

## NEGRO DEPUTIES IN POSSE FIRING FATAL SHOT INTO MOB

### SPIRIT OF MOB FLAMES FORTH

In Charge on Cairo, Ill., One Man Is Killed and Three Injured by Deputy Sheriffs.

### DEMANDED TWO NEGROES WHO HAD STOLEN THINGS

Situation Critical—Mob Spirit Has Never Died Since Two Men Were Lynched in November.

Cairo, Ill., Feb. 18.—Thirty militiamen, members of Company K, this morning patrolled the sidewalk in front of the county court house, where Alexander Halliday, leader of the mob in the attack on the jail, was shot to death by deputy sheriffs, several of whom are negroes. Four other men were wounded. Halliday, son of the former mayor of Cairo, lay three hours dying beside the court house steps, with the temperature a few degrees above zero. During the entire time Sheriff Nells refused to permit any one to remove the wounded man, or allow a physician to enter the enclosure.

Eight of the deputy sheriffs whose shots killed Halliday, and wound others, were negroes. This fact was not definitely known to the crowd which stormed the court house.

This morning the situation is critical. The people are worked up to fever heat.

The mob first began forming shortly after dark. Sheriff Nells appealed to Governor Deneen for troops and swore in five deputies.

Governor Deneen ordered company K of Cairo to assemble.

Prisoners Demanded. It was nearly midnight when the mob stormed the jail, and demanded the negroes, John Pratt and Lincoln Wilson, who had been arrested and found with articles stolen from Mrs. William Maloney and Mrs. Accord in their possession. When the mob did not halt at the sheriff's command, he told the deputies to open fire and shoot to kill.

The Mob Repulsed. The volley from deputies scattered the mob, which fell back across the street. Among the men wounded was George H. Walker, the correspondent of the Associated Press. His wound is not serious. Many members of the mob went home after the shooting, but more than 100 loitered all night about the streets in the vicinity of the jail.

The mob spirit has never died here, since the murder of Miss Annie Pelley, a shop girl, last November, by a negro, and the subsequent lynching of the negro and a white man.

### PRESBYTERIAN CHURCH CASE IS ARGUED TODAY

Indianapolis, Ind., Feb. 18.—Presbyterian church circles throughout a large section of the country will await with interest the decision in the case of James W. Ramsey et al. vs. Joseph P. Hicks et al. which came up for argument before the State Supreme court today. The case involves a dispute over church property arising from the consolidation of the Cumberland Presbyterian church with the Presbyterian church and is similar to a number of cases that have been tried in the South and elsewhere since the merger of the two denominations and in which varying decisions have been reached. In the present case, which started in Evansville, Ind., the decision of the appellate court awarded the property of the Cumberland Presbyterian church to a dissenting minority, instead of the majority who had consolidated with the Presbyterian church. This decision was vacated by the Supreme court, which at the same time granted a petition to transfer the case to its docket.

### Two Schooners Abandoned.

Norfolk, Feb. 18.—The three masted schooners Jennie N. Huddle of Norfolk stranded near Cobb's Island, and Carrie A. Norton, Jacksonville to New York, stranded at False Cape, have both been finally abandoned.

### Search for Nina Abandoned.

Norfolk, Feb. 18.—The scout cruiser Saturn and the battleship Louisiana, passed in the Virginia capes today, following abandonment of the search for the missing naval tug Nina.

### Senator Smith Better.

Washington, Feb. 18.—The condition of Senator William Alden Smith of Michigan was improved today.

### THE WEATHER.

Forecast until 3 p. m. Saturday for Asheville and vicinity: Fair and cold; tonight, Saturday fair.

### CARTER QUITS EARLY IN GAME

Does not Approve of Manner in Which Market House Committee Conducts Investigation.

### SEVERAL WITNESSES TELL OF CONDITIONS IN MARKET

Market Men "Know Nothing of Any Combination"—Another Hearing Is to Be Held Next Wednesday.

During the progress of the investigation before the market house committee of the board of aldermen last night into existing conditions in Central market and the operation of the "three-quarter mile" limit, Frank Carter, appearing in the interest of Central Labor Union and the 1333 signers for the abolishment of three-quarter mile limit, asked permission of the investigating committee to withdraw from the hearing, saying that he felt the investigation had been designed on a line of justification of conditions in central market; that "it is perfectly evident I can be of no assistance to the committee," and that it was a mere waste of time for him to remain.

This statement from the attorney representing, as he said, the Central Labor Union and the petitioners without compensation, came as a surprise and after Alderman Glenn of the market house committee had concluded an examination of Mr. Lutz, one of the stall-keepers in the market, and turned the witness over to Mr. Carter. Mr. Carter in withdrawing said that it had devolved upon him to develop one side while the development of the other side had devolved upon the committee, sitting as a court, and that he felt his side was at a disadvantage. Mr. Carter further said that if he felt he could be of more assistance to stay than to go he would certainly stay, but that he felt he could be of no further assistance. He said that in withdrawing he meant no reflection upon the investigating committee, "but I just want you gentlemen to feel that you should bring out both sides."

Mr. Glenn, of the investigating committee, said that Mr. Carter was certainly mistaken in his conclusion that the investigation was designed on lines of justification of conditions in Central market. He said that he had gone into the investigation with his mind open to conviction; that he did not know how he would vote on the question until after the inquiry.

Mr. Hardin, chairman of the market house committee, said that he went into the investigation in good faith; "I want to do the best I can to remedy the situation," Mr. Hardin requested that Mr. Carter remain and assist the committee in the investigation. Mr. Carter respectfully declined and left the council chamber. He was followed by 25 or 30 persons. The majority of those present, however, remained and the investigation was continued until about 10 o'clock. T. J. Rickman, acting in the interest of petitioners, seeking to draw from the stall-keepers anything that might be construed as evidence of existence of higher prices inside the market house than outside.

### The Hearing Begins.

When the investigation was begun with the market house committee composed of Aldermen Hardin, Fitzpatrick and Glenn present, and likewise a stenographer, Mr. Hardin, the chairman of the committee, said: "We are here to investigate the matters set forth in the petition recently presented to the board of aldermen; we have asked tenants of the market house and citizens in general to be present. It is our desire to get the facts; the truth, the whole truth and nothing but the truth. It is simply our purpose to serve the whole people." Mr. Hardin stated that Alderman Glenn would conduct the hearing for the committee, and asked, "Mr. Carter will you represent the petitioners?" Alderman Fitzpatrick asked that the petition be read. This was done. Then came the examination of market house tenants. The chairman of the committee asked Mr. Lutz, Mr. Kilbier, Mr. Willis and "any other tenants of the market house" to come around and be sworn by Justice of the Peace S. B. Erwin. Some seven or eight tenants were sworn.

Mr. Lutz of the meat first of Lutz & Co., was the first witness to testify under oath. He was examined by Mr. Glenn and answered questions dealing with business and conditions in Central market. He said that he had been in business for several years; that he never heard of any combination among butchers "though we do go in together and buy a carload of cattle"; there is no organization among butchers; there is competition in buying; there is competition in selling at retail. Relative to competitive buying Mr. Lutz said that recently his partner Mr. Mainly had contracted for some hog at 19 1/2 cents. Mainly offered 19 1/4 cents. Mainly offered 18 3/4 cents and that he has actually brought 11.

### Miss Atkins Is Dying.

Kaplan City, Feb. 18.—Miss Agnes Leslie Atkins, niece of United States Senator Atkins, who shot herself Wednesday, is believed to be dying.

### Why Not Come Here?

Augusta, Feb. 18.—Wilbur Wright will establish an aviation school in the south as soon as a suitable aviation field is secured. He inspected several fields near here today.

### Zelaya Is in Spain.

Vigo, Spain, Feb. 18.—Jose Santos Zelaya, former president of Nicaragua, arrived today, on the steamer Albatross.



New York Herald and The Gazette-News.

### THE ONCE LORDLY ELEPHANT

### HE WILL IMPEACH GLAVIS' TESTIMONY

This Assertion Was Made Today by Vertrees, Attorney for Ballinger—Hearings Are Resumed.

Washington, Feb. 18.—The Ballinger-Pinchot congressional investigating committee resumed its hearings today following a short executive session. Attorney Vertrees, for the defense, asked that Adolph Behrens of Seattle be subpoenaed as a witness. The cross-examination of Louis R. Glavis, Ballinger's accuser, was then continued. Through Behrens, Vertrees declares he will impeach Glavis' testimony. Continuing the cross-examination of Glavis, drew from the witness the fact that up to the time Ballinger went out of office as land commissioner, in March, 1908, there had been no evidence of fraud in Alaska coal cases presented to the department. Senator Bailey's plan for postponement of the hour of the daily meetings of the senate, from noon until 2 o'clock, was discussed favorably by the committee on rules today.

### MR. JACKSON'S NAME GOES IN.

Hendersonville's Postmaster Nominated for Another Term by President Taft.

Washington, Feb. 18.—The president today sent to the senate the nominations of postmasters Brownlow Jackson at Hendersonville, N. C., and Bentley Kern at Winchester, Va.

### Pistol Duel in Memphis, William Terry Is Dead.

Memphis, Tenn., Feb. 18.—William Terry, mechanic, is dead, and Henry Spencer, a clerk, is held with murder as the result of a pistol duel. Spencer, declared Terry fired the first shot, when he refused him drink, and that he shot in self defense.

### Mill Men to Meet.

Columbia, S. C., Feb. 18.—Three hundred mill superintendents and overseers from the various southern states will attend the quarterly meeting tomorrow. The Southern Textile association is for the purpose of bringing the practical textile men of the south into closer professional and social relationship.

### Doings in Congress.

Washington, Feb. 18.—The machinery of the house was put in motion today to pass the Indian appropriation bill.

### The Final Hunt.

Gondokoro, Sudan, Feb. 18.—Col. Roosevelt, Kermit Roosevelt, and Edmund Heller left on the steamer today for a final week's hunting along the river banks.

### SENATOR TILLMAN IS IN EXTREMIS

The Senator Unconscious and Those Close to Family Have Lost Hope for His Recovery.

Washington, Feb. 18.—Senator R. T. Tillman's condition is alarming. He is unconscious, and those close to the family have lost hope for his recovery. The senator is gradually growing worse. He has not been able to speak since 3 o'clock last night. While there is no immediate danger, the family are alarmed and have telegraphed for Dr. J. W. Babcock of Columbia, S. C. Mr. Tillman's family physician, to come here as speedily as possible.

### Clot of Blood on Brain.

The South Carolinian is suffering from a clot of blood on the brain, the pressure of which is producing paralysis. Dr. E. F. Pickford, the attending physician, stated late this afternoon that the senator was a very ill man. Unless the clot is dissolved within a short period it is believed Senator Tillman's condition is hopeless. In addition to inability to articulate, paralysis on the right side is a little more pronounced today. Only Tillman's relatives and closest friends are permitted to see him.

### BODIES OF MINERS FOUND TO BE ALMOST MUMMIFIED

Cherry, Ill., Feb. 18.—Eleven bodies of miners were recovered from the St. Paul mine today. The bodies, entombed since November 12, when brought to the surface were found to be almost perfectly mummified.

### The Grain Men Are Given a Hearing Today.

Washington, Feb. 18.—The views of the grain exchange interests in opposition to the proposed legislation to abolish transactions in futures in cotton, grain and other exchanges, were presented to the house committee on agriculture today.

### The Cabinet Session.

Washington, Feb. 18.—The situation which confronts the administration in the enforcement of the corporation tax law was the principal subject under discussion at today's cabinet meeting. The whiskey decision was also under discussion.

### Alleged Murderers Taken to Atlantic City.

Richmond, Feb. 18.—Detectives left Petersburg this morning with William and Orvis Seyler, charged with the murder of Miss Jane Adams, in Atlantic City.

### Police Clear Streets of Frankfurt.

Frankfurt, Germany, Feb. 18.—This morning the police cleared the streets of the crowds gathered in public protest against the proposed Prussian suffrage laws. Fifty of the demonstrators are in hospital.

### FRANK BURTON IS FINED SUM OF \$10

He Was Adjudged in Contempt of the Police Court Recently, and Fine Was Imposed Today.

The use of the two sacred words "Jesus Christ" by one Frank Burton, a negro, while on the witness stand in city police court during the progress of a trial this week, cost the said Frank \$10 in the said police court this morning. The use of the words referred to by Burton was in a contemptuous, insolent and sacrilegious manner and scarcely had the words fallen from his lips before Judge Coker stopped the hearing and adjudged Burton in contempt. It was during the trial of Burton and Tom Ledbetter one morning this week that Burton, on the stand in his own defense, gave vent to the expression. He was being cross-examined by Judge Sparks Reynolds, and in answering a question preceaded his reply with the words "Jesus Christ." He was held in contempt and this morning Judge Coker caused the following entry to be made: "On February 15, 1910, Frank Burton, a witness in the case of State vs. Tom Ledbetter, while under oath and in the immediate view and presence of this court, used the words, 'Jesus Christ' in a contemptuous and insolent manner so as to impede this court's proceedings and the respect due to its authority. The said Frank Burton was at the time adjudged in contempt of court and it is now ordered that he be fined the sum of \$10."

### The Crew Saved.

Cape Charles City, Va., Feb. 18.—The British sailing ship, Norwood, bound from Buenos Ayres for Boston, was blown ashore near here during last night. After a hard battle with the heavy seas, the crew of 11 men was saved by a life saving crew.

### PTOMAINE POISON CAUSED ILLNESS

So It Is Charged—Mr. Bishop Intends to Sue Firm That Sold Sausage.

A case of ptomaine poisoning, said to be due to eating sausage purchased from the Central market meat firm of Marlow Bros., came to light today when D. M. Bishop, janitor at City Hall, employed the legal firm of Jones & Williams to prosecute a civil action for damages against the meat firm. Mr. Bishop this morning said that it was true that he had retained Jones & Williams as his counsel in a civil suit for damages; that February 1 he had purchased sausage from the Central market firm; that he took the sausage to his home on Market street; that it was cooked for the evening meal and that he and his four year old son and a friend, C. L. Banks of Tryon, visiting the family, partook of the sausage. Mr. Bishop said that all three of those who ate the sausage were made ill; that Mr. Banks returned next day to Tryon and that he had a letter from him a few days since saying that he was made ill from some cause. Mr. Bishop's little son was ill for several hours but vomiting the food, which, it is said, was colored green, rapidly recovered. Mr. Bishop, however, fared worse than either of the other two. He was desperately ill for several days and today resumed his place at City Hall after an absence of 18 days. Dr. D. E. Sevier attended the patient and pronounced the illness ptomaine poisoning. For two days it was feared that Mr. Bishop could not recover. He did, however, and this morning when he resumed his place at City Hall he retained counsel and authorized the instituting of a suit for damages. The counsel retained said this afternoon that no suit had as yet been started; that the meat firm had, however, been informed of the probable action of the attorneys represented Mr. Bishop. Dr. Sevier, who attended Mr. Bishop, says that there is no doubt but Mr. Bishop was poisoned and that what he ate was the cause.

Mr. Marlow's contention about the matter is that there was nothing wrong with the sausage alleged to have been sold Mr. Bishop. He contends that the sausage which Mr. Bishop is alleged to have purchased through some one else was a part of 50 pounds or more sausage which had been ground for the meat firm and that no complaint whatever had been had from any other customer purchasing that sausage or any other sausage. In short, the meat firm contends that when the sausage left the meat firm, if it was the sausage, it was perfectly all right. Mr. Marlow is represented by Frank Carter.

### Earthquake at Canoa.

Canoa, Crete, Feb. 18.—A violent earthquake was experienced here this morning. The village of Varsipetro is in ruins.

### KNOWING ONES ARE PREDICTING

Mr. Duncan Is in Washington, and Long-Expected Nominations May Soon Be Made.

### JUDGE GUDGER FINDS HIS OCCUPATION GONE

May Be Re-appointed, Under New Law—Butler Taking Hand in the Political Game.

Gazette-News Bureau, 46 Post Building, Washington, Feb. 18. When the bill passes this session of congress changing the form of the government of the Panama canal zone Hezekiah Gudger of Asheville loses his job as judge there. The judge is writing friends here to get re-appointment to a judgeship under the new law. Republican National Committeeman E. C. Duncan is here, and some of the knowing ones predict that something will be doing in the federal patronage in the state within the next few days. Ex-Senator Marion Butler is back in the political game. It is said he got Senator Carter of Montana to hold up the nomination of Stancil at Smithfield, Congressman Fou's home town, for the purpose of embarrassing the organization.

### THE SLEET STORM DID MUCH DAMAGE

Wires Down in Tennessee, Trains Delayed and Temperature is Low.

Nashville, Tenn., Feb. 18.—The heavy sleet storm that swept this section proved disastrous to the lines of the telephone and telegraph companies. The trains are delayed and the temperature is six above zero.

### Cold in Memphis.

Memphis, Tenn., Feb. 18.—Nine degrees above zero, the lowest of the season, was recorded today.

### Ten Degrees Below.

Tulsa, Okla., Feb. 18.—The thermometer today registered 10 degrees below zero.

### Lowest in 19 Years.

Waxahatche, Tex., Feb. 18.—The coldest weather in Texas was experienced today, the mercury falling to one degree below zero. This is the lowest temperature in 19 years.

### BIG FLYWHEEL BURSTS AT TANNING CO. PLANT

Accident at Pisgah Forest Will Cost Concern Big Sum of Money.

The Broad Tanning company's plant at Pisgah forest suffered a serious accident Monday, which will probably cost about \$5000 to repair. The reports say that 10 minutes after shutting down time, on Monday, a wood-crushing machine in some way exploded and a piece of the machinery smashed into the governor of a big Corliss engine. This at once threw the engine from under control and the 12-foot fly-wheel was blown into small pieces, by the terrific force of the wildly revolving engine.

Some of the pieces are said to have been thrown fully a quarter of a mile. Luckily no one was in the engine room at the time. The plant will be out of commission, so far as the engine is concerned, for several weeks. A large force of help is employed by this company and it is thought that some work can be given them in the plant while it is closed and not necessitate their leaving the place.

### DR. COOK IN SANTIAGO.

The Man Who Claimed Discovery of the North Pole Admits His Identity.

Santiago, Chile, Feb. 17.—Dr. F. A. Cook, today admitted his identity. He visited his old comrade, a Belgian engineer, Yves Ebbergh, and the two were together some hours.