

BRANDY DISTILLED IN NORTH CAROLINA

Mills Are Operating in East on Account of Ambiguous Law, It Is Said.

A. NITZER NAMED TO SUPERVISE THEM

Most Likely They Will Run Much Longer—Suits Against Carriers May Be Withdrawn.

(By W. T. Bost)

Raleigh, Sept. 22.—Supervision over the brandy distilleries, those cases in the great desert in North Carolina, begins with the transfer of Deputy W. Nitzer, who has been in the western district with R. B. Sams and more recently in Roanoke. Mr. Nitzer was here yesterday. He has not been assigned to his work but it is known that brandy distilleries operate in the state and the government has bonded them. These are not running in open violation of the prohibition statute that allows brandy made from the fruit owned by the distillers. And they make it. In the 1908 law a concession was made to the vineyard owners of some sections, and the distillers operate under a license. There are no such distilleries in the western district, it is said, because the same conditions do not exist there. It is now believed that the distilleries will soon go. While the government can license them, it has not been swift to offend the prohibition sentiment in the state. Formerly when the United States caught a lockaded distillery with whiskey, it took the stuff and sold it here on the government's ground. In deference to the prohibitionists it caused the selling and shipped the whiskey to Richmond or Norfolk, thus making the sale in wet territory. No test case has been made of these brandy distilleries concerning their right to run. The embarrassment is the result of an ambiguity in the law.

Court Against Express Company in the Supreme Court is a trivial case that promises interesting law. Morphis is a Chatham colored man who lost a gallon of whiskey in the defendant's express office. He sued for the liquid and for the penalty of \$50 and Judge Peebles ruled with him. The failure of the company to settle within four months made the penalty suit in order. The issue is interstate. The defendant company represented by Chief Deputy Collector Henry M. London of Raleigh, contends that the whiskey was shipped under the Carmack amendment to the interstate commerce act which says that a common carrier of an interstate shipment is liable to the lawful holder of an express receipt for any loss, damage, or injury to such property caused by it.

Three suits against the interstate commerce commission have been withdrawn so far as the corporation commission is concerned, by appeal to the interstate commerce commission. These were begun two years ago, but a settlement of the differences between North Carolina shippers and the railroads results in this action. The suits were to have affected rates between the Ohio river crossing and other western points and Greensboro, rates west of Greensboro on the Southern and points between Winston-Salem and Durham.

The commission never made specific charges but alleged that the rates were unreasonable, excessive and discriminatory and violated the long and short haul provision.

City News

Born, to Mr. and Mrs. Thurman Kinch, of 42 Walnut street, a son.

SEE H. REDWOOD & CO. for Trustworthy Dry Goods of all kinds from very fine Cloakings, Wool Dress Goods, Velvets and Silks down to low priced Unbleached Cottons. The supply is now very large and attractive. See them also for Fine Shoes of which they carry a commanding line made by people of top rank—such people as E. C. Burt, Heywood, E. P. Reed, Rice and Hutchins.



Uneeda Biscuit

Tempt the appetite, please the taste and nourish the body. Crisp, clean and fresh. 5 cents.

Baronet Biscuit

Round, thin, tender—with a delightful flavor—appropriate for luncheon, tea and dinner. 10 cents.

GRAHAM CRACKERS

Made of the finest ingredients. Baked to perfection. The national strength food. 10 cents.

Buy biscuit baked by NATIONAL BISCUIT COMPANY Always look for that Name.

MR. FOLSOM'S FUNERAL ARRANGED FOR TODAY

Funeral services over the body of Paris P. Folsom, the eight-year-old son of Mr. and Mrs. P. P. Folsom, who died yesterday afternoon at the home of his parents on Clayton street, will be held at Riverside cemetery this afternoon at 4 o'clock, provided the father, who was in Cumberland, Md., when he received the news of his son's death arrives in the city in time, otherwise the services will be postponed until Mr. Folsom arrives here. He was expected here this afternoon at 2:45 o'clock. She deceased had been ill for about three weeks, although his condition did grow serious until a few days ago and his death was a great shock to his relatives and friends. He was a pupil at the Orange Street school and was a favorite among the large number of boy and girl friends he had there. Rev. William Rice will officiate at the services and the interment will take place at Riverside cemetery.

A. A. Paul Formally Admitted.

A. A. Paul has been presented in Superior court and accepted as a member of the local bar. He recently passed the state board of examinations, after having studied law in this city.

CHILEAN FAILED TO FIND PURSE

Valuables Were Not on Board Steel Car When Unloaded—Has Job.

"It is not here!" Such was the announcement made by the man who was supervising the unloading of the gondola car filled with concrete steel for S. Sternberg and company, yesterday afternoon at the Southern freight yards. The announcement was made to Louis Gonzales, the Chilean, who followed the car from Charlottesville, Va., to this city in an effort to find a purse containing \$781 and a will from his uncle in Chile, which he said he had lost in the car.

It was sad news to Gonzales, for he watched the car throughout the time it had been in Asheville and was on hand when each piece of the steel was unloaded from the big car. At times he grew very excited as he would jump into the car and, pushing the men who were unloading the car aside, would himself pick up the heavy steel and throw it to one side, trying to find his money.

Gonzales gave up when the last piece of steel was unloaded yesterday afternoon about 5 o'clock and left Asheville last night on passenger train No. 16 for Spencer, where he said he would work in the Southern railway shops at that city. The story told by Gonzales upon his arrival here was very much out of the ordinary. He said that while crossing over a freight train in the yards at Charlottesville on the night of September 7 he dropped a purse containing \$781 and a will from his uncle in Valparaiso, Chile, which was written in Spanish in the car. Just then the train started moving and he jumped off without knowing the number of the car or its destination. He followed trains through North and South Carolina and finally went to Atlanta, where Yard Master Waldis located the car as Big 4 Gondola No. 78248 and told him that it was loaded with steel in Pittsburgh for S. Sternberg and company of this city. Gonzales arrived in Asheville on September 18 and has remained here since, until the car was unloaded yesterday afternoon.

He told train officials that the money was the savings of ten years and that it was the first time in his life that he had ever been able to save any money. He planned to make a trip to his old home in Chile some time soon, but announced that he would now postpone this contemplated trip for another time. Gonzales was loud in his praise of the attention given him by the officials of the Southern railroad company in this and other cities and said that everything possible was done to aid him in his search.

FIGHTING ON ALLIES LEFT MAY DECIDE THE BATTLE

(Continued from page 1) two lieutenant generals, von Willisen and von Kuehne. The total losses so far aggregate 10,086 dead; 39,760 wounded and 13,621 missing. Austrians Fall Back. London, Sept. 23.—A Petrograd special to Reuter's says the railways leading to Przemysl are in the hands of the Russians, and that the Austrians are falling back behind the Przemysl forts. It is said Przemysl is not prepared for a siege. In eastern Prussia, according to the same dispatch, the Russian troops are falling back in perfect order taking with them all other stores and wounded. What they are able to take they are burning. The Russian government has decided to profit by the presence of enormous numbers of prisoners to have some work done on roads.

WAR AFFECTING REMOTE PEOPLE

(Continued from page 1) Many a hungry officer is ready to turn an honest or dishonest penny. "In western Africa the situation is critical." Letters from missionaries in Chile report conditions there as follows: "Chile lives almost exclusively from the proceeds of her nitrate fields. The principal buyers in times of peace are England and Germany but no freight can be delivered at present, as commerce with Europe is stopped. I need not describe business conditions, and there are countless homes where everything has been pawned for food." It would be impossible to transmit funds to missionaries in India, the board continues, and for this reason missionaries have been instructed by cable to sell church property in order to get food for the poor.

DURHAM WOMAN IS STILL AT HOSPITAL

Mrs. Alma McRae, who was picked up in an unconscious condition by pedestrians on Woodfin street several nights ago, is still at the Mission hospital. It was reported today that her condition is much improved, although it is not known just how much she will remain at the hospital. Mrs. McRae is from Durham. Y. M. C. A. Night School opens October 5. Enroll now. Competent teachers. 193-4f Tickets now on sale at McIntyre's corner, for Fair, October 13-17, 1914. Please buy today and help charity. Phone 569 or 559. 185-24f

CASES DISPOSED OF IN SUPERIOR COURT

Many Trials Occupied Time of the Court on Tuesday Afternoon.

In Superior court yesterday afternoon Herbert Funches, colored, was given three years on the roads on charges of housebreaking and larceny. He is alleged to have entered a house on Central avenue and stolen two rings valued at about \$150 and \$9 in money. When arrested it is said that Funches had the rings on his person. His case came up from Police court. Ernest Williams and L. P. Madden, colored, were convicted of gambling, although sentence has not been passed. Henry Peary was given sixty days on the roads on charges of assault. Sam Gilbert was found not guilty of gambling. Hazel Campbell was taxed with the costs on charges of larceny. Judgment was suspended upon payment of the costs on charges of larceny. Judgment was suspended upon payment of the costs in the case of W. J. Staples, charged with violating a billboard ordinance. Savannah Baxter, colored, was taxed with the costs on charges of assault with a deadly weapon.

When the cases of Garland Smith and Andy Godfrey, charged with abducting a young woman of Black Mountain were called, they were found guilty and taxed with the costs and Smith married the young woman in the presence of the court.

WEATHERLY ELECTED BY VOTERS OF BIRMINGHAM

Is Returned to the City Commission by Large Majority—Known Locally.

Friends in Asheville and Black Mountain of Hon. James M. Weatherly will be pleased to hear of his recent re-election in Birmingham as a member of the city commission of three of that city. The Alabama metropolis has sixteen voting precincts and of this number Mr. Weatherly carried a total of fifteen at the municipal election held last Monday. His majority was more than 2000 over his opponent, an ex-alderman and for four years president of the city council before Birmingham adopted the commission form of government. Mrs. James M. Weatherly and family are still at their summer home at Black Mountain. It was Mrs. Weatherly who, by a big gift some months ago, made possible the big Episcopal colony to be located at Black Mountain. It is expected that Commissioner Weatherly will visit the Land of the Sky shortly.

NEW ORCHESTRA AT THE AUDITORIUM NOW

The new orchestra at the Auditorium made its first appearance of the season last night at the performance of "Today" and the excellent musical program rendered before the show and between the acts appeared to have greatly pleased the large audience. Prof. Cornell, violinist and leader has assembled an entirely new orchestra of five pieces all of the musicians being artists in their line. Everything went off without a hitch last night. The orchestra remains at the Auditorium all of the season.

DEMOCRATS OF HAYWOOD HAVE BIG RALLY AT WAYNESVILLE

Democrats of Haywood county held a big rally at Waynesville yesterday afternoon the principal address being made by Robert B. Williams of Asheville. Branner Gilmer presided and there was much enthusiasm manifested. The attendance was large. Mr. Williams commended the administration of not only President Woodrow Wilson but of the entire democratic party in power, saying that the democrats were the friends of the farmers and all other classes. The speaker pointed with pride to the fact that President Wilson, among other big things, had prevented a war with Mexico and this meant much for the United States. Mr. Williams was given the undivided attention of his large number of hearers.

FORM NEGRO FAIR ASSOCIATION AT A MEETING IN ASHEVILLE

Negroes of western North Carolina will meet in Asheville on October 8 at No. 24 1/2 Eagle street and form a colored fair association. It is expected that the meeting here will be largely attended and that it will result in a big show being put on next year by the colored citizens. The colored fair now being held at West Asheville will come to a close tomorrow. Those behind it say that it has been a big success.

LOCAL Y. M. C. A. ATHLETIC WORK HAS BEEN OUTLINED

Physical Director Harry M. Dill of the local Y. M. C. A., announces that new games and dancing will form a big part of the athletic work of the association this fall and winter. He states there are about forty-five new games to be introduced to the gymnasium classes. The "Irish Jig," "Highland Fling" and other dancing will make up the program of that feature of the work. The Y. M. C. A. Night School, the door of opportunity for young men who wish to improve their minds opens October 5, thus increasing their efficiency. Enroll now. 193-4f

ADVERTISE

It In Our Classified Section

WANTS WANTS WANTS

BOARDERS WANTED

THE OZARK, 76 North Main street. Well people only. Terms on application. 81-1f

THE KNICKERBOCKER, No. 77 College street. Phone 163. Delightful location, central location, large shady grounds, appointments complete. Terms—according to location of room. 1f

FOR SALE—REAL ESTATE

FOR RENT OR SALE—One four-room house half block from Charlotte St. car line. Apply J. R. Davis, 175 Charlotte or phone 1615. 191-3f

FOR SALE—Good site for manufacturing plant or warehouse, 270 feet running parallel with railroad sidetrack already constructed. J. W. Glaser & Co., Harkins Building. Phone 914. 191-6f

FOR SALE—Four lots in West Asheville, about 4 blocks from car line. Address A. Gazette-News. 190-12f

FOR SALE

New Fall Shoes
Big variety \$2.00 to \$5.00
Best School Shoes
Nichols Shoe Co.
and our Bargain Annex on the Square.

FOR SALE—Twenty second hand bicycles with coaster brakes in splendid condition. Prices \$5.00 to \$15.00, worth twice the money. J. M. Hearn & Co., 4 Battery Park Place, near P. O.

ONION SETS—For Fall planting. Extra Early White Pearl 15 cents quart. White Bermuda 20 cents a quart. L. R. Stricker, 26 West College. 193-20f

RACINE HOSIERY—All sizes, cotton or wool. Phone 51, E. L. Brown, agent. 182-30f

WANTED—To furnish Paint for your home. We save you 25 per cent of your paint cost. S. O. Bradley, Carolina Paint & Varnish Co., 21 Blitmore avenue. Phone 239. 188-1f

FOR SALE—One of the finest corner lots in Grove Park, surrounded by handsome homes. Ray-Campbell Co., No. 1 Haywood street. Phone 1281. 179-4f

HELP WANTED

GOVERNMENT Positions are easy to get. My free booklet Y-573 tells how. Write today—now. Earl Hopkins, Washington, D. C.

WANTED—Boy to carry papers. Apply to Gazette-News office. 1f

FOR RENT

FOR RENT—7 rooms on Charlotte, \$30.00; 6 rooms Charlotte section, \$25.00; 6 rooms and sleeping porch \$30.00; 8 rooms with heat \$40.00; 7 rooms paved street \$20.00. F. M. MESSLER, 26 American National Bank building, phone 682. 192-2f

FOR RENT—One furnished room, 81 Penland street. Mrs. Lora Tiller. 189-6f.

WANTED

NOT ALL Boarding houses are good ones—you can believe this and still be an optimist. If your boarding house and yourself are incompatible, secure a better one through an ad in these classified columns.

AUTOMOBILES

TAKE A TRIP to Chimney Rock or Pisgah in one of our excellent cars. With trusty chauffeur. Phone 177. Uptown office. Langren hotel. Also best livery, Phone 18, Chambers & Weaver. 181-26f.

MISCELLANEOUS

O. M. COSTON is no longer connected with J. L. Smathers & Sons. He has opened offices at 29 Church St., Phone 214, to effect a settlement of all accounts of the Asheville Carpet House. Parties indebted to Asheville Carpet House will please call and make payments. 193-6f

A WONDERFUL BOOK—The Centenary Edition of Isaac Pitman Shorthand was introduced in the August Classes at the Asheville Business College. These pupils, by actual test, and comparison show twice the advancement they would have made in the old edition. Call and let us show you the New Edition. It makes learning easy and interesting. Asheville Business College. 190-7L

J. H. MCGINNESS, Tailor—New Fall and winter samples now on display. Masonic Temple, 44 Market street. 1f

CALL the Big 400 pressing club when in need of work. Phone 2331, W. M. P. Johnson. 26-1f

J. H. MCGINNESS No. 44 Mar street, Tailor, steam dyeing, cleaning and repairing. Phone 1850. 1f

IF YOU notice that some particular person is a persistent advertiser in the classified columns, make up your mind that he is making money out of it—and write the moral of it yourself.

Financial

CHICAGO GRAIN QUOTATIONS.

WHEAT—	Open	Close
Sept.	111	108 1/2
Dec.	113	111
May	120 1/2	118 1/2

CORN—

Dec.	72 1/2	71 1/2
May	75	75 1/2

OATS—

Dec.	50 1/2	50 1/2
May	53 1/2	53 1/2

PORK—

Sept.	17.85	
Jan.	20.45	20.35

LARD—

Oct.	9.50	9.37
Jan.	10.05	9.95

RIBS—

Oct.	10.92	
Jan.	10.67	10.55

CHICAGO GRAIN.

Chicago, Sept. 22.—Wheat declined today and the market seemed barren of buying orders. The opening 1-2 cent decline to 3-8 cent advance, was followed by a moderate setback all around. Corn sagged with wheat. After opening a shade to 1-8@1-4 off it suffered a sharp fall. There was no strength in oats and prices showed a momentary upturn and then declined. Lower quotations for cereals and hogs pulled down provisions.

CHICAGO LIVESTOCK.

Chicago, Sept. 22.—Hogs: receipts, 12,000; dull; bulk 8.00@9.50; light 8.30@9.50; mixed 8.30@9.30; heavy 8.30@9.00; rough 7.00@8.30; pigs 7.30@8.30. Cattle: receipts, 12,000; weak; heaves 9.00@11.00; cows and heifers 7.00@8.00; stockers and feeders 7.50@8.20; calves 8.25@12.00. Sheep: receipts 38,000; slow; sheep 4.90@5.75; yearlings 5.75@6.50; lambs 5.50@7.90.

LIVERPOOL COTTON.

Liverpool, Sept. 22.—Cotton spot in moderate demand at unchanged prices. Sales 2,700 bales, including 1,000 bales on the basis of 5-8 pence for middling. Receipts 2,675 bales, including 1,197 American.

NEW YORK MONEY.

New York, Sept. 22.—Exchanges \$1,179,833; balances \$17,372,909. Mercantile paper 7. Exchanges firm; cables 4.8550; demand 4.9650. Bar silver 52 1/2.

FOR SALE

3 vacant lots, two squares from the post office on paved streets. Western Carolina Realty Co. J. W. WOLFE, Sec'y and Treas. Phone 974, 10 N. Pack Sq.

SAFETY RAZOR BLADES

This is the latest machine for sharpening Safety Razor Blades. Bring or mail them to Asheville B. S. Co., 23 Broadway. Single edge, 25c per dozen. Gillets, 35c per dozen. Durham Duplex, 50c per dozen. We pay postage one way. We sharpen and repair any edge tool. 193-3

WANTED

SOURWOOD HONEY

Phone or Write
Grove Park Inn
Asheville, N. C.

WANTED

WANTED—Your pets and all other domestic animals for treatment by competent veterinarian, graduate of Cornell University. Dr. M. M. Leonard, 18 S. Pack square. Office, phone 1346; residence phone 219. 187-2f

WANTED—Second hand bicycle in good condition for small boy. 2.6 dress J. R. R., Gazette-News. 46-4

MISS HUME—Registered nurse, attends patients 6 hours. One dollar first hour, fifty cents after. Massage extra. Phone 1959. 46-4