

# Asheville Daily Gazette.

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State Library

ASHEVILLE, N. C., TUESDAY MORNING, MARCH 28, 1899

Price 5 Cents.

**OESTREICHER & CO.,**  
51 Patton Avenue.

**No Longer an Experiment**

The public have decided for us. The popular opinion is that we have displayed the best selected, as well as the largest assortment of

**MILLINERY**

ever displayed in Asheville, and judging from our sales, the Millinery buyers of Asheville, have appreciated our efforts in giving to them a

**Millinery Department**

completes in every detail. No such assortment has ever been shown before. A Spring Hat or Bonnet from us you are assured you are getting the latest, both in design, and trimming.

**OESTREICHER & CO.**  
51 Patton Ave.

MILLINERS as well as the Leading Dry Goods House in the South.

**Read Between The Lines and Profit Thereby**

**G. A. GREER,**  
WHOLESALE AND RETAIL FANCY GROCER,  
53 Patton Avenue

**Huyler's Candies**  
Received today (Saturday)  
Jordan Almonds,  
Burnt Chocolate Almonds,  
Salted Almonds.  
Taffy, Assorted,  
Molasses Candy,  
Marshmallows,  
Caramels.  
Chocolate Peppermint,  
Bonbons and Chocolates,  
Mixed Chocolates,  
Candied Fruits.

**HEINITSH & REAGAN,**  
Druggists,  
Church St. and Patton Ave.  
Phone 132 when in a hurry for Drug

## CLOSING SPEECHES IN DICKERSON'S TRIAL

Breese and Penland on the Stand, Called by the Prosecution in Rebuttal.

Penland Explains His "Confession"—No Confession of Guilt.

Told Only of His Own Transactions With the Bank—Dickerson's Evidence Contradicted by his Former Associates—Judge Will Charge Jury Wednesday—One Juror Seriously Ill.

**Speeches To-day.**

District Attorney Holton will conclude his argument. Senator Pritchard will follow Mr. Holton. Assistant District Attorney Blackburn will follow Senator Pritchard.

Events moved swiftly in the Dickerson trial yesterday. The defense completed its evidence; the prosecution cross examined the witnesses of the defense, introduced some witnesses of its own, among them W. E. Breese and W. H. Penland. The testimony was closed on both sides, and argument was begun by District Attorney Holton. Major Breese's appearance on the witness stand was a dramatic incident, along with the advice of his attorneys, who were Dickerson's, that he should not answer the questions of the prosecution, and his appeal to Judge Purnell for counsel in his perplexity. He and Mr. Penland absolutely contradicted testimony that Mr. Dickerson had given. During his cross examination, Mr. Penland was asked if he had not been assisting the prosecution, and had his lips thus unsealed as to his so-called "confession." He had only given information as to his own connection with the bank's transactions, and his statements were not an acknowledgment of guilt nor did they contain evidence against his associates. It came out incidentally that he had borrowed \$10,000 and placed it in the bank two weeks before it closed.

Dickerson's trial will end tomorrow when at 5:30 p. m. Judge Purnell will charge the jury. Each side has six hours in which to present its case. Messrs. Murphy, Adams and Senator Pritchard will speak for the defense. Messrs. Holton, Blackburn and Bynum (who will make the final speech of the trial) for the prosecution.

Juror Ebbs showed signs of serious illness yesterday, and last night he was reported to be a very sick man, but it was expected that he would be able to continue through the case. If he were unable to continue it would necessitate a new trial.

Mr. Dickerson took the stand at the opening of court yesterday morning.

A few questions sufficed to complete his direct examination. On being asked if he could explain the discrepancy between the figures on the bank's books and the reports to the comptroller, he said that there were offsets against the overdrafts. He never examined the books, and he signed the reports because he had confidence in the men who made them out. He did not swear to them. Mr. Penland did.

What examination did you make of the books before the bank failed? In 1892 I counted the cash and examined some of the books. With that exception I never examined the books until six weeks ago.

You say you furnished some notes for Breese and Penland. Was there any agreement as to whether you should be allowed to draw out any money; in short, was there any conspiracy as to overdrawing accounts? There was not. Each transaction I had with these officers stood separately and on its own merits.

How much are you worth now? Not a cent.

Is any of the money of the bank that you drew out in your possession or in the possession of any one for you? Objected—sustained.

On July 12 and for several months

before and after that date were you collecting agent for the Old Dominion Building and Loan association? I was.

Why was the \$2,250 item credited to J. E. Dickerson & Co. on July 16, 1897? It was the money that I borrowed in Richmond and sent to the Chemical National bank, and it should have been sent here and placed to my credit individually.

The cash book on July 16 shows "J. E. Dickerson, \$2,250, "and "and Co." in lead pencil, I don't know in whose handwriting. The handwriting of the remainder is Mr. Penland's. I don't think I was in Asheville on that day. How was that check paid? Some time in April Mr. Breese insisted on my raising some money for the bank and wanted me to draft on my brother. I wrote to my brother and he said he could not meet the drafts, but hoped to be able to do so later on. In June I gave him two new drafts for \$1,300 and \$1,650, which were sent on. This check for \$2,950 was sent to my brother to meet the drafts. This simply was a "kite" to give the bank the use of the money for a few days. The bank got the cash on these checks.

Are the proper debits and credits entered on the books to show this transaction. The proper balances appear upon the books. Was W. E. Dickerson and Co. a growing concern up to the time the bank failed? It was. The defense rested its direct examination and the witness was cross examined by Judge Bynum. On the evening or night following the close of the bank did you see Mr. Breese or Mr. Penland? Yes, sir; I saw them, I think, in Mr. Adams' office. Did you see them in the bank? I don't think I did. I don't recollect. I was with them almost continuously the day the bank failed. Were you not in the bank and did you not take out these fraudulent notes and examine them? I did not. Didn't you see these notes? I did not. Where did you take the notes? I did not take them anywhere. Were you in the bank Saturday. I may have gone in the door Saturday. That was the day I was said by the paper to have taken bags of gold to my home. I was sick most of the day.

Let us have the guarantee. Who signed the guarantee? I did. That was the only guarantee there was? Did you ever pay anything on this guarantee? No. Then it was not worth a cent. I would have paid it if I had been let alone. Nobody bothered you but your creditors, did they? No. You say you complained to Breese and Penland about your accounts. Now as a matter of fact did you ever in your life complain to Penland? I certainly did. Did you complain to Colonel Burwyn or the receiver, or Mr. Brown or Mr. Dorsett? No. You had your pass books? Yes. Did you look at them? I did not pay much attention to them after I found they would not balance. How long before the bank failed did you quit looking at the pass books? I didn't say I quit looking at them. I quit trying to balance them. Wasn't a fact that the overdrafts got so large that you quit paying any attention to them at all? No. Why didn't you quit the bank if it acted that way? I owed the bank something and had confidence in the other bank men. It

(Continued on fifth page.)

**Another Specialty**

**THE OLD HOME-STEAD CANNED APPLES**

In One Gallon Cans, 35 Cents

Winter Fruit, Hand-Picked. These are a Bargain.

**Snider's, On the Square**

The gold made you sick, did it? I didn't know about this before. I am glad you told me about it.

On the very evening the bank failed did you and Breese and Penland not go to the vault and take out the notes and select the notes each of you had received the benefit of? No.

Did not Breese have a list of notes when you saw Mr. Coffin at the bank? I don't know; I did not see it.

When you got the Brevard note renewed, did you tell Brevard that the church had paid the debt? I did. I told him that the bank had rediscouted the note up north.

How often did you examine the books of the bank? Once or twice in my life. I was not allowed to examine the individual ledger.

Were you not in the bank almost every day; did you not look at the books, at your account; did you not examine them one hundred times to the president's once; almost as frequently as the cashier? I did not.

You say you did not know of the existence of the "J. E. Dickerson special" account. Did you not examine it several times and have money with drawn from it? No.

You say you got notes at Breese's request. What notes did you get for him? The Hollingsworth, Brevard, Callais, Goodlet and some other notes.

You simply went out and got these notes in blank and did not know for what amount they were to be filled out? Yes.

When you qualified as director do you remember that you swore to honestly administer the affairs and not knowingly permit any fraud to enter into its conduct? Yes.

According to your estimation you were honestly administering the affairs of the bank when you got these accommodation notes? Yes.

You say the bank stock was up as collateral for some of these notes. Didn't you know that it was against the law to do this? No, I did not know what the law was until 1897, about April or May, when it was called to my attention by the comptroller, and I read the law.

Witness said he put these accommodation notes in the bank with a guarantee. Let us have the guarantee. Who signed the guarantee? I did. That was the only guarantee there was? Did you ever pay anything on this guarantee? No. Then it was not worth a cent. I would have paid it if I had been let alone. Nobody bothered you but your creditors, did they? No. You say you complained to Breese and Penland about your accounts. Now as a matter of fact did you ever in your life complain to Penland? I certainly did. Did you complain to Colonel Burwyn or the receiver, or Mr. Brown or Mr. Dorsett? No. You had your pass books? Yes. Did you look at them? I did not pay much attention to them after I found they would not balance. How long before the bank failed did you quit looking at the pass books? I didn't say I quit looking at them. I quit trying to balance them. Wasn't a fact that the overdrafts got so large that you quit paying any attention to them at all? No. Why didn't you quit the bank if it acted that way? I owed the bank something and had confidence in the other bank men. It

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**The Boston Shoe Store**

9 S. W. COURT SQUARE.

Will offer for the next week special prices on all goods, as an advertisement being a new firm with new goods, recently bought direct from factories. These special prices are given as an inducement to you. Why not take advantage of this advertisement and buy your shoes, trunks, etc., of us. A cordial invitation to all whether you intend buying or not.

**Miller & Kennedy**

## AMERICAN ARMY FORCING THE FIGHT

Advancing Rapidly Toward the Capital City of the Filipinos.

Natives, Commanded by Aguinaldo, Resisting Stubbornly.

Bridges are Burned in Order to Impede Our Progress—Fearful Slaughter of the Filipinos; American Casualties Numbered Fifty.

Manila, Monday, March 27.—The American advance on Malolos continued today with unabated vigor and tonight our men encamped within seven miles of the insurgents.

One column pushed along the rail road from Meycayan, with Otis' brigade on the left and Hall's on the right. Before they reached Marilao, the Filipino made a desperate stand. The river separated them from our troops and for some time they poured in a destructive fire. The artillery was brought to the front of the American line and soon dislodged the rebels from the trenches. A brilliant charge was made in which the Twentieth Kansas and Tenth Pennsylvania were conspicuous, which completely routed the natives, who left scores of dead and wounded, besides losing many prisoners.

McArthur's advance guard pushed along another road and examined the town of Bulacan. They found the place partly burned but the best houses remained. The enemy showed only a small force, which was quickly routed.

In Lawton's section, south of Manila, the enemy showed today increased activity. The American battery shelled the trenches opposite Pasay.

In the fight at Marilao the American casualties numbered fifty.

**FROM GENERAL OTIS.**

Washington, March 27.—The following was received from General Otis this morning:

Manila, March 27.—Adjutant General, Washington, D. C.: McArthur holds Marilao. There is severe fighting to day and our casualties are about forty. The insurgents have destroyed the bridges, which impeded the progress of the train and the artillery. Our troops met the concentrated insurgent forces on the northern line commanded by Aguinaldo in person and drove them with considerable slaughter. They left nearly one hundred dead on the field and many prisoners and small arms were captured. The column will press on in the morning. (Signed) Otis.

**McARTHUR'S COLUMN.**

Washington, March 27.—Only one despatch from Otis regarding the Philip pine situation was received today.

McArthur's column is making rapid progress away from Manila. The latest press despatches reported him at Bulacan and from there to Malolos the country is more even but is interspersed by dykes which drain the ricefields and which may impede our advance. The officers are better satisfied with the situation and McArthur's rapid work is exciting high praise. They expect that he will reach Malolos tomorrow and the insurgents will make a strong fight. What the rebels will then do

**OPPORTUNITY.**

FOR THE PEOPLE OF ASHEVILLE. I have made up my mind to go to Porto Rico. I will close out my entire stock at 25 per cent. less than cost. Clothing, gent's furnishing goods, hats and underwear, merchant tailor's cloth and cloth for ladies' tailor made suits, also store pictures. Entire stock must go.

I. W. GLASER, 34 South Main street, Asheville.

**ENGLISH SPONGE CAKES**  
Fresh every morning at the Woman's Exchange, Court Square. Price 20c each. Call for No. 324. 2v

**TO CURE A COLD IN ONE DAY.**  
Take Laxative Brown Quinine Tablets. All druggists return the money if it fails to cure. 25 cents. The genuine has L. B. Q. on each tablet.

Call and examine the new line of go carts and baby carriages at Mrs. L. A. Johnson's, 27 North Main street.

is not known but there is hope that the capture of Malolos will end the hardest part of the campaign.

**REINFORCEMENTS TO GO**

Washington, March 26.—The war department has determined to hurry reinforcements to Otis. Eight thousand men are now under arms to go to Manila.

Brigadier General Miller, commanding at Iloilo, was placed on the retired list today. He will be succeeded by Colonel E. V. Sumner as brigadier general of regulars. Sumner will soon retire and be succeeded by General Anderson.

An effort will be made when McKinley returns to have him appoint McArthur brigadier in the regular service. There will be no vacancy when Anderson is promoted, but it is probable that the next place will be given to McArthur, whose magnificent work has aroused admiration. At present he is senior lieutenant colonel in the regulars and major general in the volunteer service.

**McKINLEY LEAVES FOR WASHINGTON**

Thomasville, Ga., March 27.—McKinley and party left here at 5 o'clock this afternoon over the Atlantic Coast line for Washington, where they will arrive tomorrow afternoon.

The president's health is greatly improved by the result of his trip.

**DARING ACT OF AN OUTLAW'S DAUGHTER.**

Dexter, Mo., March 27.—Emma Hendrickson was shot down yesterday afternoon by the sheriff's posse whom she held at bay as she fought over the dead body of her father whom the officers were endeavoring to arrest. The posse came upon Hendrickson and his gang out in the country and a fight followed. Emma pumped shot for shot with her hunted parent and after he fell kept up the fight until she seriously wounded Deputy Sheriff Both and fell wounded herself.

The other outlaws abandoned all hope when the girl fell and fled. Two of the gang were captured.

Hendrickson was the leader of a band of stock thieves which was run to earth after a long chase. The girl's fierce stand saved five of her companions. She cannot recover.

**Do You Want Some Silverware**

For Less Than it is Worth? We have selected out a lot of Silver-plated Ware, including Trays, Flat and Hollow Ware, which we are offering at 80 cents on the dollar. It will pay you to look these things over as they are worth 20 per cent. more than we are now asking for them.

**Arthur M. Field**  
Leading Jeweler,  
Church St. and Patton Ave.  
Asheville, N. C.