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Dungarvan Observer

MUNSTER INDUSTRIAL ADVOCATE.

Vol. 32. No. 1,553.

SATURDAY, JUNE 12, 1943.

Registered at the G.P.O. as a Newspaper.

PRICE 2d.

Seeds. Seeds. We are now showing the choicest selection of Seeds for the Garden or Allotment. Call to us for your requirements. Price and quality right. Moloney's Agricultural and Seed Depot, BRIDGE STREET, DUNGARVAN.

The General Election.

STRONG FARMERS' CANDIDATE FOR THE WATERFORD CONSTITUENCY.

(Specially contributed.)
Amongst the candidates nominated for the Co. Waterford constituency in the forthcoming General Election on June 22nd, was Mr. Denis Heskin, Aglish, Glencairn, S.O., who, with Mr. W. Norris, East Waterford, will be one of the standard-bearers of the Farmers' Party on this occasion.
Both gentlemen are well known in their respective districts, but we think it would be difficult to find another candidate who has stronger claims on the farmers for support than Mr. D. Heskin, son of the late Mr. Alex. Heskin, who was Chairman of the Co. Waterford Farmers' Association for many years, and who, in his time, was one of the leading and most fearless Irish Nationalists in the South of Ireland. Mr. Denis Heskin has fully inherited all the fine qualities of his honoured and sterling father, being an extensive and practical farmer himself. It will be his first and most important duty if elected to safeguard the agricultural interests of the country in the Dail, and spare no effort to increase agricultural production and bring prosperity to his fellow-farmers in the county as this will be the best means for improving the lot of agricultural labourers, and also increasing the business throughout the various cities and towns in the country.

A young, active and energetic gentleman of splendid education and a high standard of intelligence, he has the benefit of a long and practical experience on the Waterford County Council and several of the subsidiary Boards in the county, which should eminently fit him for the more important position of a member of the Dail, and the best interests of the farmers, labourers and all other classes will be jealously safeguarded by him, should the electors show their confidence in him by electing him as one of their representatives on this occasion.

After from his many other splendid qualities, Mr. Heskin is also one of the best known and most popular sportsmen in West Waterford, being a successful trainer, and also owner of several valuable sires for many years past, while his decent and generous character and his unblemished honour have made him one of the most popular and esteemed gentlemen in the Co. Waterford.

In a word, Mr. Denis Heskin possesses all the qualities that go to make an able, trusted and ideal public representative, and the farmers of the Co. Waterford, as well as the electors generally, should be proud to have such a sterling and experienced Irishman representing them in the Dail, and we hope they will not fail to record their votes for him on the 22nd inst.

It may be added that at the County Council elections last August Mr. Heskin was elected representing them in the Dail, and we hope they will not fail to record their votes for him on the 22nd inst.

STEWARDS FOR HURLING MATCH

The following are earnestly requested to be at the Gaelic Field on Sunday next to act as stewards for the hurling match Waterford v. Tipperary. A full list of names is being issued as an official notification. Stewards who are not on time will not be allowed in after 10.15. (S.T.)
Bridget Hanrahan, Martin and S. Curran, E. and J. Power, M. McCarthy, P. Cole, T. Howell, M. Noonan, M. McGrath, B. Barry, Barry, T. Curran, P. Noonan, J. and G. Griffin, S. O'Meara, J. Corbett, R. Hickey, J. Power, M. Keane, F. Kely, K. Phelan, P. Kelly, J. Power, J. O'Brien, J. Whelan, J. O'Meara, J. Cummins, J. Sammon, J. Dunphy, J. Flynn, D. Power, Kilrossanty, Veale, R. Maguire, J. Moroney, J. Dalton, M. Fitzgerald, P. Fitzgerald, J. Kelli, S. Coffey, M. Veale, P. Wade, J. Drohan, P. McGrath, P. Barry, D. Walsh, J. Foley, P. Veale, M. Veale, Dungarvan—J. McWhin, F. J. Good, T. Carbery, D. Sullivan, P. Barron, J. Barron, T. Sheridan, M. Landers, D. Longan, B. Moloney, P. Moloney, M. Moloney, M. Sheridan, P. Nagle, M. Whelan, J. Dwyer, P. Dwyer, P. and W. O'Donnell, O'Connell, O'Connor, T. Ryan, T. McCarthy, J. E. J. Moloney, N.T.; T. O'Mahony.
—Dungarvan Gaelic, Rinaldhe.

WATERFORD CO. COUNCIL

Senator J. Butler presided at a meeting of the Waterford Co. Council on Tuesday. Present were Messrs. M. J. Griffin, Thos. Power, T. Kirwan, L. A. Veale, D. Coghlan, M. F. Walsh, W. Dwyer, R. Harney, M. Butler, P. R. Barry, D. Foran, H. Heskin.

Annual Meeting.—Monday, June 22nd, was the day fixed for the annual meeting. This was the date also selected as paying day for the members to settle seven members of the Council on the Senate Electoral Panel.

The Rate Books and Rate Collectors' Warrants for the year ending 31st March, 1944, were signed.

Member Co-opted.—Mr. Timothy Duggan, Chapel Street, Lismore, was co-opted to the Council to fill the vacancy caused by the death of Timothy E. O'Shea. This was proposed by Mr. Veale and seconded by Mr. Walsh.

Flooding of Lands at Coolfin.—A letter was read from the Land Commission relating to the repairing of the river embankments at Coolfin, and asked that the Co. Council give a grant of £500 towards the repairs and the Land Commission would make £2,000.

Mr. Foran said the tenants were very anxious to get the work commenced immediately.

The Co. Surveyor reported on the matter and said he thought the scheme was quite satisfactory as it would prevent the flooding of the main road, but he suggested that the work should be carried out to the Council's representatives' satisfaction.

It was decided to make the £500 available to the Co. Surveyor's proviso allowed.

Mr. Foran thanked the Co. Surveyor for the excellent manner in which he had dealt with the matter.

Tough Bridge.—The following letter was read from the Minister for Local Government and Public Health:—With reference to previous correspondence regarding the Tough Bridge, I am desirous to state that the Town Clerk of Youghal has sent a letter to deputies suggesting that the reconstruction of the bridge is primarily for the benefit of the Minister has made his position in this matter clear in reply to questions in the Dail but thinks it well to explain the circumstances again for your information.

The cost of reconstruction of the bridge, including the cost of preparation of plans will be a charge on the Co. Council, and the Minister has agreed to whatever grant that may be allocated from the Road Fund. In order to initiate the work it would be necessary to set up a Bridge Commission under the Bridge Acts of 1931 and 1937. The Council have in fact applied for the setting up of such a Commission and have made a stipulation that 75 per cent of the cost of the work will be a charge on the Road Fund. Such a contribution from the Road Fund would not be considered in normal times and is, of course, out of the question at present. The Minister stated in the Dail that the understanding therefore that the Road Fund is not in any way committed, I will be willing to consider proposals for the preparation of plans for the reconstruction of the bridge, but I would be necessary, however, that a definite assurance be given by the Councils concerned that they will be prepared to bear the cost incidental to the making of preliminary surveys and the preparation of plans which would probably amount to over £10,000.

The letter contained by adding that no recent communication on the matter had been received from the Councils concerned. The in-

CEILDHE AND OLD-TIME WALTZES
(under the auspices of the Duncarvan Hurling and Football Club).
After their titanic struggle on Sunday, 13th June, the Hurlers from Knockree and the Deise will attend at the Town Hall, Dungarvan, FOR THE GRAND CEILDHE and Old-time Waltzes.
Dancing 8.30 am. to 12.30 a.m.
CATHAL BRUGHU THE BAND.
Admission: 2/6 (including tax)
CREAD MILE FAILTÉ BOIMH CACH

GREAT "CLEAN-UP" SALE
in Haberdashery, Toys, Dolls, Games, Travel Goods, and China and Glass Departments, NOW ON.
ANY TRAVELLERS' SAMPLES, AND ALL GOODS SLIGHTLY SOILED, MUST BE CLEARED BEFORE OUR SUMMER STOCK-TAKING. ANY ARTICLE SLIGHTLY DAMAGED INCOMPLETE SETS SHORT EVEN ONE PIECE, WILL BE CLEARED OUT REGARDLESS OF LOSS.
HEARNE & CO., LTD.
WATERFORD

SUNDAY'S GREAT ATTRACTION AT THE GAELIC FIELD
DO NOT FAIL TO SEE THE GREAT HURLING MATCH:
Referee, JIM BARRY, Cork. :: ADMISSION, 1/-, 2/-, 3/- :: Dungarvan Brass and Reed Band will attend.
Also Great Football Game: DUNGARVAN v. KILGOBINET at 2.30 p.m. (S.T.)

Dungarvan District Court.

Extension of Licensing Hours.—L. F. Lanigan, solicitor, applied on behalf of the Dungarvan Golf Club for an extension of hours from 10 p.m. to 3 a.m. on the night of June 13th. Mr. Farrell, solicitor, on behalf of a Co. Tipperary solicitor was granted an extension for the Fethard Town Hall Committee.

Mr. L. Lanigan was also granted an extension on behalf of the Tipperary Ballroom Committee.

Breach of Licensing Laws.—Supt. O'Mahony charged Mrs. Johanna Keane, Mary Street, with a breach of the licensing laws at 9.25 p.m. on 23rd May.

Inspector McGonagle who acted for Supt. O'Mahony said that when Guard Bagley entered the premises the license actuated that the men came in for a bottle of stout.

Mr. Farrell, solicitor, acting for Mr. Keane, said that the men had been in court. On this evening her son was standing at the door and admitted three or four of his fellow workers at the Creamery. Her son and her from the kitchen to attend to the men.

To Inspector McGonagle, Mrs. Keane said the men paid for the drinks.

A fine of 5/- not to be recorded was imposed. The men found on the premises were each fined 2/-.

Supt. O'Mahony charged Wm. Morrissey, Square, Dungarvan, with a breach of the Licensing Laws on Saturday 22nd May, at 11.30 p.m.

Serg. Teehan said on entering the premises he found one man, Albert Wilde, at the bar. When asked to account for his presence the publican said that he was a traveller as the boat on which he worked only came into port that morning.

To Mr. Farrell, Solicitor, who appeared for the defendant, the committee as all to do with the carrying out of the work. He would submit a cheque for the amount.

The Chairman said Youghal was very hard hit. It was a terrible inconvenience to the people of West Waterford and particularly to Youghal town.

The Chairman then handed in a notice of motion for the next or subsequent meeting asking the Minister to set up a Bridge Commission.

Read Workers.—On the request of Mr. Keating, Council workmen, including those engaged in turf cutting will be let off an hour earlier than usual on polling day.

A Resolution from the Kerry Co. Council.—The Kenmare branch of the Labour Party relative to the differentiation made between people in large towns and country towns, in regard to wages, under the emergency Powers Orders, was noted.

BALLYHANE MURDER CHARGE

Thomas Patrick White Found Insane.

William O'Shea on Trial.
Thomas Patrick White (17), Ballyhane, Cappoquin, who was arraigned in the Central Criminal Court, Dublin, on Monday for the murder of Mrs. Maureen O'Shea, same place, on the night of March 15 last, was found to be insane, and Mr. Justice Ovenshott ordered that he be kept in custody until the pleasure of the Government was made known concerning him.

At the outset, Mr. O. Brain, S.C., who with Mr. J. J. Maguire (instructed by Messrs. Farrell & Morrissey, solicitors, Dungarvan), appeared for White, said that he would ask that a jury be empanelled to try the issue as to his liability to plead and to stand his trial. There was a doubt as to the sanity of White in relation to the matter of making a proper and adequate defence.

Evidence of Doctors.
O'Shea was put back, and a jury was sworn to ascertain whether White was insane or not.

Dr. John Dunne, R.M.S., Grange-gorman Mental Hospital, said he formed the opinion that White was suffering from mental deficiency. In his opinion it was congenital. White was not capable of following and comprehending the proceedings, or of giving instructions towards his defence.

Dr. H. Roche Kelly, M.O., Limerick Prison, said that White was certainly mentally below normal. He formed the opinion that he would be able to understand anything that was put clearly and simply to him, but he would not be able to follow the course of the trial and answer a large number of questions.

Dr. J. O'Sullivan, M.O., Mountjoy Prison, and Dr. F. McMenamin, Dublin, also gave evidence.

The jury found that White was not sane, and the Judge ruled as stated. White was removed from the dock.

KILROSSANTY'S SMASHING FINISH.

At the Gaelic Field, Dungarvan, on Sunday, the Brickey Rangers senior footballers went under to Kilrossanty in their championship tie. It was a much talked of game and the first half lived up to expectations. The Comeragh men dominated in a smashing second half rally. While the football was not of an exceptional standard, the game was evenly contested in the first half and Kilrossanty, who had a slight breeze in their favour in this moiety only, led by 1-2 to nil at the short whistle. The Brickets were expected to do better on the turn over but their back division failed to hold back the fierce Kilrossanty attacks. The Comeragh men were short three of their original selection while Paddy Barry, R. Troy, J. Power and 'Dodo' McCarthy.

The Brickets attacked from the start and a wide resulted. Kilrossanty took up the offensive and with a stinging shot Patz Fitzgerald beat all Brickey opposition for a major. Plus Dalton added two points before the Brickey side took up the offensive. T. Curran, the Brickey centre-half man, overtook his way clear of the Kilrossanty backs and with no one but the goalman to beat he sent in a rasper from point-blank range. There was a tremendous cheer when the Kilrossanty goalman, J. Power, brought of a magnificent save. Kilrossanty attacked again but failed to score before the short whistle, leaving the score: Kilrossanty, 1-2; Brickey Rangers, 0-0.

A slight breeze favoured the Brickets in the second half and some positional changes were noticeable on the side. Kilrossanty attacked in turn. A free to Kilrossanty's Troy had a beauty point. M. Fitzgerald and M. Veale had goals for Kilrossanty. The Brickets now, the wearers of the green and gold played with grit, determination and judgement but the black and amber fought gamely to the end. "Mahe", Whelan, and Dalton added Kilrossanty points before the final whistle, leaving the score: Kilrossanty, 3-6; Brickey Rangers, 0-1.

Kilrossanty—J. Power, J. Kirwan, D. Walsh, J. Foley, P. Daly, W. Power, T. Veale, R. Maguire, P. Lynch, P. Wade, P. Dalton (capt.), M. Whelan, M. Fitzgerald, P. Fitzgerald, M. Veale, J. Moroney (sub.), Brickets: J. Fennell, J. Power, M. Curran (capt.), P. Power, E. Power, M. Donnelly, J. McCarthy, P. Barry, N. McGrath, R. Troy, T. Curran, J. Hackett, T. Howell, S. Curran, P. Cole.

A Coming Attraction.—See our advertising columns next issue for full particulars of the grand all-night dance in aid of the Kilmac-thomas and District Jubilee Nursing Association coming off in Flahavan's Factory Hall on Tuesday night, June 29th.

WEDDING BELLS

At St. Peter and Paul's Parish Church, Cork, on Tuesday, 1st June, Mr. C. Moylan, Dungarvan, Waterford and Munster's brilliant senior hurler, was united in the sacred bonds of matrimony to Miss Nan Power, Ballincough, Dungarvan. The ceremony, with Nuptial Mass and Pagan Blessing was performed by Rev. Fr. O'Donoghue. The honeymoon was spent in Cork. To Christy and his charming bride we wish very many years of a connubial bliss.

Lismore Boy Scouts.—Despite the unseasonable weather conditions prevailing at present, the local troop of Scouts are in no way daunted and are showing their optimism by preparing to open the camping season at Whitson with a week-end rally under canvas at Ballyduff. They have been busily engaged during the past week in looking up and overhauling the equipment they will need, such as tents, cooking utensils, etc. Two years ago the troop spent at enjoyment week-end near this little village, and all the boys have very pleasant recollections of the occasion, and are looking forward to renewing acquaintance with their warm-hearted and homely people there.

THOMAS PATRICK WHITE FOUND INSANE.

It is known that it was Tommy White that fired the shot, because it was arranged by us that he should do it. Some time before the burning of the house, the alleged statement continued, "While started talking about burning the house when she was in it. Tommy White said he would do it but I was not sure he would do it. When I saw it on fire, I had a strong suspicion that he was after doing it. Tommy White told me that he had not last evening on fire, and he was disappointed that she had not been caught in it. He said he had another way, and said it was the sun, if he could get a cartridge."

In a later statement O'Shea, counsel stated had said: "Tommy White had arranged to tip me on the shoulder when he was going to shoot. I felt a tip on the shoulder just before the shot rang out that did not seem to be his. He told me he would take off his shoes when he was going to shoot her. I know definitely it was he was in it. It could be no other one, according to the tokens he was going to give me."

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Continuing his opening address to the jury, Mr. Moriarty said that he wished to make a few corrections regarding his remarks on the previous day. He reminded the jury that he had said that he did not see his step-father said to him on the night of the tragedy: "You have spilled blood tonight, my boy."

When the Court rose last evening, added Mr. Moriarty, I was instructed that this was a step-father's remark. The witness said that he would explain the mistake. Counsel then told the jury that he had not seen the accused, the accused jumped up from a chair and said: "Do you think I shot her?" His father replied: "Are you going to strike me?" O'Shea added: "I never did."

Mr. Moriarty submitted that the words "Do you think I shot her?" were most significant due to the fact that no one, except the accused, was in the dock and another person not before the Court, who fired that fatal shot.

Mrs. Catherine Byrne, mother of the accused, who was of the first marriage, said that on the night of the tragedy she was sitting on the bench with her husband and was out with his wife for a walk. Witness said: Maureen before she left the house did not see her alive again after that. Later witness heard the accused jumping past her window towards the dock.

The witness' evidence was, in the most part, inaudible in the Press box, despite frequent requests by the witness to keep her voice up. She broke down and wept bitterly as she described how her son came back, and how she saw Maureen and she did not understand what he said. He mentioned something about her being over the road but saw nothing or nobody, and came back to the house. The accused was sitting in the dock, and witness asked him where Maureen was. He replied: "At the Highways Gate," which was a road on a few hundred yards away. The accused then said to her: "Some one fired a shot at me." Witness left the house again, about 15 minutes later with her son, John Byrne, and went over the road and found Mrs. O'Shea's body on the road. Witness took her to the house and called her two or three times, but got no answer.

Mrs. Byrne further stated that when she was alone with the accused in the kitchen she said nothing to him, because she did not know what to do, as she was over the road. Later witness's husband came into the kitchen and said to Willie: "Are you after spilling blood to-night, my boy?" Willie got excited for having been accused of such a thing, and said to his step-father: "Do you think I did it?" Willie then stood up from the chair he was sitting on, and his step-father said to him: "Are you going to strike me?" To which remark the accused replied: "I never did."

Tommy White, witness, said that he came to the house later that night, but was not present during the dispute between the accused and the step-father. Witness said to White: "Wasn't it awful?" and he answered: "It is a fright. I was in bed all night. I was a child." White said he said to him: "If you are arrested why are you here?" and White said: "I got a cigarette from a man, and I could only smoke a bit of it as it was dragged."

Cross-examined by Mr. D. A. Ryan, the witness said that her son and his wife were in good humour when they left the house on the night of the tragedy to go for a walk. Witness said that the accused never had a row with his wife and never used any violence towards her. The accused was always like a child.

Michael Byrne, step-father of the accused, also gave evidence, and the further hearing was adjourned.

(Continued on page 3)

SIGHT-TESTING.
FOR EYE DEFECTS & SPECTACLES, CONSULT MR. G. P. DUGGAN, F.S.M.C. (LONDON), WHO WILL ATTEND AT
Lismore: Commercial Hotel, Friday, 18th June, 1943. Hours, 11.30 a.m. to 1.30 p.m.
Cappoquin: Conway's Hotel, Friday, 18th June, 1943. Hours, 3.30 p.m. to 5 p.m.
Dungarvan: Mrs. O'Flynn's, Newsagent, The Square, Saturday, 19th June, 1943. Hours, 10.30 a.m. to 4.30 p.m.
FELLOW OF THE WORSHIPFUL COMPANY OF SPECTACLE MAKERS. TRAINED IN LONDON, LIVERPOOL AND GLASGOW.

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MISS ANNIE POWER

The sincerest regret that the death of Miss Annie Power, St. Mary's, Dungarvan, who died at her residence on Tuesday last, was the result of a heart attack...

WATERFORD V. TIPPERARY

Shandon Field, Dungarvan, scene of many great games, will be the scene of a match between Tipperary and Waterford on Sunday next...

DEATH

MURRAY—June 11, 1943, at his residence, Ballyguiry, Dungarvan, Patrick Murray, aged 76 years...

ACKNOWLEDGMENT

MURRAY—The widow of the late Mr. Patrick Murray, Ballyguiry, Dungarvan, wishes to thank sincerely all those who sympathized with them...

Fine Gael

The two Fine Gael candidates, Mrs. Redmond and Senator Butler, held successful after-mass meetings at Kilbride and Four-Mile-Water on Sunday last...

Junior Football Match

The following players are requested to be at the Gaelic Field on Sunday next at 2 o'clock sharp (with toes) for a junior football match against Kilcubbin...

Waterford Farmers, Agricultural Officials and Printers Pleased

In the issue of the "Irish Press" of the 11th inst., Mr. J. J. O'Connell, Editor of the "Irish Press," writes in regard to the report to the Sligo Monaghan and Carrow Roads...

Echo of Struggle for Irish Freedom

During the week the military authorities took charge of the land in the area of the Bog Road, Bohadon, in the parish of Bohadon...

Monaster Senior Football Championship

Kerry were deemed the lucky when at the Cork Athletic Grounds on Sunday last, they succeeded in holding the Rebel Cup...

Quarant One—The Forty Hours' Adoration of the Blessed Sacrament

which was begun in the Presentation Convent Chapel on Saturday, June 5th, was concluded on Monday last, when in the morning Very Rev. Fr. O'Brien, P.P., V.F., celebrated Solemn High Mass, assisted by Rev. D. Power, C.C., as deacon, and Rev. J. Corbett, C.C., as sub-deacon, with Rev. J. Farrell, C.C., acting as master of ceremonies...

Waterford Ordination—The Bishop of Waterford and Lismore, Most Rev. Dr. Cahalan, ordained the following students of St. John's College at Waterford Cathedral—Rev. Thomas McCarthy (Waterford and Lismore); Rev. Michael Russell (do.); Rev. J. Dennehy (Glasgow); Rev. J. Phelan (Plymouth); Rev. A. Nolan (Mount Melberry); Rev. Anselm McDermott (do.). His Lordship was assisted by Very Rev. Canon Coffey, P.P., Tramore, and Very Rev. Canon Keating, P.P., St. John's College; Rev. Dr. Aherne, do., and Rev. Father Lane, do., were masters of ceremonies.

Irish Red Cross Society

On Sunday last, the Ballyduff (Upper) Branch, Irish Red Cross Society, held a very successful meeting at Moycollon School. The Very Rev. Dowling, P.P., presided. The meeting was well attended, and 20 new members were elected. First-aid lectures were arranged for among the Moycollon people present were Mrs. P. O'Brien, Mr. M. O'Brien, Mrs. M. O'Connell, Miss Flynn, Mrs. E. Quirk, Mrs. E. Flynn, Mrs. J. Enright, and Mrs. M. E. Elkins.

Potato Blight—Spray Early

Blight was observed in early crops as long ago as May 1st. The appearance of the disease at the time was regarded as an interesting phenomenon and little importance was attached to it. In recent weeks, however, blight has spread with alarming rapidity and attacks have been so severe that many crops are now without foliage. Present weather conditions are all in favour of the rapid development of potato blight. Main crop potatoes are in very real danger of becoming affected and growers should guard against a possible calamity. Spraying materials are reasonably plentiful, and it is a matter of urgency that all potato crops receive an early and thorough spraying.

G.A.A.—At a meeting of the West Div. Board on Friday last, Mr. J. Aherne presided. The following fixtures were made: J.F.—Cappoquin v. Nire at Ballymacarby, 20/6/43; D. Killy v. Ballyvane v. Kilgobbin at Dungarvan, 4/7/43. D. Goode; Winners v. Coher Rumbler, at Dungarvan, 18/7/43. J. Goode; Clashmore v. Old Parish, at Ardmore, 20/6/43. P. Moloney; Winners v. Villierstown, 4/7/43. If Clashmore v. Adish, P. Moloney, if Old Parish at Clashmore, J. Rourke; Lismore v. Knockanore at Tourin, 4/7/43. J. Rives. Junior Hurling: Brickey Rangers v. Dungarvan at Cappoquin, 4/7/43. M. V. O'Donoghue; Tallow v. Tourin, at Lismore, date open. Hurling at Tallow, W. Sheehan. Minor Hurling—Kinsalebeg v. Cappoquin, at Aglish, 18/7/43. Rovers v. Elre Oge, M.F.—Stradally v. Dungarvan, at Dungarvan, 18/7/43. Elre Oge v. S.F. Russell, Cup. Dungarvan v. Stradally at Dungarvan, 25/7/43. r.f. M. V. O'Donoghue, S.H. McDermott v. Tallow at Lismore, 27/6/43, 5.30 p.m.

BALLYHANE MURDER CHARGE

Continued from Page One.

THIRD DAY

Before the jury were called, Mr. Justice O'Connell issued his objection made on Tuesday by Mr. Nolan Whelan, S.C., who with Mr. J. A. D'Arcy (instructed by Messrs. E. A. Ryan and Co.), is for the defence, to the admission of certain evidence by Michael Byrne, stepfather of accused. His lordship ruled that the evidence, which concerned a statement made by witnesses, in the presence of accused, after the fire at the house in which O'Shea and his wife had been living, was admissible.

Michael Byrne, resuming his evidence, said that at 4 a.m. on the day of the fire at Hill House, he said to Maureen O'Shea, in the presence of accused: "The fire was not accidental. Maureen gave a kind of shrug and said: 'They will get me yet.'" When she said that accused said nothing.

Witness described his visit to the scene of the shooting, and said that when he returned to his house he said to accused: "You are after spilling the blood of your justice. Accused jumped up and said: 'Do you think I shot her?' Witness said: 'Are you going to strike me?' Accused replied: 'I never did.'"

Cross-examined by Mr. Nolan Whelan, witness said O'Shea was working at his aunt's (Mrs. Burke) house, six miles away, on the day of the fire, and did not return until the fire was well under way and Maureen and the baby had left the house. When O'Shea jumped up from his chair at the removal of witness passed to him his attitude was that of a man who was indignant. During the three weeks that O'Shea and his wife lived with him after the shooting, they were on good terms.

Mr. Nolan Whelan—What sort of man was he? He was very quiet and gentle. Extraordinarily quiet. Did you ever know him to strike, or attempt to strike anyone? No, never.

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Potato Blight—Spray Early

Blight was observed in early crops as long ago as May 1st. The appearance of the disease at the time was regarded as an interesting phenomenon and little importance was attached to it. In recent weeks, however, blight has spread with alarming rapidity and attacks have been so severe that many crops are now without foliage. Present weather conditions are all in favour of the rapid development of potato blight. Main crop potatoes are in very real danger of becoming affected and growers should guard against a possible calamity. Spraying materials are reasonably plentiful, and it is a matter of urgency that all potato crops receive an early and thorough spraying.

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WATERFORD OBSERVER: SATURDAY, JUNE 12, 1943.

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BALLYHANE MURDER CHARGE

Continued from Page One.

THIRD DAY

Before the jury were called, Mr. Justice O'Connell issued his objection made on Tuesday by Mr. Nolan Whelan, S.C., who with Mr. J. A. D'Arcy (instructed by Messrs. E. A. Ryan and Co.), is for the defence, to the admission of certain evidence by Michael Byrne, stepfather of accused. His lordship ruled that the evidence, which concerned a statement made by witnesses, in the presence of accused, after the fire at the house in which O'Shea and his wife had been living, was admissible.

Michael Byrne, resuming his evidence, said that at 4 a.m. on the day of the fire at Hill House, he said to Maureen O'Shea, in the presence of accused: "The fire was not accidental. Maureen gave a kind of shrug and said: 'They will get me yet.'" When she said that accused said nothing.

Witness described his visit to the scene of the shooting, and said that when he returned to his house he said to accused: "You are after spilling the blood of your justice. Accused jumped up and said: 'Do you think I shot her?' Witness said: 'Are you going to strike me?' Accused replied: 'I never did.'"

Cross-examined by Mr. Nolan Whelan, witness said O'Shea was working at his aunt's (Mrs. Burke) house, six miles away, on the day of the fire, and did not return until the fire was well under way and Maureen and the baby had left the house. When O'Shea jumped up from his chair at the removal of witness passed to him his attitude was that of a man who was indignant. During the three weeks that O'Shea and his wife lived with him after the shooting, they were on good terms.

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