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ASHEVILLE, N. C., WEDNESDAY AFTERNOON, AUGUST 25, 1909.

3c PER COPY

END OF TESTIMONY IN TRIAL OF "BANK" , TES"

REACHED A'1 LAST

Testifies Again Briefly for Defence, and Argument Is Begun.

DAY'S CHIEF WITNESS WAS GEORGE M. COFFIN

Effect of Testimony Was to Rebut Some of Major Breese's as to What Comptroller Knew, etc.

CORGE M. COFFIN was the chief witness today in the trial of Messrs. Breese, Penland and Dickerson, charged with conspiracy to defraud the First National Bank of Asheville. Mr. Coffin was deputy comptroller of the currency during a part of President Cleveland's last term in office and in charge of the comp-troller's office about the time of the failure of the First National bank here.

in July, 1897. Mr. Coffin testified today that he had known Maj. Breese practically all his life; that they were friends in Charleston; that he was a cousin of Maj. Breese's first wife and that he had accepted the hospitality of Maj. Breese in Asheville while deputy comptroller of the currency.

Mr. Coffin was called to the stand as a witness for the government. He was sent here after the failure of the bank and said that Maj. Breese admitted that he had got the benefit of the \$114,000 of notes in one pile, Mr. Penland the benefit of \$77,000 and Mr. Dickerson the benefit of \$60,000. witness testified that after looking over the affairs of the bank; the notes out on the field, but a majority of aggregating over \$200,000 which Maj. Breese said were practically worthless, he knew that he would have to Young proceed against the officials and told with his m Maj. Breese that he would have to arrest him. During the cross-examination of Mr. Coffin the defense sought to hring out that national banks all.

Then Pullman, who already had

over the country did not obsedve strictly the 10 per cent. loan regulaand often violated and that the comptroller's office knew it; that this was testified to by Mr. Coffin in the Walsh trial in Chicago. Judge Newman would not allow the testimony. The court held in effect that the case against Messrs. Breese, Penland and Dickerson now being tried would have to stand on its own legs; that if the defendants wilfully violated the law it did not make any difference if the comptroller or deputy comptroller or violation; that it would not help the defendants any. Mr. Coffin was put through a rigid cross-examination by Mr. Craig when the witness' evidence at previous trials was referred to. Mr. Coffin was not always frank in his an swers; his memory was also dim. He replied quite frequently that if the reports of the examiners showed soand-so about the matter; or the re ports of the examiners themselves. He said on direct examination that he did not know Maj. Breese owed the bank such a large sum until after the bank failed; that bank, and the Hatch note. He denied that he ever discussed with Maj. Breese the matter of Maj. Breese putting up his bank stock as collateral. said that Maj. Breese had never told him that paper in the bank was insolvent; that Maj. Breese had always told him that there was good security behind the notes. Witness

stock as collateral.

When court opened this morning Judge Moore said that the defense desired to offer in evidence the reportsthe published reports-of the troller of the currency; that this was done for the purpose of showing the number of national banks that have there will be no pardons for crimes exceeded the 10 per cent, loan limit. of pillaging, plant bed scraping, burn District Attorney Holton objected. ing and organized murder. Judge Newman' promptly ruled out the evidence and Judge Moore asked that into their own, and I look for trials was not right sure whether the evi- time. The politician, who parleys dence was or was not competent. Mr. With crime in a straight American Holton wanted to put in evidence the state like Kentucky, will be rebuked overdrafts shown on the bank books instantly, and woe will come him. I for February, 1891. Mr. Craig objected to picking out an item here and
there or a date here and there in the there or a date here and there in the books and putting it in evidence. He said that it was not right to the defense; that if one was gone into all should be and that would take a great deal of time. Judge Newman at Mr. deal of time. Judge Newman at Mr.

The leading feature on today's proCraig's suggestion said he thought it
gram was Gov. Willson's address. The proper that the government having the opening and concluding argument, should sky in the opening what items and entries in the books the prosecution relied upon for conviction. Judge Coble, who will make the first argument for the government, objected to the district attorment, objected to the district attorment, objected to the concluding of the court of the court of the courts of other judicial circuits. ney, who will make the concluding argument, being held down to those items and matters to which the assist-ant district attorney might refer in

Judge Newman said that counsel Judge Newman said that counsel fould confine their argument to the various entries referred to during the trial and that the district attorney should say on what he relied for con-viction. Mr. Holton replied that he relied upon all the evidence intro-

Government Closes, Breese PAULHAM BETTERS

And Glenn Curtiss Ties the Speed Record Made Yesterday by Bleriot.

Bethany, Aviation Field, Rheims, Aug. 25.—Paulham, the French avia-tor, flying over the 10 kilometer course here today, beat the distance record held previously by Wright Brothers. He covered a distance of 131 kilometers (\$1.35 miles) in two hours and 43 minutes and 24 seconds. The distance between turns was not counted He covered the course 13 times. His tim at the end of the twelfth lap was 2 hours, 28 minutes, 36 seconds; the Wright record for distance is 73 miles

acording to official measuring. Glenn H. Curtiss covered a lap of the course, 6 1-5 miles, this afternoon at a rate of speed that according to unofficial timing, broke the record for this distance made yesterday by Bleriot, 8 minutes, 4 2-5 seconds, but when official time was given out it was seen that Curtiss had tled Bleriot.

The marvelous, prolonged high flight of 30 kilometers (181/2 miles) the establishment of a new world's record for ten kilometers at the rate of
46 miles an hour by Bleriot, was the
features of the cordinate o in a 20 knot breeze by Paulham and features of the arelal race meeting vesterday.

Owing to the high wind there probably would have been no flight except for the visit of President Fallaries and his cabinet. The president was ac companied also by distinguished officers of the French and British armies. His presence stimulated the sky pilots and a dozen machines were brought them were unable to battle against the winds.

Bunau-Vanilla, with his machine plunging like a ship

round.
Then Pullman, who already won a reputation for courage and endurance, began his thrilling flight. He made the first two rounds at an altitude of 250 feet, but, ascending in front of the tribune as he entered the third circuit, he reached a height of between four hundred and five hundred feet. The spectators gazed aloft in admiration, mingled with horror for as they watched, the biplane struck what seemed a dangerous an gle. The machine swayed in the wind but each time righted itself.

FOR NIGHT RIDERS

speak for They Will Be Punished, Declares Governor of Kentucky to National Bar Association.

Detroit, Aug. 25 .- Gov. Wilson of Kentucky, in choosing as the text of his address before the National Bar traordinary circumstances, but never association, the opinion of the United States Supreme court of the case of Crowley against Christianson, "that liberty is not unrestricted license to act according to one's own will," endid not know that Breese had up his tered into an exposition of Kentucky character and the causes which led to the recent "night riders" troubles in Kentucky and Tennessee.

The governor said: "My promise to the people that they would need no ter the vessel's arrival at quarantins, lawyers if they hurt anyone in defense of their homes was kept, and

"But now the people are coming eption be noted, saying that he and convictions, rare things up to this

Tame Ten Round Fight.

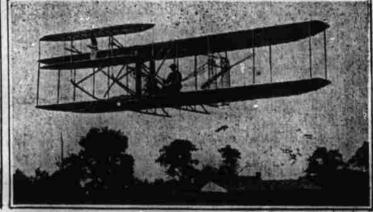
Los Angeles, Aug. 25.—Jim Barry had the best of a tame ten round of with Jack Burns at the Pacific and last night, no decision was an inced from the ring. Barry sent last night. This was intentified by bout with Jack Burns at the Pacific Burns to the floor in the second and sixth rounds, but for the most part the rounds were devoid of anything like second or rapid fighting and were replete with clinches and foot racing. Several hours earlier another negro before the fight the winner was promised a fight with Jack Johnson, the negro champion.

Participants in Aviation Week Events at Rheims



MUL TISSANDIER BLERIOT

THE LATHAM MONOPLANE IN PULL PLIGHT



OF FUTURE PLANS

Hopes to Take Advantage of Prosperous Times-He Comes, as He Went, a Sick Man.

E. H. Harriman, after the trying ordeal accompanying his arrival from Europe, is today beginning the after cure for which he returned to his home in Arden, after vigorous treatment at the Austrian resort, Bad Gas Although Mr. Harriman talked

about his rathroad plans with manifest interest, he declined to discuss the plan for segregation of assets of the Union Pacific railroad, which has been reported as being in prospect "The only thing that concerns me, he said, "is the development and improvement of the lines under our arge, and that we may take advant age of these prosperous times to com-

plete these developments." When Harriman, genlus of finance, leader of men and master builder of railroads, came back to the United States yesterday, the financial world stood on its tip-toes in anxiety and expectancy.

Came Back as He Left.

He came back as he left on June health. Surrounded by his family and physicians at his magnificent, al-Arden on the Hudson, he has begun the "after cure." Many great Americans have return-

ed to their country's shores under exthan E. H. Harriman's. Great stock market operators paused as his ship drew near, the stock market itself marked time and the industrial world turned its eyes seawards, as it were. Although he flashed ashore a brief mersage of optimism at the request of The Associated Press, and conversit was not until he had come ashore had been transferred from Hoboken to Jersey City and been placed comfortably in his private car, that Mr. Harriman talked freely about himsel -his health and his hopes of early

AFTER ANXIOUS NIGHT

recovery. Then, reclining on a couch

pale and enfeebled, with his usual op-

(Continued on page 2.)

Following Negro's Murderous Rampage, People Were in Feverish Excitement.

Monroe, La., Aug. 25 .- All is quiet in Monroe, after a night that caused anxiety to the local authorities, following the rampage of the negro, William Wade, yesterday, during which 29 persons were wounded before Wade was killed.

was shot, but this affair was said to have no connection with the Wade shooting.

JUDGES and > TIME KEEPERS TRACK

One Man Is Killed, and Four

Others Are Injured.

The fire department about 7 a. m

court house the cylinder of the en-

rear end of the cylinder blew out

blowing Jim Aiken ten or 12 feet

away, and he was dead when picked

up. He had been helping to make the

connection. Two others were knock-

ed down by the explosion but not in-

Aiken was a good citizen, a good

business man, well to do, active in

school and church affairs of his race,

and highly respected by white and

OR CENSUS JOBS

President Says Supervisors Holding

Party Positions Must Let Loose

One or T'other.

Washington, Aug. 25 .- President Taft is leaving nothing undone to make it clear that he does not intend

Acting Secretary McHarge of the

jured.

TRACK

New York, Aug. 25.—Sustained by HEAVY EARTHQUAKE FATAL EXPLOSION sheer determination and will power.

One Killed, Many Injured in Siena Pro- Brevard Chemical Engine Blows up: vince, Many Houses Thrown

Siena, Italy, Aug. 25 .- A heavy Special to The Gazette-News. earthquake was felt throughout the Brevard, Aug. 25.-The chemical province of Siena at 1:29 a, m. to- engine of the Brevard fire department Lorenzomerz were destroyed or badly P. Aiken, colored, and injuring four bed in the head and abdomen. damaged. Many persons were in-

The quake was felt most severely A. Galloway, chief of police, bruises within a radius of 20 miles from on leg and hip; C. B. Wilson, clerk Siena. Considerable damage was in drug store, injuries on face and done at Bur loconvento, where several leg, and J. W. chapman of the Elec-1 last—a sick, tired man, seeking houses collapsed and one person was trie Light company, leg crushed at killed. Several persons were injured ankle. Mr. Chapman is the most though uncompleted summer home at at Monteroni. A number of houses seriously injured, also were damaged there, and masonry fell into the streets.

The shock was recorded at Plombino, on the coast about 50 miles southwest of Siena at 1:25 a. m., and has there been a more remarkable there was a repetition five minutes home-coming of a private citisen latter. The people fled from their homes in terror but no damage has been reported. Siena escaped with a severe shaking.

The people were badly frightened, however, and rushed out of their houses into the streets, where they wandered about in a state of semipanic until assured the quake was

SAYS INCUBATOR BABY IS NOT MRS. BLEAKLEY'S GIVE UP POLITICS

Mrs. Barclay, Foster Mother, Declares the Little One is the Daughter of an Actress.

Kansas City, Aug. 25 .- Marian Bleakley, the incubator baby, is not the child of Mrs. J. J. Bleakley of Topekn, according to Mrs. Stella Bar-clay of Buffalo, N. Y., foster mother of the little girl. Her real mother,

Mrs. Harclay declares, is an actress. Mrs. Barclay, resting under th charge of kidnapping Marian, says she will fight until she dies to retain posseasion of the little one. This morning she said to a reporter:
"If I thought for one minute there

was a drop of Mrs. Bleakley's blood in the child, I would not have her for an instant, but I know to whom she belongs. She was the child of an ac-

Sentence Commuted.

Washington, Aug. 25,—President
Taft has commuted to one year and a day the two years sentenced imposed by the northern district of Georgia upon Ed F. Colbert for perjury. He was sentenced April 20, 1907, and commenced his term in October, 1908.

particularly true of the south, republican politicians have been recommended for appointment as supervisors have authority to appoint enumerators, it would be possible for them to build up powerful political positions.

THE WEATHER.

Forecast until 8 p. m. Thursday for Asheville and vicinity: Fair weather with moderate tamperature, tonight and Thursday.

HUDERT LATHAM

McMasters, at Cartagens, Victim of Anti-American Feeling in Colombian Republic.

New Orleans, Aug. 25.-Steamship passengers arriving from Colombia report the attempted assassination and erious wounding by two Colombians of William B. McMasters of New York, inited States vice consul at Cartagona. The attack was the outgrowth of anti-American feeling there.

American newspaper in Cartagena, accompanied by a friend, broke in on him. The two were armed with knives and revolvers.

a barber shop, hurt about the face; J. gation at Bogota has demanded satis-

WOMAN MISSING; FOUL PLAY FEARED responded to an alarm, a small house occupied by a colored family being on fire. On the hill just north of the

Mrs. Lonnie Garren Disappeared from gine turned over, releasing the pressure of the gas in some way, just as Battle Place, on the Mountain, the hose had been connected. The Last Night.

> Lonnie Garren, who lives in a small cottage on Dr. Battle's estate on Beaucatcher mountain, this morning reported to the sheriff's office that he was unable to find his wife; that she must have mysteriously disappeared during the night. While Garren lived in the cottage, his wife, Mrs. Claudia Jacksonville, who is at present occu-pying Dr. Battle's house on the mountain, and in the absence of Mr. Phin-ney, Mrs. Garren usually slept at the large house with Mrs. Phinney. Last night Mrs. Garren left her hus-

stairs about 10 o'clock. This morning she did not appear t

get the breakfast, and a search was begun. It was found that she had gone to bed, but had evidently left the bed before morning. Mr. Garren searched all over the mountain in the neighborhood of the house, but vain, as no trace of his wife could be found. About 11 o'clock this morn ing he notified Doputy Sheriff Mitchell that the census work and politics shall and with several others they returned to search the mountain.

Mr. and Mrs. Garren have been livdepartment of commerce and labor has lng at Dr. Battle's place for a numb supervisors who hold political posi-tions, such as secretaryships or chair-manships of county committee. received a letter from the secretary of years and have had charge of the They have been married for tions, such as secretaryships or chair-manships of county committees, must give up either their political or their hensive that she has met with foul government positions.

In a number of states, and this is play. Nothing has been heard of the

particularly true of the south, repub- ma nthis afternoon at \$:30 o'clock.

COMES SEPT. 11

To 38 of the Gazette-News Contest People, Who Take the Matter into Their Own Hands.

AND THE BIG BONUS PERIOD ENDS AT MIDNIGHT TONIGHT

And Opportunity is Still Battering at Your Door, Bidding You Wake and Admit Him.

jejojojo dojojojo dojojojojojojojojojoj Bonus Offer on New Subscrip

tions. Every candidate bringing or sending to The Gazette-News office five new yearly subscriptions to The Gazette-News, \$25, to be delivered by carrier, or six new yearly sub-scriptions to The Gazette-News, \$24, to be delivered by mall, between Wednesday, August 11, and midnight Wednesday, August 25, will be awarded a voting certificate for 40,000 votes additional to the regular scale. One two-year subscription will be counted as two yearly sub-scriptions, and each candidate may secure as many of these clubs as possible.

Are you afraid that Santa Claus will slight you on the 25th of December? If so, why not get busy at once and change the date of Christmas to September 11 and have a nice little Christmas present delivered along about the eleventh of September, instead of December 25, and instead of some little common place present, why not get an automobile?-those Buick cars offered by The Gazette-News for instance? A present like that is equal in value to all the Christmas presents you will likely be able to receive in

It is true of course, friends help you to help yourself to any of the thirty-eight valuable and costly presents offered by The Gazette-News; but it is done without the obligations entitled in exchange of pres-McMasters was at his home in Car-agena on the evening of July 24, when Lara Cendoba, editor of an anti- efiting himself more, he is buying something he needs and should have, and which he in all probability would buy any way at the regular price.

Remember the offer of forty thouand extra votes expires tonight at McMasters put up a brave defense midnight. What have you done durdozen ing this bonus period to incre day. Practically all houses in San exploded early this morning, killing J. places and left for dead. A bullet score? Get every available subscripgrazed his forehead and he was stab- tion and bring them to The Gazette-It is News office or have them in the mail firemen-J. W. Smith, proprietor of understood that the United States le- before midnight tonight. This is an opportune time and those who have lone their best during this period will undoubtedly stand best chances

Contest Gains Ground.

The big contest is certainly gaining ground day by day and no one can an-ticipate what height this good natured tug of war will attain. Certain it is that 95 per cent, of the people in the territory of the contest are directly interested in the outcome and before another week has elapsed the other 5 per cent, will be closely watching th outcome and many will get busy and help some friend who is in the race. Many people are willing to help the contestants and are only waiting to be asked. The first candidate to ask, of course, will be the one to receive the subscription and the votes, so it is imperative that those who desire to enlarge their count get among the people and make themselves known. It certainly does not require any merifice in this contest, but if you expect to win you should stick to the campaign and put your best energies be-fore your efforts to come out victorious. The prizes are surely worth the Garren, cooked for Mrs. Phinney of little effort required and the time is comparatively short. Just show the people that you have the determina-tion to succeed in anything you undertake and that you are out to win. As before stated, the contest man has Last night Mrs. Garren left her hus-band's cottage about 9:30 o'clock and candidates and their friends. Come to went up to the other house, just a short distance away, to retire. It is said that she was heard go up the (Continued on page 2.)

TO BREAK STRIKE

Force of 90, Recruited in Chicago, on Way to Car Plant at McKee's Rocks, Pa.

Chicago, Aug. .25 .- A force of 90 workers and riveters, was recruited be chicago yesterday and sent to McKes. Rocks: Pa., to help break the strik in progress there against the Press Steel Car company.

They are due to arrive at the pieclate tonight or tomorrow morning.