jury. It is mostly nearest. But if I could get the facts before you they would shock and herrify the conscience of the court and instantly this case would be stopped. So deeply have I been impressed with this that I have served notice upon the counsel of record that if when this trial is concluded I find that they were in possession of facts which I believe to be in their possession, I shall call the matter to the attention of the appellate division of the Supreme Court. I feel very bitterly about this matter. There is not a man who has watched this defendant sitting here at this table that does not know that as he sits there he is incapable of ads he sits there he is incapable of ad-ising counsel. Thus, under the isoutes, it becomes the duty of the rust to stop the proceedings."

Mr. Delmas sought to have Mr. Jerome place himself on record as formally applying for a lunacy commission, but the district attorney would only repeat that he was direct-would only repeat that he was direct.

The gist of the great measures the like they do in Wilkes, and take a strain of the burden is conscience. Mr. Jerome said that Drs. Bingeman and Deemar, two of fit of commerce the appointment of more the Thaw physicians, had told him the commission is the greatest; that stand. facts concerning epilepsy on both its work should put an end to the sides of the prisoner's family, but the transportation troubles of the coundefense had failed to oring out these

matters in the testimony,
"I submitted to the alienists summoned by the State all the facts in my possession," urged Mr. Jerome, "and they one and all informed me that the defendant is suffering from a disease called paranoia, the chief characteristic of which are insane de-

if the alienists had informed the disput it in the hypothetical question. AFTER ALL OF EVIDENCE.

Now that they have put Dr. Hamwhich may demand the attention of Treasury Department. the court. For the first time we have the real evidence before us, and I want it all to go in. Your honor will support me in the claim that ever since this trial began I have struggled to have the doors opened wide that all the facts might be brought out. But I have been met with objections and legal restrictions everywhere."

Mr. Delmas replied that it was strange if the district attorney had so he could not communicate intelli-Delmas continued. He further said that the defense had called to the stand Dr. Hamilton, the man whom the district attorney believed to know else, and was proceeding to interro- has succeeded in making his depart-

the court to submit that question to toria College of Music in London. The court will determine its duty

for Itself," replied Justice Fitzgerald.

THAW NOT CAPABLE. Mr. Gleason next demanded before the proceedings went further that Dr. Hamilton be interrogated as to whether or not he thought Thaw capable of advising his counsel. Justice Fitzgerald allowed the question and the witness replied that he did not think Thaw was capable of advising his counsel at the present time. The doctor said further that he had so reported to counsel in the case.

counsel on both sides submit to him nently displayed. The chiefest centre sessed touching upon the sanity or room, which has recently been en-insanity of the defendant. If the de-larged to comfortably accommodate have to proceed without such evi- hats. dence from them to combat that to be offered by the district attorney. Justice Fitzgerald further said that professional privilege was pleaded bar of any testimony Dr. Hamilton had to offer it would be construed as meaning that the defense did not desire that testimony to go into the tion is given every one to come and

as to discuss the personnel of a pos- this progressive firm. sible commission in lunacy. He said he did not wish to appoint any alienists who had been consulted in the case by either side and desired to be Commander of the Battleship Congiven the names of every doctor so consulted. It was agreed that both eides should submit affdavits to-mor-

DEFENSE COUNSEL PLEASED. When the trial adjourned Messrs. for a court-martial to try Capt. Wm. Hartridge and O'Reilley, of Thaw's Swift, commanding the battleship counsel professed the greatest pleas- Connecticut, on these charges:

ure over the turn of affairs.
"The district attorney has acknowledged himself beaten," said Mr. Hartridge. "We can combat the lunacy commission." In the meantime the district attorney has acknowledged that he believes Thaw was insane when he shot Stanford White. That ought to give us an acquittal."

District attorney Jerome was manifealy pleased with the idea of a commission. He immediately set to work Merrill and E. H. C. Leutz, with preparing affidavits. He will be able to place before Justice Fitzgerald tomorrow all the testimony he has been officer of the deck on the Connecti-unable to get before the jury. cut when she struck bottom, will be

Mr. Delmas declined to make any definite statement. He merely said charges. that it had been agreed "that when that it had been agreed that the case reached the stage which developed to-day, Mr. Gleason should take charge." He said of course he Rev. Mr. Walter Molcomb Will Preach would still be connected with the

Tryon Street Methodist church will be packed from the pulpit to the street they had had a brief chat with the prisoner and told him that victorial with the prisoner and told him that victorial with its prisoner and told him that victorial with its prisoner and told him that victorial with its property of the prisoner and told him that victorial with its property of the prisoner and told him that victorial with its property of the prisoner and told him that victorial with its property of the prisoner and told him that victorial with the prisoner and the pri that he elder Mrs. Thaw was anxious to tell about the influences of heredity in the Thaw family when she was on the stand, but was cut short -y

When Thaw reached his cell in the Tombs he began to write at a furious pace, saying it would be his statement to be submitted to the court to-mor-

A POOR ORGAN.

Dam(s) the bile. That's what your liver does if it's torpid. Then the bile overflows late the blood-poisons your system, causing sick-headsche, biliousness, sallow skin, coated tongue, sick stomach, diszincas, fainting spells, etc. Hainon's treatment of Liver Pills and Totale Pellets strengthens the liver and makes it do its own work. Prevents and civre these troubles. It side-doesn't force. Entire treatment So. W. L. Hand & Co. Jno. M. Scott & Co.

Inland Waterways Commission. Washington, March 20.—Presiden Received has received telegrams from a number of commercial, waterway and other organizations in the West

ongratulating and commending him

the appointment of an inland

and report a comprehensive plan for the improvement of the inland water-ways. They have come from the chamber of commerce and the Business Men's Club, of Cincinnati; the National river and harbor congress, signed by J. F. Ellison, secretary; the signed by J. F. Ellison, secretary; the collector, and Vance Scoggins, depu-Business Men's League of St. Louis: ty marshal, for Uncle Sam, went the Lakes to the Gulf Deep Waterway; down to No. 300, on East Eleventh the Merchants' Exchange, of St. street, yesterday afternoon and captouis; the municipal council and various organizations of Memphis, and pipes, yeast jug, and all other neces-

that of all the great measures the like they do in Wilkes, and take a President has advocated for the benefit of commerce the appointment of more than an ordinary city could try and that the President has arrived at the real solution of the trans-

portation problem. Scoggins and Patrolman House, of Isaac N. Seligman, of the banking the police department of the city, house of J. & W. Seligman & Co., made the raid. They entered the had a talk with the President tohad a talk with the President today. Mr. Seligman is on his way chinist, at the corner of Eleventh home from the South, and is stopping street and the railroad, and found for a few days in Washington. He lusions; that acting under these incame to the White House at the invisance delusions he killed Stanford tation of the President, and remained came to the White House at the invi- affair, with 20 gallons of fermenting White, but that within the legal defi- with him for some time. As he came nition of insanity he knew the na- out of the President's office he adture and quality of his act and knew mitted having discussed the financial the act to be wrong." mitted having discussed the financial and railroad situation with Mr. Roosethe act to be wrong."

and railroad situation with Mr. RooseJustice Fitzgerald wanted to know velt and added: "The President will velt and added: "The President will drove it through Independence do anything he can in order allay Square, where John McKnitt Alextrict attorney of their opinions before any kind of feeling of want of conanswering the long hypothetical ques- fidence. He does not see, however, hunters ripped and tore and charged Hant young actress, Adelaide Thurstion in court. Mr. Jerome admitted what he can do. He is not respon- and swore that they would be free that they had. The evidence he sub- sible for the action of the State Legis- and independent in spite of the devil mitted to them had not been adduced latures in their attitude toward the and high water, so that all might see in court, however, and he could not railroads and regrets action of this kind. The President is willing to in front of The Observer building. meet the rassroads half way."

Mr. Seligman added that the Preso. laying before the court sworn tes-timony in a matter of a character with him in the operations of the for that thing?"

DR. C. R. FISHER RESIGNS.

Popular and Skilled Musical Director of Presbyterian College Tenders Resignation to Spend a Year in Europe-Board of Trustees Accept With Regrets.

Dr. Charles R. Fisher, musical director of the Presbyterian College, long possessed the information he was has tendered his resignation to the stating to the court that he had per- board of trustees of that institution, sisted so long in prosecuting to his in order that he may take a trip to death a man who he believed was in- Europe, where he is thinking of sane in the eyes of the law because spending a year or more. With deep regret the trustees have acceded to gently with counsel. As to the charge his desires and accepted the resigof unprofessional conduct he had heard it for the first time to-day, Mr. succeed him at present.

Dr. Fisher came to the college three or four years ago and by his thorough work, magnetic personality more about the case than anybody and passionate devotion to his art, gate him when the district attorney objected.

Here Mr. Gleason interposed him
agreeable gentleman. The president self in the discussion. He rejected is inconsolable over the loss of a dithe district attorney's assertion that rector with whom he has worked so Thaw was unable to advise his coun-pleasantly. Dr. Fisher is a member sel and declared it was the duty of of the examining board of the Vic-

MILLINERY OPENING TO-DAY.

B. Ivey & Co. to Have Their Millinery Opening To-Day and To-Morrow-A Big Display of Spring Styles.

An event of much interest to the ladies of Charlotte will be the spring millinery opening at Ivey's to-day and to-morrow.

The whole store has been placed in gala attire and all kinds of spring and summer fixings, dear to the Justice Fitzgerald demanded that heart of every woman, will be promito-morrow all the evidence they pos- of interest will be the millinery show fense did not desire to do this, he the crowds and give a better opporsaid, ne could not compel it and would tunity to display a larger number of

Miss Annie Felts will be in charge and will be assisted by a large force of capable assistants.

Pretty souvenirs will be given to every lady attending on these opening days, and a very cordial invitasee the largest and finest display of Justice Fitzgerald even went so far up-to-date millinery ever shown by

> SWIFT TO BE COURT-MARTIALED. necticut is Charged With Suffering

> a Vessel to Run Amuck and With Neglect of Duty. Washington, March 20 .- The Navy Department to-day issued the order

"Through negligence, suffering vessel to run upon a rock," and lect of duty in connection with above." The court will meet on board the Connecticut at Hampton Roads on Tuesday, March 26, and will be composed of Rear Admirals A. S. Snow, C. H. Stockton, Asa Walker, Chas. S. Sperry, R. M. Berry, J. N. Hemphill and S. M. Ackley; Captains J. P. commander J. J. Knight as recorder. Lieut. H. E. Yarnell, who was the

tried by the same court on similar

Charlotte Sinners Up To-Night. Tryon Street Methodist church will Walter Holcomb, the brilliant young was in sight. It will be recalled evangelist, who is now holding a pro-

tracted meeting here, preach on: "Be sure your sins will find you out" or The devil has broke loose in Charlotte." Those who recall the stirring incidents of the last ten days will understand Mr. Holcomb's subject. Before leaving the city the courageous revivalist is going to take a whirl at common old every day sin as it has manifested itself here since his meet-ing begun. Those who do not hear Mr. Holcomb this night will miss a treat. He is going to handle the sinners with gloves off and tongue well oiled. Pows free.

Mr. Rufus Armfield, of Monroe, spent last night at the Buford.

The Cleveland Star, of Shelby

### Amusements

A CITY OF MANY SINNERS.

Hell has broke loose in Charlotte as well as Georgia—a citizen killed a fellow man, a Sunday school teacher

heard of in Charlotte. He and Mr.

States officers put the blooming still,

dripping with liquor, on a wagon and

ander and the other good squirrel

and independent in spite of the devil

Prof. Alexander Graham, who hap-

pened to be on the curbing hum-

"Money couldn't buy it," said Mr.

offered by the New York, gentleman,

Mr. S. Millington Miller.

never got a glimpse of him.

pecial to The Observer.

Special to The Observer.

DESTROYED BY FIRE.

Change in Railroad Schedules,

cost of approximately \$15,000 and was lo

cated on a knoll between South Main street and the mountain range east of

cupied save for the presence of a care-taker. It is believed that the fire was

the structure was burning flercely. It was at once realized that there was no

residence, situated some 300 yards dis-tant. In this the firemen were success-

the fire had burned itself out and noth-ing remained of the old Martin home but a mass of debris.

The transportation department of the Southern Railway to-day made annuncement of several changes in passenger train schedules on the Murphy division between Asheville and Murphy.

building was partially insured, al-h Mrs. Hamilton's loss is consi-

Albright.

Jefferson De Angelis in "The Girl of the Governor," To-Night. Adelaide Thurston in "The Girl om Out Yonder," To-Morrow Night. Suster Brown Tuesday Night. JEFFERSON DE ANGELIS.

he helped capture the first still ever Boyd, contralto; Lillian Rhoades lyric tenor and J. C. Miron, the wellthe still, a ten gallon a day capacity beer and two gallons of yeast, in a three-gallon yeast jug.

To make things worse, the United

ADELAIDE THURSTON IN "THE GIRL FROM OUT YONDER." Pauline Phelps and Marion Short, who wrote "The Girl From Out Yonder," the new play in which that brilton, will be seen at the Academy to-morrow night are both New England women and have lived all their lives and wonder. As the team took up on the coast of Maine, not far from Terry's Harbor, where the first act of the play is laid. They have drawn their characters so true to life that it. "Now that they have put Dr. Hamilton on the stand," explained Mr. ident had the greatest confidence in ident had the greatest confidence in jerome, "I have my first opportunity Mr. Cortelyou, his Secretary of the Jerome, "I have my first opportunity and would not interfere enough to ask: "What will you take they are real personages. The whole atmosphere of the piece is said to be a mosphere of the piece is sa permeated with the salt air of the sea The first act shows the broad veranda of the Country Club at Terry's Har-No ohe will ever know for certain bor, with a distant view of the ocean what the professor wanted with the and the Great Reef Lighthouse. The still, but it is generally believed that second act shows the wreck of the he was going to give it to Mr. R. O. ship "Hesper" and a bit of the beach Alexander, so that he might mount of the lighthouse island, while the and crow over it every morning just last two acts show the interior of the before he starts up town. This was lighthouse itself. Neither money nor to be in part pay for what Mr. R. O. expense has been spared in making did toward getting the original paper the production the best mossible.

> TIGE IN BUSTER BROWN. Prof. Graham took one more shot at the party. He asked, pointing to Mr. Scoggins: "Is that the 'shiner?" is a man who has made himself fa-The laugh was on the deputy mar- mous by playing dog. Buster Brown shal. Professor Graham shook hands without Tige would be like "home with two ladies who were passing, giving each one a hand, and struck up the good old tune: "If You Want to Have a Good Time, Jine the Counterance is a masterpiece of the counterance in a masterpiece of the counterance is a masterpiece of the counterance in the counterance is a masterpiece of the counterance in the counterance is a masterpiece of the counterance in the counterance is a masterpiece of the counterance in the counterance is a masterpiece of the counterance in the counterance is a masterpiece of the counterance in the counterance is a masterpiece of the counterance in the counterance is a masterpiece of the counterance in the counterance is a masterpiece of the counterance in the counterance is a masterpiece of the counterance in the counterance is a masterpiece of the counterance in the counterance is a masterpiece of the counterance in the counterance is a masterpiece of Anderson escaped. The officers Ferocity, amiability, curiosity; even 'Oakholm." Magnificent Dwelling of his chops,\ tracks foot-prints with Mrs. O. C. Hamilton, of Asheville-tremendous energy, worries tramp's boots-and just plays dog.

> There are always a great many people in the audience who wait to see Asheville. March 20.—Fire this morning at 2 o'clock totally destroyed the handhim assume his expression of please, t preoccupation which is peculiar to the dog, when he stretches out his neck. crooks his hind leg or his left ear.

at 2 o'clock totally destroyed the handsome dwelling. "Oakholm," belonging
to Mrs. O. C. Hamilton, of Asheville, and
located on Hamilton drive in the southeastern portion of the city. The residence, a three-story structure, has long
been known as the old Col. James G.
Martin place. It was the magnificent
home of the Martin family 18 years,
when Col. Martin was president of the
Asheville Street Railway Company. The
house was built by Col. Martin at a
cost of approximately 315,000 and was lody with forty people, mostly girls, and is said to be intoxicatingly funny and one that is appreciated alike by both young and old, from five to fifty.

Fourth Street Defeats Trade at Base ball.

the city. The property, including several acres of land, was purchased by Mrs. Hamilton some time ago, but was unocof incendiary origin

The blaze was discovered this morning at 2 o'clock by Night Watchman Sims. who turned in a "still" alarm. The fire department responded on the jump, but, owing to the inaccessibility of the house, the firemen were several minutes in getting to the scene. When they arrived the flames had gained rapid headway and the structure was burning fiercely. It and

TWO FIRES IN COLUMBIA.

hope of saving the main structure, and the energies of the firemen were directed to saving the outbuildings and another Gutted by Fire. ful. A strong wind prevailed during the progress of the fire and more than a closen times nearby buildings caught. These buildings were saved with great effort. The firemen remained on the scene until 6 o'clock this morning, when

Observer Bureau, 1209 Main Street, Columbia, S. C., March 20

Columbia's justly celebrated skyscrap

What tion by fire this afternoon. known as the Kendall building, a hand-some new four-story structure flanking the syscraper on . Washington street the syscraper on . Washington street caught fire several times, as did the new derable. It is said that some rare old paintings were destroyed and also considerable hoursehold furniture that had been stored there.

The transportation department of the Berkeley fints, but both were saved from serious damage by the good head-work and energy of Chief May and his men. The fire started in the Columbia Steam Dye Works by the explosion of a van of gasoline. Proprietor Dougherty being painfully burned at the time. This was gutted, as were the two kindred one-story frame structure, one occupied by Lawyer W. T. Simpson, and the Caro-lina Chemical Works, and the other by division between Asheville and Murphy.

All the passenger trains on this division are affected by the change in schedule.

which becomes effective Sunday, March 24. Commencing Sunday, train No. 17 will leave Asheville for Murphy at 7:30 a, m. instead of 8 a. m. as at present.

The train will arrive at Murphy at 1:40 p. m. Train No. 13 will leave Asheville at 2:20 p. m. arriving at Murphy at 9:45 J. W. Bond, dealer in bicycles, Mr. Simp son saved his law library and the bicycle shop saved most of its contents, but the The buildings were partially covered.
They were worth about \$1,000 each.
They face Washington street between p. m. Train No. 19 will leave Asheville at 3:20 p. m., arriving at Murphy at 9:45 p. m. There is no change in the de-parture of this train. It simply arrives at Murphy 25 minutes earlier than under the present schedule. Train No. 20 will leave Murphy for Asheville at 7:20 a. They were worth about 11,000 each. They face Washington street between the Kendall building and the Berkeley flats. Fireman Walter Heldt was dragged out of one of the buildings and restdred to constitueness after much hard work. He was prostrated by the heat. Early to-night the big frame railroad hotel at the old Blanding Street station was gutted by firs. This was a two-story sffair about 75 by 100 feet. The first floor was used for stores and a lupch room. The building was owned by Mrs. Sophia Habenicht, and was valued at \$5,000, and the loss is nearly covered by insurance. Much valuable adjoining property was saved in this instance by good fire fighting also. About 2,000 people witnessed each fire. leave Murphy for Asheville at 7:20 a.m., arriving here at 1:35 p. m., the present hour of arrival. Train No. 18, which now arrives here at 6:40 p. m., will arrive 40 minutes later under the new schedule, making the time of arrival at the Asheville station 7:30 p. m. The changes on the Murphy division are the only ones affecting the arrival and devarture of trains at Asheville as an

only ones affecting the arrival and de-parture of trains at Asheville, as an-nounced. It was rumored several weeks ago that when schedule changes were made there would be some changes on the Asheville-Salisbury line, but the trains on that portion of the Asheville division have not as yet been made sub-ject to change. Special to The Observer. Greensboro, March 20 .- E. J. Staf-"Rev. Dr. W. W. Bays, than whom there is no more brilliant and pro-found theologian in the State, preach-ed in the Methodist church Sunday morning and evening. Both sermons ford, ex-alderman, and a well known business man of this city, this after-noon announced himself a candidate for the Democratic nomination for Mayor. This makes three candidates before the Democratic primaries. The were heard by large and delighted congregations. As a pulpit orator he others are: Mayor Thos. J. Murphy, and Alderman Leon. J. Brandt, Mr. Stafford, was a candidate for the of-

stands without a peer, and those who had heard him before said, he surpassed himself Sunday in his profound and searching exposition of the underlying truths of the texts present-

maries.

Jefferson Be Angelis brings to the Academy to-night, a new comic opera, "The Girl and the Governor," which has proved a great success in all cities East and West and is about to come East and West and is about to come into New York for a Broadway run. It appeals to everyone with a sense of humor and love of melody, who can enjoy the artistically staged and costumed comic opera that makes no appeal to coarsness or suggestiveness. It appeals to the music lover, and admire of these medical controls. admirer of clean, refined entertain-ment. /Jefferson De Angelis is a come-dian of rare talents and original humoor; he has splendid opportunities for fun making as the foppish South American Governor in love with his captive, a pretty English girl. He has two splendid topical songs, "In the Land of the Free" and "Have You Ever Heard it Told That Way Before," and he is uproariously funny with his drollery and eccentric dancing the "Serenade Chorus." De Angelis has the strongest singing organi-Judd Albright, who is a Newton zation formed in recent years. There man, is gloating over the fact that are 70 people with a handsome and pretty chorus and principals of exceptional ability, such as Estelle Wentworth, the prima donna; Anna soubrette, Richie Ling, the popular known comedian and basso. The production is very complete and beautiful and the same that is to be seen in New York where "The Girl and the Governor" is due for a Broadway

With the Buster Brown Co., which comes to the Academy next Tuesday in paint, papler-mache and canvas. that peculiarly subtle and illusive "doggish" emotion called humor is ing things. flitted clearly and easily across his canine mask. He wags his tail, liks

"Buster Brown," is a musical come-

baseball teams of Fourth street and Trade contested for supremacy on the diamond at the corafternoon. The score was 14 to 7. Ewell and Stewart formed the battery for Fourth street, while Tanner Newell pitched and caught regame was interesting to the contestants and to the youthful lookers-

The Capital's Skycraper in Imminent

er was in imminent danger of destruc-

Alderman Stafford a Candidate.

fice two years ago and withdrew a few days before the Democratic pri-

For Catarrh, let me send you free, just to prove merit, a Trial size box of Dr. Shoop's Catarrh Remedy, It is a snow white cream, healing antiseptio balm that gives instant relief to Catarrh of the nose and throat. Make the free test and see. Address Dr. Sheop. Racine, Wis, Large jars 50 cents. Sold by Durwell, Dun Refati Steen.

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We have other appliances to do other cooking. We keep in stock appliances to do every line of grill-room cooking by electricity.

Also electric foot warmers, flat-irons, curling irons and other economic shock-

Buy one of these complete outfits and let the

# The D. A. Tompkins Co.

Charlotte, N. C.

NOTICE TO CONTRACTORS. The County Commissioners of Rockingham county, North Carolina, invite sealed proposals for the erection and completion of a new county court house at Wentworth, N. C., according to the plans and specifications prepared by Architects Frank P. Milburn & Co., Washington, D. C. Said plans and specifications will be ner of Second and Tryon yesterday on file on and after March 18th, 1907, with the register of deeds and at the architects' office. All contractors are requested to file their bids on or before 12 o'clock noon, April 1st, 1907. spectively for Trade street. The with the register of deeds. Each contractor shall file with his bid a certificate check for \$500, on some well-known bank, made payable to the chairman of board of county commissioners of Rockingham county as evidence of good faith on their part, and if their bid is accepted that Danger from Flames—Old Railroad they will at once enter into contract Hotel at Blanding Street Station and give an acceptable guarantee and give an acceptable guarantee company's bond in the sum of 50 per cent, of their contract price for the

faithful performance of the contract. Contractors will be paid 80 per cent. as the work progresses. The commissioners reserve the right to reject any or all bids. C. H. DALTON,

Chairman Board of County Commissioners of Rockingham County, N. C.

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AND PETTEE MACHINE SHOPS

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Dr. E. Nye Hutchison.

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OFFICE: No. 9, Hunt Building.

### THE AUCTION SALE

AT STEERE'S JEWELRY STORE will continue daily at 2:30 and 7:30 p. m. all this week. Sale will posttively close on Saturday, March 23rd.



Let us show you the Universal Per-colating Coffee Machine. Makes Coffee quicker and better than other machine on the market. Nickle Plated, Copper Lined. Now on exhibition in our north window.

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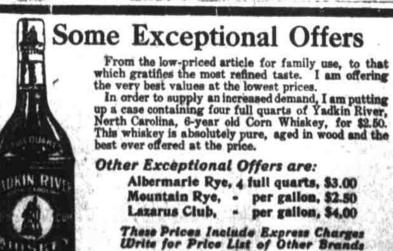
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Ingines, Three kinds, from 12 to 150 H. P.

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