

THE GASTONIA GAZETTE

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GASTONIA IS A BUSY TOWN.

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VOL. XXXIV.

GASTONIA, N. C.

FRIDAY AFTERNOON, MARCH 7, 1913.

NO. 19.

ASK \$20,000 DAMAGES

HEIRS OF LATE O. W. DAVIS SUE C. & N. W.

Messrs. Wilson and Valz Bring Suit Against Railroad to Recover Value of Property in Business Section Belonging to Late Oliver W. Davis and to Which the Road, It is Claimed, Has no Legal Title—Complaint Filed.

Complaint has been filed in a suit which Messrs. Wilson and Valz, local attorneys, have instituted against the Carolina & North-Western Railway for \$20,000 in behalf of their clients, the heirs of the late Oliver W. Davis.

This suit is brought to recover damages alleged to have been sustained by the Davis estate by reason of the laying of tracks and spurs by the defendant on property claimed by the Davis heirs.

The property involved is a strip a hundred feet or more wide and about two blocks in length in the very center of the business section of town, extending from the intersection of East Franklin avenue and South Broad street, where the spur track leading from the Carolina & North-Western main line to the passenger station begins. Some valuable property is cut into almost undesirable sections by these spur and side-tracks. It is alleged in the bill of complaint that when the Carolina & North-Western Railway's line was constructed through here in the seventies the late Oliver W. Davis, who at that time owned the larger portion of the land on which is now situated the main part of the town of Gastonia, gave the owners of the road verbal permission to use this land for a narrow gauge railroad.

The contention of the attorneys for the Davis heirs is that when this line was changed something like ten years ago from a narrow gauge to a broad gauge their right to use this property terminated. It is alleged that the railroad has no legal title to this property and that the heirs are damaged by the loss of it to their use in the sum of \$20,000.

It is not known when the case will be tried though it is barely possible that it may be called at the special term of Gaston Superior Court which is to be held in April for the trial of civil cases.

In this connection it is of interest to know that the Southern Railway, according to attorneys, has a deed to its right of way through town, having secured it from the late Mr. Davis before the road was built in the early seventies.

The indications are that the trial of this case will be a strenuous one, both sides fighting for their respective interests with strong legal talent.

Mount Holly Matters.

The Leader, 6th.

Thursday morning before the school bell rang little Roy Block, a pupil of the first grade, while watching the larger boys play ball was struck by a whistling ball and an ugly rash cut across his head. However the wound is not a serious one, and the little fellow is expected back in school in a few days.

One of the most interesting lectures on missions ever heard here was given last Friday night in the Presbyterian church by Rev. G. W. Painter. The address was not too long and made up of new facts in regard to China's present condition, and was heard and enjoyed by a packed house.

Miss Eva Bowles, the efficient operator in Central office, has resigned the position, and will work only a few days longer until another operator can be secured. The patrons of the office will regret to learn of her resignation, since she has given entire satisfaction in the service, and was always pleasant and accommodating.

Saturday evening while driving from the station Mr. Alex West was thrown from a carriage and right badly bruised up. Several ribs were injured and a deep gash cut on the forehead and another one on the leg. The horse he was driving became frightened at a passing train, and was backing the vehicle to the edge of the big fill on the macadam road just below Sheriff Patterson's home, when Mr. West, in his effort to catch the wheel, was jerked around and fell from the embankment into a mass of rock below. He is fortunate in escaping from far more serious wounds.

Dr. Hoffman Injured.

Correspondence of The Gazette.
MT. HOLLY, March 5.—While out for an afternoon ride today in an automobile, Dr. J. S. Hoffman, the dentist at this place, was the victim of a rather serious accident. He lost control of his machine in some way and it struck a pole or tree, throwing him onto a rough place at the roadside. One leg was broken and a number of painful bruises on the body. He was brought to his room at the River-view Hotel and made comfortable by the physicians for the balance of the afternoon.

—Mr. J. W. Sanders, president and treasurer of the Harborough Company, of Bessemer City, has rented the W. H. Adams residence on West Main avenue and has moved his family here from Mississippi.

MR. WILSON'S CABINET

THE SENATE CONFIRMS APPOINTMENTS

Members of President Wilson's Official Family Take Oaths of Office Bryan Secretary of State—Daniels Secretary of the Navy—Two of the Nine Members are Native Tar Heels—New Administration Takes Hold of Things at Washington.

President Wilson's cabinet is constituted as follows:

Secretary of State—William Jennings Bryan, of Nebraska.
Secretary of the Treasury—William G. McAdoo, of New York.
Secretary of War—Lindley M. Garrison, of New Jersey.
Attorney General—James McReynolds, of Tennessee.
Postmaster General—Representative Albert Burleson, of Texas.
Secretary of the Navy—Josephus Daniels, of North Carolina.
Secretary of the Interior—Franklin K. Lane, of California.
Secretary of Agriculture—David F. Houston, of Missouri.
Secretary of Commerce—Representative William C. Redfield, of New York.
Secretary of Labor—Representative William B. Wilson, of Pennsylvania.

BIOGRAPHICAL SKETCHES.
Secretary of State—William Jennings Bryan, publicist and editor, born at Salem, Ill., March 19, 1860. Home, Lincoln, Neb. Educated at Illinois College. Democratic candidate for President 1896, 1900 and 1908. Served in Spanish-American war.

Secretary of the Treasury—William Gibbs McAdoo, lawyer and railroad president. Born near Marietta, Ga., October 31, 1863. Home, New York City. Practiced law in Tennessee and New York. Builder of first tunnels under Hudson river. President of Hudson & Manhattan Railroad.

Secretary of War—Lindley M. Garrison, jurist, 49 years old, Camden, N. J., home Merchantville, N. J. Son of an Episcopal clergyman. Appointed to the Chancery Court in 1894 and reappointed.

Attorney General—James Clark McReynolds, lawyer. Born at Elkton, Ky., February 3, 1862. Home, New York City. Educated at Vanderbilt University and University of Virginia. Practiced law at Nashville, Tenn., many years. Assistant attorney general of the United States 1902-07. Afterward specially retained by government in anti-trust matters, particularly in tobacco and coal trust suits.

Postmaster General—Albert Sidney Burleson, Congressman and lawyer. Born at San Marcos, Tex., June 7th, 1863. Home Austin Tex. Educated at Texas A. & M. College, Baylor University and University of Texas. Assistant city attorney Austin 1885-90. Attorney 25th Texas judicial district 1891-96. Member of Congress since 1899 and re-elected to 62nd Congress.

Secretary of the Navy—Josephus Daniels, newspaper owner and editor. Born at Washington, N. C., May 18th, 1862. Home, Raleigh, N. C. Educated in Wilson, N. C. Colliery Institute. Editor Raleigh News and Observer since 1894. Democratic National committeeman from North Carolina.

Secretary of the Interior—Franklin Knight Lane, lawyer. Born on Prince Edward Island, Canada, July 15th, 1864. Educated at University of California. Practiced law in San Francisco. Candidate for Governor of California in 1902. Member of Inter-State Commerce Commission since 1905 and at present chairman.

Secretary of Agriculture—David Franklin Houston, University Chancellor. Born at Monroe, N. C., February 17th, 1866. Home, St. Louis, Mo. Educated South Carolina College and Harvard University. Dean of faculty, University of Texas 1899-1902. President Agricultural and Mechanical College of Texas, 1902-05. Chancellor of Washington University, St. Louis, since 1908.

Secretary of Commerce—William Cox Redfield, Congressman and manufacturer. Born at Albany, N. Y. Educated in public schools. Engaged in iron and steel manufactures since 1883. Served in 62nd Congress.

Secretary of Labor—William Baugh Wilson, former miner and Congressman. Born at Blantyre, Scotland, April 2nd, 1862. Home, Blossburg, Pa. Came to United States in 1870. Educated in public schools. Miner from 1897-98. Member of National Executive Board which organized United Mine Workers of America, 1890. Member of Congress since 1907. Author of bill creating Department of Labor.

CONFIRMED BY SENATE.
The nominations by President Wilson for cabinet positions were confirmed by the Senate Wednesday afternoon and the appointees took their oaths of office. The nomination of Edgar E. Clark, re-appointed as United States Commerce Commissioner was also confirmed. The appointment of John H. Marble, secretary of the commission to be a commissioner in the place of Franklin K. Lane, appointed Secretary of the Interior, has not yet been confirmed. The Senate adjourned Wednesday afternoon to meet again this afternoon.

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SHORT LOCAL ITEMS

THE MOVEMENTS OF GASTON PEOPLE

Personal Items About Gaston Folks and their Friends—Short Items About People and Things That Are of Interest to Gazette Readers—Condensed for Their Convenience

—Only two more Sundays before Easter.

—Mr. P. W. Hand, of Lowell, was here on business yesterday.

—Miss Olive Crabtree, of Shelby, is the guest of Mr. and Mrs. C. G. Hill.

—Mr. B. F. Leonhardt, of Lowell, was a visitor in Gastonia Wednesday.

—Mrs. Julia Pasour, of Bessemer City, route one, was a visitor to Gastonia Wednesday.

—Mr. H. P. Forbes, of Crowders Creek, was a Gastonia visitor Wednesday.

—Capt Freno Dilling, of Kings Mountain, is in Philadelphia for a few days on business.

—Miss Mattie Burgin, of Lincoln, was the guest Wednesday of Mrs. H. P. Stowe.

—Mr. and Mrs. E. D. Long left this morning for Malden to spend the week-end with their daughter, Mrs. Lizzie Ballard.

—Mr. W. B. Biggers, a former Gastonian now living near Crouse was in the city on business Wednesday.

—Because of an unusually heavy run of live matter today we are forced to omit from this issue the chapter on "Woodrow Wilson."

—Messrs. Charles and Robert Hinson, of Lincoln, were the guests Wednesday of their sister, Mrs. E. O. Jennings, here.

—Mr. J. H. Marion, of Chester, S. C., general counsel for the Carolina & Northwestern Railway Company, was in the city on professional business Wednesday.

—Some of the fields of early sown oats in the Pleasant Ridge section are looking very bad, says The Gazette's route three correspondent. The trouble is caused by the wheat louse.

—Mr. W. N. Davis has sold his saw mill to Messrs. Torrence Brothers who have moved it to the White place north of Dallas, where they have a lot of fine timber to saw.

—Gastonia Lodge No. 369, A. F. & A. M., will hold regular communication tonight at 7:30. It is especially requested that all members be present as business of very great importance is to be considered.

—Mr. A. J. Kirby is building a two story seven room house on Franklin avenue between Oakland and Broad streets adjoining the property he recently sold to Mrs. J. P. Glenn. Mr. C. M. Crowder has the contract.

—Mr. Gilmer Leonhardt, telegraph operator for the Southern Railway at China Grove, is at the home of his father, Mr. B. P. Leonhardt, at Lowell, suffering from an attack of chills. He arrived home Tuesday.

—Mr. S. J. Hand, who has been seriously ill at his home in Lowell for six weeks past, was reported as being somewhat better Wednesday. He is suffering from a form of paralysis and grave fears have been felt for his recovery.

—Editor O. L. Moore, of The Progress, and Mrs. Moore have rented a cottage on West Fourth avenue from the Holland Realty & Insurance Company, and will occupy it at once. It has recently been remodeled and renovated.

—Those public school pupils of the city who were neither absent nor tardy during the first half year of the school session will find their names in the attendance honor roll published on page three of today's Gazette.

—Associate Reformed Presbyterian, 5th: Miss Stasia Wideman met with a serious accident one day last week. In going up the steps in some way she fell and broke her arm. Medical attention was immediately given and we are glad to say that she is getting on very nicely.

—A manufacturer's views on the child labor question by Mr. L. F. Groves, of Gastonia, will be found on page six of today's Gazette and will no doubt prove of interest to many of our readers. It was in type for last issue but was crowded out of that issue.

—The firm of Mabry & Phillips at McAdenville has been dissolved and the principals, Mr. I. F. Mabry and Mr. Frank D. Phillips give notice of the dissolution through the advertising columns of The Gazette. Mr. Mabry has disposed of his entire interest in the business to Mr. Phillips.

—On page three of today's Gazette will be found an interesting advertisement of "The Great Himalaya Berry" offered for sale by the Valdesian Nurseries at Bostic. This is something new, so far as our knowledge goes. From the description given of it by the growers it is indeed a wonderful plant.

—Esquire J. N. London, who lived near Buffalo, Cleveland county, and who died last Thursday, was an uncle of Mr. Charles Grigg, of Gastonia. Mr. Grigg attended the funeral. Deceased was in his 71st year. He was for many years a justice of the peace. The funeral and burial took place at Beulah church.

IN SOCIETY'S REALMS

WHAT'S GOING ON IN WOMAN'S WORLD

ENTERTAINED

D. A. R.'S. AT TEA.

Miss Catherine Carson had as her guests at tea at the Colonial Hotel Tuesday evening the members of the board of directors, the secretary and regent of the William Gaston Chapter D. A. R.'s. The occasion was a most delightful one.

BACK FROM ROCK HILL.

Mrs. R. M. Johnston has returned from Rock Hill, S. C. where she spent the week-end with friends. While there she was the guest of honor at a very delightful affair given by the Catawba Chapter D. A. R.

TO RAISE FUNDS FOR MISSIONS.

We are requested to announce that on Saturday, March 15th, beginning at 10 o'clock and lasting all day the ladies of the Missionary Society of the Bessemer City Associate Reformed Presbyterian church will give a "Provision Sale" on the church grounds. Ice cream and cake and other eatables will be served, while chickens, bread, pies, cakes and candies of the good homemade variety will be on sale. The proceeds will go into the treasury of the society. The Missionary Society of this church has a large number of members, all of whom are active and enthusiastic in the work, and the occasion announced above will doubtless be a most successful one.

A SURPRISE BIRTHDAY PARTY.

On the occasion of his 44th birthday Mr. Robert C. Warren was last evening treated to a surprise birthday dinner at his home on South York street. When he arrived home in the evening he found awaiting him a number of guests who had been invited by Mrs. Warren to be present and assist in celebrating the occasion. The guests were Messrs. J. Frank McArver, A. R. Rankin, H. P. Stowe, P. R. Huffstetler, George A. Jenkins, D. R. LaFar, V. E. Long, E. N. Hahn, T. R. McArver, W. Y. Warren, S. N. Boyce, W. N. Davis, S. A. Robinson and Prof. W. P. Grier. A sumptuous dinner was served and the occasion was thoroughly enjoyed by all of the guests. Mrs. Warren was assisted in serving by Miss Eunice Bryan.

ENJOYABLE CONCERT MONDAY NIGHT.

The concert given Monday night at the Central graded school auditorium under the auspices of the Music Club by Mme. Unschuld, the noted Austrian pianist, was in every way a decided success. There was present a large audience, every member of which was thoroughly delighted with the truly wonderful art of the performer. Mme. Unschuld very graciously responded to a large number of encores, each of which was equally as enjoyable as the regular numbers on the program. The members of the Music Club wish to extend their thanks to all who aided in making the event such a success. On Monday afternoon the members of the Music Club were presented to Mme. Unschuld at an informal reception given by Mrs. Arthur C. Jones.

RECITAL BY MR. OVERCASH.

The Music Club was given a rare treat Tuesday afternoon in the form of a vocal recital by Mr. Harvey Overcash, of Charlotte, accompanied by Mrs. Overcash. Mrs. Hope Brison was hostess to the club at her home on West Airline avenue. Each member of the club was allowed to bring one guest. Mrs. Brison's home was artistically decorated with cut flowers and potted plants. An elaborate salad course was served after the rendering of the following program:

"Who Is Sylvia?", Schubert.
"Loch Lomond", Jacobite air.
"A Hunter's Song", Mendelssohn.
"A Perfect Day", C. Jacobs-Bond.
"Come to Thy Window", Gregh.
"I've Something Sweet to Tell You", Fanning.
"Last Night", Kierulf.
"Absent", Metcalf.
"The Valley", Gounod.
"Drink to Me Only", unknown.
"What Sound Is That?", Cornelius.
"The Rosary", Navin.
"The Silver Ring", Chaminade.
"My Pretty Jane", Bishop.
"All through the Night", from "Ar Hyd y Nos".

Misses Carsons Buy Hotel Property.

A deal has been closed by the terms of which the Misses Carson, proprietors of the new Colonial Hotel, became owners of the building they occupy on Long avenue, having purchased it from Mr. A. J. Kirby, who bid the property in recently at the receiver's sale. This property formerly belonged to the Gaston Hospital, incorporated, and was sold under order of the court by Mr. R. M. Johnston, receiver. Misses Carson announce that they expect shortly to make further improvements on the building, which is already well equipped and furnished for hotel purposes. The Colonial, though in operation but a short time, has become quite popular with the traveling public.

NEWS OF THE COUNTY

LATEST FROM OUR CORRESPONDENTS

Newsy Letters from Gazette Correspondents Here and There Over Good Old Gaston—What Our Neighbors Are Doing in the Various Sections of the County—Personal Mention of People You Know and Some You Don't Know.

Stanley Happenings.

Correspondence of The Gazette.
STANLEY, March 6.—The Ladies Aid Society of the Methodist church will give "The Old Maid's Return" in the school auditorium next Saturday evening at 8 o'clock. The admission fee will be ten cents for children and fifteen cents for adults. This money will be used for the benefit of the Methodist church.

Mr. O. B. Carpenter is expected home tomorrow from Washington, where he attended the inauguration of President Woodrow Wilson.

Mrs. Oscar Carpenter and Miss Katie Carpenter attended the Matinee performance of Harry Lauder in Charlotte Tuesday afternoon.

Miss Hester Summey and brother, Mr. June Summey, spent Saturday and Sunday with Miss Bessie Morris.

"TEMPEST AND SUNSHINE."

Bessemer City Dramatic Club Will Present a Popular Play To-Morrow Night.

Correspondence of The Gazette.
BESSEMER CITY, March 6.—The Bessemer City Dramatic Club will, on Saturday night, the 8th, at 8:30 o'clock in the opera house, present the beautiful drama, "Tempest and Sunshine," a dramatization in four acts of Mary J. Holmes' most popular novel. The story is strictly Southern, and has been the happy medium of delighting all classes of theater goers with its bright, natural comedy, interesting story and sweet picture of Southern life.

The Bessemer City people can look for something artistic in the production of "Tempest and Sunshine." This play will be given for the benefit of the Methodist church.

Cherryville Chat.

The Eagle, 6th.
Mr. and Mrs. P. E. Lentz and daughter, Miss Carrie, of Mt. Holly, were Cherryville visitors last Sunday, the guests of Dr. and Mrs. M. E. Hoffman.

Dr. J. S. Hoffman, of Mt. Holly, visited his brother, Dr. M. E. Hoffman, last Sunday.

Mrs. George Hunter, of Bessemer City, was a Cherryville visitor this week, the guest of her parents, Mr. and Mrs. Henry Houser.

Our good friend "Squire" J. Kiser, of Bessemer City, route one, was a pleasant caller at our office last Friday. The "Squire" is 75 years old and knows almost every land corner in Gaston county.

Mr. and Mrs. John Hall, of Belmont, were Cherryville visitors last Saturday and Sunday. They came up to see their daughter, Miss Maggie, one of the efficient teachers in the graded schools here, and also to be present at the public school commencement given in the city hall Saturday night.

Mr. A. C. Hartzog, of this place, received a telegram Tuesday night announcing the sad news of his son, Charlie's, death in Louisiana. The particulars of his death are not known as we go to press.

Rev. J. F. Harelson supplied the pulpit at St. Paul Sunday morning, owing to the illness of the pastor, and preached an excellent sermon. Mr. Harelson is one of St. Paul's sons and the people were delighted to hear him.

To Take Pasteur Treatment.

An expert will arrive in Gastonia tomorrow to give the Pasteur treatment to Dr. R. M. Reid, who was the attending physician to little Ralph Thompson, who died Monday from hydrophobia. Dr. Reid is unable to leave the city on account of the illness of Mrs. Reid and his two children, Miss Aileen and Master Martin Shuford. Mr. and Mrs. W. L. Thompson, parents of the dead child, together with the nurse, Miss Johnnie Fisher, and several others who assisted during its illness will probably take the treatment here also. Dr. L. N. Patrick, who assisted Dr. Reid, left yesterday for Baltimore to take the treatment. Dr. J. M. Sloan, who also assisted, is at Saranac Lake, N. Y., having left here Monday night to accompany Mr. Archie Senn to that place. He was advised by wire yesterday that the microscopic examination by experts confirmed the diagnosis of the attending physicians that the child died from hydrophobia and it is probable that he will take the treatment while he is away.

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OLD NORTH STATE FINLEY'S THEME

RELATION OF SOUTHERN RAILWAY COMPANY TO NORTH CAROLINA.

FREIGHT RATES DISCUSSED

President of Southern Railway Company Guest of Goldsboro Chamber of Commerce at First Annual Banquet.

Goldsboro, N. C.—President Finley, of the Southern Railway Company, who was one of the speakers at a banquet given Friday evening by the Goldsboro Chamber of Commerce, spoke on "The State of North Carolina," with special reference to the relations of the Southern Railway Company to the State and what the management of that Company is endeavoring to do for the State.

Mr. Finley said that he proposed to speak in the profound conviction that the interests of the State will best be promoted by policies that are best for the interests of the people and for the interests of the railways. He said:

"A great deal has recently been said on the subject of the Virginia Cities rates from the West. It is most important to have a clear understanding regarding the conditions that have led to the establishment of the Virginia Cities rates. I shall refer to this matter only so far as may be necessary to make clear the responsibility for the establishment of those rates."

Mr. Finley pointed out that, prior to the time when the roads operating through North Carolina began to compete for Virginia Cities business, the rates on that business had been established by lines which did not touch North Carolina. He showed that the roads making these rates traversed more densely populated regions and have a greater density of traffic than the lines in the South, and said:

"The fact that some of the lines operating through North Carolina have competed for the Virginia Cities business at the rates established by these other companies, but at a margin of profit at which they could not afford to carry all of their business, does not, in any way, make them responsible for the Virginia Cities rates."

"It is now well known, however, that conferences have been in progress between representatives of the State of North Carolina and the railways in an effort to reach an understanding on questions as to the effect of the Virginia Cities rates on points in North Carolina. The railways, in deference to the sentiment of the people of the State on the subject and not because they consider the carrying of such business at present tariff rates economically unsound, have offered, in connection with a proposed adjustment, now in process of being worked out between the State and the railways, to withdraw from the business from the West to the Virginia Cities through North Carolina. It is also proposed that the effect of the Virginia Cities rates on points in North Carolina shall be considered in conference in an effort to reach an agreement as to reasonable adjustments which may be put into effect through an order of the Interstate Commerce Commission. I will not burden you this evening with other features of the conferences between the State and the railways. It is my most earnest hope that the negotiations, thus entered upon, may result in removing every ground of controversy between the people of North Carolina and the railways on this subject."

"It would, I believe, be most unfortunate if the people of any State and the railways, which are so important to their progress and development, should become involved in controversy on questions of railway charges. Much the better plan, in my opinion, is that of meeting in conference. In such a conference all matters at issue should, in a spirit of fairness on both sides, be discussed in all their economic relations and every effort should be made to arrive at an amicable agreement that will work substantial justice. I believe that, if after full and free conference in which all facts and arguments presented shall have been considered in a spirit of reciprocal fairness, any questions remain as to which

(Continued on page 8.)