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ASHEVILLE, N. C., THURSDAY AFTERNOON, OCTOBER 13, 1910.

3c PER COPY.

Allen Birchfield, School Teacher, Shoots Feels That He Has Been Snubbed and Larkin Cagle, School Committeeman.

CAGLE'S WOUND PROVES FATAL AND HIS ASSAILANT FLEES

Birchfield, It Seems, Went to School House, Called Cagle Out and Shot Him Down.

A message received here today stated that Cagle died last night from the effects of his injury and that Birchfield was

Special to The Gazette-News.

Waynesville, Oct. 13.-News has been received here of a probably fatal shooting which occurred at Hemphill, on Jonathan's Creek, Haywood county, Tuesday, when Allen Birchfield shot Larkin Cagle through the kid-According to report Birchfield went armed to the school house where Cagle was and called Cagle outside and shot him. It is further reported that Birchfield made his escape with pistol in hand. It is said that there were several witnesses to the tragedy Physicians attending Cagle state that for recovery.

According to reports received at was on account of Birchfield having school committeemen in that district.

GEN. JOSEPH F. ARMFIELD DIES IN STATESVILLE

His Funeral, With Military Honors, Tomorrow Afternoon-Many Will Attend from Asheville.

Special to The Gazette-News. Statesville, Oct. 13.—Adjutant General Joseph F. Armfield died last night at 7:40 o'clock at his home here, after a few days' illness. Gen, Armfield was born in Yadkinville January 24, 1862, and was a son of the late Judge R. F. Armfield, one of the most prominent lawyers in the state. Gen. Armvate in the state guard through the Spanish-American war until he reachof the First North Carolina regiment A. Dix, democratic candidate for gov Cuba during hostilities. After the fled of his nomination at "Pine war he was appointed brigadier gen-Needles," his country home. Mr. war he was appointed brigadier general of the North Carolina guard by Governor Aycock and later was appointed adjutant general by

Governor Kitchin. tomorrow afternoon at 4 o'clock at branded by every reasonable man. Statesville. The burial will be with military honors.

Gen. Armfield suffered from stomach and kidney complications that were believed to be due very largely to the effects of a severe attack of typhoid fever he underwent two years ago. He had been out of his office of the state house for nearly two months, although acutely ill but a few days.

It was stated here this afternoon officers of the national guard here ticket, who will go to Statesville to attend the funeral are: Surgeon General S. Wes-terrupted by cheering. One of the tray Battle, Col. White G. Smith, Maj. Glenn, Capt. Bard, Capt. Koon, Sur- to drive the black horse cavalry out

ANOTHER CONFERENCE HELD

American Committee and Chairma of English Committee Will Try to Draft an Acceptable Form.

New York, Oct. 13 .- The drafting of a bill of lading acceptable to both American and British financial interests will be taken up again today at

Porcign Bankers Stand Pat.

London, Oct. 13.—English and continental bankers are standing pat on the demand that American cotton bills of lading be guaranteed by American banks. There have been to development in the continent of the part of the worked night and day, could not inspect to state mines as the law requires.

Twenty-Second Victim of Los Angeles Explosion. no developments in the controvers

THE WEATHER.

or Asheville and vicinity:

HE USED PISTOL LEADER, GETS OUT

Will Take No Active Part in Campaign.

New York, Oct. 13.-The resignaion of William Barnes, jr., the Albany Old Guard leader, from the state ommittee was the big event in republican circles here yesterday. State Chairman Prentice and Henry L. Stimson, the nomines for governor, acknowledged that the Albany com-

mitteeman's action was a surprise. Immediately after having received Mr. Barnes' letter of resignation saying that the failure to re-appoint on the executive committee indicated either that his services were no longer useful or that he was "faithess" to the republican ticket, Chairman Prentice issued a statement disclaiming both of these suppositions.

No action was taken today regardng the selection of a successor to Mr Barnes. Mr. Barnes led the fight against selection of Colonel Roosevelt as temporary chairman of the republican state convention at Saratoga In his letter Mr. Barnes says: "In reading the list of the men

bers of the executive committee of the state committee announced by you this morning I find that my name is not among them "The mere fect of membership in

the new executive committee is entirely unimportant, but after having served as a member of that commitee ever since I was first elected to the state committee in 1892 the omision involves the inevitable conclusion that your believe that my services would not be useful, or that I was there is about one chance out of ten faithless to the republican ticket. Un- P. Black, now in jail awaiting action der neither supposition can I rest.

"Having been a member of the ex-Waynesville the cause of the shooting ecutive committee for eighteen years several months ago. The case against if my services are no longer useful or lost his position as school teacher at my party loyalty is questioned by you Hemphill, Cagle being one of the lead of the organization, then I am no longer qualified to serve under you as a member of the state ommittee itself.

"I cannot, therefore, maintain the proper sense of political ethics and Black was the proprietor of a place employ of the league, and sentenced erve upon a committee, the chairman where whiskey was sold; that his of which holds the attitude toward my political activity which you have government retailing license and that I, therefore, tender my resignation to you as a member of the Judge Cocke, after the evidence was state committee to take effect im-mediately."

SHAFTS OF CRITICISM HURLED AT ROOSEVELT

Dix Brands Him as a "Public Enemy Although the Colonel's Name Is not Called.

Thompson, N. Y., Oct. 13.-A1- Black and delivered at the place. The though the name of Theodore Rooseed the rank of adjutant general, the velt was not mentioned, there was no the alleged fact that Black held a re position he held at the time of his mistaking the bitter shafts of critideath. Gen. Armfield was colonel cism hurled at him yesterday by John of volunteers in the Spanish-American ernor, who, with the other nominees war and was with his regiment in on the state ticket, was officially notistate Dix declared that any American who. occupying a position of authority or having the public ear, assails and attacks our courts is to be regarded as asked to be sworn as a witness there The funeral services will be held a public enemy and should be so New nationalism "fathered and ad-

vocated by a new apostle of discord and dissension" was characterized by the candidate as a menace to the var-

Herbert P. Bissell, chairman of the otification committee, spoke of the inordinate and reckless ambition of a "former president whose record, doctrine and methods present a menace to constitutional government and bus iness prosperity," while Thomas Carthat both the Asheville companies of the First regiment would leave in the the First regiment would leave in the who want a constitution without a morning for Statesville to attend the boss and not a boss without a constifuneral of Gen. Armfield. Among the tution" would vote for the democrati-

Mr. Dax s speech was frequently in Lawrence W. Young, Surgeon Major date declared his intention, if elected geon-Lieutenant Clemenger. Lieuten- of business, and the crowd applauded ant Johnston and Lieutenant Penland. vigorously when he scored new na-

ON COTTON LADING BILLS CANNOT INSPECT MINES AS IS REQUIRED BY LAW

It Is a Physical Impossibility Accord-ing to State Mine Inspector Jones

Denver, Col., Oct. 13,-The cosl they worked night and day, could not any alleged retailer. He said that he

Los Angeles, Oct. 13.—Buried be-neath tons of debris a man's body was found on the second floor of the Baumbardt Printing company plant, adjoining the wrecked Times building today. It is not identified. This makes 22 known dead in the Times lissater.

BARNES, OLD GUARD SYMPATHETIC ACTION IS STRIKERS' MAIN HOPE

French Government's Firmness Admiration Even of Those Who Sympathize with Strikers Service on North and Western Railroads Completely Demoralized—

Reservists Being Mobilized.

mand for minimum wages of \$1 per

eaders were arrested. Service on the Northern and Westsystems is thoroughly demoral-

bition became effective here was con-

luded this morning before Judge P.

of Harrison B. Black, a son of Wiley

the condition pardon granted Black

Harrison Black was separate and dis-

tinct from other cases. There was no

agents sold whiskey; that he held a

he was guilty of violating the law.

in, held with Col. Lusk that the de-

Responsibility for His Agents.

The case was interesting from start

to finish. While is was not contended

that Harrison Black had personally

tend that he was responsible for the

Two men emlpoyed by Black were convicted. The state then showed

that young Black was the owner and

one link in the chain of evidence was

tailing license. That came this morn

ing and the result was all to the credit

of Col. Lusk. It was expected that the defense would object to the testi-

mony of Col. Lusk as a person who

had seen the record of the license. I

was expected that the defense would

insist that either the record or a certi-

fied copy be introduced. That is just

what transpired. When Col. Lusk

was an air of expectancy manifest

throughout the room. Col. Lunk,

asked by Solicitor Brown if he had

examined the record in the office of

Collector Brown at Statesville, declar-

Revisal was called for and the solici-

tor read the following portion of the

law which relates to retailers' license

laws (liquor selling) it shall be com-

petent to prove that such a license is in the possession of or has been is-

aned to said person, by the testimony

of any witness who has personally examined the records of the government

office where the official record of such

Col. Lusk's Testimony.

he did stop liquor-selling in Asheville. "I will tell you this much, however,

license is kept."

sold whiskey the prosecution did con

county chain gang.

fendant was guilty and imposed a road sentence of four months on the

of the

of the governor on the revoking of the county roads,

vidence that he had sold whiskey to ing when J. K. Boynton,

mortal man. The prosecution, repre-known to his friends hereabout sented by Col. V. S. Lusk, president the "Duke," was convicted on

Law Enforcement league, charge of retailing to one

of yesterday. The hope of the strikroad forces and reserves, decreed by the government, is proceeding. The 4500 men today, on account of ina-Belief that the strike has been

grew stronger accordingly No Longer Danger of Famine.

The government succeeded today in naintaining communication oints from which food supplies were brought into the city. The supply was short but it is now said Paris is no longer in danger of famine. Many instances of the destruction

telegraph and telephone wires, railway material and the tearing up of rails are reported from the suburbs

Troops Held in Readiness Throughout Spain, Especially in Barcelona, to Quiet Trouble.

Madrid, Oct. 13.-The authorities dreaded today, the first anniversary of the execution of Prof. Francisco Ferrer, founder of the modern school at Barcelona. Up to early afternoon no intoward incident had occurred.

Throughout Spain troops are held Another alleged "tiger" was taken ready for instant service. The danby Col. Lusk and his Law Enforce ger of rioting appeared greatest at ment league in the court this morn-Barcelona, where the governor refused to authorize processions and maniknown to his friends hereabouts at festations at Ferrer's tomb. Those wishing to take part in such gathersought, however, to prove that young Laughter, a plain clothes man in the ings were informed that if they visited the cemetery to place flowers upon by Judge Cocke to 12 months on the the grave of the republican leader county roads. Laughter testified that they must do so individually and not he had purchased a pint of whiskey in a body. Even assembling in small from Boynton, and went into detail

It was strongly denied by Spanish Embassy in London Guarded London, Oct. 13.-Special precauliquor but the court believed Laugh-ter and a conviction was had. During tions were taken today, the anniver ary of the execution of France the trial Col. Lusk went on the stand Ferrer, to guard the Spanish embar

for What Is Good in American Public Life.

Veedersburg, Ind., Oct. 13.-Col Roosevelt opened the campaign in Indiana for Senator Beveridge today with an emphatic endorsement of Senator Beveridge as the man who stands for what is good in American public life. H cendorsed his stand in favor of a tariff commission.

DECLARES HE STOLE \$500 FROM GEORGIA CENTRAL

Gives Names as W. M. Lazanby, Formerly Freight Office Cashier had viewed the record was competent The resources of the bank at the last at Birmingham. to testify to that state of facts. The report were \$29,362, J. G. Gilbert is

> New York, Oct. 13 .- A well dressed youth, who said he was William M. Lazanby, 24 years old, entered police headquarters today and told Lieutenant Dunn he had stolen \$500 from the

> Central of Georgia railroad while cashler in its freight office at Birming ham, Ala. He said he desired to give himself up. He explained that he arrived

> here three days ago. Yesterday the last of the stolen money, \$34, was taken from him by a pickpocket. The youth was sent to the Tombs prison until Monday.

POPULATION OF WILMINGTON HAS INCREASED 22.7 PER CENT

Washington, Gct. 13 .- The population of Wilmington, N. C., as given by the census bureau today is 25,748, ar increase of 4772 or 22.7 per cent, over

Yellow Fever at Puerto Cabello.

Washington, Oct. 13.-There is yelow fever at Puerto Cabello, Venezue la, according to a cable to the state department from the American con-Whether more than one case is not stated.

Princeton Men Raising Fund for

PRESIDENT M'CREA A STRONG SPEECH ON WITNESS STAND

Declares Railroads Are Unable to Mee! Needs of Country Without Increase in Rates.

Washington, Oct. 13.-President ames McCrea, of the Pennsylvania Railroad Co., rendered illuminating testimony to yesterday's hearing befor the interstate commerce commission on the proposed advance in freight rates by the roads east of Chicago. He was on the witness stand through out the day and in the judgment of the members of the commission prov ed an admirable witness.

He urged the necessity from dewpoint of the railroads in making the proposed increase in rates on ac count of the increased expense in wages incurred by the roads during the last ten years-aggregating 33 per cent in the case of the Pennsylvania railroad—the increased east of living which bears upon every operative in the railroad service, great or small, and the increased cost of naintenance of a railway service adequate to the needs of the American people.

He asserted that the results of the constant increase in the business of the Pennsylvania railroad through a long period of years had been distribeither through reduction in rates, increase in amounts paid for vages and material, or by re-investments in the property not capitalized. He expressed the earnest belief that a property of the magnitude Pennsylvania railroad rendering a His handling of the history service satisfactory to its patrons and, the democratic party was good: "deriving, as it did derive in 1909, net earnings to amount to 5.01 percent republican party claimed credit for the amount actually invested in the property," was entitled to fair consideration by the government and by the people, and he could not understand how a system of rates which secured such results could be regarded as on too high a basis.

The hearing was conducted before the full committee, Chairman Martin A. Knapp presiding. It was attended by railroad officials from all parts of he eastern trunk line territory. The hearing will be concluded to-corrow afternoon, after the testimony

of President Willard of the Baltimore & Ohio and President Brown of the New York Central, is heard. The cross-examination of Mr. Mc-

rea was conducted by Louis rea was conducted by Louis D. gress, randers, of Boston, representing the He, paid for respects to the Payne D. Atlantic Coast shippers.
In a general way Mr. McCrea tes-

tifled that the proposed advances in rates were considered necessary by his railroad because the increased inroads on the income had to be re ouped by an advance in rates. McCrea telling generally of freight onditions said:
"What this country needs and what

as done so much to develop it, are transportation facilities. At this time feel that the improvements-additional facilities for all branches and for all kinds of service—are very bad-Col. Roosevelt Says Beveridge Stands by needed. Any scheme of rates which does not provide for that, treating the railroads as a broad proposition, will fall short of what the coun-

try absolutely requires." Mr. McCrea expressed the opinion that any property capitalized economically and scientifically managed should be enabled to earn a minimum of 7 per cent on the investment, particularly on account of the increased cost of living.

He said that it formerly was the policy of the Pennsylvania railroad to-to put a dellar in improvements for every dollar paid in dividends, "but unfortunately we have not been able to continue that policy."

In response to inquirtes Mr. Mc-

Crea said: "The United States needs a deal of mprovement in transportation facilities and that can be brought only by nlisting additional capital. The carriers must have a fair return for the ervice they render. They must have a profit sufficient to make railroad securities attractive to investors."

GERM PROOF HOSPITAL IS TO OPEN ON MONDA

Best Equipped Building of Its Kind in the World-A Part of the Rockefeller Institute.

New York, Oct. 13.—A new nospi-tal, the most completely equipped had all qualities of an efficient repre-building of its kind in the world, will sentative. The next house was going New York, Oct. 18 .- A new hospibuilding of its kind in the world, will sentative. The next house was gold be opened here Monday next. It is a part of the Rockefeller institute for medical research. The aim will be an "intensive study of a few selected disonses." The discusses selected for admission at the beginning are infantile sent or rather mis-represent the discussion and heart discusses appropriate and heart discussions are represented.

Aurora, Illa. Oct. 13.—The coal line at Braceville was closed today ecause the workers celebrated too many holidays and attended too many inerals. The owners said the mine has short handed so many says if

FOR DEMOCRACY

Mr. Beall Proves to Be a Pleasing Orator and a Logical Thinker as Well.

HE DENIES THAT DEMOCRACY IS A PARTY OF NEGATION

Its Achievements, Phophesics Victory This Fall, Scores Tariff Bill, etc.

The address of Hon. Jack Beall of Texas to the voters of Asheville last night was pronounced as one of the best political addresses ever h here. Although he spoke for here. Although he spoke for two hours he held the attention of the udience remarkably well. The newly organized Young Men's Demodratic club marched to the court house in a oody, there being about 150 in line. The court house was well filled.

Mr. Beall showed that he was very amiliar with national issues and his simplicity of manner in presenting his points added eloquence to his address His force came from his directness of presentation and his reduction ropositions to statements which the simplest could understand. He was a pleasant relief from the usual spell-His argument was very inder. ical and he presented democratic docof the trines from a democratic standpoint. handling of the history showed many of the things which the enacting into law or are now saying should be enacted were doctrines which had either been stolen from the democratic party or else the democrats had by their persistent hammering created such a sentiment that the republican party was forced to take them up.

The speaker called this emocratic year and stated that North Carolina could ill afford to send a republican to congress. He said he ould understand and expected Massachusetts and such states to send republicans to congress, but that the rest of the south would quit claiming kin with North Carollia if she continued to send republicans of

Aldrich tariff bill which he declared was one of the worst burdens afflicted upon the nation and stated that had it not been for the three republican representatives from North Carolina, voting at the call of Aldrich and Cannon, the bill would have been defeated in the house conference, as it

carried by only five votes. Chairman J. E. Swain of the county emocratic executive committee called He stated that the meeting to order. the democrats were in the midst of a great campaign; they had been carrying on a great campaign in the county eady and they were there to celebrate a great victory as well as to prepare for the balance of the fight. He presented Judge H. .B Stevens.

Judge Stevens

Mr. Beall was introduced by Judge Stevens who referred to the fact that the last time the democracy gathered in the court house a great convention was on, but the smoke of battle had cleared away and today a united deocracy was behind J. M. Gudger, jr., the democratic nominee from the Terth congressional district, and that Mr. Gudger was going to be elected. This brought great applause. He said a great uprising was in the air and that this district was going to do its share in overthrowing republicanism. Mr. Beall.

In introducing his subject Mr. Beall paid a high tribute to North Carolina, its people and its deeds. His tribute to the south was one of the finest ever heard here "I am glad to come to a state whose citizens are dedicated to making North Carolina one of the greatest states in the Union. It seems that God made the rest of the world and then gathered up the best in all others, from Italy, a fine mild climate, from France, her azure skies, from Germany her superb forests and from Switzerland her mountains and moulded them at his will and planted them in the southland where the southern breezes blow, then He called the angels down from Heaven as helpmates for the men, and then cried out in joy, I christen thee Dixie land." This was enthusiastically greeted.

Praises Mr. Gudger. He said he was glad to come here speak in Gudger's interest, he served in congress with him and hore at-test to his ability, his faithfulness and his honesty and integrity, and that he paralysis, pneumonia, and heart discase, the last two being so prevalent that they are causing an alarming introduced in the death rate. Tis work is expected to be of the greatest value to the medical and scientific world. The whole building is practically germ proof.

TOOK TOO MANY HOLIDAYS:
HAD TOO MANY FUNERALS
Coal Mine, Short Handed So Many Days it Could Not Be Worked at a Profit. Is Closed.

Aurora, Illa, Oct. 13.—The coal mine at Braceville was closed today well and anti-Respect to the second anti-Respect to the second anti-Respect to the second anti-Respect to the buildings in this distributed in the second money, a future congress has this second in the buildings in this distributed in the propopriate a cent money, a future congress has this second in the buildings in this distributed in the propopriate a cent money, a future congress has this second in the buildings in this distributed but did not appropriate a cent money, a future congress has this second in the buildings in this distributed but did not appropriate a cent money, a future congress has this second in the buildings in this distributed but did not appropriate a cent money, a future congress has this second in the buildings in this distributed but did not appropriate a cent money, a future congress has the buildings in this distributed but did not appropriate a cent money, a future congress has this second in the buildings in this distributed but did not appropriate a cent money, a future congress has this second in the buildings in this distributed but did not appropriate a cent money, a future congress has the buildings in this distributed but did not appropriate a cent money, a future congress has the second in the buildings in this distributed but did not appropriate a cent money, a future congress has the second in the building in this distributed but did not appropriate a cent money, a future congress has the second in the building in this distributed but did not appropriate and a democrat was considered but do not appropriate and a democrat was considered but democrat was co

That cinched the matter and Judge Cocke stated that the testimony would be admitted. Col. Lusk testified that he had examined the records and found that Harrison Black had a retailer's license. Judge H. B. Carter of counsel for the defendant, asked of Colorado Col. Lusk if he had not furnished mines of this state cannot be properly the money with which whiskey was inspected according to law under pres- purchased in an effort to turn-up ent conditions, was the statement of "blind tigers." The colonel said that tee of the American Banking association and Sir Edward Holden, chairman of the English Bankers' comman of the English Bankers' committee.

The colonel said that he had and that he purposed keeping on furnishing the "wherewithall" as of the Starksville explosion. He said long as the money held out. He demittee.

PARIS, Oct. 13.—The French gov- morning was little changed from that demand for railway shares, which

day.

This morning five influential strike

tion resulting from a general ers largely rests on the prospect of with a firmness that challenges sympathetic strikers. The bricklayers admiration, even of those who sym-pathize with the strikers in their de-beginning today. Mobilization of rallized; that on the Eastern and South- checked was ern is less so. The situation this today, where there was an increased

mony of Col. Lusk That He Had Exa. ned Retail Liquor

Dealers' License Issued to Harrison Black.

liquor selling" case adjudicated in signed to young Black and conviction

he courts in Asheville since prohi- of employes of young Black. It was

Cocke in city police court—that held that the state had made out its

interesting whiskey to the place; whiskey con-

on these grounds that the state sought

to make out a case. Judge Cocke

case; it found young Black guilty and

imposed a sentence of four months on

J. K. Boynton Gets 12 Months

the defense that Boynton had sold any

and testified that Boynton had a re-

tailer's license for two places in Ashe.

been issued to him.

sum of \$400.

bility to ship coal during the strike.

coal mines at Courrieres dismissed

reflected on the bourse

IS FOUND GUILTY:

NOSALE IS PROVED Cimcumstantial Evidence Is Completed by Admission of Testi-

groups is prohibited.

-rather that such licenses had After conviction was had and sen tence imposed the defendant gave no acts of his clerks or agents, and that tice of appeal to the Superior cour his clerks or agents had sold whiskey. and appearance bond was fixed in the tice of appeal to the Superior court

of South Main and Eagle streets where the whiskey was sold; that CLOSED BY COMMISSION Bad Loans Are Found to Have Impair-

> by Fifty per Cent. Gazette-News Bureau, Chamber of Commerce Rooms,

Hollemon Building. Raleigh, Oct. 13 The Bank of Hope Mills, Cumber-land county, is closed today by the ed that he had. The defense objected corporation commission on account of to the evidence, saying that the record a 50 per cent. Impairment of its or a certified copy was the best evi- \$5,100 capital through bad loans dence. Solicitor Brown then stated State Bank Examiner Doughton has that the general assembly, realizing charge until a receiver is procured. that the record in the office of the The last report of the bank showed collector of internal revenue could \$15,630 deposits. The commissioners not be trotted about over the state, think depositors will get their money had provided a remedy and that it in full, legal liabilities of stockholdprovided that any person who ers being sufficient to save depositor

ed Its \$5100 Capital Stock

"And on the trial of any person CINCINNAT'S POLICE CHIEF ASKED TO QUIT

There Has Been Graft, Which Mayor Thinks He Should Have Known of and Stopped.

Cincinnati, Oct. 13 .- Because conditions in the police department revealed by Safety Director Small's Investigation of graft, Colonel Paul M. Milliken was asked to resign as "blind tigers." The colonel said that he had and that he purposed keeping on furnishing the "wherewithall" as but the mayor held that he should have been conversent with condition

had no feeling in the matter except to put the business out of the way; that he would fight every effort to cause his removal. he proposed to keep on, however, until Better Pay and Hours for Bank Clerks

Milliken refused to resign, and said

Judge Carter, "said Coi. Lusk, "If the blind tigers in Asheville will stop I ganization of Jewish bank clerks is sures a general appeal to employes of at and sell I will prosecute."

The state presented five alleged statements of fact in the Black case on which young Black was convicted prospection of retailer's license; said at the place he accupied; delivery of hardest worked of any class of labor. New York, Oct. 17 .- A social or