

GOVERNOR WILLSON AS BLOODY BATHITT IS MAKING TROUBLE, HAS BEEN SENT FOR

Turned His Face Homeward When the Intelligence Came: "Hell Has Broken Loose in Breathitt."

JACKSON IS NOW UNDER MILITARY SURVEILLANCE

Large Forces of Armed Men, Says Judge Adams, Are on the War Path—Heavily Armed.

Jackson, Ky., Nov. 1.—Because there are ominous portents of trouble in Jackson and Breathitt county on election day tomorrow 22 members of the Lexington militia are encamped here, and Governor Willson is hurrying to Frankfort from the Waterways convention at New Orleans.

Advices in Jackson are that a message from Frankfort to the government was laconic and startling: "Hell has broken loose in Breathitt."

As some of the bloodiest affairs in the history of Kentucky have been fought in Jackson on political occasions, the state authorities have wasted no time in putting the town under military surveillance. Circuit Judge J. P. Adams, republican candidate for re-election against D. E. Redwine of Sandy Hook, Elliott county, sent a call for troops to Acting Governor W. H. Cox last night, declaring there were large forces of armed men espousing the respective republican and democratic causes, that the officials were powerless and that a fight was imminent.

Ball Cartridges to Be Used. A special train with militiamen on board arrived before daylight. Detachments will be sent today to Crockettville, War Creek, Sebastine Branch, Oakdale and other precincts where trouble is feared. This is the second time an election has been held in Breathitt county under presence of state troops.

Ball cartridges will be issued to the soldiers today. Heretofore they had been given riot ammunition. Jackson is crowded with excited mountaineers and it is believed the crack of one gun will start bloodshed.

More Militia Asked For. Frankfort, Ky., Nov. 1.—Acting Governor Cox this morning received an urgent request for more state militia for duty at Jackson. The matter is now under consideration and troops probably will be sent.

SCANDALOUS, SAYS JUSTICE FULLER

Because of Nature of Papers. Yellow Poplar Co. vs. F. S. Chapman Is Stricken Out.

Washington, Nov. 1.—Chief Justice Fuller created a mild sensation in the Supreme court of the United States by announcing that the papers in the case of the Yellow Poplar Lumber company vs. F. S. Chapman would be stricken from the records of the court because of their scandalous nature. The case came on a petition for a writ of certiorari asking for a review of the decision of the United States Circuit Court of Appeals for the fourth circuit. The controversy involves a contract by Mr. Chapman to deliver to the company 50,000,000 feet of lumber in Virginia. The chief justice did not quote any portion of the papers but referring to them in a general way said they were "so impertinent and improper that they would be stricken from the docket in order to protect the records of the court from scandal." The petition for a writ of review was denied.

LOT OF TROUBLE CAUSED BY TWO SMALL COMMAS

Attorney Says Their Insertion Caused the Trouble Between Capt. Carter and Government.

Washington, Nov. 1.—According to Attorney John B. Daish, the difference between Captain O'Berlin M. Carter and the government in the matter of allowance of fees to Captain Carter's counsel, is all due to the insertion of two commas. This fact was brought out in the reply filed in the Supreme court of the United States today, by Daish, in the petition of the government for the writ prohibiting the United States Circuit court at Chicago from making further allowance of counsel fees.

On Curtailment Schedule. Lowell, Mass., Nov. 1.—Five of seven mill corporations located in this city went on a curtailment schedule today, which will carry out the vote of the Arkwright club that 22 1/2 hours of working time be cut off before next August.

THE LEADERS ARE MAKING CLAIMS

Murphy, Speaking for Tammany Hall, Declared Gaynor Will Be Elected, and Hearst Will Run Second.

New York, Nov. 1.—New York's majority campaign this year will be carried right up to election eve, and tonight there will be speeches in various parts of the city by Otto T. Bannard, republican nominee for mayor, and Judge Gaynor, who heads the democratic ticket, William R. Hearst, leader of the Civic Alliance, closed his campaign last night.

Leader Murphy said today that Judge Gaynor would be elected without any doubt. He predicted that Hearst will run second, and Bannard third.

Herbert Parsons asserted that Bannard would be elected by about 70,000 votes over Gaynor, and by 120,000 votes over Hearst. He predicted an overwhelming plurality for the rest of the republican fusion ticket. The Hearst forces declare that the Gaynor campaign has completely collapsed, and that Hearst will be elected by a tremendous vote.

The weather forecast for tomorrow indicates rain.

Whirlwind Finish. With red fire sputtering on every street corner, with speech-making in every available hall from the Battery to the Bronx and in Brooklyn and the outlying boroughs, and with speedy automobiles carrying spell-binders lither and thither about the city, the most intensely exciting campaign New York has seen in years comes to a close tonight.

Not until midnight tonight will the leaders in the three-cornered mayoralty contest leave off the campaign. The managers of each of the three candidates have planned a whirlwind tour for tonight, with short speeches in as many parts of the city as can be covered. It is estimated that nearly a thousand meetings will be held at various points in the five boroughs.

An estimate by a member of the board of elections fixes the cost of tomorrow's election in this city at \$700,000, to which is to be added over \$100,000 spent in the primary election. The ballot is the largest ever used here. Nearly 3,000,000 of them have been printed, including several hundred thousand which are to be used to explain to voters how a legal ballot should be cast.

The officials to be elected are mayor, controller, president of the board of aldermen, borough presidents, district attorneys, sheriffs, county clerks, registers, three supreme court judges in New York county, one supreme court judge in Kings county, one supreme court judge in Queens county, municipal and city court judges and coroners.

Tom L. the Issue in Cleveland. Cleveland, O., Nov. 1.—The voters of Cleveland are to decide tomorrow whether Tom L. Johnson is to have a fifth term as mayor. Since the street-car peace plan went through the issue of the campaign has become purely one of Johnson and anti-Johnson. Today even money is being wagered that Mayor Johnson will win.

His opponent for mayor on the republican ticket is Herman C. Baehr, who is serving his third term as co-recorder.

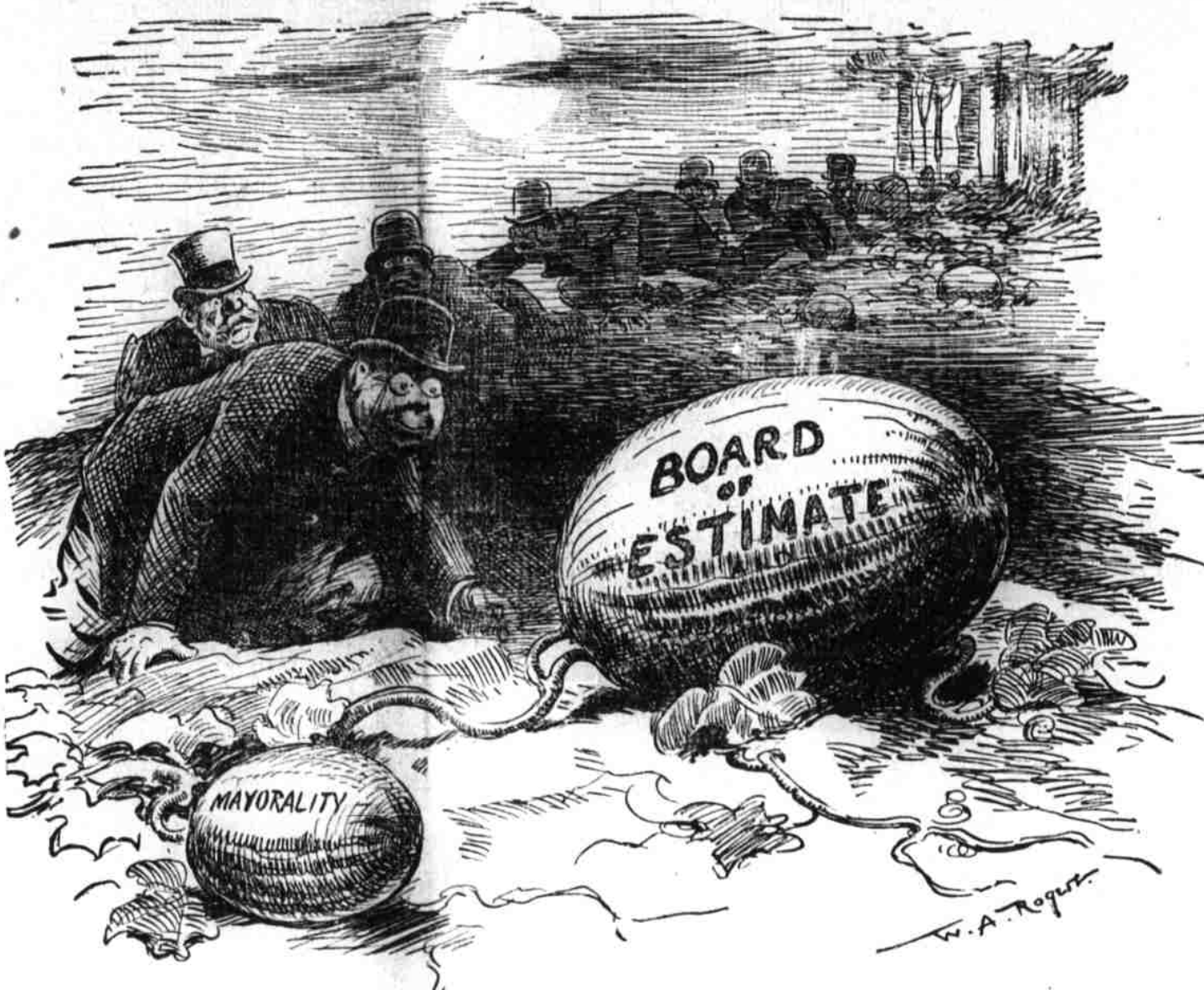
The republicans accuse Mayor Johnson of insincerity and cite as proofs of their charges his alleged efforts to secure control of the street-car system, his use of the railroad company's funds to further his pay-as-you-enter fare box scheme, and his refusal to consent to settlement of the street-car war until the approach of the campaign forced him to do so to save the election.

The democrats, on the other hand, openly charge the republicans with promising to turn over to a notorious political ring the taxation machinery of the city in return for support of Maehr. So far the Republican candidates and campaign managers have not replied to these charges.

Negro the Issue in Maryland. Baltimore, Md., Nov. 1.—The pivotal issue in the state campaign which closed in Maryland today is an amendment to the constitution disfranchising the colored voter. More than usual attention from the outside has been devoted to the contest, by reason of the fact that President Taft manifested his personal interest in the fight by writing a letter to the state organization saying that every good citizen, whether he be a Democrat or Republican, should vote against the amendment.

The contest over the amendment is the culmination of a movement begun several years ago before Senator Gorman died. Under his direction an amendment similar to this was proposed, but it met with so much opposition from Independent Democrats that it was not pushed. Many of the most influential Independents in the state are out against the pending amendment, but on the other hand it appears to have the support of a good many republicans in the country districts, who fear negro local rule.

They All Know Where the Biggest Melon Grows



The election of an honest board of estimate is considered of more importance to the taxpayers of New York city than the election of a mayor. Here is the comparison of Cartoonist W. A. Rogers.

SIGN BOARDS ARE TO BE ARRANGED

At Instance of Members of Good Roads Association Commissioners Made an Important Order.

MAIN THROUGHFARES ARE TO BE SURVEYED

For Many Years This Matter of Road Signs Has Been Agitated in the County.

The board of county commissioners this morning, at the instance of Dr. C. P. Ambler, a committee of one appointed in the matter, and other members of the Asheville and Buncombe County Good Roads association, made an order authorizing the Good Roads association to have sign boards placed along all the eight main thoroughfares in the county for the information and convenience of travelers and sightseers.

The boards will be erected at all cross-roads with directions both to and from Asheville. The locust posts and the sign boards have been ordered and the roads will be surveyed by chain. A. H. Hamlet will do the surveying and the erecting of the signs and posts. The county is to pay all the expense. There will be between 400 and 500 indexes throughout Buncombe. For instance between Asheville and Black Mountain there will be a total of 60. The roads to be surveyed and covered are: Asheville to Black Mountain, returning via Haw Creek; Fairview road; Hendersonville road; Turnpike road; Brevard road; Weaverville and Burnsville road, returning via Heaverdam, and the two Leicester roads.

This matter of signs in the county has been agitated by the Good Roads association for the past ten years. Once the association furnished sufficient funds for the work and had the boards all ordered and made. The boards were in the Swannanoa fire some time ago and were destroyed. Since then the association has not felt able to pay for the work, and 20 days ago Dr. Ambler was appointed a committee of one to again take up the question actively and if possible interest themselves and cause to be made and erected the 400 to 500 signs or indexes. The Good Roads association feels that this is a most important matter; that it will add greatly to the pleasure and convenience and, incidentally, pleasure of visitors to this section and others who desire to drive or ride over the county.

135 MILES PER HOUR IS A VERY FAST WIND

Typhoon in the Philippines Reported to Have Blown at That Rate Last Week.

Washington, Nov. 1.—No anemometer could stand pressure much greater than that which was imposed on the instruments of the Philippine weather bureau in the typhoon which swept over the islands last week, when, according to cable advices, the wind reached a velocity of 135 miles an hour.

The Trip a Success. Bracciano, Italy, Nov. 1.—The dirigible balloon, one of the propellers of which struck and killed Lieutenant of engineers, Pietro Rovelli, as the landing was being made in Rome yesterday, arrived here early today. The trip from Bracciano to Naples and return was a success.

RECORDS FOR ENDURANCE BROKEN BY LIEUT. LAHM

He Remains in the Air, in a Government Aeroplane, for 58 1-2 Minutes.

College Park, Md., Nov. 1.—Breaking all former endurance records in the government aviation field, Lieutenant Lahtm, in an army aeroplane, remained in the air during a single flight today 58 1/2 minutes. This exceeds any continuous flight made by a pupil of either Orville or Wilbur Wright in America, although their pupils abroad have greatly exceeded this flight in duration.

A Wright machine has been kept in over three hours by Orville and two hours and a quarter by Wilbur, both of these records being made abroad.

KILLED AND DEVoured IN CANNIBAL ISLANDS

Two Englishmen and Three Chinese Reported to Have Met This Fate.

Manila, Nov. 1.—Rear Admiral Sebree reports that when the United States Pacific fleet touched at Atafu, Samoa, it was found that a recently cannibal from the islands captured a boat containing three Englishmen and three Chinese. One of the Englishmen who escaped, through the connivance of a friendly tribe, said that companions had been killed and eaten.

CAPITAL OF MISSISSIPPI ENTERTAINS PRESIDENT

Jackson, Miss., Nov. 1.—The presidential train arrived in Jackson shortly before 9 o'clock this morning. The full committee in charge of the day's arrangements, including distinguished representatives of the state of Mississippi and city of Jackson, were in waiting at the station. Escorted by the local camps of Confederate veterans and Spanish war veterans, the president was driven to the Edwards hotel, where a brief informal reception was held. At 10 o'clock a street parade was formed and escorted the president to the state fair grounds, where he delivered a public address. The presidential party were guests of Governor Noel at luncheon. Later in the afternoon the president delivered a second address from the steps of the state capitol. An elaborate banquet tonight concludes the entertainment program.

The president was received by committee of 200 Mississippians, and after introductions shook hands with everybody. At the race track immense throngs were present to greet the chief executive.

REHEARING IS DENIED SHIPP AND THE OTHERS

They Will Be Required to Appear Before Supreme Court Nov. 15 for Sentence.

Washington, Nov. 1.—Sheriff Shipp of Chattanooga, Tenn., and five of his associates in prosecution by the United States court for contempt of the Supreme court, will be required to appear before the court November 15, to undergo sentence of the hands of the court.

Their petition for a rehearing was today denied by the court, but with out any reasons being stated for the denial.

MAJORITY OF DELEGATES CLING TO OLD SLOGAN

"Fourteen Feet Through the Valley" Animated Scene at the Deep Waterways Convention.

New Orleans, Nov. 1.—The second day's session of the Lakes to the Gulf Deep Waterways convention presented over a more animated scene than when President Taft was the principal speaker on the first day. Sentiment was divided, but a majority of the delegates seemingly clung to the old slogan "fourteen feet through the valley."

FEDERAL COURT'S NOVEMBER TERM

Cases of Interest on Docket Include That of Man Who Sold Whiskey Recipe.

CHRISTIAN PEONAGE CASE IS LARGEST ON THE DOCKET

Term Begins Tomorrow, and Judge Boyd and District Attorney Holton Are Expected Today.

The regular November term of United States Circuit and District courts, with Judge James E. Boyd, presiding, will convene tomorrow morning, for two weeks. Judge Boyd is expected to arrive today from Greensboro, and District Attorney Holton from Winston-Salem. Several of the revenue officers came in yesterday to await the opening of court. There are some cases of interest on the docket including the case against Ed Rogers of Horns Shove, Henderson county, charged with the fraudulent use of the United States mails. It is alleged by the government that Rogers was using the mails to sell a recipe by which men in dry territory could be supplied with the festive "corn juice." It is stated that Rogers was doing an extensive business, and using the product was truly blue. The recipe and some of the correspondence will be produced at the trial.

Fred Jacobs and John Holland of Macon county are under indictment for tampering with a United States mail box, and their trial is expected to come off at this term. By far the most important case, and the one which will probably take more than a week to dispose of, is the case against Robert Christian and others, charging them with peonage; in that they held certain workmen on the Franklin and Tallulah Falls railroad against their will until they had worked out money advanced by the contractors for their transportation. The alleged peonage acts were committed in Macon county about three years ago.

It was learned today that Mr. Christian had recently been arrested in Georgia and would be here for the trial. There are two bills of indictment, one found at Statesville in April, 1907, and one at Charlotte, June, 1907.

The Statesville bill charges W. L. Smith, W. A. Avery, Robert Christian, Joe Goodwin and Ed Dance with conspiracy to unlawfully hold Sandy Tillman, Ernest Dyer, alias Cruicy Mountain, and Henry Walters, against their will until they had worked out their debt for transportation.

The Charlotte bill of indictment charges W. L. Smith, Robert Christian, Henry Christian, Pomp Dixon, W. A. Berry, George Brown and Joe (Continued on page 4)

NO AGREEMENT IS YET REACHED

At Last Accounts the Jury in the F. C. Watkins Case Is Still Hopelessly Divided.

SIX ARE FOR ACQUITTAL AND SIX FOR CONVICTION

Members of the Jury Entered the Court Room Today Looking Tired but Determined.

The jury in the Watkins case had not agreed at 4 o'clock this afternoon. At that hour it was stated that the jury stood just as it had from the start—six and six.

The jury in the case of F. C. Watkins, on trial last week in Superior court charged with the killing of John Hill Bunting at the Gladstone hotel, Black Mountain, on the night of August 6, has not yet agreed and indication this morning was that the twelve men will not agree. The issue was given to the jury at 3:30 o'clock Saturday afternoon and so far as could be learned this morning the jury stands exactly as it did on the first ballot: Six for acquittal and six for conviction. There was a rumor Saturday night to the effect that on one ballot, the third ballot, it is alleged, the jury stood seven for acquittal and five for conviction. Yesterday, however, this alleged standing of the jury was denied and the generally accepted information was yesterday and is today that the jury stand six and six. Sunday the jury spent the day alternately in the jury room, walking about the streets and lounging in the court house yard. Last night and this morning it is said that the jurymen wrangled right sharp. Shortly after 10 o'clock this morning Judge Adams called the jury into the court room. The men filed in looking a bit tired but nevertheless with stern faces and grim determination. Judge Adams asked the twelve men if they had agreed and Mr. Garren acting as foreman, across and said "we have not."

"Is there any question of law you desire information on?" Judge Adams asked Foreman Garren. "I think not," came the brief reply. "Is there any part of the evidence that I could read you from the stenographer's notes that would refresh your memory and aid you?" again asked the court.

"I think not," the foreman again briefly replied. After those two brief statements, "I think not," by the foreman there was instant pause and then Judge Adams addressing himself to the jury said: "Well, if that is the case there is nothing for you gentlemen to do but retire and make up your verdict."

Continuing the court said in effect that the law does not allow the court to discharge in a murder trial except where it is overwhelming that there is no possible chance for a verdict; that the law does require the court to keep the jury together and that this does not mean for a few days. Judge Adams further said that this did not mean that he intended keeping the jury together the remainder of their lives but that it did mean, in effect, just what was said, that the jury would be kept together more than a few days. Judge Adams instructed the jurymen not to set their heads or form their opinions in such a manner as to be unreasonable; that they must reason about the matter and try to get together and to render a verdict.

The foreman had nothing further to say; the court had nothing further to say; the jury was ordered to retire and the twelve men left the court room with faces apparently just as grim-set and with just as much determination as when they entered.

MR. DUNCAN HERE ON SEABOARD MATTERS

The Receivership, Altogether Successful, Will Be Terminated on November 4.

Hon. E. C. Duncan, one of the receivers of the Seaboard Air Line, was in Asheville today, at the request of Judge Pritchard, who invited him here to discuss certain features in connection with the turning over of the Seaboard Air Line to the company November 4. With the formal transfer of the railroad from the receivers, the receivership will come to an end. The Seaboard Air Line has been in the hands of S. Davies Warfield, R. Lancaster Williams, and E. C. Duncan, receivers, under the direction of Judge Pritchard, and during the time the railroad has made money and will be turned over to the stockholders with about \$25,000,000 in the treasury.