

PROOF OF GROSS NEGLIGENCE IS NECESSARY IN AUTO CASES. — McCANN

Ebensburg—Gross negligence must be proven if a motorist is to be convicted of aggravated assault and battery by automobile.

The ruling was made last Thursday by President Judge John H. McCann in ordering two juries to return directed verdicts of not guilty for two motorists charged with that offense.

Judge McCann pointed out that it is difficult to convict a motorist of the assault and battery charge because "in all common law crimes, two elements must co-exist; the intent and an act done in furtherance of that intent.

Standing alone neither the intent nor the act are crimes. The intent and act must exist at the same time. In other words one must intend to strike the blow which injures the other.

"Of course, if one intends to run into another with an automobile, it would amount to assault and battery," Judge McCann continued, "but simple negligence, which means the failure of the driver of an automobile to observe due care as to the safety of others, is not a crime. It is a civil wrong for which there is a civil remedy."

"However, the law recognizes one exception; that is, that in certain cases the negligence may be so gross and blamable and reckless that it takes the place of intent."

"If one drives so recklessly that it is apparent that he does not care what happens and someone is struck and injured as a result of such recklessness, the law regards him as blamable as if he intended to injure the person and under such circumstances the jury may convict the driver of assault and battery."

"This is the doctrine of the common law that under certain circumstances negligence may supply intent," the jurist concluded.

SHOE REPAIRS FOR THE ARMY A BIG PROBLEM

The Quartermasters Corps is studying the problem of shoe repairs, and has established a policy of maintaining repair units at cantonments where commercial shoe repair organizations cannot handle the large volume of repair work necessary to maintain proper footwear for the Army.

Workmen employed at these shops will be civilians drawn from Civil Service rolls.

The Quartermaster Corps, in addition, is experimenting with the use of a mobile shoe repair unit at Camp Lee, Va. This unit will have the same equipment as the stationary shops and will be capable of repairing 200 pairs of shoes per day.

One job department is equipped to do just the type of job you need.

COURT GIVES DISCHARGE TO HASTINGS DEFENDENT

A directed verdict of not guilty was returned by a jury Thursday afternoon in the case of Carl Conrad, Hastings, charged with blackmail as the outgrowth of a threatening letter sent on January 30 to Dr. A. J. Silensky of Barnesboro, demanding the payment of \$5,000.

President Judge John H. McCann, before whom the case was tried, instructed the jury to return a verdict of not guilty and then warned the Hastings defendant to avoid writing letters of a similar nature. Conrad promised to heed the warning.

Judge McCann pointed out the Conrad had been worried because compensation payments he was receiving as the result of an injury had been stopped. He explained the defendant had unjustly blamed Dr. Silensky for his troubles.

"In the future you must not write letters of a threatening nature to the doctor or to anyone else," the jurist told Conrad. "If you believe you have been treated unjustly in your compensation claim, I will appoint counsel to help you."

When Dr. Silensky received the letter last January he turned it over to Police Chief Dean Whited of Barnesboro. Conrad, whose name was signed to the letter, was arrested by the borough officer and the county detectives. In the letter, Conrad stated he would injure the doctor's health and character unless he received a check for \$5,000.

DENTAL DEFECTS MAJOR CAUSE FOR REJECTION OF DRAFT REGISTRANTS

Dental defects have been the major cause for rejection of Selective Service registrants at the time of physical examination, Col. Leonard G. Rowntree, chief of the medical division of National Headquarters, Selective Service System, told the Committee on Preparedness of the American Dental Association at a meeting last month.

Arrangements are being made to have a dentist assigned to assist the examining physicians of every local board.

Records show that 17 per cent of rejections by Selective Service medical examiners have been for dental defects, and that 22 per cent of the men rejected at Army induction stations have been for the same cause.

Col. Rowntree also announced that a Dental Advisory Committee has been set up to cooperate with the National Headquarters of the Selective Service System.

Sometimes birds accidentally drop fish from their beaks, and thus help to stock waters with new species.

DEMOCRATS CLAIM CRUEL DECEPTION OF TUBERCULARS

Harrisburg—The Democratic majority in the House charged the James Administration during the week with "cruel deception"—and said the Governor's biennial budget discloses lack of intent to open the \$2,000,000 Butler tuberculosis sanatorium.

Representative Leo A. Achterman, majority floor leader, said "the Governor's decision will deprive between 500 and 600 patients of hospitalization."

Achterman said the Appropriations Committee questioned Dr. John J. Shaw, secretary of health, on the recommendations for his department and: "Dr. Shaw flatly stated that he did not intend to open Butler."

"Yet bids have been asked for the equipment at Butler," Achterman asserted.

"During the past two years the building was completed but left unequipped. Now it is to be equipped and left empty. Maybe by 1941 we shall have a staff but no patients and by 1945 we shall at last be ready for any victims of tuberculosis who have not died in the waiting period."

Governor James said at the start of his term the Butler institution, built as part of the general state authority program, would be kept closed for a time for reasons of economy.

Achterman said Dr. Shaw had asked the Governor for \$750,000 for Butler "and James just left out Butler completely." He added that Shaw's total budget recommendation of \$5,650,000 had been reduced \$900,000 by the Governor, and:

"Our conclusion was that Butler had been left out of the Governor's calculations entirely. Dr. Shaw confirmed our suspicion."

LESS THAN ONE PER CENT REGISTERED WITH DRAFT BOARDS HAVE APPEALED

Harrisburg—Governor James announced recently that less than one per cent of the men registered for military service who have been classified have appealed from the action of their local boards.

Of 1,225,442 men registered under the selective service system in the state, 238,296 have been classified by the 422 local boards, the Governor said, and only 208 have asked for a review of the classification by the Board of Appeals in the 11 appeal areas. James placed the percentage at 15-100 of one per cent.

"This record is believed to be the most impressive established by any state in the nation and is a clear-cut indication that the local boards in the State of Pennsylvania are performing their duties conscientiously and in a manner that is fair to the registrants," the Governor said.

AMERICAN

Prices Effective Until Closing Saturday, March 23, 1941

GOOD BUILDING, Magee Avenue, PATTON

BIGGEST BREAD VALUES IN TOWN!

Fresh Every Day From Our Own Ovens By Experienced Bakers!

BREAD SUPREME And 9 Other Varieties Your Choice 2 large loaves 15c

GOLDEN KRUST BREAD FRESH SUCCED LOAF 5c | HOT CROSBY BUNS doz 15c

GLENWOOD APPLE BUTTER 28 oz. Jars 10c

SALTED SODA CRACKERS, 2 lb. Box 15c

BROOKFIELD SPREAD, Finest of 3 oz. 5c

ASCO SANDWICH SPREAD, 1 lb. Jar 9c

Calif. SEEDLESS RAISINS, 4 lbs. 29c

Calif. SARDINES in Tomato Sauce, 2 Oval Cans 19c

HOM-DE-LITE MAYONNAISE OR SALAD DRESSING 8 oz. Jar 9c

EVEREADY Fruit Cocktail Large No. 2 Can 21c

Princess MILK CARMELS, 14 oz. 15c

ASCO GELATIN DESSERT, 3 pgs. 10c

CRISCO Veg. SHORTENING 1 lb. Can 17c : 3 lb. Can 45c

Puss 'N Boots CAT FOOD, 4 lb. Can 19c

VIMCO Spaghetti Dinners, 2 pgs. 25c

Glen Cove Vegetable Soup 3 tall cans 17c

Farmdale Golden Bantam Corn, No. 2 can 13c

Rob Ford Golden Bantam Corn, 12 oz. can 10c

Gibb's Red Kidney Beans, 4 lb. can 27c

Muselman's Apple Sauce 4 lb. can 25c

Cudahy's Tang Lunch Meat 12 oz. can 23c

Vogt's Phila. Scrapple 2-16 oz. cans 27c

Geisha's Crab Meat 6 1/2 oz. can 25c

Tweed's Pure Mustard 23 oz. jar 11c

Jelly Bird Eggs 2 lbs. 19c

20-MILE TEAM BORAX The Old-Fashioned 1 lb. 15c

WYTEX Washing Fluid FOR WASHING CLOTHES 1 lb. 10c

ASCO Clear or Cloudy AMMONIA 1 lb. 10c

BLUETEX Clothes Blueing, 1 lb. 10c

ASCO SAL. SODA, A Real Bargain, 1 1/2 lb. 8c

CHIPSO 2 Large 37c | IVORY SOAP 3 Large 25c

SELOX 2 Large 25c

P&G SOAP, for white washes, 10 bars 33c

LAVA Soap, cuts dirt, grease, cuts 5c

CAMAY TOILET SOAP, 3 cakes 17c

N.B.C. RITZ WAFERS 23c : CHOCOLATE WAFERS 21c

U.S. Good Beef Steaks, Round or Sirloin lb. 31c

U.S. Good Beef Chuck Roast Center Cut lb. 23c

Standing Rib Roast U.S. Good Beef lb. 27c

Pork Loins 1 lb. 17c | 1 lb. 20c

HEADQUARTERS FOR LENTEN SEA FOOD!

Gorton's FISH FILLETS, lb. 10c

Snow White STEAK FISH, lb. 15c

Stewing Oysters 23c : Frying 27c

Salmon Steaks 1 lb. 10c | Boston Mackerel 1 lb. 10c

Lobster Tails 1 lb. 30c | Sea Whittings 4 lbs. 25c

Lean, Tendered HAM Large Size, Whole or Shank Half 21c : Small Size, Whole or Shank Half 25c

ARMOUR'S STAR SKINLESS WEINERS, lb. 23c

Cello Wrapped Skinless Calfs 1 lb. 17c | Freshly Ground Beef 1 lb. 17c

Virginia Smoked Squares 1 lb. 12c | Fancy Spare Ribs 3 lbs. 25c

EAT LOTS OF FRESH FRUITS AND VEGETABLES!

Juicy Fla. Grapefruit Jumbo Size 6 for 29c

Juicy Calif. ORANGES Jumbo Size 7 for 10c

U.S. No. 1 WHITE POTATOES peck 17c

HOT HOUSE LEAF LETTUCE head 10c

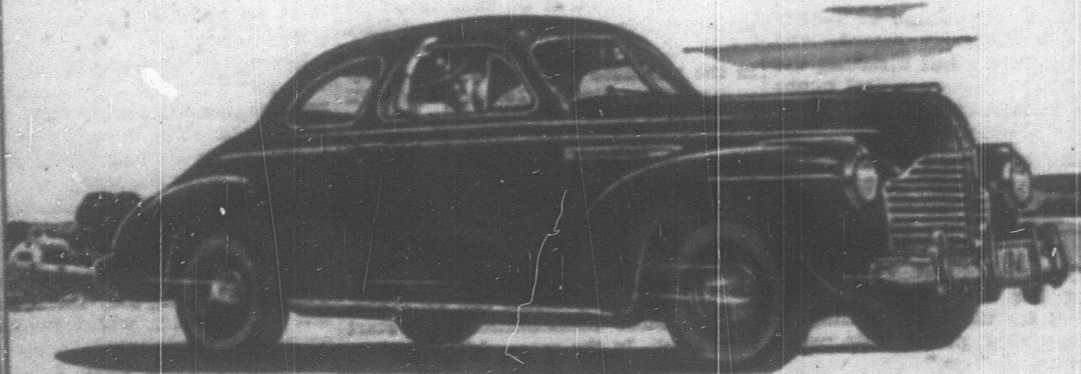
RED BUTTON RADISHES 3 bush. for 20c

U.S. No. 1 JERSEY SWEET POTATOES 3 lbs. 14c

WASHED PURPLE TOP TURNIPS 4 lbs. 10c

FRESH PEAS IN PODS 3 lbs. 10c

AIR'S FREE so why not use it?



GETTING right down to it, one reason why you get as much as 10% to 15% more miles per gallon from a 1941 Buick is that this engine is supplied with more air.

For it is a mixture of gasoline and air that gives you power.

A single carburetor, no matter how many jets it has, can handle only so much air.

But two carburetors that function as needed, as is the case in Compound Carburetion, can meet any fuel-supply need from low-speed to heavy-power use — and always provide a well-balanced mixture.

They can double the air supply as well as the gasoline feed — and that's something you can't do in any single-carburetor car.

So Compound Carburetion gets as much as 800 miles for the gas-cost of 700 in earlier Buicks of the same size.

It also provides a wallowing big bank of reserve power, which means an up-and-at-em lift and surge that's nothing short of thrilling to experience.

And you can have Compound Carburetion, you know, on any 1941 Buick — it's only a few dollars extra on the swell big SPECIAL pictured here, and standard equipment on all other models.



"Best Buick Yet"

Delivered at Fiat, Mich. White sidewall tires, standard optional equipment and accessories — extra. Price subject to change without notice.

PATTON AUTO CO., PATTON, PA.