

The new Board of Aldermen: Who should they be? Give your preference in THE CITIZEN.

# Asheville Daily Citizen.

Who is your candidate for Alderman? Write THE CITIZEN.

VOLUME VI.—NO. 235.

ASHEVILLE, N. C., TUESDAY, FEBRUARY 3, 1891.

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Our business has been very prosperous during the past year in spite of the hard times and we take this opportunity to thank our friends and customers, and to wish them all long life and happiness.

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Start right and your troubles will grow less as the year advances; he keeps his "Eyes Peeled" on the

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PRICES WILL SELL THEM.

North Court Square, corner Main and College streets.

## REDUCTION IN HEATING STOVES.

Owing to the lateness of the season we are selling heating stoves at greatly reduced prices to prevent carrying any stock over into the next season. If you want a stove now is the time to buy one cheap. A few

### FINE LAMPS

yet left at a bargain. They are going rapidly and your chance will soon be gone. See our Bargain Counter for odds and ends useful and ornamental.

Taylor, Bouis & Brotherton.

No. 43 Patton Avenue, Under Opera House.

### ZEB VANCE

will get there. We bet on Old Zeb as being the best Flour in town. We have just received a fresh lot of

### KEG AND BOTTLE PICKLES

Come and give them a trial, at

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List your property with us and have it sold and rented. MONEY TO LEND.

Just published—our new pamphlet on Asheville, representative, FRANKLIN, N. C. Jan 5-1m 28 Patton Avenue.

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## ANNOUNCEMENT.

To make room for heavy import spring orders, the Crystal Palace will for the next 60 days offer the stock of fine goods at greatly reduced prices. On our

### Bargain Counters

we have put out many articles at prime cost. Come early and let us replenish your dining room and kitchen, before the slaughter of prices is ended.

The wonderful Little Jewel Lamps. We have just received another large invoice of these useful and cheap lamps. We warrant them 30 candle power and to burn over 8 hours without refilling. Prices same as before. Special prices in quantities. No home complete without one.

### THAD W. THRASH & CO.,

No. 41 Patton Avenue.

Crockery, Lamps, Cutlery, Tinware, House-

furnishings, Etc.

## GEORGE SCHEN,

Mineral Water Bottled and on Drught.

RICHMOND, VA.

Mr. F. W. Lawrence,

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Dear Sir:—I have dis-

persed the Excelsior Water

continually at my counter for

the past twenty years, and I

take pleasure in saying that

among the many mineral wa-

ters that I handle there is

none that surpasses the

"Excelsior." For its

medical qualities it is all

that is claimed for it, and as

a refreshing and pleasant

beverage it has a decided popu-

larity with my customers.

The apparatus with little at-

tention works perfectly satisfac-

torily and dispenses the wa-

ter with all its natural gas

precisely the same as when

drunk at the Spring.

GEORGE SCHEN.

The genuine Excelsior wa-

ter can now be had at T. C.

Smith & Co's. Drug Store,

Asheville, at 5 cents a glass.

## H. REDWOOD & CO.

Clothing, Dry Goods, Fancy Goods, Shoes,

Hats and Caskets.

7 & 9 PATTON AVE

Among the former are about twenty wraps

not bought this season, at about one-third of

original prices.

Children's Worsteds and Flannel caps, half

price and less.

Some prime values in New Goods just in.

Many other important reductions.

## TENNEY'S FINE CANDIES

FLORIDA ORANGES.

FRESH FIGS,

RAISINS, DATES, NUTS, ETC.

We confine ourselves strictly to this class

of goods, and always carry the best on the

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ASHEVILLE, N. C.

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Appointments unsurpassed. All modern

therapeutic appliances and baths for the

relief and cure of nervous and chronic dis-

eases.

Turkish, Roman and Russian baths, Elec-

## THE TRIAL OF PRATT.

IT STILL OCCUPIES THE CRIMINAL COURT.

A Number of Witnesses Examined For Both the Defense and the Prosecution—The Argument Began This Afternoon by Colonel McBrayer.

The criminal court met at 2 o'clock yesterday afternoon, and the examination of witnesses for the state was begun. The prisoner, J. W. L. Pratt, sat near his counsel, attired in a new suit of clothes with a flashy necktie, and pulled his long moustache during the examination.

Dr. W. D. Hilliard was the first witness examined. He testified: "Was coroner, of Buncombe county, at the killing of McIntire and Milster. Saw body of Milster in Hampton & Featherston's bar and on examining found pistol shot wound on left side of head, and several others, six or seven in all, though cannot recall exact number. Four or five of the wounds would each have been fatal. Knew Milster and McIntire. Examined McIntire and found one wound under left arm. Saw no powder burns on body."

W. C. Featherston testified: Clerk in Hampton & Featherston's bar. On the night of July 25, 1890, Bunk McIntire, John McIntire and Pratt came in and I waited on them. Milster came in. Bunk McIntire asked him to drink; Milster replied, "I don't want anything." Bunk then asked him to have a cigar, but he declined. Bunk put his hand on Milster's shoulder and said, "I want to see you," and they walked to the rear door. Pratt was following them. Saw Bunk strike Milster, knocking his hat off. Milster stooped to get his hat and threw up his left hand, saying, "I thought this had all been settled," and then backed out of the door. He put his hand on the railing as if he were going down the steps. Bunk caught him and put him back on the platform. Just then Pratt struck Milster with something, causing him to fall back against the railing. Saw almost simultaneously two flashes from pistols on right and left side of door. Bunk became excited and behind the wall of the tap room. Next saw Milster come running toward front and fall on the floor. Pratt passed to front and Bunk came up, put a pistol to Milster's head and fired one. Bunk put his hand on Pratt's shoulder and said, "I'm killed. Saw Pratt put something in his pocket. Saw Milster searched and he had no pistol on him."

On cross-examination witness said he had not told A. H. Baird and J. H. Hampton that he saw Pratt put a pistol in his pocket, and did not tell Baird he saw Pratt shoot Milster.

Chas. Engel testified: On the night of the killing went to J. H. Loughran's bar. Milster asked me to drink with him. He then proposed to go up street. As we went up the steps met four men going down. Knew Bunk McIntire and Lee Sorrells. Bunk came running up steps and words passed between he and Milster. The latter got his hand on his pocket, but Bunk put his pistol into Milster's face, saying, "You dirty, common thief, you can't fool me that way." Bunk made Milster go down into the bar.

C. M. Fletcher testified to hearing two men cursing and seeing pistol presented to the face of one. The one with pistol said: "If you, you've got to drink with me."

L. M. Young testified: Saw quarrel about 7 or 8 o'clock at Loughran's bar. Bunk was cursing and was hoisterous. Said he would fight Milster any way, but Milster said they could settle it some other way. Pratt sat near. Saw Milster talking to J. H. Loughran, and did not see him get anything from Loughran. Milster left him at door of Sorrells' bar, and never saw him again.

Eugene Cunningham saw Bunk put pistol to Milster's breast and make him go down to take a drink with him. Milster would not fight Bunk.

Jas. Sorrells saw the McIntires and Pratt the night of the killing, and heard Bunk say to his brother John: "The rascal didn't talk respectfully to me."

Alonzo Lindsay had known Milster for seven years. He left a Smith & Wesson revolver with A. W. Lindsay to repair and sell. The pistol was in his father's shop at the time of the killing.

Here the state rested its case and the witnesses for the defence were called.

J. W. L. Pratt, the prisoner, was the first witness sworn for the defence. His testimony was as follows: I was guarding the city's prisoners at the time of the killing. Came in between 6 and 7 o'clock in the evening and gave the pistol to Bunk which I was in the habit of borrowing from him every morning and returning in the evening.

Was at Loughran's with Bunk and several others. Bunk went up steps and soon came back with Milster in front of him. Told Bunk to have no fuss. When we left Loughran's went up to North Main street. Bunk said he would go home and we would drink with again. Went to Hampton & Featherston's and while drinking there Milster came in. All spoke to him. Bunk asked him to drink and have a cigar. Milster said in a loud tone to Bunk: "I want to see you privately." Bunk said: "And I want to see you." They walked toward back door. John McIntire said "Don't let them in." I started toward them but they began striking each other before I got to them. Milster put his hand in his pocket. I caught Bunk by right arm and said: "What was he do."

This placed Bunk's left side toward Milster, who drew a pistol, put it to Bunk's side and fired. I loosed Bunk and dropped to my knee just as Milster fired at me. The men clinched, shooting. They came toward the front and Bunk was striking Milster with pistol. Milster fell and Bunk took the pistol from his hand and said: "You killed me, and I'll finish you." I had no pistol with me, and owned none.

Pratt was subjected to a rigid cross-examination by Col. McBrayer, but nothing new was brought out.

Chief of Police A. H. Baird was next sworn. He testified to arresting Pratt and swore that Featherston told him he (Featherston) had seen Pratt put a pistol in his pocket the night after the killing he went to the bar and Featherston seemed angry; he asked witness who wrote the article in THE CITIZEN, and was told by witness to see the reporter. Featherston told him "whoever wrote it told a lie," and further said: "I did not tell all I knew before

the coroner. By —, I saw Pratt shoot him." Found nothing except "billy" on Pratt when searched.

At 5:30 p. m., the court took a recess until 9:30 this morning.

### To-day's Proceedings.

The criminal court met this morning at 9:30 o'clock, and the examination of witnesses for the defence in the case against J. W. L. Pratt for the killing of Philip McIntire and for being an accessory to the killing of John Milster was taken up. Pratt was brought into court and sat next to his lawyer, H. A. Gudge, who conducted the cross-questioning for the defence.

John McIntire testified: Brother to Bunk McIntire, who was killed, and brother-in-law of Pratt, the prisoner. Live in Atlanta and had just come to Asheville from that place on the night of the killing and had gone to my brother's meat market; started home with Bunk, and went to Loughran's bar. Saw Bunk and Milster drink together. They were quarreling about a woman. Saw no pistol in Bunk's hand. We started home and when we got opposite Hampton & Featherston's bar Bunk wanted us all to drink. Milster came in, but I didn't hear any conversation between Bunk and Milster. Pratt walked back toward the men and I saw Bunk and Milster firing. I crouched behind a partition to avoid getting hit. Had nothing against Milster. Never saw him before.

Col. McBrayer subjected the witness to a severe cross-examination, to which the latter replied that he heard no words between Bunk and Milster, and that when firing they were close together.

J. H. Hampton testified: Heard the shots and ran to the barroom. At the bar door met Pratt, who asked me to go with him for a doctor for Bunk. Went on into the bar and saw Milster lying on the floor. Asked Lum Featherston who was connected with the affair besides Bunk and Milster. He said he saw Pratt put the pistol in his pocket. After words I searched Pratt, but found no pistol. Heard Bunk say: "As a dying man I'll tell the truth about this matter. Pratt had nothing to do with the shooting."

J. M. Blair testified that on the evening of the killing Pratt brought Bunk's pistol and put it away in the drawer at McIntire's market.

Walter Gudge testified to hearing Bunk say: "Boys, I'm a dying man. Pratt had nothing to do with the shooting."

Chief of Police A. H. Baird was recalled. "I do not know Pratt's general character," he said.

The case for the defense heretofore, and the examination of state witnesses was resumed.

Andy Revels testified to hearing the firing on the platform in the rear of the bar and saw two men on the platform. He also saw one shot from the inside of the bar.

J. R. Gooch testified: Was in Hampton & Featherston's bar. Milster came in and spoke. Then Bunk and Milster had a few friendly words and walked towards the back door. Pratt and John McIntire followed. I heard a sound as if a slap, and Milster said: "Don't do that; I didn't mean any harm." I started to put the men when a pistol fired and I went back. The firing ceased and then I saw Bunk shoot Milster through the head after he was dead. Did not see Bunk pick pistol up off floor.

Ino. Creamsman, colored, testified: Saw Bunk knock Milster's hat off and heard Milster say: "We can settle this some other time." Pratt went up to Milster and hit him with something. Didn't see any firing.

C. W. Malone testified that he examined the bar and that from the post in the bar and that from the post in the bar and that from the post in the bar.

Chas. Nash testified: Was in ten pin alley to rear of saloon night of murder. Saw two or three men in door in back of bar and heard rapid firing. Went up steps and into bar. Saw Pratt with something in hand, and when he put it into his hip pocket recognized it as a pistol.

G. S. Henderson testified that he heard Pratt say in the bar at time of killing: "If I tried to get them apart." Saw Pratt drop and pick up something; think it was a "billy."

Court adjourned at 12:30 p. m., until 2:30 o'clock.

### THE ARGUMENT BEGUN.

The criminal court reassembled at 2:30 p. m.

Dr. W. D. Hilliard and J. H. Loughran were examined, after which the state closed the prosecution.

Several witnesses were recalled by the defense, after which the evidence in the case was closed.

At 3:05 Col. Reuben McBrayer began the opening speech for the prosecution.

### HEADED THIS WAY.

Jay Gould Coming to Asheville With President Inman.

NEW YORK, Feb. 3.—President John H. Inman, of the Richmond and Danville railroad, left this city last evening for a trip through the south over the lines of that road. He was accompanied by Jay Gould, George Gould, Sidney Dillon, Calvin S. Brice and Gen. Sam Thomas. The party will be gone about two weeks, and will visit the points in all the southern states.

### FORTY BELOW ZERO.

Terribly Cold in the Northwest—Hill Will Probably Come East.

OMAHA, Neb., Feb. 2.—North Nebraska and South Dakota are enveloped in a terrific storm. At Deadwood it is 30 degrees below zero; at Lead City, 30 degrees below zero; Galena, 40 degrees below zero.

## A TERRIFIC EXPLOSION.

NARROW ESCAPE FOR SEVENTY-FIVE MINERS.

Terrible Scenes Around a Colorado Mine, and an Exhibition of Bravery That Came Just in Time.

NEW CASTLE, Col., Feb. 3.—Last evening, in the ground river coal and coke mines, as the day shift, composed of seventy-five miners, was about to leave the mines, a terrific explosion occurred and immediately the black smoke came pouring out of the side of the mountain.

Men, women and children rushed towards the entrance of the mine, only to be driven back by the smoke. Above the roar of the escaping gases the pitiful cries of the imprisoned miners could plainly be heard by their wives and children.

Soon willing hands braved the great danger and started the hoisting machinery and seventy-five miners were brought to the surface, some of them more dead than alive. This was done none too soon as the flames immediately reached the shaft and came up with such force, that it drove every body away.