

Thomas Sexton, Knocknagrehan, who is in the employment of Mrs. Susan Morgan, said that on July 10th he was proceeding to Ennistymon with a harnessed horse for the purpose of taking home a mowing machine. The horse belonged to Martin Quinn. He was leading the horse on the proper side of the road, holding the horse by the head with his right hand, while he had the blade of a mowing machine in his left hand. A lorry travelling at a high speed and on the centre of the road was approaching him and as the lorry passed out the horse shied, backed out on the road and was struck by the lorry and injured. The driver of the lorry travelled for a distance of about 50 yards before he pulled up. At no time did witness signal to the driver to pull up because he thought he would do so without any signal when he saw the horse getting frightened. Witness was so excited that he could not say whether the horse was knocked on the road or not. When the driver pulled up and got out of the lorry he said that it was the fault of witness. They both went to the barracks in Ennistymon and reported the matter. Witness afterwards took the horse to a veterinary surgeon. The horse was still lame and unable to do any work.

In reply to Mr. McMahon, witness admitted that he never drove a lorry and consequently was unable to judge the difference between ten and thirty miles an hour. It was because the horse was not his own that witness got so excited at the time. He did not ask the driver of the lorry what he (witness) was going to do about the case.

Michael Stacpoole, Glann, said he saw the collision and said the horse fell on the road after colliding with the lorry but the horse got up immediately. Witness afterwards saw the injuries to the horse, one of which consisted of a large gaping wound in the hip.

Sergt. Thomas Dowde, Ennistymon, who visited the scene of the accident, said there was a clear view of 150 yards on one side and 100 yards on the other side, so that the accident occurred on a straight stretch. From tracks made by the lorry he came to the conclusion that the lorry was inclined to the left all the time from the scene of the impact. There was a pool of blood two feet in diameter on the road, and from this the lorry travelled a distance of 44 feet before pulling up.

In reply to Mr. McMahon, witness said he was unable to get the tracks of the lorry before the pool of blood.

Patrick Franklin, the defendant, said he was returning from the mines in Doolin at the time and he had an electric welding plant on the lorry. As he was passing out the man with the horse, the horse shied and backed out on the road and struck against the front of the

McMahon for further advice and stated the position with regard to payment of a search fee was governed by the principles laid down by the Law Society. Mr. Moloney claimed to come within the provisions of No. 6, which stated—"Where a solicitor is retained to wind up the practice of another solicitor, or of a deceased solicitor, and has so acquired the documents of such solicitor for safe keeping without acquiring the goodwill, the solicitor is entitled to claim a search fee."

"I would point out," added Mr. McMahon, "that in the last sentence of the last paragraph of Mr. Moloney's previous lengthy letter in regard to this matter he stated that he had not yet completed arrangements to acquire the practice of Mr. MacNamara."

The County Manager made an order stating it was clear that the Urban Council could not admit in advance that a search fee or any fee was payable. This was a question to be decided by the Taxing Master. If Mr. Moloney did not agree to hand over the Urban Council documents on these terms, "Mr. McMahon is to take such action as he thinks fit" without further reference to the County Manager.

CLIMBED—WAS KILLED

Death from misadventure was the verdict at the inquest on Patrick Joseph McInerney (19) who received a 38,000 volts charge when he climbed an E.S.B. standard at Carrigoonbeg, Mallow, where he and other workers were engaged cutting corn. Denis Justice, a fellow-worker, said that when McInerney commenced climbing the standard he told him to come down, but McInerney continued climbing. When he got near the top he put his hand to the side-arm of the pole and there was a flash of light, and he fell to the ground.

IRISH SOCIALISTS

A statement issued yesterday by Capt. Peadar Cowan, until recently associated with the Irish Labour Party, announces the formation of an organisation named "The Vanguard," to end capitalism, establish a Socialist Republic and undo the British conquest. The statement is signed by Capt. Peadar Cowan on behalf of the organising committee, whose names are not given.

BROTHER RICE CENTENARY

An Taoiseach, members of the Government and the Oireachtas are expected to attend the Rev. Bro. Rice Centenary celebrations at Waterford on Sunday. Very Rev. P. Canon Power, D.Litt., M.R.I.A., a Waterford man and distinguished

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