

## A Novelty in Children's Stockings

The three weak points about these are the knee, toe and heel. Every mother knows this well who buys children's stockings. This new hose is made in such a manner that the knee, toe and heel will out-wear any other portion.

## Made of Irish Linen

There is no doubt that tough Irish Linen out-wears cotton. The linen in these stockings encircles the knee for 4 or 5 inches and is spliced into the heel and toe. We are selling this new line at 25c, which is very cheap, and to the first lady calling for this stocking Monday morning we will present a pair free.

## SUMNER'S

## IN NO OTHER

Line is such strict attention demanded as in the compounding of prescriptions. In order to avoid the disastrous result entailed by carelessness we employ none but the most reliable clerks. If we compound your medicines for you, you can rely upon this accuracy.

## Pfaffin's Drug Store

Corner Patton avenue and Church street.

## A COLD

## WEATHER

## QUICK HEATING

# STOVE

THE Cole Heater For Wood or Coal.

Asheville Hardware Company On the Sq., Asheville

# SHIRTS.. YOU

Stiff Bosom Shirts for Fall and Winter wear in neat figures and stripes

At \$1.00 and \$1.50

Big variety to select from.

WHITLOCK'S 41 Patton Avenue.

## Just Received

A car load of Flower Pots, and owing to delay in shipment from factory will sell at greatly reduced prices. If interested call at once as they are bound to go. The I X L Department Store, 22 Patton avenue. Phone 107.

## AN INCIDENT IN REGISTRAR FISHER'S LIFE; HOW COLLECTOR HARKINS FOUGHT 12 MEN

### James Fisher a Leader of the Crowd of Desperadoes That Tried to Kill the Then Deputy Collector, Many Years Ago.

### BATTLE WAS A BLOODY ONE IN THE MOUNTAINS

### A Tale That is of Timely Interest as an Event in the Life of the Man Charged With Vote Stealing at the Tryon Precinct.

Few men live to tell the tale that they have fought, single-handed, twelve men at one time with four bullets in their bodies and the blood streaming from wounds caused by glance shots, yet Collector H. S. Harkins of Asheville is one. The following story bears a peculiar and timely interest since the recent happenings in the election frauds in Polk county involves one of its principal characters.

Between the years 1876 and 1878, at which time Collector H. S. Harkins of Asheville was a deputy United States marshal in the wild parts of this mountain section, the blockade distiller pursued his illegal trade more daringly than now. The revenue officers were fewer and the law not so feared by the reckless and desperate moonshiners. This all combined to make the work of a revenue officer a game of deadly chance.

About the year 1876 Collector Harkins was ordered to join Deputy United States Marshal Elbert Merrell at his home near Asheville for the purpose of capturing one Walker Newman of Spartanburg, S. C. Merrell had made one previous attempt to take Newman, but was held at bay by a Winchester and failed to get his man. Newman was an extensive dealer in illicit whiskey which was made in the section known as "the dark corner" of Polk county and sold at his Spartanburg saloon. This "mountain dew" was distilled principally by the Fishers

Flemish Oak plate Racks, a nice line just in.

### BULBS.

French Mammoth Freesia mixed Roman Hyacinths and Darwin Tulips, for sale at J. H. Law's, 35 Patton avenue.



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Come to us, we will give them a scientific examination, and grind the lenses to fit each eye correctly. Satisfaction guaranteed.

**McKee, The Optician** Opposite Postoffice. 54 Patton ave.

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Can buy one with Reservoir for \$28.00; or one without Reservoir for \$27.00.

We have sold 45 since advertising our carload. The people say there is nothing that will compare with them. We are talking about.

"Boyce's Perfect Steel Ranges."

11 South Court Square.

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A beautiful modern country home near Eingsham school. House 9 rooms, 10 acres of land in high state of cultivation. Will sell or exchange for city property. We are offering splendid value in two business properties on Patton avenue and Main street. These are all choice values.

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of Polk county, who were akin to Newman by marriage. Officers Harkins and Merrell proceeded on their search for Newman, and came across him early one morning while he was grinding an axe under the crib shed at his father's home in Polk county.

On seeing the officers approaching on horseback, Newman dropped his axe and scaled a high fence in an attempt to escape. Deputy Harkins hurriedly dismounted, gave chase and caught Newman after a hard pursuit and desperate struggle. Newman was put on a horse behind Deputy Harkins and a start was made for Mr. Garrison's place, about seven miles away, where the officers intended to breakfast.

Before the officers, with their prisoner, could get away from the scene of the capture, three or four women ran from the house and sounded an alarm with screams and calls. Trouble was in store for the revenue men, as they immediately suspected, knowing perfectly the methods of notifying accomplices.

With their prisoner, the officers reached Garrison's home and were eating breakfast, when a crowd of armed men were seen standing near and sitting on a fence not far from the house.

The officers got up from the table and went to the door, where Deputy Harkins, carbine in hand, made this announcement, knowing what his audience had come for: "The first man that puts his foot on this side of the fence will get killed."

Mr. Garrison then stepped on the porch and asked the assembly to disperse. They stayed, however, until Deputy Merrell and Harkins had finished their meal, one officer eating while the other guarded the door.

A counsel among the hunters of the revenue officers seemed to result in the decision that their enemy might be better killed at another time and killing was their usual proceeding.

Mr. Garrison went on Newman's bond for his appearance in the next few days for a trial before a commissioner in Henderson county.

The two officers later in the day took a circuitous route through the country, bound for United States Commissioner Thorn's home, where they arrived safely in time to spend the night.

The next day the two officers, accompanied by Commissioner Thorn, set out for the Blue House, in Henderson county, where court was to be held. They arrived safely at United States Commissioner Brownlow Morris's dwelling, which was situated one mile from the school building known as the Blue House, where court convened.

An incident happened next morning which bears some interest later on. As the commissioners and officers were leaving next morning to hold court Collector Harkins was the subject of much jesting because he intended taking his carbine. He carried it back to the house after considerable jibing and joined the party.

Court was in session, the little school house, without windows, with plank ceiling and rustic furnishings, was filled with people held for trial, witnesses and onlookers.

Walker Newman had been tried, had given bond after being bound over to a higher court and the necessary papers were in Officer Harkins' inside overcoat pocket, when 10 or 15 men, armed with clubs and pistols, were seen approaching on horseback at breakneck speed. Collector Harkins was sitting in the window near Deputy Merrell at the time. They both knew what was in store for them, for they recognized the Fishers leading the crowd, and it was the Fishers' relatives that had been captured and tried.

In a moment the court room was all disorder. Every one was in a panic and escape from the building at all hazards was the one idea.

In a few seconds there only remained the officers and commissioners, who were having the unusual experience of being held prisoners under a pelting rain of bullets. Harkins and Merrell would shoot with their pistols through the door and windows when a man came in view, but the enemy were in such a majority that only death awaited the court holders if decided action was not taken. Mr. Harkins jumped through a side window and the entire mob charged on him with pistols and clubs. His act gave the others a chance of escape, of which they took advantage. Mr. Harkins called to Mr. Merrell for help, which was nobly responded to. Officer Merrell fought his way through the infuriated crowd, and had just reached Mr. Harkins when he (Harkins) fell with blood streaming from his forehead.

Mr. Merrell, thinking his friend dead,

fought his way out and made his escape. Mr. Harkins struggled to his feet, grasped his three-shooter and fired the first two shots quickly, one of which struck Washington Fisher in the shoulder. With more deliberation the pistol was aimed at James Fisher and fired. Fisher fell with a bullet in his stomach.

All hope now seemed gone. Harkins hurled the pistol with great force at Washington Fisher, who was hit a terrific blow on the cheek in his effort to dodge the heavy weapon.

During this procedure, the cracking of the guns and pistols, the yelling of the men and the groans of the wounded made a siring scene. After throwing away his weapon, Mr. Harkins spied a three-cornered piece of timber lying on the ground. Grasping it with both hands, he brandished it right and left, downing every man in his way. He was being pelted with bullets, some of which penetrated his thick chinchilla overcoat and entered his body.

After the ammunition of the desperadoes was exhausted, the sharp edged, three cornered club was master of ceremonies and the mob all dispersed with the exception of Washington Fisher, who continued the battle. The two continued to fight, the blood trickling down their cheeks and with ugly wounds on their bodies.

Deputy Sheriff Rhodes of Polk county. (Continued on page four)

## ELECTION CONTEST IN THIS DISTRICT

### Henderson Republicans Endorse Congressman Moody's Projected Course— Punishment of Criminals Demanded.

### Special to the Gazette.

Hendersonville, N. C., Nov. 8.—The republicans of Henderson county express themselves as being in favor of contesting the election in the Tenth congressional district and in fact nothing short of a contest will satisfy them. The following resolution was adopted here today:

"We, the republicans of Henderson county in meeting assembled, do most heartily endorse what was expressed in an article in today's Gazette, in which Hon. J. M. Moody is quoted as saying that he will contest the election on account of the means employed to secure the election of J. M. Gudger. We also urge and demand that the proper officials take immediate steps to bring to justice all registrars and other officers who have committed fraud in refusing to allow qualified voters to register, and in allowing men who were not qualified to register and vote, and in short, for every violation of law."

## LONDON STARTLED BY DEGENERACY

London, Nov. 8.—It is impossible to ignore the startling evidence of degeneracy in high places which is the talk of London. It is a case blacker and more extensive than the Cleveland street scandal of 15 years ago, and involves names of wider than English reputation. No less than 30 persons have been identified with the infamous coterie. They are nearly all men of advanced years and wealthy members of aristocratic families.

The only public action taken thus far was the sentencing last week of one of the culprits to 10 years imprisonment and another to five years. The judge who sentenced these men thanked the British naval captain who furnished the evidence which led to the exposure by intercepting letters addressed to members of the crew of his vessel.

The chief figure in the criminal band is a British peer. He is now ill. The king has ordered him to leave England on his recovery, never to return.

A clergyman who was called to a mansion in an aristocratic suburb of London to attend a dying girl who was a victim of debauches, says that while there he prevented a young girl, who was struggling to escape, being carried to a room by a wretch, and he only escaped from the house with his life through the intercession of two individuals, each of whom is a member of one of the houses of parliament.

## Houses For Rent.

A choice list of furnished and unfurnished houses in various sections of the city. Modern conveniences. We will be glad to give interested parties full information and show houses, upon application at our office.

**Wilkie & LaBarbe** Real Estate and Renting Agents, Real Estate Agents, No. 22 Patton ave.

## AN ATTEMPT TO STEAL SENATORIAL ELECTION

### Sensational Scene in the Court Room at Morganton—An Honest Count Forced and Judge Avery Defeated by Major Connally.

### Special to the Gazette.

Morganton, N. C., Nov. 8.—An ugly performance occurred in the court house here today in connection with the most outrageous steal attempted by the democrats in Burke county in the counting of the vote for the state senators. It included the exposure of an attempt at barefaced fraud. The exposure was so ruinously hurtful that democrats were forced to give in, in consequence of the clamor of almost the whole decent citizenship of the community at the proposed outrage.

Late in the afternoon Thursday news came to Marion that a steal of the entire senatorial vote in the precinct of Lower Fork No. 2 in Burke county, which was strongly republican had been made by the board of county canvassers, by their failure to count any senatorial vote cast in that precinct.

A meeting was at once held in Marion and it was decided for W. T. Morgan to go to Morganton on the first train Friday morning to investigate the matter. On arriving there it was found that the democratic board of canvassers had pretended to canvass and count the vote of Burke county and had broken up, and the members of the board except their chairman and clerks who were copying the abstract had gone home without so much as attempting to get the senatorial vote from that precinct.

A process for persons and papers was at once obtained and put in the hands of the sheriff to bring proper evidence of the vote before the board and notice was given the members of the board to their meeting and finish the counting of the vote of each and every precinct for each and every candidate and person voted for as required by law.

This morning the board assembled with the most complete evidence of the senatorial vote from the papers and book on which the count was kept by judges and registrar, with the judges and registrars themselves present.

The motion was made to allow the judges and registrar to complete and give to the board the vote from precinct, including the vote for state senator. The receiving and counting of this vote was vehemently opposed by Judge Avery, one of the senatorial candidates,

and J. T. Avery. The meeting of the board was adjourned till two o'clock at the instance of Judge Avery that he might have further time to prepare his opposition to the proposed count.

Many of the best citizens of McDowell determined to see all of Major Connally's vote counted, with almost the court house full of people here met to see the outcome. Major Connally was represented by Sinclair and Morgan of Marion and J. T. Perkins and S. J. Ervin of Morganton and Judge Avery by his colleague, J. J. Justice, and I. T. Avery.

While Mr. Perkins was pleading in the name of fairness for an honest count of Connally's vote and all his vote in this precinct, intimating that Major Connally's opposition wanted to effect the election of Judge Avery over Connally by preventing the count of the vote in a precinct of his (Avery's) own county, the cut was so deep and the truth of his speaking so apparent, I. T. Avery jumped up and he with Judge Avery and other partisans made like tigers for Mr. Perkins and others of Major Connally's counsel who had not yet spoken. Judge Avery drew from his pocket a pistol which he had concealed. The sheriff with others intervened and forced them back to their seats while the stinging exposure continued.

I. T. Avery begged the board to let Judge Avery speak for himself, which he did, begging and pleading with the board in his own behalf in a most remarkable personal appeal. The board of canvassers refused to allow the judges from this precinct to give them the senatorial vote which was cast there, and by which Major Connally stood elected but without which Judge Avery claimed his election.

By this time the indignation at this outrage had grown so great and the determination of Major Connally's friends was so apparent that it could be seen that the trouble had scarcely started to the end that this vote should be counted. Judge Avery withdrew his objection and allowed the vote to be counted.

Democrats here and in McDowell say this performance has cost the democratic party hundreds of votes for years to come.

## A. & M. HOLDS DOWN THE UNIVERSITY TO O

### Special to the Gazette.

Raleigh, Nov. 8.—The University and Agricultural and Mechanical college football teams tried conclusions on the fair ground gridiron this afternoon, and when the time was up neither side had scored. Everybody expected the University to win, and wagers were freely made at heavy odds. The result was a keen disappointment to the visitors. Tonight the A. & M. boys thought the event worth celebrating and paraded through the town with torches and everything to make a noise. President Winston made them a speech from the Yarborough house.

## J. M. CHILD WILL SUCCEED W. C. HUDSON

As First Trick Despatcher at the Southern Railway Office.

W. C. Hudson, formerly first trick despatcher of the Southern railway at this place has resigned his position and gone to Bloomington, Ill.

Mr. Hudson is succeeded by the former third trick despatcher, J. M. Childs. W. H. Kelly of Atlanta takes Mr. Childs' place.

Mr. Hudson has been in the employ of the Southern for several years. He has gained several promotions by constant application and long service with the road. He was a member of the Asheville club and had a multitude of friends in the city as well as in railroad circles. His sudden departure will be a source of surprise and regret to many.

## THE BOND-HAY TREATY

Washington, Nov. 8.—Secretary Hay, for the United States, and Sir Michael Herbert, representing the British government and the government of Newfoundland, today at the same department signed what is known as the

Bond-Hay treaty, providing for reciprocity between the United States and Newfoundland, covering fish products and bait.

The treaty will be submitted to the Senate immediately on re-assembly. Meanwhile, following the rule in such cases the state department refrains from making any public details of the instrument.

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- Narcissus Bulbs... 3 for 5c
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- Grant's No. 24 cures cold, 25c.

**Grant's Pharmacy** Grant's No. 24 cures cold, 25c.