

MARION BUTLER IN FIGHT BITTERLY OPPOSING ADAMS

Some Talk of Tom Settle for Internal **Revenue Collector, but Brown** Will Probably be Re-Appointed.

Special to The Gazette-News, Washington, Dec. 13 .- Marion Butler is on the warpath. He makes no bones of the fact that he is going to put up the fight of his life to prevent the confirmation of the nomination of Judge Spencer B. Adams as district attorney of the Western North Carolina district when it is sent to the senate early in the new year. It is taken for granted here that Adams is going to receive the appointment, though it is whispered about Washington that Mr. Duncan has given his endorsement to Thomas S. Rollins, and that the national committeeman will do his utmost to break up the program. The president promised Judge Adams last winter that he would give him the district attorneyship, but at that time his principal supporter was Duncan. Now the state chairman and the na tional committeeman do not speak and what is more their relations are so estranged that it would not be surprising should Duncan come out in the open and fight for Rollins as against Adams

Butler Will Fight Confirmation,

But to get back to the story. It is the best belief here that Adams will husband's counsel was in prospect for be named as Holton's successor. He Mrs. Mary Blair Brokaw, when the is entitled to consideration by virtue society woman entered the court of his position as state chairman, and room today at Mincola, where the it is doubtful whether he can be defeated. Butler will also make the fight to prevent Adams' nomination. but he is staking his all that the or-ganization feader will never be able to secure a sufficient number of senators bring about his confirmation. The "old fox" is preparing a plan of campaign, and is freely discussing the subject with those he comes in con-tact. His service as senator stands tact. him in good stead, and gives him an advantage over an outsider. Butler has served with many of those now in the senate, and those who know him say that he is going to carry the

contest to the limit. Judge Adams is a good fighter and of the butlers who served them. She number of republicans in the senate. It is said drink wine at the table and added that Brokaw, after a scant two years that Senator Dixon of Montana will be with him. He is some fighter himself.



BATTLE TESTIFIES IN BROKAW CASE

Mrs. Brokaw, in Spite of Rather Rough Treatment at the Hands of Her Husband's Lawyer, Bore Up Well-Denies Certain Allegations-Dr. Battle Said Both Mr. and Mrs. Brokaw Were Unreasonable.

New York, Dec. 13 .- Grueling | cigarettes sent to your room?" asked cross-examination at the hands of her the lawyer. "Never," the witness replied em-

phatically. Mrs. Brokaw said that during the dinner New Year's day, when enter-faining several guests, her husband trial of her suit for separation from W. Gould Brokaw was resumed. Mrs. Brokaw's allegations of ill-treatment by her husband because of jealousy shook his head at her and told her in a whisper not to be making eyes at the man sitting next to her. Who was man sitting next to you? under attack, . Mrs. Brokaw thus

asked Mr. McIntyre far hore the ordeal well. Justice "Mr. James Martin," was the reply. Putnam has barred all probing into the woman's life prior to her mar-Mes. Brokaw said that on the same day her husband called her from the riage. The husband's attorney will use every possible legal weapon to table and showing her a revolver said he could blow out what little brains show Mrs. Brokaw might have given she had. Witness said she was familiar with guns and knew how to shoot; gard to guests she entertained at the that she had often shot at clay pigeons Mrs. Brokaw was questioned in re-

Brekaw house Christmas and New Year's days last year. The witness and at targets. New York, Dec. 13 .- Mrs. Mary gave a list of the guests and names Blair Brokaw, who is seeking a sep-



promised her husband not to aration from her husband, W. Gould

Tomorrow.

New York, Dec. 13 .- The American

Ice company has been found guilty in

the state Supreme court of restrict-

The jury was out one hour and forty

minutes and when the foreman an-

MEXICAN GOVERNMENT TO CO-OPERATE WITH THE U. S. Gunboat Enroute to Corinto, According to Official Dispatches-U.S. Marines Getting Ready to Leave.

San Salvador, Dec. 13.-A reign of terror continues at Managus, the capital of Nicaragua; when President Zelave is ruling with an iron hand. Political offenders, real and suspected. crowd the jalis. The government's food allowance for prisoners is abourdly small, and as a result many are half-starved. The routine of prison existence is broken by beatings which the authorities order. The mcn in chains number several hundred. Mexican Government Co-Operating.

Washington, Dec. 13 .- A Mexican gurboat is enroute to Corinto, according to official dispatches from Managua received by state department. This fact seems to indicate that the Mexican government is actively co-

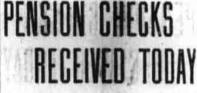
operating with the United States in its aggressive policy toward the Zelaya faction in Nicaragua. Governor Creel is here as personal

representative of President Diaz of Mexico, but it is not thought that he will submit any proposition to the American government antagonistic to and his administration.

The state department is without information regarding the reported, attempt of Zelaya to make a detour with his army around Rama with a view to an atack on Bluefields.

700 Marines for Nicaragua.

Norfolk, Va., Dec. 15 .- One hundred and tweny marines from the barracks at the Norfalk Navy yard depart tonight for Physicalphia to become part of the auxiliary cruiser Prairie's full complement of 700 men destined for the Nicaraguan border via Colon,





DECISION TO COME **BEFORE CHRISTMAS**

The Supreme Court, It Is Believed Here, About Ready to Render Opinion In Smith Estate Hotel Matter-Other Cases of Interest, Icluding Two Rail-

way Damage Suits.

Asheville lawyers who were in Ral-fit stands should be solid that the the declared attitude towards Zebya eigh last week where they had eases Smith heirs must first get their money on appeal in the Supreme court feet creditors should come in for the reand that if there is anything left the certain that the state's highest trib- mainder. From this decisions an apunal will very shortly render a des real to the Supreme cour was taken eision in the matter of the Smith and there the case has remained for server (Sunday edition) says: estate which involves the inco-aplete several months. It is believed that "An executive shows the tree concrete hotel at the corner of North when the Supreme court finally ren-Main and College streets. In fact ders its decision the whole matter in- opinions of the men he appoints to the some of those who have returned from volving the holdings of the Smith state capital are of the opinion beirs will be determined ones and for Taft must soon fill a vacancy on that the docision will be bunded down all

probably Wednesday; and and if not This is a matter in which every local Fourt last week: The Bryant vs. citizen of the town is interested. When Southern railway case, a suit where his election, would indicate, or wheththe Smith estate became embarranced the plaintiff in the Superior court won or he is devoted to "Roosevelt poliafter undertaking the crection of the a wordiet for \$17,000; and the Merrell cies" as he was particular to declare big hotel, all work was stopped; the vs. Southern railway cose: a case before he was nominated and during creditors came in and the matter was where the plaintin in the Superior the compation. He is trying to please heard at great length before special court won a \$6000 verdict for the loss both factions of his party, but so far masters and later 1 fore fudge Pers of a log of or near Statesville. It is he has given praise and place to the bles in Superior court. Judge Peebler expected that the Supreme court will reactionists and only words and taffy rendered his decision inding in effect this week render decisions in these to the paragressives.

> ----ASHEVILLE HAS

> > HAIN

LURTON IS A DEMOCRAT. A CLEVELAND APPOINTEE

President Taft Was a Judge of the Sixth **Circuit When Appointed** Governor of Philippines.

Washington, Dec. 12 .- The nomination of Judge Morace II, Lurton, of Nashville, Tenn., to be associate Juslice of the Supreme court of the United States, in succession of the late Justice Peckham, went to the senate today.

Judge Lurton is . Tennessee man, and was appointed judge of the sixth circuit by President Cleveland, March 7, 1893. He is democrat in poll-

President Taft was himself a judge of the sixth circuit at the time of his appointment as governor of the Philippines in 1898, and it was his association with Judge Lurton that gave hi mauch a high opinion of the legal qualifications of the Tennessee jurist. There has been talk of opposition to Judge Lucton's confirmation, on the part of republican senators, but nothing of a definite nature has thus far developed.

Did Roosevelt Drop Larton?

It is asserted that friends of Judge Lurion sought assistance for him in tills state. The Raleigh News and Ob-

"An executive shows the trend of his mind letter in the character bench than in any other way. Mr. Supreme court beach, The public endorsement of Aldrich, made since

"The papelle will get the real Taft attitude when he names the Associate Justice of the Sepreme court. It is selieved that he will name Judge Lorton of Tennessee, a democrat who was appointed to the Circuit court by Cleveland, and a lawyer who, it is alleged, has never doubted the divine right of railroads and trusts to rule this country. Recently prominent North Carolina Democrats have resived letters urging them to endorse Judge Larton for the vacancy, Naturally southern democrats would like to democrat and is not a reactionist Is Judge Lurton's record such as to make his appointment desirable to those who wish to regulate railroads, dissolve trusts and put an end to government by the dollars? Gilson Gard-The weather bureau in its forecast her, a newspaper correspondent, desiring to learn the views and stand-

Talk of Settle for Collector.

Thomas Settle reurned to Asheville without learning anything regarding his political future. There has been some talk among his friends of urging his appointment as collector of internal revenue in the west, but it is not believed by the organization. The fact that Congressman Cowles has committed himself to the reappointment of Collector Brown leads to the belief in some quarters that he is the choice of the machine for this job.

Statues of South's Great Men.

Recently two southern states have taken advantage of the privilege of placing statues of their great men in Statuary Hall here at the capital of the nation. South Carolina is represented by John C. Calhoun, the statue having been placed in the hall during the past week, and Virginia by Robert E. Lee and George Washington. Georgia, Misaissippi, Florida, Louislana. Tennessee and Kentucky and North Carolina are the other southern states that are without representation. The statue of Calhoun, which has just been put in place, is one of the best in the Hall of Fame. It is of Italian marble, and in striking contrast to the new statue of Lee, which is a poor piece of work. Virginia made a mistake in selecting a bronze rather than a marble figure of the hero of the Confederacy. The marble statues show to best advantage in statuary Somehow they portray more hall. acurately the characteristic of a man. It is the hope of the Tar Heel colony here that North Carolina will not make the mistake of selecting a bronze statue when Zeb Vance is added to the list of immortals.

Will Not Re Flusy Session.

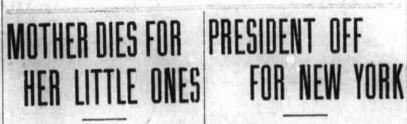
There has been talk of this session of congress being a busy one and extending well into the summer months. was flowing freely from many parts of was the chatter that preceded to make an early get away. About the only thing that is bothering the o for ocean mail automotive.

whenever she returned from hunting married life, says the New York her husband would of his own accord World, was submitted to a harsh cross-examination by John F. Mc give her a glass of port wine as she would be fatigued and needed a stim-Intyre. In spite of the buildog tactics of

justification for jealousy.

ulant.

(Continued on page 7) "Did you ever have cocktails and



Ctothes Burning, Leaps from Window He Will Deliver an Address There Tonight and Go to New Haven to Prevent Children's Clothing

from Igniting.

Washington, Dec. 13.-President Marion, Dec. 13 .- One of the great- Taft left here at 9 o'clock this morn-Special to The Gazette-News. est acts of heroism which has occurred ing for New York and New Haven, in western North Carolina in years and will be away from the White was that of Mrs. John Lewis, of Vein House two days. He was accompa-Mountain, who sacrificed her life Fri nied by Mrs. Taft, Mrs. Laughlin, her day afternoon to save her three chil- sister, and Captain Butt, as aide, will make an address tonight at Car-

dren from being burned to death. Mrs. Lewis was standing before the negle hall, New York, at the diamond fire place in her home when her jubilee, a celebration of the Methodist clothing caught fire. She rushed to Episcopal church missionary work in the bed to smother the flames. Her three children came to her aid but for fear that the children would catch free May Long based for the state of the second fire Mrs. Lewis leaped from the win- Haven to attend a meeting of the Yale corporation. dow of the room and rushed across a tance before she fell exhausted and A VERDICT IS RETURNED

dying Her screams attracted neighbors and when they reached the scene all of her clothing was burned off except a small piece under her arm. Her

ing competition in and attempting to skin was burned to a crisp and blackened by the smoke and flames. Blood create a monopoly of the sale of ice, of her body. Tender hands carried the dying wo-

ON \$300,000 JEWELRY ROBBERY

new law and probably will be fought the national cemetery, The only thing that is both of the sides who are responsible for legislation is the passage of a ship subsidy bill. It is best opinion that such as each bill. It is best opinion that such as the base of the biggest jewelry in an effort to run down perpetuators of the biggest jewelry in the significance of the verdet life is best opinion that such as one that meets with no property throw here in scales to grantment of the biggest jewelry in the significance of the verdet life is not sense that meets with no difficulties in the sense will it has one that meets with no difficulties in the sense will be enacted life is not sense to grantment of the property or supposed burgtars has been found.
Nariobi, East Africa, Dec. 13.—Col. Rosevelt will be given a farewull be readered him bofaro him sofaro him bofaro him bof New York, Dec. 13 .-- The police are to the highest court in the state,

parture.

married life, says the New York "Christmas Money" for the Veterans and Widows Ready for Distribution.

> The pension checks for the old Confederate soldiers and the widows were received by Clerk of Superior Court Mrs. Hunter Died Today Police Hold Greatest Precipitation During Past 24 see a democrat named If he is a sound Marcus Erwin this morning, and today witnessed the heginning of the distribution of the "Christmas mon-The total sum which the state ey." will this year pay the pensioners in Buncombe county amounts to \$11,-846. There are four of the first class who receive \$72 each; eight of the

roceive \$26 each.

called this morning were made glad was never able to give a coherent during the past 24 hours 1.17 inches ident Taft to succeed Justice Peckham on the United States Supreme court. some of whom remarked that it had mas to make those at home happy.



AGAINST THE ICE TRUST Father Left Him \$40,000; He Had Al of His Soldier's Pay-Money of no Avail.

Savannah, Dec. 13 .- Death removed probably the only case of leprosy nonneed the verdict the court imme- in the United States army today, The conviction is the first under the be buried with full military honors in

Hours Than for Long Time Husband-Still Looking -Colder Weather. for Negro.

that the hotel and the land or which 'two cases,

OUTRAGE IS DEAD

Savannah, Dec. 13.-Miz. Maggiesecond, who receive \$60 each; 12 of Hunter, who was leaten and left for today predicts clearing and colder to- ing of Judge Lurton, receive visited the third class, who receive \$48 each: dead at the same time Mrs. Elizo day and tonight and fair and colder Nashville and here is the result of his and 264 of the fourth class, who re- Gribble and daughter, Mrs. Carrie Oh- Iomorrow. The rain which was so investigation as published in the Atceive \$26 each. In addition to these lander, were murdered at their home badly needed continued yesterday and "Nashville, " ceased Confederate soldiers, who will Friday, died this morning. Although last night with a hard shower this see what kind of a reputation his

The hearts of the old soldiers who times since the tragedy, she woman of the weather bureau shows that Larton, who has been picked by Pres-

J. C. Hunter, husband of the dead come in time of need; while to others woman, who she accused, in an incoit afforded a little money for Christ- herent statement as having assaulted section of the country except Mont- ished with Judge Lorion's appoint here is being held by the police. The geomery, where 1.70 inches fell. The news of his wife's death is being kept rain here during the past 24 hours long and faithfully, and they will be her, is being held by the police. The from him. Despite the woman's statement that Hunter committed the at-tack the police are continuing their about the only rainfall of any come-ger field." search for the negro seen entering the quence since carly in October. Rela- of friendship between Judge Lurton Gribble home before the murder was discovered. Several negroes are held the past 24 hours the local weather ob-ignation, 'Private Car Larton,' the pending an investigation into the SCIVEF SEVEL

Tuesday.

Effort to Change Rates Abandoned.

killing.



Second, That no Negroes Will Serve on Jury.

"Nashville, Tenn -- I came here to she regained consciousness several morning after 8 o'clock. The report neighbors give to Judge Harace H.

" The railroads and the corpora-

lawyer answered. 'I suppose you've A storm of considerable energy is heard what everybody knows throughmoving eastward from the lower Ohio valley and the upper Lake re-gion accompanied by rain or snow over an extensive region including Up to the passage of the Hepburn law. the Missouri valley and throughout Judge Lurton scarcely moved without

the Missouri valley and thread the private car. the eastern half of the country. Ex-the eastern half of the country. True enough, everywhere I went I reported, in inches and hundreiths, found tales of Lurton's private cars. as follows: Montgomery, Ala., 1.70; Not for business merely did he use Asheville, 1.17; Charlotte, 1.68. The them, but he gave private car parprogress of the disturbance to the ties. Once he took a party of young eastward is being closely followed by friends, men and women, through the clearing and colder weather and pres- west, including a visit to the Yellow ent indications are for clearing and stone. On such occasions the rafito- roads furnished not only the cars, but colder weather in this vicinity sight, followed by fair and colder the chef, the provisions and all the R. T. LINDLEY, little extras that go to make a junket Observer. of this sort complete.

"It should be understood that the expenses of these cars were borne by rallroads which were actual or poten Washington, Dec. 12 .- Representa- tial litigants in his court. At one time, live Gardner of Massachusetts in an I am informed, there was a receiver-

tive Gardner of Massachusetts in an interview today practically abaddons all further effort during this congress for a change in rules or speakership. Make Plea of Guilt. New York, Dec. 12.—Captain Thom-as Franklin, U. S. A., former treasurer of the West Point Military academy, today pleaded guilty in court to em-bergione the cadef mess fund