

DISTRICT COURT, IN THE CASE OF THE LABOR LEADERS, AFFIRMS DECREE

It is Held That Gompers, Morrison and Mitchell Are Guilty of Contempt of Court.

CHIEF JUSTICE SHEPPARD GAVE DISSIDENTING OPINION

The Chief Justice Based His Dissenting Opinion, Handed Down This Morning, on Constitutional Grounds.

Washington, Nov. 2.—The District Court of Appeals today affirmed the decree of the Supreme court of the District of Columbia...

The lower court has imposed sentences of 12 months imprisonment in the Gompers case, nine months in the Mitchell case, and six months in Morrison's case...

The court in the decision held that if "an organization of citizens, however large, may disobey the mandates of the court, the same reasoning would render them subject to individual defiance..."

EXPERTS COMING TO ASHEVILLE

Men from Department of Agriculture, Interested in Good Roads, Are Coming South.

Washington, Nov. 2.—Experts from the department of agriculture will visit various places in the south to obtain data regarding methods of building and maintaining roads...

A GIRL'S SCHOOL WILL HAVE TO CLOSE

Students of the School at La Grange, Ga., Affected by a Strange Epidemic of Sickness.

La Grange, Ga., Nov. 2.—Following the strange epidemic of sickness which developed last week in the student body of the Lagrange Female college...

THE U. S. COURT CONVENED TODAY

Not Only the Court Room, but the Corridors Were Well Filled at Times.

MR. GUDGER ADMITTED TO PRACTICE IN FEDERAL COURT

There Are Now Fewer Violations of the Revenue Laws, in the Opinion of Judge Boyd.

The November term of the United States District court convened this morning, with the court room crowded with spectators and the corridors at times fairly well filled.

After the delivery of the charge by James E. Boyd, the court proceeded with business. Owen Gudger, of the firm of Haynes & Gudger, was upon motion of Walter E. Moore, of Jackson county admitted to practice in the Federal court.

The following men were selected on the grand jury: Thomas J. Murray of Madison, Mr. Gardner of Yancey, S. T. Gibson of Swain, T. P. Francis of Haywood, Marshall Messer of Haywood, M. L. Manney of Cherokee, H. A. Merrill of Henderson, H. H. Dills of Macon, Robert G. Sales of Buncombe, Enoch Reocher of Madison, Will R. White of Madison, Joshua P. Gibbs of Yancey, James Nichols of Swain, Andy Arrowood of Buncombe, H. A. Whittington of Yancey, W. A. Vohorne of Buncombe, J. M. Reeves of Madison, Dan Hunter of Yancey, Jim Morgan of Morgan's Hill was sworn in to take charge of the grand jury.

In charging the grand jury Judge Boyd took occasion to remark that the people of western North Carolina were showing greater reverence for the revenue laws, than when he was district attorney, there were times when there was no cases on the docket for illicit distilling...

He emphasized the law requiring all interstate railways to feed and water cattle shipped, and after they had been on the road for 28 hours, to unload them, feed and care for them and give five hours rest, unless the cars were so provided that food could be provided in them.

The United States postal laws, tampering with the mails, etc., and the practice of counterfeiting and passing counterfeit coins received attention from the court.

Particularly strong were the judge's remarks regarding perjury, which he declared was a more dangerous offense than highway robbery. He emphasized the fact that the enforcement of all laws depends upon the good citizens: a citizen who lives for self was not fulfilling the purpose of creation.

After hearing motions to continue cases upon good behavior, the case against Fred Jacobs, of Macon county, a boy apparently still in his teens, charged with tampering with a United States R. F. D. mail box in Macon county was called.

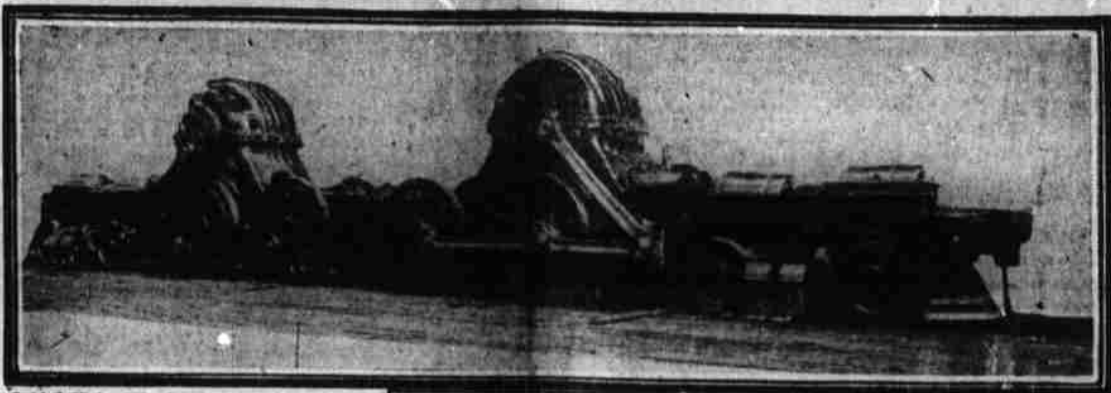
The jury in the Jacobs case just before adjournment for the noon recess returned a verdict of "not guilty."

With the reconvening of court this afternoon the case against John Holland, charged with breaking or disturbing a R. F. D. mail box was taken up.

Robert Christian, under indictment for peonage, alleged to have been committed during the construction of the Franklin and Tallulah Falls railroad in Macon county, arrived this afternoon, and District Attorney Holton stated this afternoon that the case would probably be called late today or tomorrow.

New York Markets Closed. The New York stock and cotton markets were closed today on account of the election.

THREE TIMES AS POWERFUL AS ORDINARY LOCOMOTIVES



CHASSIS OF ELECTRIC LOCOMOTIVE RECENTLY ORDERED BY THE NEW YORK TUNNELS.

"Pennsylvania Type" Electric Locomotives, That Are to Be Used on the A. & E. T. Railway SPEED, 100 MILES AN HOUR, IS AMONG THE POSSIBILITIES

No. 3998 of the Pennsylvania System Has Been Finished and Tested, and Made 63 Miles an Hour.

The people of Buncombe county and Asheville are manifesting considerable interest in the proposed extension of the Asheville & East Tennessee railroad's line from Weaverville to Galax, where connection will be made with the C. C. & O., and petitions are being circulated in all parts of the county asking the board of county commissioners to call an election to authorize the issuance of bonds to aid in the construction of this road—a connecting link which thinking people agree would be of vast importance to the development of Asheville, Buncombe county, and indirectly the whole of western North Carolina.

The first of the electric locomotives to be used in the New York tunnel extension of the Pennsylvania railroad arrived at Long Island City yesterday. It was brought to New York from the Pennsylvania Railroad's Altoona shops for the purpose of making tests over the electrified lines of the Long Island railroad.

"When work was first started on the Pennsylvania tunnels and station the engineers of the railroad company (Continued on page 2.)

BUTCHER MURDERS WIFE AND CHILD

He Chops off Their Heads, Then Commits Suicide, Shooting Himself.

Pottsville, Pa., Nov. 2.—One of the worst tragedies that ever shocked this country occurred at Pine Grove, near here, last night when Daniel Schoke, a butcher of this place, cut off the heads of his wife and 12 years old daughter and then committed suicide by shooting himself.

The ghastly discovery was made today when neighbors found Schoke lying on the first floor and the bodies of his wife and daughter in a bed on the second floor.

ARMY AND NAVY GAME WILL NOT BE PLAYED

On Account of the Death of Cadet Byrne from Injuries in Harvard Game.

Washington, Nov. 2.—The great annual football contest between the West Point cadets and Annapolis midshipmen, which was to have taken place at Philadelphia November 27, will not be played this year, owing to the death of Cadet Eugene A. Byrne, from injuries received Saturday, in the game with Harvard.

Byrne Given Military Funeral. West Point, N. Y., Nov. 2.—Cadet Byrne was given a military burial in the Academy cemetery today.

Declared Unconstitutional. Jackson, Miss., Nov. 2.—Because no provision is made for the education of negro children the law for the establishment of county agricultural high schools was declared unconstitutional by the state Supreme court today. The law specifically states that schools are to be for "white youths."

TO SEND REPORT TO THE PRESIDENT

Custom House Scandal to Have an Air—Very Soon in Washington.

New York, Nov. 2.—The New York custom house scandal will be laid before President Taft when he returns to Washington by Secretary of the Treasury MacVane and Attorney General Wickham.

It is understood here that President Taft will have the advantage of going over reports made by special agents of the treasury and of the department of justice, covering not only the widespread operations of the graft ring in the customs service, but the situation that has arisen through Collector Loebe's policy of retaining confessed criminals in the service.

Hundred Cases for Grand Jury. The Federal authorities have evidence in more than 100 cases of grafting to lay before the United States grand jury in this city this week. It was said that the evidence concerns at least a dozen firms of importers and from 20 to 40 customs officials.

George F. Lamb, the special agent of the treasury, who has investigated the workings of the customs fraud, not only at this port but abroad, is understood to have in his possession affidavits that describe how the government was robbed for years by false weights in sugar, hides, pig iron, groceries and other commodities on which duty was ascertained by weighing on the docks.

Through all these cases that are now under preparation by United States District Attorney Wise, Mr. Lamb and the treasury's special counsel runs the certain trail of an organized system of bribery. The grand jury, it was said today, would be asked to follow the tracks of the system from the end of the docks to the end in the custom house. The evidence indicates that the heads of the system were important officials, who had access to the records and pull enough to throw dust in the eyes of suspicious colleagues. It casts light on the whole operation of the ring, from the interesting activities of the big grafters to the humdrum stealing of the \$4 a day cheaters on the docks. There was a strong intimation today that one or two of the big crooks had a promise of immunity from prosecution and continuance in office if they would show up their own ring to the grand jury.

Collusion Between Divisions. It is understood that the special agents have evidence in 109 cases that show collusion between the various branches of the service, an intelligent comprehension of the needs of the system displayed by officials in related divisions. The consular invoices that played so important a part in weighing frauds were received in the entry department of the collector's office. Somebody in the duty surveyer's office got a flash at them quick, then passed the word out to the dock thieves as to what their dock entries must be.

The special agents know the name of at least one man who collected graft from the little crooks and passed it along up the line. Dates, places and amounts are known. It is understood that this man will be taken before the grand jury and questioned concerning who got the final take-off. It is said that this man may testify concerning customs officials who received cash straight from importers.

HAD NO MONEY, SOUGHT DEATH

A Young Chicago Couple Made an Unsuccessful Attempt to Take Their Own Lives.

Chicago, Nov. 2.—John Hollis, 22 years old, and his wife, May, 17 years old, who came to this city two months ago from New York, drank carbolic acid in a vain attempt to kill themselves because they had no money. Probably because carbolic acid stronger than 24 per cent cannot be sold in Illinois except on prescription, both are recovering at St. Luke's hospital.

Hollis and his wife agreed to end their lives after weeks of fruitless search for employment. "We have 45 cents between us and no money," Hollis said to his wife last night when they went to their room at a hotel. "We are for this room, and will be thrown out probably tomorrow."

"Here I am sick and hungry, and you are tired and worn out. Let us kill ourselves and end it all."

Young Wife's Story. Mrs. Hollis told the story last night, when she partly recovered from the poison. "I told Jack that he must not talk that way," she said, "because it was wrong and I was afraid to die. But he pleaded with me and pictured our dearest little child, and finally I threw my arms around his neck and agreed that death was better than starvation."

She related how she went with him to a store, where they purchased some oranges and a bottle of carbolic acid with 45 cents. They returned to their room. After eating the oranges, Hollis poured acid into two small bottles, one of which he handed to his wife, while he retained the other.

Her Screams Bring Aid. Mrs. Hollis says they had each other a last fond farewell and then raised the bottle to their lips. Both drank the poison at the same time. Mrs. Hollis screamed when the acid burned her mouth, and her cries brought attendants of the hotel, who had the young pair removed to the hospital.

Both are orphans. Hollis was born in Woburn, Mass., and his wife is a native of Springfield, Mass. When asked last night that they would recover, both expressed pleasure and regretted their attempt to end their lives.

DEATH BLOW OF DOMESTIC LIFE

That is What Cardinal Gibbons Says That Woman Suffrage Would Mean.

New York, Nov. 2.—In a letter to the national league for the civic education of women, an anti-suffragette organization, Cardinal Gibbons says: "I am most heartily in sympathy with the aim of your league, and I approve most strongly the stand it has taken in opposition to women's suffrage which, if realized, would be the death blow of domestic life and happiness."

Mother and Four Children Burned to Death. Pittsburg, Nov. 2.—Mrs. William Marlow and four children were burned to death today, when a fire caused by the upsetting of an oil lamp destroyed the Marlow home in the suburbs. Marlow and his two sons were at work in a nearby coal mine at the time.

BATTLE OF BALLOTS PROCEEDING MORE OR LESS QUIETLY, AT SEVERAL POINTS

GRANT BRIGMAN TAKES THE STAND

Defendant Was the First Witness Called by the Defense This Morning.

BRIGMAN IS SUBJECTED TO A SEVERE CROSS-EXAMINATION

He Tells How He Killed His Uncle, and Then Walked Away, Not Knowing Whether He Was Dead.

With a drawn and pain-marked face; with piercing black eyes; a heavy moustache; a deformed body, but with a fine head and manifestly a quick brain, Grant Brigman, in Superior court this morning, was called to the witness stand to testify in his own behalf; to tell the court and the jury just how he came to kill his uncle, John Brigman, on Big Ivy, early on the morning of May 17, 1909.

The defendant at the bar was the first witness called by the defense. Mr. Brigman went to the stand without a tremor; he was apparently ready for the ordeal; he told his story; he submitted to a rigid cross-examination at the hands of Judge Thos. A. Jones and left the stand evidently feeling that he had acquitted himself well.

Mr. Brigman told of the lumber dispute between his uncle, John Brigman, and himself; how he had warned his uncle not to move the lumber until witness had been paid; how John Brigman had gone to the lumber pile early that fateful morning; how witness had taken his shotgun to defend himself, and gone to the lumber pile to forbid his uncle taking the lumber; how he had stopped within 15 feet of the lumber pile; told his uncle not to take that lumber; that John Brigman straightened up; threw his right hand to his hip pocket; that witness thought he saw the butt of a pistol; how he thought his uncle was going to draw and shoot; that witness aimed his gun and fired; that he shot to kill; that he thought his life was in danger.

Witness admitted on cross-examination that John Brigman was a left-handed man. He admitted further that after firing at John Brigman he didn't stop to see whether or not he had killed his uncle; that he "broke" his gun, slipped in a fresh cartridge and turned, walking up the creek, and went away. The witness said that he didn't feel kindly toward his uncle; that the way his uncle was doing about the lumber worried witness and made him angry; that he took his gun on that early May morning for the purpose of protection; that he had been told that John Brigman and his boys were going to take

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PRaises HOSPITALITY OF MISSISSIPPI FOLKS

The President in an Unusually Happy Vein—Greeted by Large Crowd.

Durant, Miss., Oct. 2.—Taft arrived here at 3:55 o'clock and at 6:35 a. m. left for West Point and Columbus, Miss. The journey here was without incident.

At West Point. West Point, Miss., Nov. 2.—President Taft arrived here shortly before 11 o'clock. An immense crowd greeted the president here. School children, Confederate veterans and state militia made up a large part of the assemblage. Mr. Taft, in an unusually happy vein, said he was gratified to see a large number of ladies present.

"I am glad I came to Mississippi," said the president, "whose hospitality is not exceeded by any section of this great country." The president dwelt upon returning good fellowship of all sections of the nation and promised to do all in his power to further this friendship.

At Columbus. Columbus, Miss., Nov. 2.—The president received a joyous welcome when he arrived here shortly before noon to visit the home of Secretary of War Dickinson. Mr. Taft had a reception at the old home of General Stephen D. Lee. In his midnight speech at Jackson last night Mr. Taft said among other things: "One of your great heroes of Mississippi is Jefferson Davis and I am glad that the administration in Washington has wiped out the evidence of that extreme partisan bitterness on Cabin John bridge, and that his name is restored there as secretary of war. I am glad because I know and can testify from my experience in the south that the same joy that they experienced at that act on the part of the administration is the joy of a common country and loyalty to a common flag."

In New York the Workers Were Busy at an Early Hour and the Weather is Clear.

USUAL THEFT OF BALLOTS IN SOME KENTUCKY PRECINCTS

The House Where Ballots Were Kept in Crockettville Precinct Was Burned—The Democrats Seize Ballots.

New York, Nov. 2.—Nearly three-quarters of the registered vote in New York's triangular majority election had been cast by 2 o'clock this afternoon. The managers of the campaign said it had been one of the quietest elections in this city in history, and one in which few illegal votes had been cast. The weather was cloudy. Over a score of arrests were made for illegal voting. The police reported no trouble. Cloudy and threatening weather throughout New York state, together with the fact that no state officers were being chosen, kept the voting to normal proportions, or less.

New York, Nov. 2.—Voting began at 6 o'clock and proceeded quietly in the early hours, the weather being clear. The managers of the various majority candidates all confidently predict victory. There was little betting, as the leaders learned that party lines had been shattered in the three-cornered campaign.

Gaylor was the favorite today at 2 to 1. There was much splitting of tickets. Robert Taft, the son of President Taft, came down from New Haven with several classmates of Yale to do duty as a republican watcher, in a little store in Third avenue. The news that young Taft would be at the polling place brought out such a crowd there that it was decided that Taft would not act as a watcher. The police were called to disperse the crowd.

Jackson, Ky., Nov. 2.—Reports from Crockettville and Sebastian's Branch this morning were that two attempts, one successful, had been made to steal the ballots from the Crockettville precinct at the mouth of Long's Creek. The home of Mary Dealin, who held the ballots for that precinct was destroyed by fire, and the ballots were burned. At the Sebastian's Branch precinct the democrats are reported to have seized the ballots this morning and hidden them. The telephone wires between Jackson and Crockettville were cut this morning, but the situation at Jackson at present is peaceful. The most reliable report from the Dealin home, which is 22 miles away, is that Mrs. Dealin was feeding the Lexington soldiers under Captain Sams, when the fire occurred.

The ballots were reported burned and fresh ones were furnished from Jackson. These are the ballots which an armed crowd of men threatened to take from the Jackson bank last week, and which were finally given to Mary Dealin by Judge Adams for safe keeping. Crockettville is the home of Ed. Calahan, the noted feudist, and the gathering place of the war-like Breathitt county clans, is the chief point of interest in the political war, and everyone is wondering what will happen there today.

In Maryland. Baltimore, Md., Nov. 2.—The chief issue of the election in Maryland is the proposed amendment to the state constitution, designed to disfranchise the negroes. The incoming legislature will elect a United States senator. If democratic, there is no question about the return of Senator Rayner. The weather is cloudy and mild.

In Ohio. Cincinnati, Nov. 2.—In practically every city and village in Ohio the polls (Continued on page 4)

KILLS WIFE'S FATHER. ALSO PROBABLY HER

Frank Miller, a Manhattan Man, on Murderous Rampage—Is Arrested.

New York, Nov. 2.—Frank Miller of Manhattan today shot and killed his father-in-law, John Sosarn, in the yard of the latter's house in South Brooklyn, and then shot and probably fatally wounded his wife, Annie Miller.

Miller was arrested. He and his wife had not been living together for some months.