

THE DURHAM RECORDER.

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DURHAM CIVIL COURT AT WORK.

Many Cases Settled this Week.—Some Damage Suits Compromised.

The work of the superior court of Durham this week has gone along rapidly, and while there were a large number of cases on the docket to be tried at this two weeks' term, many of them have been settled, some of them by trial and others by being compromised. The following cases have received the attention of the court up to Thursday:

A divorce was granted T. A. Hutchins from his wife Lula Hutchins. The order made was that the husband be allowed to retain the two oldest children, and whatever property there was, and that the mother be allowed to visit the children once each year. The mother was given possession of the youngest child. The husband had to pay all the costs of the action.

The case of George Holloway against the city of Durham for failure to provide proper disposal of the sewerage of the city, was compromised by Holloway getting \$400. He sued for \$1,500.

The case of B. L. Duke and the First National Bank of Winston against E. H. C. Fields. The defendant claimed that the limit allowed by law had passed and the case went off the docket.

Walter Herbert Weatherspoon was sworn in and admitted to the bar to practice law. Herbert is a son of W. H. Weatherspoon of this city, and a young man worthy of the confidence of the people and he made a record while at Wake Forest College, where he graduated, that showed that he will win in his chosen profession.

The case of T. J. and R. H. Rigsbee, trustees of the estate of the late A. M. Rigsbee, against the city of Durham, on account of the old Kemper corner property. This property is now a part of Church street, the remainder being around the court house. The city paid \$10,000 for this property, the appraisers said the value was \$12,500 and the trustees were suing for that amount. The jury decided that the trustees should have collected the full amount awarded them by the appraisers—\$12,500.

The case of Mrs. Annie C. Bridgers against the city for damage to her horse by falling into a ditch left open was compromised, the amount asked for being granted.

Two suits were non-suited. They were J. W. Burroughs against the Durham Traction company for failure of the company to furnish lights at the Academy of Music, and Norman M. Johnson against the Mutual Reserve Fund Life Association.

Millie Davis was granted a divorce from her husband William Davis. P. H. Smith wanted a divorce from his wife, but the case was non-suited.

C. W. Kendall was awarded \$13.38 against the Southern railway. The defendant took an appeal to the supreme court. J. B. Turner had a suit against the Southern but the case was continued.

J. W. Blackwell against the Mutual Reserve Fund Association of New York, was compromised.

Among callers at this office this week we noted the following: W. H. Hall, of Stem, Joe Jackson, Northside, C. H. Allison, Hurdle Mills, W. R. Ward, Efland, W. P. Gates, Timberlake, J. F. Coleman, Hillsboro, C. H. Rimmer, W. T. and W. C. Hawkins, Hurdle Mills.

SHORT LOCAL ITEMS.

Cotton Thursday, January 24, 11 1-4 cents.

Marriage license has been issued for the marriage of Miss Mary Poe and Wiley Shields, both of this county.

Two alarms of fire was sounded Thursday to which the fire companies responded promptly. Little damage was done.

The union plumbers of the city went out on a strike last Wednesday. The cause of the trouble was the working of non-union men by the employing plumbers of the city. Plumbers were getting \$3.50 per day and junior men were getting \$2.50 for nine hours work.

Oliver J. Brockwell, and Miss Isabel Clark, both of Orange county, came to Durham last Tuesday evening and while here were united in marriage, Rev. J. J. Carden officiated. After the ceremony was performed they returned to the home of the groom in Orange county.

Miss Mary Annie Durham, of this city, was united in marriage to Edward Crawford, of Orange county, Wednesday. They will make their home in Orange county, where the groom has many relatives and friends. The bride has made many friends in Durham, also in Orange, where she goes to live.

The seventeen month old child of Mr. and Mrs. B. W. Dunn died at the hospital Tuesday. The child had been ill for some time and death was not unexpected. The funeral was conducted Wednesday afternoon and the interment took place in Maplewood cemetery shortly after 4 o'clock.

John Dezern, whose home was in West Durham, went out in the country Monday to visit his daughter, Mrs. Gaston Carden, who lives about two miles in the country, and at the table eating dinner he fell dead. The funeral took place from the home in West Durham Tuesday afternoon, and the remains were carried to Hopkins' Grove church for interment.

Dave Horton, who lives several miles in the country, died Sunday morning. He had been ill for several months and consumption was the cause of his death. The funeral was conducted from the home Monday afternoon and the interment took place in Cole's mill. Mr. Horton was a young man being about twenty one years of age.

Durham, Route 6.

The weather seems like winter-time again.

Miss Vida Clements spent Saturday night with her cousin, Miss Sarah Rigsbee.

Mr. D. F. Stone, Miss Ozie Lassiter, of Hillsboro, Miss Tina Ross, Messrs. C. L. Sorrell, O. F. Ross, W. E. Hodges, W. B. Johnson and S. Furgeson were the guests of Era King Sunday afternoon.

Mr. and Mrs. S. Vaughan visited relatives in Wake county Sunday.

There was quite a large crowd at the home of C. M. Jones Sunday night. All whiled away the time very pleasantly.

Mr. and Mrs. S. W. King visited at the home of J. H. Freeman Sunday.

Misses Era King and Ozie Lassiter spent Monday night in Durham with Miss Lassiter's sister, Mrs. W. C. Cates.

Miss Era King spent Friday in Durham shopping.

DEATH RECORD.

J. W. DAVIS.

Mr. J. W. Davis, who lived on the corner of Roxboro and Liberty streets died Thursday morning shortly after 1 o'clock. He had been ill for several days and in feeble and declining health for quite awhile. His death was not expected, however and this announcement will be a surprise to his numerous friends.

Mr. Davis was 73 years of age. He moved here from the family home place in Louisburg where he now has three brothers and two sisters living. He was a confederate soldier, serving four years in that struggle between the states.

In addition to his brothers and sisters he left many other relatives, among these being five children, four sons and one daughter.

J. P. CUTTS.

Mr. J. P. Cutts died Monday at his home, No. 406 South street, after a long and painful illness. His death had been expected for sometime as he had been close to death's door for several weeks. Cancer was the cause of his death.

The funeral service was conducted from the home Tuesday afternoon at 2:30 o'clock by Rev. E. R. Leyburn, pastor of the First Presbyterian church, and Rev. T. A. Smoot, pastor of Main Street Methodist church. The interment took place in Maplewood cemetery.

Mr. Cutts was one of Durham's older citizens. He had lived here some twenty years or more and was 63 years of age. He moved to Durham from Harnett county. Mr. Cutts was the son of William Cutts and Mrs. Martha Cutts, who lived and died in Harnett. He left one brother, Mr. Alexander Cutts, of this county, and one sister, who lives in Harnett. He left eight children, four sons and four daughters. They are as follows: Messrs. H. M. Cutts, of Ashville; F. M. Cutts, Lake City, Florida; J. C. Cutts of Columbus, Ga., and William Cutts; Mrs. J. M. Kirkland, of Greensboro; Mrs. J. J. Duke, Mrs. J. T. Ferrell and Miss Flora Cutts, all of this city. His wife also survives him. In addition to those named there are many other relatives, who live in Harnett county.

Mr. Cutts was a soldier in the confederate army. Since coming to Durham he has served considerable time on the police force and for quite a while was sergeant on the force. Since quitting this work he has been foreman for various grading contractors in this state and in West Virginia. He was held in high esteem by all who knew him and will be missed by those who knew him best.

MRS. E. C. HAILEY.

Mrs. E. C. Hailey died at her home in East Durham, last Tuesday morning. She was about 63 years of age and had been in feeble health for some time.

Mrs. Hailey was born in Person county, was the daughter of Thomas and Mary Wrenn, was twice married and was 63 years of age her last birthday. Her first husband was John Morton and of this union there are two children of Justice of the peace J. T. Morton, of East Durham, and Mrs. Della Andrews. There are no children of the second marriage. In addition to these two children she left a husband and three brothers. The brothers are: James W. Wrenn, of Chilton, Texas; A. N. Wrenn, who lives near Eno river north of the city, and J. C.

Wrenn, of this city. In Person county there are a large number of other kinspeople.

The funeral was conducted from the home on Driver avenue Wednesday afternoon, and the remains interred in the Markham burying ground. Rev. J. A. Dailey conducted the funeral.

New Residence Burned.

Between 9 and 10 o'clock last Wednesday night the new home of Prof. Ernest Tillet, on Lamond avenue, which was in course of construction and almost completed, was burned. The loss is between \$3,500 and 4,000, with insurance for \$3,000 on the property. It was an entire loss.

This home was being built by Contractor W. J. Pettigrew and as he had not turned over the property the loss falls on him. The home was practically completed and would have been occupied by Mr. Tillet within two or three weeks time.

It is not known how the fire originated but it is supposed that it must have started from fire that was used by the workmen late in the afternoon. Mr. Pettigrew said that he could not account for the fire. He said that there was fire in some of the fire places during the afternoon but that he went around before leaving to see that it was all out and he was followed a few moments later by Mr. Tillet who also inspected for fire and to see that there was no danger.

Found in Bad Condition.

J. R. Bailey, an aged man was carried to the hospital last Tuesday about one o'clock and died at five thirty the same day. The above tells what actually occurred last Tuesday, but does not begin to tell the story connected with the last few weeks of the man's life.

J. R. Bailey and one son arrived in Durham some time ago, and secured a room over the bicycle shop of H. A. Gaskins, near Five Points. The father was in feeble health and could do no work. The son secured work in one of the factories and they managed to get along on what he could make. No one seems to have noticed them or know of their condition until last Tuesday when the son of the afflicted man summoned Dr. N. P. Boddie, who found that the man was near death's door. He made arrangements for the body to be carried to the Watts hospital; which was done, but too late for any relief to the sufferings of the sick man. So far as is known they have no relatives in this section, they having come here from Sussex county, Virginia. The remains were buried in Maplewood cemetery. It was a sad case, and one that calls for the sympathy of all people who care for humanity.

The Judge Uses Forceful Language.

Judge W. B. Simmons of Fincastle, Va., told the reporter that L. & M. Paint was used on his residence in 1892, and held its color well for 21 years; he furthermore said that 3 years ago he was induced to use another paint and is sorry he did, because the other paint didn't make good. The judge will now always use L. & M., because he knows if and defect exists in L. & M. Paint the house will be repainted for nothing. The L. & M. Zinc hardens the L. & M. White Lead and makes L. & M. Paint wear like iron for 10 or 15 years. Actual cost of L. & M., about \$1.20 per gallon. Donations of L. & M. made two churches. Sold by HACKNEY BROS., Durham.

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Deposit Growth Since we Began Business May 1, 1905, \$716,203.21

Statement of Bank at Close of Business Nov. 12, 1906

Resources.		Liabilities.	
Loans and Investments,	\$520,357.42	Capital,	\$100,000.00
U. S. Bonds,	100,000.00	Surplus,	60,000.00
Premiums U. S. Bonds,	3,284.69	Undivided profits,	8,445.21
Banking House,	13,000.00	Circulation,	100,000.00
Cash on hand and due from Banks,	402,006.31	Deposits,	716,203.21
Redemption Fund with U.S. Treasurer,	6,000.00	Bills Payable,	60,000.00
	\$1,044,648.42		\$1,044,648.42

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