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VOL. XIV. NO. 3

ASHEVILLE, N. C., THURSDAY AFTERNOON, JANUARY 27, 1910.

#### A FATAL SHOT FIRED IN BANK

Basil Browning Killed by Constable Allen Green in Waynesville After Brief Quarrel.

THE LIE WAS PASSED AND FIGHT FOLLOWED

Browning Said to Have Accused Green of Misrepresentation to the Employer of the Former.

Gazette-News Bureau, The Bon Air, Waynesville, Jan. 27.

people of Waynesville were shocked about noon today over a shooting affair which cost the far along in his narrative. There was life of "Basil" Browning. He was opportunity, however, to draw some shot and instantly killed by Allen Green, a constable:

of Waynesville. It was observed by those in the bank that the men seemed to be having some misunderstanding, and were talking in a rather loud tone of voice. Some of the bank officers spoke to the men, admonishing them to be quiet.

This was shortly before noon, Howell, jr., in looking after his sheep the latter drew a knife, and Green his revolver. He shot Browning through the face and death followed in a few moments. Green then turned and walked from the bank and gave himself up, telling what he

Both Green and Browning are mar-ried and have families. The men

#### BOY AND GIRL LOVERS DRINK POISON AND DIE

Commit Suicide Together Because of Parental Opposition to Their

Des Moines, Jan. 27,-Because of parental opposition to their marriage account of their youth, Vernon Barr, aged 16, and Lina Ammer, aged 14. killed themselves today. They were found near Monroe, clasped in each other's arms, sitting upright in Barr's buggy, in which they were riding home from a dance today.

On the girl's lap rested a cup partfilled with strichnine. They both had drunk this. Their horse proceeded on his way and stopped at the gate of the girl's home.

LIKELY TO BE DIFFERENCES BETWEEN BIG BALL LEAGUES

For Murphy Says He Will Never Vote For Rale Changes Being Advocated by Johnson.

Chicago, Jan. 27.-Unless Charles W. Murphy, president of the Cubs, alters his attitude toward changes in playing rules, there are likely to be differences between the American and

National leagues. Murphy says he would never vote for changes in the rules, advocated by President Johnson of the American Sutherland.

Tenement Fire Causes Panie.

New York, Jan. 27.—Panic reigned in nearby tenements while fire raged a factory building on Elizabeth More than 100 persons fled to the street in terror.

Cleaning Up in Gary, Ind.

Gary, Ind., Jan. 27,-Thirty persons were fined \$50 and costs and sen-tenced to 36 days in jail for violating the prohibition law. Nearly 100 war-rents were served on alleged violaters.

To Prevent Tariff War.

Berlin, Jan. 27 .- Non-insistence of the part of the United States, that Germany admit American more freely, is regarded as simplify ing the pending tariff negotiations.

Hanged for Murder of a Girl.

Philadelphia, Jan. 27.-Alfred der of Emma Kurner, 17 years old, whom he shot because she refused to

Jeannette Ford Placed on Trial.

Cincinnation, Jan. 27 Jetimette

Counsel for Glavis Sums up Case for the "Prosecution" Against Secretary Ballinger.

IS CHARGE MADE

Washington, Jan. 27,-The Ballinger-Pinchot congressional committee of Inquiry began its public sessions as stated yesterday, with Louis R. Glavis, the chief accuser of Secretary Ballinger on the witness stand. Due to many interruptions and the final decision of the committee to insist that Glavis' counsel should make an opening statement of what specific charges were made against Mr. Ballinger, the witness did not get very conclusions as to the preliminary line-up of the committee.

The special counsel for Glavis, The tragedy occurred in the Bank | Louis D. Blandeis, of Boston, summen up the "case for the prosecution" in this way:

That prior to entering the government service in any capacity R. A. Ballinger acted as attorney in drawing up an agreement in escrow and deeds in the Wilson Coul cases in Lewis county, Washington these cases being an alleged fraud upon the land laws. Mr. Ballinger's Browning was employed by Alden name did not appear in the court records of the case.

Mr. Ballinger, as commissioner ranch. It seems that Browning ac- lands in 1907, did not show due dillcused Green of having made some gence in investigating the alleged misrepresentations to Mr. Howell frauds connected with the Cunning-about his, Browning's, management ham coal lands claims in Alaska. of the ranch, and this dispute ended That he had knowledge of all the cir-Browning telling Green he had cumstances surrounding these claims d. Green struck at Browning, and in spite of this entered the employ of one of the claimants after ren. leaving the land office and before becoming secretary of the interior.

That he ordered these claims to be clear fisted" for patent without due investigation and that they

have gone to patent if Glavis and others had not intervened.

Questioned by his own counsel.

Glavis charged that when the escrow agreement in the Wilson case was drawn up by Ballinger, it was an unlawful proceedings as the entrymen had no right at the time to enter

Glavis said the information came to him second hand, that a stipulation had been entered into by the government counsel in the Wilson ases, and the attorneys for claimants whereby the name of Mr. Ballinger was not to appear. The witness said the records would bear him out. Glavis claimed that Ballinger's participation amounted conspiracy in a fraudulent claim against the government. He describ-

"It appears first," said Mr. Brandeis, "that Mr. Ballinger, took an active part in the controversy and by ordering some of the claims to patent, acquired knowledge of importance. He personally acted and took part in the action of the ' department relating to the investigation of these claims which we assert were fraudulent. This having been the case, when he ceased to be commissioner, he took the position as counsel for some of these claimants."

against Mr. Ballinger.

Senator Sutherland, of Utah, Interrupted: "You do not claim that Ballinger acted corruptly as commissioner, but that he made improper use of the information which he had ob-

"That is not all," replied the attorney; "the fact that he acted at all with reference to the continuance of the contest, was not consistent with the highest conduct as an officer of

the government."
"Then you claim he acted corruptor improperly?" asked Schator

Yes-improperly; that he acted without due regard to the interest of the government while commissioner; that he acted improperly after ward in taking employment from the claimants who had been before him as commissioner.

We claim that Ballinger's action as commissioner was improper in his declines in prices of stocks occured failure to thoroughly investigate the again today before the noon hour, Alaska claims; that he acted improperly in ordering these claims to patent and we charge that they were on them; that he acted improperly in allowing the Alaska claimants to see all the papers on Ble in the department. Cunningham said in a letter on file at Juneau that Commissioner

Ballinger gave him the papers. "You are aware," interrupted Rep-sentative Olmstead, "that Secretary Ballinger specifically deries all this?"
"Yes," replied Mr. Brandels, "and Ruling to This Effect Is flanded Down we will ask you to consider all our statements in connection with this

"Then," interjected Mr. Madison you do claim that Mr. Ballinger act-

"I have not used the word cor-reptly," he exclaimed in a high pliched voice. "I have desired to e bring the facts before this commit-I deem it a matter of great so-(Continues on page L)

### Senator B. R. Tillman Discusses His Son's Domestic Difficulties



two grandchildren playing happily at to remain, his feet, Senator Tillman of South | "A few weekstage they again dis-Carolina read a dispatch telling of a of the senator's son, took legal action these little girls to my wife, who was cared for and guarded. looking to the recovery of her child- then in Washington.

Washington, D. C., Jan. 27.—Sitting ary, but later were reconciled, and at the done by a father for the good of in his Washington residence, with his my suggestion went nest, intending his children, or by the wife in case two grandchildren placeing beautile at the provide at the pro

> agreed. Mrs. Tillman left their apart- wirls I have ever so b. ther to our home in South Carolina "Pluding that his wife showed no children,

"They are two of the brightest little suit for the custody of the little girls ments here in Washington, and after forthandely, and my sole interest in in which Mrs. B. R. Tillman, Jr., wife waiting for three days my son took the metter is to have them properly

twice separated," he said, "and are inclination to return to him, my son. There seems to be a rather peculiar now living apart. She is in South deeded the children to me. Under him in South Carolina whereby child-Carolina. They disagreed last Febru- the law of South Carolina this may remean thus be "deeded."

#### TERRIFYING SPECTACLE IS VALLEY OF THE SEINE

Raging Torrent Miles Wide Rushes Through Paris at 25 Miles an Hour-Refugees Number 100,000, and 15,000 Laborers Are Out of Work-Fissure at Auteuill

Viaduct Most Alarming Feature Today.

ed in detail the location and extent before the crest of the flood in the morning the ussure at the Autual rescuing persons imprisoned in their committee on rule, but that the com-Mr. Blandels, Glavis' counsel, was reigned as the waters continued to this give way it would not us a dame promote to leave their inundated houses. asked to outline the specific charges rise.

Morgan Sends \$20,000.

At 3 o'clock the river had risen two inches since a subsidence at noon. The residence of United States Ambassador Bacon became untenable, and the family removed to a hotel. The water is three feet deep in subway lines. Streets in the fashlonable St. Germaine quarter are submerged.

relief check of \$20,000. morning exceeded all river Seine continues

J. Pierpont Morgan has cabled a

The stage of the waters this records.

DARIS, Jan. 27.—This afternoon rise at the rate of three-quarters of these situation continues critical. Bluea further rise of eight laches morning was the dissure at the Autom) larges worked throughout the night, shall no longer be a member of the land has the best claims for the rea-

and submerge the entire city. The valley of the Seine presents a terrifying spectrele. The thord is phoronocolour 27.—The fliver Arme raging terrent runs through the nor-row gut of the city at a rate of 25 miles on districts.

miles per hour Paris resembles a beleaguered (ii) The government has placed the millbuildings, at the disposition refugees, who number 100,000. Fifteen thouse country deviatated. and laborers are out of work.

Refuse to Leave Homes. to Charenton, France, Jan. 27,-The of the east

whete and soldiers with boats and Viaduct at the loot of Paris. Should homes at tyry and Alfortville. Many

Prayers Are Offered.

Number, Jan. 27.—The damage from tary barracks and the public school the storm increases. The roads along The sea front are under water and the

> The churches are filled with persons praying fervently for the passing

#### NEW REGULATION MADE **DECLINES WERE** FOR RURAL CARRIERS SENSATIONAL

Prices Again Crumbled on the New York Exchange Before Noon Hour.

News over night of a copper merger caused a few upward spurts in opening dealings, but heavy liquidathe road to patent, with undue haste, opening dealings, but heavy hipotha-when Glavis intervened and saved tho was thructed at high level, and prices began to decline. The market boxes by rural patrons has grown. showed almost an entire lack of or ganized support, and a stream of Bquidation was allowed to carry its own effect on prices.

> PATRICIDE, BEACH HARGIS. by Kentucky Court of

Appeals,

Brankfort, Jan. 27 .- Beach Hargis must serve his sentence of life impris-boxes, and carriers will be required skill, enment, for the murder of his father, to lift such coins and where accom-

119 Years Old, Is Dead Now.

semplify and that no charge of corruption should be made. It is a matter it is a

# BOARD OF TRADE

Will Not Be Required to Collect Loose Coins After February 15.

The fourth assistant postmissler New York, Jan. 27.—Sensational general has assounced that after

loose coins from mail boxes. Following is the notineation; "In view of the extent to which the practice of placing loose coins in and the delay in delivery and collec-

ed on rural carriers incident thereto; MUST SERVE HIS LIFE TERM not be equired to collect loose coins from rural mail boxes. "Patrons should enclose coins in at envelope, wrap them securely in a piece of paper, or deposit them in a

Question of Locating Big Fight.

San Francisco, Jan. 27.-Jack Glea-

# ENDS ITS MEETING

National Body Is Very Much Opposed to Proposed Federal Inspection of Grain.

Washington, Jan 27 - Endorsing February 15 rerul free delivery car- the sweeping amendments to the riers will not be required to collect Sherman anti-trust law, so radical in character as to after its present effect terally opposed to the Federal inspection of grain, the national board of trade ended its annual meeting to-

tion of mail and the hardship impos- BURLEY TOBACCO SOCIETY'S CASE REVERSED ON APPEAL February 15, rural letter carriers will Petition for Overruling of Society vs. Gaitskill Denied by Appeals Court.

appeals today overruled a petition for tween America and Germany. rehearing in the case of the Burley coin holding receptacle, so they can a renearing in the case of the Burley be easily and quickly taken from the Tobarco society against J. E. Gait-The county court recently appoint-

Appeals.

Quantico Floated.

### PAYNE TARIFF A THIRD JUDGE LAW DEFENDED MUCH NEEDED

Will Have to Be Justified by Results of Practical Operation.

Boutell. Defender, Admits It Injustice: Done Judges Pritchard and Goff by Failure of Congress to Create Another Judgeship.

PLAN TO LOWER PRICES NO LITTLE SPECULATION OF FOOD IS PRESENTED

Made Attack by Insurgents from Either Maryland or on Speaker of the

Put It on Free List Says Sabath-An The New Judge Would Likely Be Named

Washington, Jan. 27.-Admitting hat the Payne tarm how would have o be justified by results of practical. peration, Lepresemetice Dontell of the best tariff law ever passed by congrees. Air. Louien Genared

House.

Agricultural Appropriation Bill. was taken up by the house today, them laving four justices. sun agreement for general debate.

Sabath's Plan to Lower Prices, Representative Sabath, democrat, from foreign countries.

He has introduced a bill to accomplish thus. the sub-committee composed of Senators Clark, Owen and Dolliver. The onsideration is designed to prevent

oncentration of postal deposits in astern money centers. Resolution Aimed at Cannon.

Representative Fowler of New Jerone of the original insurgent republicans of the house, has introducresolution providing for a re-organization of the rules committee and the removal of Speaker Cannon from that ommittee. resolution nims straight at the house organization and would shear the speaker of a

"Resolved, that the house of repsentatives shall on the seventh day of February, after the morning hour proceed to the election of five additional members of the committee on

licans and one a democrat. "Resolved, that from and after the er, of the house of representatives mittee on rules shall consist of the nating between the two parties. four members heretofore appointed and the five members elected under

the provisions of this resolution, "Resolved, that the said committee on rules, consisting of six republicans Waddill should receive the

"It is now time that we should ation of representative government the plaything of that step is to remove the speaker of

Champ Clark, the minority leader, quently attend to by correspondence did not provide a sufficient proportion of minority members on rules committee. Representative Norris of Nebraska, one of the landers of the republican insurgents, delared that the insurgents stood solidly behind the principles set forth in the Fowler resolution.

Davis Charges Fraudulent Purpose. day charged fraudulent purpose in the bill providing for the sale of un- Ballinger by Representative Hitchcock alletted lands in the Rosebud Indian of Nebraska. Extravagance in the reservation, South Dakota.

lands, the senate should act cautiouspronounced the danger imaginary.

Tariff Difference Clearing Up.

Frankfort, Jan. 27.—The Court of thement of the tariff negotiations be-

Mrs. Sol Smith III.

New York. Jan. 27 .- Mrs. panied by mail for dispatch, attach ed a receiver for the society, but the Smith, the oldest actress in America. can was reversed by the Court of is in a serious condition as the result of an automobile accident. The woman is now eighty years of age.

Waithour Is Going to Europe.

AS TO WHO'LL BE NAMED

Virginia It Is

X.

Gazette-News Bureau. 46 Post Building. Washington, Jan. 27

mone have a viguoras acrense of judgeship in the north circult, which he asy in the house thery, cresident consist of the states of Maryland, West rait had been criticaeu, ne said, be- Virginia, Virginia, North and South Carolina, is regarded as certain of the passage at this session of congress. common sense and sagactry of Preas. The fourth is the only one of the nine ment that will be recognized by his circuits in the United States that has only two circuit judges, the majority The agricultural appropriation bill of them having three and some of the passage of a bill in the senate for of Illinois, believes the way to lower the creation of another circuit judgethe prices of food stuffs is to place ship in the fourth circuit, but it was them on the free list for importation held up by interested persons for political reasons. The late Senator McComas of Maryland was opposed to The finishing touches on the postal the bill, the reason for his attitude besavings bank bill are being made by log an ambition to serve on the Circuit court, and he was successful in nost important amendment under influences have operated against the passage of the measure from time to time, but it appears that it will have clear sailing at this session of gress. The feeling of lawyers in both the senate and the house is that an injustice has been done both Judges Goff

and Pritchard, the two circuit judges of the districts, in the failure of con-gress to provide for an additional judge. They have been overworked in their efforts to attend to the circuit court husiness, and this fact is realized at both the capital and the

White House N. C. and W. Va. Eliminated.

There is no little speculation here as who will be the circuit judge. North Carolina and West Virginia are eliminated from consideration for the reason that they have representation on the court. South Carolina has small claim, having had a member rules, four of whom shall be repub- of the court in the person of the late Judge Simenten for a great many years. The new circuit judge will in passage of this resolution, the speak- all probability be selected from the

Would Oppose Waddill. in Virginia an effort is being made to boom District Judge Waddill for the position of circuit judge. If Judge and three democrats, shall elect one ment, which is not regarded as probof their number as chairman of such thie, he could not be confirmed in the senate. There are senators who Speaking of his resolution. Mr. would fight his confirmation by reason of his attitude in the appointment of receivers of the Norfolk & Southern take another step toward the restor- railroad, which they say was made in the house of representatives and Although a North Carolina railroad, it is charged it was administered by Virthe house from the committee on ginia politicians. One of the things The house resolution which I most criticized in the receivership was have introduced today had for its ob- the payment of a six thousand dollar ject the broadening of the committee fee to John S. Wise, a Virginia polion rules and the exclusion hereafter tician, resident in New York, for an of the speaker of the house from that errand done at the war department, which it is claimed could easily have "Well," said Speaker Cannon when been disposed of in a few minutes by hown a copy of the resolution, "I the secretary to any member of condon't know of any law to prevent a gress. In fact Mr. Wise looked after man from introducing any resolution a bridge right according to report here, a duty which congressmen fre-

Mr. Page's Committee. In addition to the Ballinger-Pinchet investigating committee another committee of congress is investigating the conduct of officers in the interior department and particularly in the land office. This is the committee on expenditures in the department of the interior, of which Representative Senator Jeff Davis of Arkausus to- Page is chairman. This committee is holding frequent sessions investigatonnection with the consideration of ing charges made against Secretary expenditure of a million dollar appro "So many scandals have arisen in priation is one of the principal connection with the disposal of public charges. Representative Page is taking an active part in the probing of on permitting this invasion, of the these charges, and if they are justified he said. Senator Crawford by the facts, there is no man in congress more capable of uncovering the situation. And what is more Mr. Page will treat all hands fairly. Cliff Shaw, the legal officer of the

Washington, Jan. 27.—It is learned forestry bureau, who was fired from in official quarters that the prospects office along with Director Pinchot for has an attractive invitation to go back to his old home in North Carolina which is one among many that he has received, but he Sol reached a decision as to his future.

The Charlotte Observer's Washing-The wo- ton correspondent says:

It is said that President Taft has indicated that he would not appoint Judge Waddill. He is endorsed, it is Judge Waddill. He is endorsed, it is understood, by Judges Pritchard and