

OPERATOR MATTOAX FOUND

BROTHER ISSUES A STATEMENT

Has Never Left Boarding House, a Mile from the Rangoon Office, Since Wreck, Except on One Occasion When a Drive Was Suggested by Friends Going to His Practice...

To-day L. D. Mattoax, a brother of the operator, who is a traveling salesman with a local house, seeing reports that the Southern detectives had been scouring the country for his brother, as contained in statements given out by the company, went to Campbell county to interview the brother...

BROTHER ISSUES STATEMENT

"My brother was on duty at Rangoon on the night of the 28th. He can prove that he did not go to sleep and did not leave his office for more than five minutes. When No. 32 approached he let it in the block between Rangoon and Lawyers. He let it into the block under instruction and he can prove to witnesses that he tried three times to get the car out of the block in order to notify him of the approach of No. 32. He could not, however, get a response from the show operator. He has a card to show that he got the block for No. 32. The card is in his pocket and he found it on duty when he reported at 7 o'clock to relieve a. m. He did not run away after the accident. He does not feel he is to blame in this matter and he has made no effort to avoid arrest."

KNOW NOTHING OF SEARCH

Mattoax declared that his brother left his boarding house only once since the wreck, when he went out for a drive. He was practically prostrated by the wreck and was so depressed that his friends thought a drive would do him good. He returned to the boarding house after this drive and has been there since. He did not know that the officers of the law had been searching for him. To-day he was informed that some of the detectives at the Raleigh Agency were looking for his brother and he went to the local police headquarters, where he found that no request had been made for the arrest of his brother. Local detectives at the Raleigh Agency were also notified where the operator can be found and that he had never been a mile from the telephone office at any time.

FUNERAL PRESIDENT SPENCER

Takes Place at 2 O'clock To-day From St. John's Church. Conducted by Dr. Robert Cotton Smith, a Member of General Staff of Road Will Attend in a Body.

Washington, Dec. 1.—Arrangements practically have been completed for the obsequies of the late Samuel Spencer, president of the Southern Railway. The services will take place at 2 o'clock to-morrow afternoon at St. John's Episcopal church. They will be conducted by Dr. Robert Cotton Smith, rector of St. John's.

The body-bearers were selected from among the negro porters of the Southern Railway. All of them have been in the service of the company for many years and all were personally acquainted with President Spencer. Those selected are Peter Laws, Frank Palmer, Henry Wilson, Anthony Phillips, Benjamin Warwick, Thomas Winters, George Jones and William Brown.

Members of the general office force of the Southern Railway will assemble at the offices in this city at 10 p. m. to-morrow to attend the funeral as a body.

The family of Mr. Spencer and the officials of the Southern Railway, have received a large number of telegrams of sympathy and regret that vernal appreciation in which was held throughout the country, among all classes of the people.

Among the senders were Ambassador McCormick, at Paris; A. J. Cassatt, Robert T. Lincoln, Stuyvesant Fish, R. Clowry, E. H. Harriman and George J. Gould.

The messages were not confined to railroad officials, but came from boards of trades, mayors and other prominent people from all sections.

Mobil, Jackson & Kansas City Trains to Stop.

Mobil, Jackson & Kansas City Railroad, has issued orders that all trains shall stop wherever they may be, and all work of every kind shall cease for five days, beginning at 3 p. m. Sunday, as a tribute to the memory of the late Samuel Spencer, of the Southern Railway.

TO BUY COTTON LAND.

English Cotton Association Representatives Have Decided on a Large Purchase in Louisiana.

New Orleans, Dec. 1.—It was announced by Colonel Welch in charge of the Gould System of the Immigration Bureau, that representatives of the Lancashire and Manchester Cotton Spinners' Associations, who have completed a tour of the cotton belt, have practically decided to purchase 4,000 acres of cotton land in Louisiana and Mississippi, with the view of raising and shipping cotton to their own mills in Lancashire and Manchester.

THEY RELY ON UNCLE SAM

JAPS ARE NO LONGER AGITATED

Embassy Satisfied President Will Satisfactorily Adjust California School Controversy—Absolutely No Reason for Revival of Notoriety in This Country Say Japanese Newspapers in New Development in Matter, It Being in Hands of President—Consul at Yokohama to be Given Opportunity to Deny Interview Reporting Him as Saying Japan is Resuming Old Rights.

Washington, Dec. 1.—Japan has every confidence that President Roosevelt will adjust the Japanese-California school controversy to the satisfaction of both nations. Feeling much confidence in the president, the Japanese newspapers are emphatically moderate in all their notices of the affair and so far as the Japanese nation is concerned there is absolutely no reason for the revival of the newspaper notoriety in this country.

The Associated Press was to-day authorized to quote the Japanese embassy as above. It was further stated that there were no new developments in the situation. A clipping of the newspaper matter was in the hands of President Roosevelt and his willingness and ability to act was entirely relied upon.

Henry B. Miller, U. S. consul general at Yokohama, will be given the opportunity by the State Department to affirm or deny a published interview in which he is quoted as saying that the Japanese are organizing their army and navy to fight the United States. A clipping of the alleged interview has been forwarded to Mr. Miller and the statement is made that if he denies it his answer will be accepted by the State Department as conclusive.

London, Dec. 1.—President Roosevelt's solution of the difficulty arising from the anti-Japanese rule of the San Francisco public schools is awaited with the greatest interest and some anxiety here. The London papers are being regaled with sensational statements made by recent arrivals on the Pacific coast from the far East, suggesting the possibility of a collision between the United States and Japan. The Japanese legation to-day issued a reassuring note declaring that the paroxysm of popular anger represented as raging in Japan was greatly exaggerated.

DOUBLE TRACK DONE

Trains Now Running Over Double Track Between Greensboro and High Point—Senator Daniel to Speak.

Greensboro, Dec. 1.—The double track of the Southern Railway between Greensboro and High Point is completed and trains are running over it this week for the first time. The trains have been using a part of the double track for some time, but not until this week did they go over the entire line. There are now three forces of hands at work on the line from High Point to Salisbury and the double track on this part of the road will be completed at the earliest possible time. The part of the Southern between Greensboro and Salisbury is more congested than any other section of the entire line.

Work was commenced yesterday on the new road-bed for the company north of Greensboro and the double track from here to Danville is to be completed at the earliest possible date. It is now being laid between Danville and Pelham, a station ten miles this side of Danville for some time. Several important changes are to be made in the road north of here in order to straighten the line and give a more direct route between here and Danville. The bad curve at Reedy Fork will be straightened, so as to effect a saving of about 10 miles or more, leaving the present town of Brown Summit a mile to the north, coming back to the present road-bed several miles this side of Reedyville.

The Greensboro office of Elks will hold the annual memorial day services in the Grand Opera House to-morrow afternoon. The principal address will be made by United States Senator John W. Daniel, of Lynchburg, Va. While in the city Senator Daniels will be the guest of David Dreyfus, exalted ruler of the lodge.

Loggia on the part of members who have died during the past year will be delivered by members of the lodge. Those who have died in the last twelve months are: Thos. A. Sharpe, Charles Brown, W. T. Powe and Alex. Perrow. A special programme of music has been arranged.

CHARGED WITH EMBEZZLEMENT

Former Secretary Treasurer of Delta Cotton Co., Memphis, Tenn., Arrested—Admitted Shortage of \$7,000.

Memphis, Tenn., Dec. 1.—J. E. Hutchinson, former secretary treasurer of the Delta Cotton Company, to-day was arrested on a charge of embezzlement of \$6,000. Hutchinson several weeks ago admitted to the police and friends that he was \$7,000 short in his accounts. He attempted to kill himself by cutting his throat with a razor. He recovered and to-day the warrants were served.

THE ANNUAL PRODUCTION OF GOLD AND SILVER.

Washington, Dec. 1.—The bureau of the Mint and the Geographical Survey, which are co-operating in the work of determining the annual production of gold and silver in the United States, have agreed upon the following as for the calendar year 1905:

Gold \$25,180,700; silver \$5,101,600 fine ounces.

The total number of ounces of gold produced was 4,285,745, and the commercial value of the silver produced was \$34,211,975.

FOUR KILLED IN WRECK

ENTIRE WADCOCKAGE IS BURNED

Heavily-Loaded Gravel Train Crashes Into Passenger on Rutland Railroad Near Vergennes, Va., and Two Coaches Go Over a Steep Embankment—Three Women Passengers Killed Outright or Burned to Death and One Dies in Hospital—At Least Twelve Seriously Injured—Trainmen and Fire Department Saved Injured From Death in Flames.

Vergennes, Va., Dec. 1.—Disaster fell to the passengers of a train on the Rutland Railroad near this station to-day, when a heavily-loaded gravel train, moving slowly on a down grade, crashed into it from the rear. Three women passengers were either killed outright or burned to death in the fire which followed, a fourth has since died of her injuries, and at least twelve persons were seriously injured. Among the latter were members of the Drury Opera Company, of New York, an organization of colored musicians.

The passenger consisted of two coaches and a caboose, and both the coaches went over the edge of a steep embankment. The entire wreckage was in flames, but the injured were saved through the heroic efforts of the trainmen, the fire department of Vergennes and others from the town who hurried to the scene.

The dead are: MRS. W. A. LAWRENCE, 45, of Bristol. MISS CORINA STOWE, 25, of Bristol. MRS. NELLIE BARNARD, 45, of Bristol. MISS ROSETTA FAULK, Drury Opera Company, of New York city, died in the hospital.

The seriously injured are: E. M. Dyke, of Bristol, may die; W. E. Simpson, of Washington, D. C.; W. E. Simpson, wife of Mr. Simpson; W. J. Vanhouten, Drury Opera Co.; Carrie Francis, Daisy Allen, Annie Queen, William Souder, members of the opera company; Mrs. Rogers Latimer, of Bristol.

RAILROAD REORGANIZED

Norfolk & Southern Railroad Company, Following Merger, Announces Reorganization—Several Changes in Officials.

Norfolk, Va., Dec. 1.—The Norfolk & Southern Railway Company, following the merger under that name of the Norfolk & Southern Railway, the Raleigh & Norfolk Railway Company and the Atlantic & North Carolina Company, owning the Pamlico, Oriental and Western Railroad Company, to-day announced its reorganization, carrying with it a number of changes, some new officials succeeding old ones of the merged lines, who are dropped, with promotions for others. The reorganization returns to-day to the following: Maraden J. Perry, chairman of the board, Providence, R. I.; Frank S. Gannon, president, New York; Morris K. King, vice president, Norfolk; George W. Roper, general superintendent, Norfolk; Charles O. Haines, vice president, Raleigh, N. C.; Walter B. Gwyn, secretary, Norfolk; Matthew Manly, treasurer, Norfolk; H. C. Macdonald, controller, Norfolk; P. L. Merritt, auditor, Norfolk; Godkin & Coadbourne, general counsel, New York; R. E. L. Bunch, traffic manager, Norfolk; H. C. Huggins, general freight and passenger agent, Norfolk; P. L. Merritt, land and industrial agent, Norfolk; W. R. Burrows, purchasing agent, Norfolk; M. W. McGuire, general superintendent, Norfolk; R. P. Foster, assistant general superintendent, Norfolk; N. C. P. L. Nicholson, engineer maintenance of way, Norfolk; W. F. Carlisle, engineer maintenance of way, Newbern, N. C.; F. E. Gould, superintendent of motive power, Norfolk; H. H. Green, mechanic, Newbern, N. C.; T. B. Ogilvie, superintendent of Norfolk & Pamlico divisions, Norfolk; Henry Crocker, superintendent of Norfolk division, Norfolk; J. R. Hawkins, superintendent division, Newbern, N. C.; S. L. Dill, superintendent Beaufort division, Newbern; W. G. Larmour, superintendent of marine equipment, Washington, N. C.

General Superintendent McGuire to-day announced that there was nothing in the report to the effect that the Norfolk & Southern Railway and Crescent Railroad to be merged with the latter, as general manager of that line at Cincinnati.

All of the offices and office force of the Atlantic & North Carolina line, except that of the general superintendent Foster, formerly general manager of the Atlantic & North Carolina, will be moved from Goldsboro to Norfolk.

ADMITTED ROBBING MAILS.

Louis D. Jones, Arrested by Deputy Marshal Calvin for Stealing Registered Parcels and Other Articles From Mail, Confesses Guilt.

Fayetteville, Dec. 1.—This morning Deputy United States Marshal Calvin Colvin, Bridgeport, arrested Louis D. Jones, charged with larceny of mail pouches, registered parcels and packages of watches, jewelry, silverware and other merchandise. Jones was in the service of the post-office department, transferring the mails from train to train at the passenger station in this city. He left home last Wednesday to spend Thanksgiving at Wakeful, saying that he would return that night, but instead of appearing in person, he sent in his resignation yesterday.

He was tried before United States Commissioner Judge Sutton, this afternoon. The commissioner read over to him a copy of Inspector Buck's testimony and at the close Jones made a full and voluntary confession of the robbery. It was reported just after his arrest that Jones had confessed to taking the package of \$2,000 in train from Boston to the Fayetteville Southern Life Insurance Co., some weeks ago, but this was untrue and that was not brought up before Judge Sutton. The accused was remanded to jail in default of a \$5,000 bond to stand trial at the next term of Federal Court, Jones is the son of the late Reuben Jones, merchant and hotel and restaurant keeper. He is a married man, but is separated from his wife. A great big all work on the train, and the mails was found in his trunk and the big tool was mangled so that it had to be amputated.

TRIES TO SHOOT AGENT.

Oliver Hicks, of Stokes County, While Intoxicated, Attempts to Shoot Agent Jackson, at Winston-Salem.

Winston-Salem, Dec. 1.—Oliver Hicks, of Stokes county, while intoxicated, endeavored to shoot Agent Jackson, of the union passenger station here, to-day. Hicks was in the waiting room, whereupon the latter drew his pistol.

Mr. Jackson grabbed the gun and wrestled it out of the intoxicated man's hand. Hicks was rushed into the ticket office, where he remained until a policeman arrived and marched him to the station house.

PLAINTIFF'S BILL DISMISSED.

Judge Pritchard Sends Order to Clerk of Asheville Federal Court to Dismiss Bill Against Henry Grinnell and Wife.

Asheville, Dec. 1.—Judge J. C. Pritchard, who is now in Richmond sitting on the United States Circuit Court of Appeals bench, has sent an order to the clerk of the United States Circuit Court here directing that the case of the North Carolina Mining Company against G. R. Westfield and others, recently heard here, the plaintiff's bill against two of the defendants, Henry Grinnell and wife, Doretta, Antonia Grinnell, be dismissed. Judge Pritchard holds that his court has no jurisdiction of the persons of the two defendants; that they are residents of the District of Columbia and that further orders that the two defendants recover of the plaintiff such costs as they may have incurred in their behalf. Just what this amount will be has not been ascertained, but it is probable that it will be several hundred dollars. Some say it will be \$1,000.

It is rumored here that Judge Pritchard will at an early date render a decision in the case of the Westfield, sometimes called the "great million dollar copper mine suit," and in view of this alleged forthcoming decision are carried out, \$100,000 will be a sum which will be called in the State courts at Waynesville before Judge W. R. Allen Monday, much interest is manifested in the probable outcome. If Judge Pritchard's decision is rendered first, and his findings are upheld by the United States Circuit Court of Appeals, the decision in the United States Court would stand, even though the verdict of the Superior Court should be in favor of the other parties and this decision should be affirmed by the State Supreme Court. On the other hand, if the Superior Court verdict came first and the decision stood, it would stand against the United States Circuit Court judge's decision.

TO ENLARGE THE GUILFORD.

\$100,000 Will Probably Be Spent in Enlarging Guilford Hotel—Greenboro Life Will Erect Modern Office Building.

Special to The Observer. Greensboro, Dec. 1.—Plans have been drawn for the enlargement of the Guilford Hotel, now leased by Cobb & Corpening and run in connection with the Benbow. If the enlargement is carried out, \$100,000 will be spent on improvements. A story or two will be added, and an annex, containing a large new dining room, will be built. The building is owned by the Greenboro Hotel and Cobb & Corpening own the lease.

The Greensboro Life Insurance Company is arranging to build a modern office building on Washington street, near the corner of the city and the Greensboro Fire Insurance Company. The transfer of the property has been practically completed, and work will begin soon.

FALLS 50 FEET.

Mr. Thomas Hall, of Durham, While Painting Court House Roof at Roxboro, Falls 50 Feet, and Suffers Injuries.

Roxboro, Dec. 1.—While painting the court house roof this morning Mr. Thomas Hall lost his footing and fell to the ground, a distance of 50 feet. His right arm was broken in the fall, and several ribs were broken. It is hoped that he may recover, but the doctors are as yet unable to decide as to the extent of his internal injuries.

Case Ends After Six Years. Helen Wilman Post, Mental Healer, of Sea Breeze, Fla., Files Affidavit That She is Suffering From Rheumatism of Which She Cannot Cure Herself and Pays \$500 Fine.

Jacksonville, Fla., Dec. 1.—The case of Helen Wilman Post, the mental healer of Sea Breeze, Fla., which has been pending in the United States Court for six years, was closed to-day. Mrs. Post filed an affidavit that she is suffering from acute inflammatory rheumatism, of which she cannot cure herself, and the fine of \$500, promised to cease the use of the United States in carrying out her healing business and was relieved from the sentence of confinement in jail for 30 days. Mrs. Post is now 75 years old, broken in health and says that all her health has been spent in attending to her patients. The cases against her, aggregating \$25,000.

DRURY OPERA CO. IN WRECK.

Four Persons Killed and Several Seriously Injured—Manager of Company Escapes With Few Slight Scratches.

Virgeness, Vermont, Dec. 1.—Four persons were killed and several seriously injured in a wreck on the Rutland Railroad near here. A gravel train ploughed into the rear of a passenger train. Two passenger cars were wrecked and caught fire.

None of the dead have been positively identified. Among the passengers were 21 members of the Drury Opera Company, of New York, an organization made up of negro singers.

One member, Hattie Falk, is believed to be fatally hurt, while another man named Stevens is seriously injured. Drury, the leader of the company, is slightly hurt.

TRIES TO SHOOT AGENT.

Oliver Hicks, of Stokes County, While Intoxicated, Attempts to Shoot Agent Jackson, at Winston-Salem.

Winston-Salem, Dec. 1.—Oliver Hicks, of Stokes county, while intoxicated, endeavored to shoot Agent Jackson, of the union passenger station here, to-day. Hicks was in the waiting room, whereupon the latter drew his pistol.

MAY GO TO JURY MONDAY

GILLETTE CASE EVIDENCE IN

Prosecuting Attorney Begins Summing Up Monday Morning and Will Be Followed by Gillette's Counsel—Defendants on Stand Again for Short Time, It Being Developed Through His Evidence That Girl Took Working Clothes While He Did Not—Girl's Father, Who Has Been in Court Throughout Trial, Says "I am Satisfied that Justice Will Be Done."

Herkimer, N. Y., Dec. 1.—The taking of testimony in the trial of Chester Gillette on the charge of murdering Grace Brown, was completed to-day and the court adjourned. On Monday morning the prosecuting attorney will begin his summing up of the testimony and will be followed by Gillette's counsel. It is expected that the case will go to the jury Monday evening.

District Attorney Ward called Gillette to the witness stand for a few minutes to-day and questioned him concerning the death of Grace Brown on Big Moose lake, seeking to bring out points which had already been touched on in Gillette's previous testimony. It was developed that when the couple left for the lake, Grace Brown took with her working clothes which she had changed into her own. This was believed to be important evidence in view of the fact that Gillette had sworn he had intended to take Miss Brown away and did not intend to return to Corland.

Other witnesses testified that Gillette had made preparations to resume his work in the factory after a week's absence. Grace Brown, on the other hand, according to the testimony of the doctors, had had her good-bye as she did not expect to return.

In showing that the dead girl had taken her everyday clothing on the journey the prosecution explained that she merely meant to seek a new home and to work and help the young man who had, it is alleged, promised to marry her.

When M. E. Bush, the dead girl's father, who had been in court throughout, left to-day he said: "It is enough; I am satisfied that justice will be done."

APPEAL TO COMMISSION.

Secretary Field, of the North Carolina Case Workers' Association, Asks Inter-State Commerce Commission to Reconsider Decision Dismissing Advocates of New County Apportionment Commissions.

High Point, Dec. 1.—The North Carolina Case Workers' Association has a representative in the person of Mr. C. J. Field, secretary, at Washington this week, where he appears before the inter-state commerce commission in behalf of the shippers and other towns and cities in this section, regarding rate discriminations to the Pacific terminals, where the trade of this State has come to be of more and more importance.

Concurrently with this notice they have issued to their several subscribers a circular letter to the effect that the Messrs. Guggenheim have assumed whatever losses may arise out of this transaction, "thus relieving their subscribers from all obligation, so that not one of their subscribers will lose a single dollar."

ESCAPED PRISONER CAPTURED.

Sheriff Sharp, After a Struggle, Succeeds in Arresting George Carver, Colored.

Special to The Observer. Wilson, Dec. 1.—Early yesterday morning Sheriff Sharp was notified that George Carver, one of the two prisoners who recently escaped from the eastern section of the city, Sheriff Sharp immediately went in search of the man and found him. The sheriff told Carver he had to go to jail with him, and Carver refused. Sheriff Sharp, after a lively tussle, threw down Carver. As he did so, Carver's wife tried to hit the sheriff with a bed slat. At this time help arrived and Carver was taken to jail.

PRESIDENT RECEIVES PEARY.

Arctic Explorer is Heartily Congratulated by Executive—Weiman at Executive Offices When Peary Arrives.

Washington, Dec. 1.—Commander Robert E. Peary, the Arctic explorer, called on the President by appointment to-day. He was heartily congratulated by Mr. Roosevelt on the achievement he has made in his latest Arctic expedition. Commander Peary upon leaving the White House said he was going to New York to-day on business matters.

Walter Weiman, who hopes to reach the Arctic region by means of an airplane, called on Executive Office when Commander Peary arrived. The two exchanged cordial greetings.

EMBEZZLER GETS FIVE YEARS.

Gordon DuBose, Former President of Defunct First National Bank, Birmingham, Guilty on All Counts.

Birmingham, Dec. 1.—Gordon DuBose was found guilty to-day by the jury in the case of Gordon DuBose, former president of the defunct First National Bank of Ensley, found the defendant guilty on all counts of misappropriating bank funds, and guilty of counts of abstraction, and embezzlement.

STOCK DROPS ABOUT HALF

GUGGENHEIMS REFUSE OPTION

Decline From 33 7/8 a Short Time Ago to 19 3/4 in Stock of Nipissing Mines Co. Explained by Announcement That Option on 400,000 Shares Had Not Been Exercised—Guggenheims Issue Statement Saying They Will Meet All Losses by Subscribers—Will Not Now Exercise Option, They Say, and Have so Notified the Vendors.

New York, Dec. 1.—A rapid decline in the stock of the Nipissing Mines Co., a cobalt company, from a high point of 33 7/8 a short time ago to 19 3/4 to-day, attracted much attention and was without explanation until this afternoon when it was announced that the Guggenheim interests had declined to exercise an option held by them to purchase 400,000 shares of the company's stock at \$25 per share. No reason is given in the statement for the decision, but Louis Marshall, counsel for the Guggenheims, said it was because there had not been sufficient time to examine the titles to the company's property. The purchase price of the stock was \$10,000,000 and the total is 1,200,000 shares. The stock has been traded in very largely on the curb and has been a leader in the speculation in mining shares.

When it became known that the Guggenheims were considering the stock as an investment there was a rush on the part of the public to buy and the price advanced sharply. When the decline set in there were rumors that the Guggenheims might not exercise their right to buy at 25. The official statement by the Guggenheims contains a notice to the subscribers to their syndicate that they will assume all losses and that the subscribers will not lose a dollar. The statement by the Guggenheims follows:

"On October 30 the Messrs. Guggenheim took an option from a number of gentlemen for the purchase of 400,000 shares of the capital stock of the Nipissing Mines Company at \$25 per share. They offered a large portion of this block for underwriting to their friends at the contract price, receiving not a dollar for the remainder of the block. They also intended to keep a large portion of the stock for themselves. On November 1st they paid \$2,500,000 on account of the purchase price. On making this payment they received for them 600 shares of the stock, leaving in the hands of the vendors 60,000 shares of the stock as a forfeit in the event that they failed to make subsequent payments."

"The second payment would have been payable to-day if they had concluded to proceed further with the business. They have now decided not to exercise their option with regard to the purchase of the remainder of this block of stock, and have so notified the vendors."

Concurrently with this notice they have issued to their several subscribers a circular letter to the effect that the Messrs. Guggenheim have assumed whatever losses may arise out of this transaction, "thus relieving their subscribers from all obligation, so that not one of their subscribers will lose a single dollar."

WANTS LEGALITY TESTED.

In discussing the matter Mr. Garner said that while he knew the men who have been mustered out by order of the President could not at this time be helped, as they had already been paid all the money due them by the government and had had their names wiped off the rolls as soldiers of the United States, he had decided to introduce the resolution and have a committee investigate the question.

This announcement was made to-day by Mr. Garner immediately upon his arrival in this city. It is his intention to introduce his resolution, possibly on the first day, but if not, then at the first possible moment.

WILL ADVOCATE INHERITANCE TAX.

In his forthcoming annual message to the Congress, President Roosevelt will take strong ground in favor of a Federal inheritance tax. He already has indicated his views on the subject in his statement to a man, made last spring in his now famous "muck ruck speech" at the laying of the corner-stone of the office building of the House of Representatives attracting wide attention. It is well known that the President has long been the subject of an inheritance tax in that address for the purpose of feeling the public pulse on the question. He did not care formally to recommend to Congress the enactment of legislation which would be met with the approval of the American people. The comment on that phase of his address was comprehensive and, for the most part, favorable. He has indicated his intention to make the concrete result of the conference, being that he will recommend the enactment of a measure which will enable the government to profit to the extent of the inheritance tax, and the coming of fortunes from one person to others.

It is quite likely the question may be projected into the approaching session of Congress, although it is thought practically certain that legislative action will be taken at a short session on a subject of so great importance. On this matter, as on some others, the President has advanced, the Democrats are likely to stand with him, and the President's opposition to the proposition will come, for the most part, from the ranks of the Republicans. Many Republican congressmen, however, are committed to the proposed inheritance tax and will advocate its adoption, not only as a proper means of increasing the national revenue, but as some measure of control which it is urged the government ought to exercise over vast fortunes.

VESTED INTERESTS WILL OPPOSE.

The President's recommendation will be followed immediately by the introduction in both the Senate and the House of Representatives of bills to carry his ideas into legislative effect. It is regarded as probable that a contest, similar that over the proposed income tax measure, will be precipitated, but that it eventually will be adopted by Congress, nobody who has sounded the opinion of the legislators on the question seriously doubts. It is a question, strongly, to the people and their Representatives in Congress, because it will enable the government to raise money which will be necessary to carry on the various projects on which it already has embarked. The opposition to the proposition will come principally from representatives of the highly protected industries and their friends, because they maintain that the government ought to raise its revenue by simply enforcing the law of the exception of the internal taxes on whiskey and tobacco—from customs duties. Even among the high protectionists, however, there are many advocates of an inheritance tax and they will stand for such a tax notwithstanding the fact that it points toward an ultimate reduction of tariff rates. It has been estimated that such a law eventually would yield the government a revenue of approximately \$14,000,000 a year. Indeed, the revenue is likely to be far more than that amount.

ACTORS KILL CONSTABLE.

Another Officer Fatally Wounded and Two Actors Seriously Shot—Constables Were Levying on Trucks.

Quincy, Ill., Dec. 1.—In a quarrel to-day over receipts for a theatrical performance here, a constable was killed and Constable James E. Rolan and Orion K. Stuart, an actor, were fatally wounded, while Roy Millard, an actor, was shot through the body and the arms. Rolan and Duval were levying on trucks claimed by Gilbert Donaldson, owner of the show. Stuart and Millard are alleged to have begun the shooting.

BIRTHDAY OF QUEEN ALEXANDRIA.

London, Dec. 1.—The birthday of Queen Alexandria, born in 1844, was celebrated at Sandringham by an unusually large gathering of the Royal family. Greeting from all parts of the world arrived. King Edward and Queen Alexandra were in the motor car.

TO TEST THE DISMISSAL

GARNER WILL MAKE MOTION

Representative From Texas Announces That He Will Introduce Resolutions in the House Monday, Providing for the Appointment of a Special Committee to Investigate and Test the Legality of the President's Dismissal of Brownsville Troops—In Forthcoming Message to Congress President Roosevelt Will Advocate Federal Inheritance Tax—Deliberate Action as Approaching Term Not Probable.

Washington, Dec. 1.—One of the first resolutions to be introduced in the House when Congress meets Monday will be that offered by Representative Garner, of Texas, calling for the appointment of a special committee to investigate the dismissal by the President of the colored troops of the Twenty-fifth Infantry alleged to have been involved in the Brownsville riots at Brownsville, Tex., last August.

This announcement was made to-day by Mr. Garner immediately upon his arrival in this city. It is his intention to introduce his resolution, possibly on the first day, but if not, then at the first possible moment.

WANTS LEGALITY TESTED.

In discussing the matter Mr. Garner said that while he knew the men who have been mustered out by order of the President could not at this time be helped, as they had already been paid all the money due them by the government and had had their names wiped off the rolls as soldiers of the United States, he had decided to introduce the resolution and have a committee investigate the question.

This announcement was made to-day by Mr. Garner immediately upon his arrival in this city. It is his intention to introduce his resolution, possibly on the first day, but if not, then at the first possible moment.

WILL ADVOCATE INHERITANCE TAX.

In his forthcoming annual message to the Congress, President Roosevelt will take strong ground in favor of a Federal inheritance tax. He already has indicated his views on the subject in his statement to a man, made last spring in his now famous "muck ruck speech" at the laying of the corner-stone of the office building