

CIVIL BILL COURT

Breach of Warranty

Farmer's Action

Mr. J. M. Blood, B.L., District Justice, adjudicated at Limerick Civil Bill Court on Monday.

Thomas Carroll, Cratloe, sued Edward Hannon, Singland, for £8 alleged to be due in respect of warranty on the sale of a horse.

Mr. J. J. Dodds, solicitor, appeared for the plaintiff, and Mr. A. J. Blood-Smyth, solicitor, for the defendant.

Carroll gave evidence to the effect that on April 13th he went to the defendant's residence with a man named John Byrnes. They saw a cob there, and the defendant gave a guarantee that the animal was quiet, and a good worker. Witness then bought the horse, and a few days later found that the cob was very cross. It kicked and squealed when anybody went near the stable. It was also impossible to work the horse in the company of other horses. On May 7th witness sold the horse for £6, having originally paid £14 for him to the defendant.

Cross-examined by Mr. Blood-Smyth, the plaintiff said that for the first three days the animal was quiet and he was satisfied with him. He was suing for £8, the difference between what he paid for the cob and what he sold the cob for subsequently.

John Byrnes said that the defendant gave a guarantee that the cob was quiet.

NO GUARANTEE.

Ed. Hannon, the defendant, the defendant, said that he gave Carroll a three days' trial of the cob before the purchase was completed. Carroll had the cob from Wednesday until Saturday evening. He gave no guarantee that the cob was quiet, but said if plaintiff was not satisfied at the end of three days he (witness) would take back the animal. Witness had the cob for five months and never had the slightest trouble.

The Justice said he believed a guarantee had been given. It would be vain to ask him to believe that the plaintiff would have perjured himself in the court if the animal which he bought was satisfactory. He gave a decree for £8, with £1 expenses.

CLAIM FOR DAMAGES.

James McNamara, John Street Bakery, Limerick, brought an action claiming £10 from Otto Hazelbeck, Ennis Road, Limerick, in respect of injuries to a van, his property, because of alleged carelessness of defendant in driving a motor car on February 16th last.

Ed. Purcell, van driver, stated that on the 16th February he was delivering bread in Caherdavin. He left his van on the left-hand side of the road, and when he returned from a house in the district he found that a motor car, driven by the defendant, had crashed into the van. The van was badly damaged.

In reply to Mr. Blood-Smyth, solr., the witness said he left his van unattended on the road. There was a small light at the back as the night was dark. Mr. Hazelbeck said that in trying to avoid another car he struck the van.

The plaintiff gave evidence that he paid £9 18s. for the repairs done to the van and harness. He was the employer of the last witness.

THE HORSE TURNED.

Mr. Hazelbeck, the defendant, stated that he was coming from Galway on the night in question. He saw the bread van in front of him at its own side of the road. Just as he was passing the van the horse turned in to the footpath and witness struck the back of the van with his mudguard. Witness made no statement whatsoever to the driver, and

THE LATE MR D. R. O'BRIEN

The Funeral

We regret to record the death of Mr. Donough R. O'Brien, O'Connell Street, which took place on Sunday last in Dublin, after a brief illness.

The deceased gentleman was a very well-known figure in Limerick, and his death at a comparatively early age, has inflicted a great loss on his numerous friends in the city and county.

Mr. O'Brien was a son of the late Dean Lucius O'Brien, and grandson of the late Wm. Smith O'Brien, M.P. He was a well-known member of the Surveyors' Institution, being Chairman of the Irish branch in 1926-27. He was a most kindly and genial personality, and had wide and varied interests. He was a keen huntsman and golfer, and in another direction entered fully into all diocesan interests and activities. For many years he was a Churchwarden of St. Mary's Cathedral, and a member of the Diocesan Synod.

THE INTERMENT.

The remains arrived in Limerick by road Tues. from Dublin, and the interment took place in the family burial ground in St. Mary's Cathedral.

The service was conducted by the Bishop, who also officiated at the graveside, assisted by Very Rev. Dean Swain, Rev. Canon T. Abbott, and Rev. Mr. Benson.

The remains were interred in the grave of Wm. Smith O'Brien, which was lined with moss and roses.

The chief mourners were—Wm. L. O'Brien (brother), Mrs. F. Purser and Mrs. W. Crosbie (sisters), Sean Purser (nephew), Dermot O'Brien, P.R.H.A., Mr. and Mrs. Hugh Vere O'Brien, Rev. R. Gwynn, Miss Lucy Gwynn, Mrs. H. Bowen, Mr. and Mrs. Godfrey Hardy, Miss Flora O'Brien, Major and Mrs. Stafford O'Brien (cousins), Col. Walter Crosbie, Capt. E. Paris Wilson (brothers-in-law).

The general public included—Rt. Rev. Dr. Patton, Bishop of Killaloe; Very Rev. G. Boyd, Dean of Killaloe; Rev. A. E. Hewetson-Jones, Rev. Precentor Atkinson, Rev. E. A. H. White, Rev. W. R. F. Manning, Rev. J. R. H. Craig, Rev. W. M. Cargin, Rev. J. H. Moran, Rev. T. J. P. Westropp, Rev. J. F. McAlister, Judge McElligott, K.C., the Knight of Glin, Hon. W. C. Trench, Major C. Langford, Robt. Hunt, A. J. Blood-Smyth, solr., Col. Galloway, Rev. Professor Gwynn, Capt. Nash, L. O'Brien, B.L., E. Leahy, solr., A. O'Gorman-Lawlor, F. J. Cleeve, J. E. Toppin, R. Sharp, J. Galbraith, R. Despard, A. Little, Foynes (representing Lord Montague), T. A. Carter (Chairman Chartered Surveyors' Institute), C. H. Fitt, Major Butler-Stoney, J. A. McKenzie, M. D. Shaw, H. G. Hewson, E. Holliday, J. P. Goodbody, M. Goodbody, R. Gelston, M. Westropp, A. Woodhouse, L. O'Brien, Kelly, T. O'Brien, Kelly, Edward Walsh (Wm. B. Fitt & Co.), F. Wallace, J. A. Dodds, solr., J. G. Boyd, Major Chute, Capt. J. Murray, G. E. Farmer, J. A. Haydn, C. Smyth, H. Hunt, R. Despard, Major C. R. Leslie, W. Cullen, V. St. C. Gloster, G. Beere, H. Turpin, Capt. White, G. Ellis, J. Downes, T. Rea, J. Enright, the Staff at Curragh-csase, H. Lilburn, D. Gelston, A. J. Sexton, E. L. Wickham, A. Waterstone, Major L. Clarke, Col. Stackpoole, R. C. Langford, Capt. Hastings, Col. Furnell, E. F. Conyers, T. F. Russell, J. Hackett, W. J. Browne (Provincial Bank), Capt. Finch, P. Colbert (Messrs. Welply & Son), Capt. Fitzgerald-Blood, E. L. Lloyd, E. Westropp, J. Cassidy, J. Martin (representing Agricultural Wholesale Society), Lt.-Col. J. Burke-Cole (representing Mr. de Vere, of Curragh-chase), T. H. F. Bayly (Provincial Bank)

Ven. Archdeacon Waller was prevented from being present owing to absence from home.

COUNTY LIMERICK COMMITTEE OF AGRICULTURE.

SWINE BREEDING SCHEME, 1938.

NAMES and Addresses of the Owners of Premium Boars standing for service in the County of Limerick under the conditions of the above-named Scheme:—

John Treacy, Main Street, Kilfinane.
 Denis O'Brien, Mongfune, Murroe.
 John Murphy, Lurriga, Patrickswell.
 Terence Oliver, Knockaney, Hospital.
 Patrick D. O'Kelly, High Park, Caherconlish.
 Thomas Morrissey, Toomaline, Doon.
 John O'Meara, Knockballyfookeen, Pallasgreen.
 William Quish, Newtown, Galbally.
 James Stubbins, Ballinscala, Kilmallock.
 Richard Moloney, Ballycampion, Bruff.
 Edmond Tobin, Kilgarraff, Ballylanders.
 Patrick Slatery, Grafanster, Kilmallock.
 Arthur McGrath, Ballyduff, Ballylanders.
 Patrick O'Connell, Cooga, Doon.
 Michael Curtin, Ballinachoola, Herbertstown.
 William J. Collins, Newtown, Clarina.
 Laurence Carey, Kilglass, Mitchelstown.
 R. B. Jennings, Fort Henry, Crecora.
 Michael Foley, Annacotty Lisnagry.
 William O'Dwyer, 43, Edward Street, Limerick.
 Patrick Ryan, Longstone, Dromkeen.
 John Cullinane, Ballyorgan, Kilfinane.
 Thomas McNamara, Tobernea, Kilmallock.
 Michael Dowling, Kiltanna, Knockaderry.
 John Casey, Bridge House, Askeaton.
 John Hickey, Old Kildimo, Kildimo.
 John Naughton, Skehanagh, Ardagh.
 James Dillane, Clounties, Shanagolden.
 Repts. Mrs. Nora Fitzgerald, Ballyfolin, Kilfinny.
 Maran Conway, Howardstown, Dromkeen, Kilmallock.
 Mrs. M. Hayes, Feenagh, Charleville.
 Repts. Mr. P. Sheahan, Glenmore, Tour-nafula, Newcastle West.
 Michael Broderick, Upper Athea, Athea.
 John Daly, Bealduvruga, Rathkeale.
 Jerry O'Connell, Purt, Abbeyfeale.
 John Scarlion, Killeaney, Glin.
 Patrick Fitzgibbon, Coolyorman, Broadford, Charleville.
 William Donegan, Ballinruan, Kilmeedy.
 Edmond D. Harnett, Mount Collins Abbeyfeale.
 William Ruttle, Ballingrane, Askeaton.
 Garrett Bucke, Farrihy, Broadford Charleville.
 T. H. Shine, Tuogh House, Adare.
 Thomas Kelleher, Cullinagh, Newcastle West.
 Patrick Sexton, Camas, Newcastle West.
 James Lynch, Glenwilliam, Ballingarry.
 James Kelly, Garbally, Kilmeedy.
 Mrs. J. Lynch, Ballygrennan, Croom.
 Thomas MacKessy, Cantoher, Ballagh, Charleville.
 John J. Liston, Cooltomin North, Shanagolden.
 John Roche, Mahoonagh Cottage, Castle-mahon.
 John Kelly, Coole West, Athea.
 Mrs. Mary Ryan, Ballymorrisheen, Ardagh.
 Patrick Fitzgerald, Upper Mall, Glin.
 Denis Finnegan, Knocknadiha, Tournafula.
 William Hickey, Banogue, Croom.
 John Downes, Ballyguile, Castletown Conyers.
 Patrick White, Tulligoline, North, Templeglantine.
 The Service Fee, including all charges, shall not exceed 2s. for each sow the property of a farmer whose total valuation does not exceed £5, and 5s. in the case of farmers whose total valuation exceeds £5 but does not exceed £100.
 The term "farmer" is to be understood to mean a person who derives his means of living mainly from farming.
 Herds, Artizans, and bona-fide Agricultural Labourers may obtain service of their sows on the same terms as farmers.
 T. A. HARTIGAN, Secretary to the Committee, 82, O'Connell Street, Limerick.

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