

THE UNION MESSENGER.

With malice towards none, with charity for all, with firmness in the right—ABRAHAM LINCOLN

VOL XXXII No. 85 ST. KITTS WEDNESDAY APRIL 9 1952 PRICE 2 cents

\$1,500 Damages Awarded Mr. Barber

No Right by Custom to Bathe in Nevis Bath
Judgment Delivered This Morning

His Lordship Mr. Justice R. Manning delivered judgment this morning in the Supreme Court action brought by Horatio C. Barber against Robert Llewellyn Bradshaw and others for conspiracy and trespass on the footpath adjoining the bath stream at Nevis and bathing in the stream.

The Counsels and all of the parties concerned in the case with the exception of Mr. Barber and Mr. J. Wallace (alias "Steamer") were present at the Court room. A goodly number of other persons were also present.

A short case was disposed of after the opening of the court: Ronald Murray pleaded guilty to indictments filed by the acting Crown Attorney for burgling the dwelling house of Mr. Faiz Eid on 19th January, 1952, and for shop breaking and larceny on the premises of William Taylor on the same night. Murray had over a dozen previous convictions at the Magistrate's Court. His Lordship sentenced him to 3 years imprisonment for each offence, the terms to run concurrently.

After this, the judgment in the Bath Stream Case was read. The action for conspiracy was not sustained. In the view of the court, the defendants had not established any right by custom to use the track & bath stream. His Lordship therefore awarded the plaintiff (Mr. Barber) exemplary damages to the extent of \$1,500 and three-quarters of the taxed cost.

The following is part of last Saturday's proceedings in the conduct of the case on behalf of the defendants.

EIGHTH WITNESS

Miss Vivian Wattley, home domestic of Craddock Road, took the witness stand. She said: I don't know Mr. Barber. On 9th June, 1951, one Rev. Meade spoke to me and I went to Mr. Barber's house at the Bath Hotel. I met his wife and discussed with her the terms of employment as a washer. Arrangements were made that I should turn out on Monday, 11th June

I did not take up employment on that date, as I fell
(Continued on page 2)

BIBLE THOUGHT FOR TODAY

The Lord has been trying to get word to humanity for a long time. He is speaking constantly. There are even sermons in stones, books in running brooks.

The word of the Lord came to Abraham in a vision. — Gen. 15:1.

SPARE MOMENTS

"Mother," the girl sighed, "I know Norwood is the man for me. When he takes me in his arms, I can hear his heart pouring."

"You had better be careful," her mother warned. "Your father fooled me that way for years with a dollar watch."

EVERY ISSUE
OF THIS PAPER
HITS A MARK

IN THE FRAME OF

THE RALEIGH

There are NO WEAK PARTS

Every unit in its construction is made of the finest quality steel, and joined together into a practically unbreakable whole by liquid brazing.

RALEIGH

THE ALL-STEEL BICYCLE

RUPCHAND SONS, Agents



STOP
COLDS
NOW!

Banish that cough and build up your resistance with Robert's Syrup of the Extract of Cod Liver and Tar. Its persistent use fortifies your system . . . builds up immunity to germ attacks . . . guards you from bronchitis, so dangerous in hot climates.

At the first sign of a cold, put Robert's Syrup to work! Get immediate relief from coughs, colds and bronchitis with this effective remedy. Ask your dealer for a bottle today!

NORTHROP & LYMAN CO. LIMITED
TORONTO CANADA
Makers of Pure Drug Products R11

ROBERT'S SYRUP

NO

SHAM
CONSTITUTIONAL
CHANGES
WANTED

Prepare

TO PROTEST
AGAINST
COLONIAL OFFICE
DICTATORSHIP.

Should These:

1. Elected Minority on Executive Councils.
2. Government officials voting in elections to Ex. Co.
3. Rejected 50-50 system of representation on General Leg. Co.
4. Additional electoral districts.
5. Responsibility without corresponding power for proper discharge of duty.
6. Curtailment of the right to vote for all the members for St. Kitts or Nevis.
7. Committee system on non-statutory basis.
8. Denial of the right of Unofficials alone to elect persons to the General Leg. Co.

BE FORCED
upon the people of
ST. KITTS, NEVIS, ANGUILLA?

SACRIFICE

IF NECESSARY
TO BE FREED FROM
POLITICAL BONDAGE

Nevis Bath Stream Case

Evidence of Honourable Robt. L. Bradshaw

(Continued from page 1)

sick. I did not hear anything further from Mr. or Mrs. Barber.

Cross-examined by Mr. Kelsick, she said: I do not remember what salary was arranged for. I felt better by Tuesday. I did not go to see Mrs. Barber. She had told me that I would have to work 3 Sundays before I got one off. Being a washer I didn't like those terms; moreover I usually go to Sunday school; so I did not worry to back for the job.

She was re-examined by Mr. Davis.

NINTH WITNESS

Hon. Robert Llewellyn Bradshaw was next called to the stand. He said: I live at Basseterre, St. Kitts. I am President of the St. Kitts-Nevis Trades and Labour Union and Vice-President of the political organisation known as the St. Kitts Workers League. I am First Elected Member of the Legislative Council of St. Kitts, Nevis and Anguilla, but not a member of the Executive Council. On 10th September, 1950, I was present and spoke at a meeting at Warner Park (St. Kitts). While in New York in the summer of 1950, intelligence reached me that the owner of the Bath Hotel in Charlestown was interfering with persons who went to bathe in the bath stream, and that, as a result, the General Secretary of my Union, Mr. France, who is also Secretary of the Workers League and Third Elected Member for St. Kitts on the Legislative Council, had accordingly made certain representations to His Honour the Administrator on the subject. On my return home, I hastened to see the Administrator, after a discussion with Mr. France, to find out what steps Govern-

ment were taking.....

MR. BOON'S OBJECTION

At this point Mr. Boon raised an objection to any disclosure of what was said during the discussion, because the conference was not in the presence of the plaintiff. His Lordship disagreed with Mr. Boon as regards the ground on which the objection was raised.

ASSURANCE FROM GOVERNMENT

Mr. Bradshaw continued after the interruption.....taking to deal with the matter. I discussed the matter with the Administrator and as a result of this conversation I spoke on the subject at Warner Park on 10th September. As far as I remember, I said intelligence reached me in New York about the interference of Mr. Barber with people who had gone to bathe in the bath stream, and that Mr. France had taken certain steps in the matter, but that on reaching home I myself had contacted the Administrator so that I could be sure that there was no fooling with the rights of the people of this Presidency to have free and untrammelled access to the bath stream in Charlestown and to bathe therein without interference by Mr. Barber or anyone else. I said the Administrator had told me that there was no need to worry about the people's right to bathe in the stream freely, because as a result of the steps taken by Mr. France in the matter, he (the Administrator) had immediately made contact with Mr. Barber's solicitor, one Mr. G. P. Boon of Basseterre, and that himself and Mr. Boon had travelled to Charlestown by sea and discussed the whole matter with Mr. Barber here in Charlestown. As a result of this discussion, Mr. Barber had given the Administrator the assurance that he (Mr. Barber) would cease to interfere with the people who bathe in the bath stream.

THE BATHING PARTY

I went further, My Lord, to say that I accepted the assurance which the Administrator had given, but that in order to make it plain and clear to the whole world that the

AT THE
APOLLO
TONIGHT

COLUMBIA PICTURE PRESENTS

A most entertaining and exciting love drama.....

'THE MATING OF MILLIE'

Starring

GLENN FORD

EVELYN KEYES

also

The 5th Part of the Columbia Serial

"Congo Bill"

with

DON MCGUIRE

CLEO MOORE

ADMISSION: 72 cets 36 cets 18 cets

people of this Presidency of St. Kitts, Nevis and Anguilla had free access and the right to bathe in the stream, my Union would organise a bathing party to bathe in the stream. Present on the platform at the meeting as officers of the Union were Mr. Southwell, Vice President, Mr. France, General Secretary, and myself. The meeting was not called specifically for a report of the matter concerning the bath stream. It was the occasion of one of my reports on my visit abroad. Mr. Southwell spoke also. I do not remember if he made reference to the bath stream. Mr. Liburd was present. Mr. Eddy, Mr. Williams, Treasurer of the Union, and Wallace (alias "Steamer") were not present.

AD. IN UNION MESSENGER

I knew nothing of the advertisement appearing in the Union Messenger on June 2. I was in Barbados on my way home at that time. I reached back home on Saturday, 9th June. The picnic was arranged in my absence. We came over on sailing boats, not launches. On June 10th, all the defendants were at the bath stream. I went alone, after a visit to the hospital. I reached the stream by a well defined foot path. About 20 persons bathed in the

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Jamaica Rapist, Murderer Executed

Kingston Jca., April 4th (CP)—Easton Jolly alias Whoppie King who started a life of crime by stealing thread ended it this morning on a rope. Whoppie was hanged for one of the most savage murders in the history of Jamaica—bludgeoning a young man to death and raping and leaving young fiancée for dead on Palisadoes road near airport. But after weeks in hospital girl recovered & identified murderer-rapist in police line-up. Whoppie's crime created tremendous sensation and thousands assembled outside wall of St. Catherine prison this morning to see black flag hoisted hurling imprecations at murder continuously and shouting for joy when flag went up.

Following Whoppie's conviction police announced it had evidence Whoppie killed man and woman under similar circumstances on Foreshore Road and also attacked and wounded a prominent citizen on Palisadoes Road with lady friend. Several criminal assaults on woman also traced to him. He was also trafficker in ganja, the drug on which most crimes of violence in Jamaica now based.

Nevis Bath Stream Case

(Continued from page 2)

bath on that day including some who were natives of Nevis. Mr. France is from Westbury, Nevis, Mr. Liburd is from Rawlins Village, Nevis, and Wallace is also a Nevisian. I did not know Mr. Barber before. Mr. Barber came with Sergeant Major Sheriff to the edge of the pool in which I was bathing on June 10th. The Sergt. Major pointed me out to this man, saying he wished to speak to me. Mr. Barber spoke to me, saying, "You are on my land and you are trespassing. I order you to get out." I did not reply. The Sergt. Major asked whether I had heard what Mr. Barber said and what I intended to do about it. I told him I would get out in due course, with reference to which Mr. Barber interposed: "Due course means at once. I say to get out at once." I asked him: "Man, are you a dictionary? Are you telling me what in due course means? I said I will get out in due course." To which he replied: "I will put you in a place where you won't need a dictionary." He thereupon left with the Sergt. Major and returned shortly after when I sent a message calling the Sergt. Major back. When Mr. Barber returned I asked him how long he was here? When did he purchase the bath stream? To which he replied that he was not answering me any questions and left. I did not see him again.

BATHING SUITS

The bathing party were clothed in bathing suits. We had our loudspeaker equipment playing gramophone records under a tree to the north near to the pool. We kept it there so that the heat of the sun would not warp the plates. No speeches were transmitted over the loudspeaker. In the afternoon I held a meeting at Grove Park to talk generally to the people at Nevis and to report on my trip abroad. I referred to the incident. I don't write my speeches. I related to the people what I had done in St. Kitts on the intelligence

I had received in New York. I told them we had gone to bathe and had a very nice time in our waters. I told them of the assurance given by the Administrator & that upon that assurance they could continue to go to the stream & bathe as they have been accustomed to bathe from time immemorial and, further, that if Mr. Barber misbehaved himself to the extent of interfering with them, they should pay him no attention whatever, because he could do nothing about their going to the stream and bathing in it.

ALIEN TO THESE SHORES

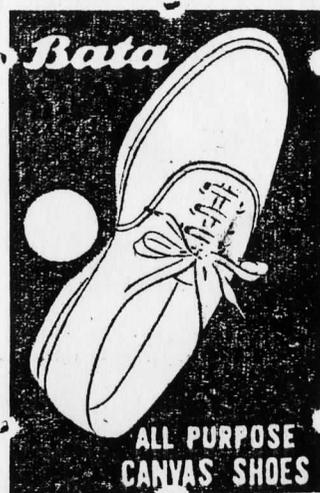
I reminded them that Mr. Barber was an alien to these shores, but that as one of His Majesty's subjects he had a right to live in any part of the Empire; but that if Mr. Barber continued to make a nuisance of himself by interfering with them when they went to bathe in the stream, then it would be necessary for my Government to do something positive about it. I said more aliens to these shores will come, but so long as they behave themselves and realise that they have come to live with us, everything would be all right. I said I was going to Italy in the next few days and that if there was any further trouble with Mr. Barber during my absence, the matter should be reported to the officers of the Union and the Workers League.

WANTED SCHEME MATERIALISE

I never had any dealings with Mr. Barber before. I heard about his schemes and was anxious to see them materialise. I have never discussed with anyone anything about driving him out of the island. That would be contrary to my desire for the schemes to materialise; because, as a Legislator, I am committed, and my organisations are committed, to do all that lies in our power to have all three islands of the Presidency developed economically and as rapidly as possible.

GAP OF 9 MONTHS

Between the 10th of September and the 10th of June we were waiting to see if there was anything further that Mr Barber would do. Again in December, 1950, and January 1951, reports reached our organisations that Mr. Barber had taken steps to



The Brit. **Bata** Shoe Co.

HARD TIMES WITH BACKACHE

Often due to sluggish kidney action

LIFE IS NOT so good when you are troubled with backache, rheumatic pains, stiff, aching muscles and joints, lumbago or common urinary disorders due to sluggish kidney action.

Why put up with pain and discomfort when you might get happy relief by taking Doan's Backache Kidney Pills. They stimulate and cleanse sluggish kidneys and so help them to rid the blood of excess uric acid and other impurities which otherwise might collect in the system and cause distress. Doan's Pills have helped many thousands; let them help you.

Ask your Dealer for **DOAN'S** 1/3, 2/3, 5/-

Labour Member Becomes Minister of Education

Kingston, Jca, April 2 (CP)—Lester L. Simmonds, Labour Member for Western Saint Mary today elected Minister of Education in place of Joseph Z. Malcolm.

EACH ONE TEACH ONE

by Mr. Boon on resumption of court, M. Bradshaw said: I mentioned Iran in my speech at Grove Park, as I spoke to the people generally. I made use of the term "alien." That had no connection with Iran. The question of Iran was then in the news. Great Britain had interests in Iran and the situation there affected her. The dollar question is important to us. I said Mr. Barber is an alien to these shores. I did not say that Mr. Barber should leave these shores as the British had to leave Iran. I don't remember saying that the British were foolish. I said the Persians wanted to have control in the same way as Britain had nationalised their coal industry, the railways, the Bank of England, and so on.

(To be Continued)

block the stream in some way. The people were fearful that his activities in the bed of the stream would interfere with the natural sulphur vents. In March, 1951 I went down to Trinidad to represent the Presidency at the Jubilee Celebrations of the Imperial College of Tropical Agriculture. From there I went to Grenada and Antigua, then with the Administrator, I went to England discuss the Ten Year Plan, returning here on 9th June. Union officers came over to Nevis periodically to hold meetings, bringing a loudspeaker which is part of our speaking equipment. My duty to the people as their representative comes first, even before myself. My life is devoted to serving them.

The court was adjourned at 12.20 p.m. until 2 p.m. **IRAN AND ALIENS** On being cross-examined