Experts Judge Raids

further reports.

From what is known of operations

in Spain and China, the experts have

been unable to disrupt the Japanese

line of communication. The Japanese

Remember

AGNES PAINTER BREAKS DOWN **DESCRIBING ALLEGED ATTACKS** ON HER BY WILLIAM M'FADDEN

Informant Spends 3¹/₂ Hours Testifying in York **County Circuit Court Yesterday as Rape Case** of King versus William McFadden Opens

Extremely nervous and frighten ed, breaking into tears three times in her testimony, Miss Agnes Paint er, 16 year old Tay Falls girl, spent three hours and a half in the wit ness chair yesterday, describing the events which occurred before, dur ing, and following the alleged criminal attack upon her by William McFadden at the camp of the latter in the early hours of Monday, August 30.

A constable was sworn, and His

Lordship ordered him to keep the jury

in a body until the case was conclud-

necessity of remaining together and

Evening Session

"About five o'clock he tackled me"

Clothing Produced

Miss Painter, the informant in the case of the King vs. William McFad- journing the court until eight o'clock den, who is charged with having carnal knowledge of a woman without her consent, she not being his wife, was called by the prosecution. and ed. He explained to the jurymen the was the only witness to testify yesterday. She hesitated many times in her speaking to no one other than among testimony, especially in the evening themselves on the matter of the case. session of the York County Circuit Court, and had to be encouraged many times by Mr. Justice C. D. Richards, Miss Painter to her home at her rebefore whom the case is being tried. | quest after she found that the wife of The accused ran the testimony, at- the accused was not present, at the tacked the witness four or five times, camp, stated the girl, on resuming her in spite of her constant struggles, testimony last evening. She was which left her physically exhausted. afraid to go home alone, she said. Crown Prosecutor A. R. Murray offer- She then laid down on the bed to ed in evidence a ladies' undergarment, sleep, while the accused lay on the which the witness identified as her floor, she testified. own, and which, she stated had been torn from her body by the accused. she stated. The witness, on question The prisoner was defended by Herbert of Mr. Murray, assisted by the court. Gunter, of the firm of Hanson, Dough- elicited the details of the alleged erty and West.

Accused Hired Witness The witness said that she first saw witness said. the accused at about 5 or 6 o'clock on August 29th last. She said that reticence, the witness maintained a silence for several minutes in spite of the accused came to her home and silence for several minutes, in spite of asked her to go to work for him at the questions of both the Crown Proa salary of \$18 per month. She and the accused walked down

the road for about a mile. Her brothers stopped there, and

she and the accused continued alone. The car which the accused had told lope by Mr. Murray, which she was hardly conclusive. Neither side in her was waiting for them could not asked to open and from which to rebe found, the witness said in effect, move the contents. This, after some and they walked all the way to the hesitation, she did, disclosing a porcamp, which they reached about 11 tion of her clothing, which, she stat- ed in air combat. o'clock. On the road, the witness stat- ed, she had worn on the morning ed, her companion had mentioned the when she had been attacked and presence of bears in the vicinity.

Produces Note

said, either from over the window or evidence. his pocket. He gave it to her to read The witness then continued her tes- high command that it would wipe out saying that he couldn't read. The timony concerning the details of the the seat of the Chinese government, note was addressed "Dear Bill, give alleged attack. She left the camp and by paralyzing the heart of the this to the hired girl to read." Fur- building as soon as she could, she Chinese military machine bring that ther on, she said, it read, "stay until said. After mentioning that she had country to its knees. I come back and I will give you \$5 refused the offer of five dollars from per week." The witness said that it the accused for her silenece, she stated tions afforded a laboratory test of the was signed "Lena."

Barred Door

The accused went outside for a mo- sons, whom the accused accompanied news tickers to follow the results. ment and came back in, she testified. to the home of Mrs. Thomas at the He took down a rifle and loaded it. latter's suggestion. she continued. Then he barred the door.

couldn't do anything with him.

His Lordship here suggested that the accused, she stated. the court go into a night session. Both | The witness was then handed over counsel agreed, and His Lordship stat-, the defense counsel. Herbert Gun



CAN AIR ATTACKS WIN VICTORIES? Air base nearby. Japanese gunboats lying in the Yangtse River have kept U. S. EXPERT EYES KEPT ON CHINA

Both Spanish and Asian Experiences Thus Far Seem to Indicate That Flyers Are Important Chiefly As Auxiliaries To Land Forces

WASHINGTON, Oct. 7-Military xperts here and presumably in staff Thus far, according to newspaper

eadquarters throughout the world dispatches from the front, the Japre following Japan's air attacks on anese raked Nanking with bombs for Nanking and other Chinese cities with four hours, fifty planes participating. The accused refused to accompany keen interest for whatever light may The reported total casualties were shed on the question of the value 200 killed and wounded and the proof aircraft as an offensive and de- perty damage confined for the most ensive arm Since primitive aircraft was first buildings having withstood the at-

sed in the World War unceasing de tack or been missed. bate has raged in all high military commands on the merits of this com- duced greater casualties, the estim- such engagements. paratively untried weapon. The ates running as high as 3,000 with views range from the unyielding greater property damage. skepticism of old school ground officers to bold predictions that the air observers here is that these results plane would revolutionaize warfare; are not highly significant. Certainly

that future wars would be fought in they are not impressive. criminal assault. "I fought and strugthe air; that in the next great war The initial shock of such a shower gled until I was all tired out," the the trenches would be safer than the of destruction from the air, it is ad-On playing great nervousness and Until civil strife broke out in Spain

could point to a test of the effective-ness of aircraft. The fighting in Spain be dislodged by such attack? Will the secutor and the court. After finally to combat for the first time (Italy's air attacks prepare the way for occubrought relatively modern aircraft in answering the questions of the court, the witness broke down and cried. foray into Ethiopia being disregarded, for the Italian air force met no answers the experts are awaiting

The witness was handed an enve- (poposition), but the results were Spain possessed first-class fighting ships or anti-aircraft defense, and made the following observations: neither army was greatly experience. 1. The Chinese air force has not

First Major Offensive

have been able to land troops un-But now in China military observ- scathed in Shanghai and maintain an which had been forcibly removed by ers have the air fleet of a first-class the accused. Once again she broke military power conducting a major air In the camp he produced a note she down. The clothing was admitted as offensive. This offensive was heralded y a boast of the Japanese military

Realizing that the Japanese operathat Mrs. James Thomas happened effectiveness of the fighting plane. along, accompanied by her two small military experts here huddled around As yet, of course, the experts have only fragmentary reports of the operations. Moreover, they are in no

position to know whether the Japan Asked by Mr. Murray if she did She said that she told no one of ese have yet attempted the promised anything, the witness said that she the alleged attack because she feared mass attack. Some dispatches quote knew it was no use, and that she she might damage her reputation. The the Japanese high command as saywitness saw no signs of liquor about ing that the attacks thus far have been experimental.

The experts also are reluctant to

off the Chinese flyers.

2. The Japanese air force has thus far been unable to silence Chinese batteries in the Shanghai sector. 3. Chinese troops have been push

d back by ground operations, with ttle if any aid from the air.

g (ole

4. In Spain, although Madrid has been repeatedly bombed from the air the population has not been terrorized. It has become so indifferent to the danger that it has resumed going to motion pictures.

5. Air raids have failed to alter the lines of the opposing land forces a Madrid, which are entrenched just about where they were when the siege started.

part to native huts, the important 6. Air bombing has played relative ly small part in gains made by either side in the Spanish civil war, land Two days bombing of Canton pro- forces having been decisive in all

The view here appears to be that aircraft form a valuable but supple The tentative judgment of military mentary arm of the military service According to Major General Frank M Andrews, commander of the genera headquarters air force, the army' policy is to maintain an adequat fleet of pursuit and bombing planes to mitted, is demoralizing to a civilian attack any point on or near thi continent which might be selected a a base by an enemy. Without a near by base, no foreign power, according to General Andrews, could hope to succeed in a large scale air attack pation of the city by troops? For the on this country.



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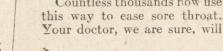
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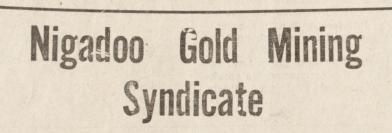






ed that as it was at the time 5.30 ter, for cross-examination. The coun- accept the achievements of the Jap there was no point in continuing fur- sel questioned the witness closely anese air force as indicative of what ther at the time. He suggested ad- on many of the details already elicit- would happen in a war between two

Told No One



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first class powers, for China is con-

sidered no match for her opponent. But China's infestority enhances the value of the Japanese operations as test of what armed aircraft can do. If ever a first class air fleet had a chance to live up to the claims made for it, the Japanese have in China. In the air the Chinese are greatly outnumbered and supposedly inferiorly equipped, and the anti-aircraft defense, while seemingly sufficiently feared to keep the Japanese flyers in high altitudes, cannot be compared with the defensive weapons of a first class power. For the most part, China's anti-aircraft guns are of small calibre and the firing control is not effective.

ed by Mr. Murray.

On the way to the camp with the accused, Miss Painter said he told her that there would be nothing for her to do. For which, continued Mr. Gunter, he planned to pay you \$18 per month? "Yes," replied the witness.

On question, the witness denied that the couple had dodged into the woods whenever cars approached them.

Attacked 4 or 5 Times In describing events after they had reached the cabin, she said the accused barred the door and loaded a gun; why, she did not know. When the alleged attack occurred she made no effort to gain possession of the gun, she said. The accused attacked her four or five times, she said, After some further testimony, the court was adjourned until ten o'clock

this morning. The jurymen were: Roy J. Merrill, Marysville; Hiram Manuel, Hawkshaw; A. C. Sutton, Fredericton; James Robbins, Cross Creek; Roll rt Hay, Canterbury Station; Guy Davidson, Lower Southampton; Allan Rae, Prince William; Marshall McLaggan, Nashwaak Bridge; Edgar Schriver Pinder; Fred Bennett, Cross Creek; Fred W. Leslie, Fredericton; and Frank A. Shute, Fredericton.



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