONTINGENT.

Every "little bit" helps, so give your shilling, and give it freely.

This coupon was printed on Saturday, Sunday, Monday, Tuesday, Wednesday. We print it again today for the last time.

Ja. War Contingent
COUPON.

1. ..... 1/
2. ..... 1/
3. 1
4. 1
5. 1
6. ..... 1/
7. ..... 1/
8. ..... 1/
9. 1
10. 1
10

Collected by .....
Address .....

HORSE RACING.

The Handicaps for the Three Days' Meeting In Kingston.

THE MINOR HANDICAP.

Good Sport is Expected At the Maverly Track Next Monday.

What a wonderful and delightful vista of speculation the handicaps for the three days race meeting to be held on the Kingston track have opened up to turfites. As I took up the newspaper yesterday to glance at the weights to be carried by the various flyers, that was the first thing that struck me. The weights have been adjusted in a manner that must perplex the most vigilant turfite and for the present, and until the form of the animals are disclosed, it will be a matter of guessing for most people.

Of course I have met some people who think that the Minor Handicap is a gift to Wee McGregor, whilst others think that Morning Star with 6st. 7 lbs. can't be very far behind the winner. I shall reserve my comment until I have seen some work.

Most of the animals entered, I am told, are looking well, and with a few days of close training nothing but keen finishes should be witnessed during the three days in June to which turfites look with longing and so much expectation.

On account of the recent rains very little work has been done. In fact, nothing but slow work has been indulged in by those who have left their stables.

I am pleased to observe Lady Cawthorne and Glendronach out again after their rest and change, and I hope to see the mare going with her accustomed dash in the big events Glendronach, I am told, has shown marked improvement, in his appearance at least.

If it doesn't rain very much more, then from Monday morning next the track ought to be lively. All arrangements are being made by the promoters of the races to hold a banner meeting, and from what I have heard, I think they will succeed.

THE MAVERLY MEETING.

A word about the Maverly meeting on the 24th inst. There being hardly any other outing fixed for that holiday, the Maverly meeting ought to prove a big drawing card. And it deserves support because the various events give promise of being as keenly contested as ever. Then the promoters have gone a step further in providing for their patrons. They have reduced the place ticket to 10/. This is a very good idea, one that is sure to popularise the place pool. Indeed many people would quicker risk 10/ than 20/, especially in these days of stress.

STIRRUP LEATHER.

LODGE ANNIVERSARY.

The thirty-fifth anniversary of the Kingston Lodge No. 2042 G.U.O of O.F. will take place at the Oddfellows Hall, 78 King street, on Sunday, May 23, at 3 p.m. Members of sister lodges and all friendly societies are cordially invited to attend. Hon. H. A. L. Simpson will preside, and among other prominent personagse expected to give addresses will be Barrister J. A. G. Smith and Rev. T. A. Glasspole, and also the District Grand Master, Bro. D. C. Vaz. Miss Coverley is expected to render a solo.

For Burns and Scalds.—Canadian Healing Oil will take the fire out of a burn or scald more rapidly than any other preparation. It should be at hand in every kitchen so that it may be available at any time. There is no preparation required. Just apply the oil to the burn or scald and time cease altogether.

BANK OF NOVA SCOTIA ESTABLISHED 1832

Build Up Your Credit

Over 90 per cent. of business is transacted through the medium of credits.

If the time comes when your business career depends on obtaining credit, you will find that ability to save money inspires the greatest confidence. The moment you begin to save, you start the building of your credit.

33

The Bank of Nova Scotia

offers depositors absolute safety, and invites your business, be it large or small.

Capital - - - $ 6,500,000
Surplus - - - - 12,000,000
Total Resources over - - 90,000,000

Kingston .. Port Antonio
Montego Bay Black River
Mandeville St. Ann's Bay
Sav-la-Mar .. Port Maria

CHARGED WITH OBEAH

MAN ARRESTED IN THE CITY ON TUESDAY NIGHT.

After secreting himself in premises in Princess Street for over four hours, Corpl. Willacy, assisted by Detective Vassal, succeeded in arresting an alleged worker of the black art on Tuesday night last, and the accused will be arraigned before the Police Court to-day charged with practising obeah.

It appears, according to the allegations, that whilst attending the Easter races at Knutsford Park, David Fletcher, of 153½ Princess St., was accosted by a man, who invited him into conversation. The stranger is alleged to have told Fletcher that someone had given him a job to bury a phial at his gate. As a result of the conversation, it was agreed that the stranger, who said he possessed wonderful occult powers should unearth the phial.

Detective Vassal got on to the story, and along with Corpl. Willacy arrangements were made for the capture. Accordingly, at 7 o'clock on Tuesday evening, the sub-officers went to Fletcher's premises and were secreted. They remained until 11.30 o'clock when the accused arrived. After a conversation with Fletcher, accused is alleged to have lighted a match in the yard and created a big blaze, from which a stinking smell arose. He afterwards unearthed a phial and informed Fletcher that his yard was now quite clear. He received remuneration to the extent of 22/6, and, at this stage Corpl. Willacy rushed out and held his man.

The accused, who gave his name as Elvin Spencer, said he arrived here some time ago from Panama. He was taken to Sutton Street jail and locked up.

LINSTEAD HAPPENINGS.

(From Our Correspondent.)

Linstead, May 18.—Copious showers of rain fell here yesterday and according to the indication of the prevailing weather we can confidently expect refreshing showers for some time. On Monday, two inches and fifty parts fell. Everything around is bright, and fresh, and a fruitful harvest can be anticipated. We are all glad for the refreshing seasons, and especially the planters who see their crops spring up beautifully and flourishing. A lucrative price is now being paid here for bananas. This fruit is not very plentiful now and the purchasers are paying seven pounds ten shillings per hundred bunches. There is a drop in the price of cocoa and the price of coffee is now thirty shillings per hundred.

THE BEE HIVE,

Corner King and Harbour Streets.

Smart : Millinery.

We are Showing To-day

MODELS OF THE

NEW SATIN COVERED TOQUES;

Trimmed Feather Wreaths, assorted colors

These Models represent the very latest idea in the Fashion Centres.

Prices 15s, 16s, 18s each.

LIMITED NUMBER ONLY.