

HEAVY SUITS ARE FILED AGAINST 65 INSURANCE CO'S

Prosecuting Attorney of Arkansas Asks Penalties to \$65,000.000

CLAIMS TRUST LAW HAS BEEN VIOLATED

All Insurance Concerns in State Will Have a Rocky Road

(By Associated Press.) LITTLE ROCK, Ark., August 19.—Alleging that sixty-five insurance companies, representing a combined capital of \$156,000,000, doing business in the state of Arkansas, entered into a rate combination on December 16, 1908, prosecuting Attorney R. E. Jeffrey, of the Third judicial circuit, filed suit against these companies today for penalties aggregating \$65,000,000 under the state anti-trust statute. The suit was brought at Newport, Arkansas, in the Jackson county circuit court.

FOUND \$1000 IN PILE OF RUBBISH

(By Associated Press.) CHICAGO, August 19.—Postoffice inspectors today discovered a letter containing a check for \$1,000 payable to the Mary Thompson hospital, in a pile of rubbish beneath the flooring of station U, a depot sub-station of the postoffice. With this letter were several other checks, containing smaller amounts. The discovery of the missing mail followed the arrest of one of the employees at the sub-station.

MANSLAUGHTER TRIAL THE SEQUEL TO BOXING MATCH ON BATTLESHIP

Mess Attendant on Vermont Subject of Court Martial on High Seas.

SKULL FRACTURED.

WASHINGTON, August 19.—David Williams, a mess attendant on the battleship Vermont is now being tried by court martial at sea on the charge of manslaughter, according to a wireless message received here today from Rear-Admiral Schroeder, commanding the Atlantic fleet.

This is the sequel to a boxing match which occurred on the battleship Vermont off Provincetown, Mass., between Williams and another mess attendant named Harrison H. Foster several weeks ago. The latter went to his quarters, however, and did not apply for medical attention until the next day, when it was found that his skull was fractured. He died a few hours later.

A naval inquest was held over his body and a verdict was rendered that his death was the result of his head striking the floor and that no one was to blame.

The civil authorities of Massachusetts, not satisfied with that conclusion, made application to the naval authorities for the surrender of Williams to the state authorities for trial on the charge of manslaughter, who, on Rear-Admiral Schroeder appointed a regular court of inquiry to make a thorough investigation.

The state of Massachusetts in the meantime withdrew its application for the surrender of Williams and an application of a similar character was made by the authorities of the state of Georgia, but in case of conviction he will not be surrendered to Georgia until he has suffered his punishment.

DEATHS AT THE WHEEL IN MOTOR RACES IN INDIANA

Opening of The Hoosier State's Speedway Marked by Tragic Deaths of Two Contestants.

INDIANAPOLIS, Ind., August 19.—Two lives were lost and two records broken during the inauguration of the Indianapolis motor speedway today.

William A. Bourque, driver of the Knox car in the 250-mile race, and Harry Holcomb, his mechanic, were killed in the frenzied carnival of speed.

Harvey Oldfield, driving a high-powered Benz, covered a mile in 43.1-10, breaking De Palmals mark of .51, and Louis Chevrolet, in a Buick, negotiated ten miles in the marvelous time of 8:56 4-10, cutting Oldfield's time of 9:12. Both of these are new American track marks.

Robert Burman, in a Buick car won the 250-mile race, the feature of the day, and the contest which cost Bourque and Holcomb their lives. The cause of the many accidents that marred the race, the Stoddard-Dayton (Clements) was second in 4:46.01, and the National (Mertz) finished third in 4:52.37 7-10. Another National with Kincaid at the wheel was the only other car of ten starters to finish the long grind.

The death of the two men caused the American Automobile association to issue an ultimatum to the owners of the big track that certain changes must be made by tomorrow, or the sanction for the races will be withdrawn. The association demands that the track be freed from its many dangerous ruts which are claimed to be unavoidable in a new track, and that every inch of it be thoroughly oiled and tarred. Today only a short portion in front of the grand stand was oiled and the dust on the other parts is blamed for the collapsing of two drivers in the long race, Louis Chevrolet and Fred Ellis, who were blinded by the dense white dust that covered the major portion of the track.

The Knox car driven by Bourque was in second place when Burman in his Buick leading. It had covered nearly one hundred and fifty miles when the crash came. Coming down the home stretch, the car suddenly swerved and tore into the fence at the left of the track, turning completely over and pinning its two occupants beneath it. Both men were alive when taken from under the tilted machine, but Bourque died in the ambulance on the way to the

Emergency hospital. Holcomb lived a few minutes longer.

Theories as to the cause of the accident vary, and no one will ever know what really caused the car to swerve from the track.

According to the story told by Private Frank Brandner, company H., Second Regiment, Indiana national guard, who was nearest the scene of the accident and had a narrow escape from injury, something caused both men to suddenly turn and look behind. As they did so the steering wheel slipped from Bourque's hands and he threw his arms helplessly in the air. Then came the crash.

One of the rear wheels was found a few hundred feet from the scene of the accident and this has led to the advancement of the theory that the axle nuts on it had not been properly tightened when the machine had taken on a new tire shortly before. The men probably felt that wheel slipping off and after they looked behind they realized their helplessness to prevent an accident.

Bourque was twenty-six years old and Holcomb twenty-two. Both were unmarried.

Albert Denton, the racing partner of Bourque, collapsed after the accident and the services of a physician were required. The sight of the two men lying dead was too much for the friends of both.

Louis Chevrolet, the French driver of the Buick, was led into the hospital almost blinded with the tar and dust from the track shortly after the two men had died. The Frenchman, who led during the early part of the long race was forced to give up.

As the result of the two deaths, the Knox company has withdrawn all its entries for the next two days, and, it is said, it will probably never again enter its cars in a race.

The following cars started in the death-dealing grind: Knox, Bourque; National, Kincaid; National, Mertz; Stoddard-Dayton, Miller; Buick, Burman; Buick, Strain; Buick, Chevrolet; Jackson, Ellis; and Stoddard-Dayton, Clements.

NEW MINISTER TO ARGENTINA.



Charles A. Sherrill, recently appointed minister to Argentina, is a New York lawyer and was born in Washington, D. C., in 1867. He is a graduate of Yale where he was a famous athlete. During his course at the university he was seven intercollegiate championships.

CADETS ARE DISMISSED FOR HAZING 'ROL' SUTTON

Brother of Lieut. Sutton, Whose Death at Annapolis Has Just Been Investigated, Figures in New Sensation. Ordered by President.

(By Associated Press.) WEST POINT, N. Y., August 19.—For being involved in the hazing of Roland Sutton, a brother of Lieutenant James M. Sutton, Jr., of the United States marine corps, whose death at Annapolis two years ago had just been investigated, seven West Point cadets were dismissed from the United States military academy today by direction of President Taft.

The cadets ordered to be dismissed are John H. Bowler, Jr., of West Point, Ga., first class; Richard W. Hoeker, Kansas City, Mo., third class; Earl W. Dunmore, Ches. N. Y., third class; Clarence C. Devore, Wheeling, W. Va., third class; Gordon LeFebvre, Richmond, Va., third class; Albert E. Crane, Howard, Iowa, third class; Jacob S. Fortner, Dothan, Ala., third class.

Bawling Scott. The action of President Taft and Secretary Nicholson in directing the dismissal of the cadets is accepted by the officers of the army and the civil officials of that department, as a clear indication of the purpose of the administration to fully support Colonel Scott, the superintendent of the United States military academy, in his effort to eradicate the practice of hazing in all its phases from student life at the academy.

The text of the order of dismissal has not yet been made public, but it is known who the cadets are. The offenses charged is hazing, or more specifically, violation of section 1077 article twelve of the regulations of the military academy.

On the morning of June 14 last, cadet Roland Sutton, of the fourth or fifth class, reported sick and was ordered to the hospital, badly bruised and suffering great pain. He did not report for duty again until twenty-three days later and his case immediately became a matter of concern.

(Continued on page five.)

WRIGHT BROTHERS ENTER SUIT FOR INFRINGEMENT

Claim That Aeronautic Society of New York Stole Their Patent for Machine.

(By Associated Press.) NEW YORK, August 19.—Wilbur and Orville Wright, the aeronauts, today entered suit in the United States circuit court here against the Aeronautic society of this city, charging infringement of patent rights on their airplane invention.

The Wrights complain that the society procured from the Honorable Curtis flying machine company and from Glenn H. Curtiss flying machine company, the Wright patent and a model of the Wright airplane and caused the society to give public exhibitions for which an admission was charged.

THREE YEARS ON SEDUCTION CHARGE

(Special to The Citizen.) CHARLOTTE, Aug. 19.—Sible Simpson, or J. S. Sible, the name appearing in both names of the warrant, was yesterday morning found guilty, on the charge of seduction brought by the relatives of Miss Fay Bingham, the victim, in a straightway sentenced to serve a term of three years in the state penitentiary at Raleigh by Judge W. B. Wood.

FUSILADE OF SHOT IS WELCOME GIVEN STRIKE BREAKERS

Three Thousand Strikers Lined River Banks When Non-unionists Made Landing

STEEL STRIKE NOW AT CRITICAL POINT

Mounted State Constabulary Makes Charge And "Regulars" Are Scattered

(By Associated Press.) PITTSBURGH, August 19.—Three thousand strikers lined the banks of the Ohio river and men in the crowd fired more than one hundred shots from pistols when the Pressed Steel Car company at McKees Rocks, landed fifty more imported men from the steamer P. M. Pfeil today.

A detail of ten troopers of the state constabulary in command of a sergeant, all mounted, sallied from the plant as the boat pulled near the landing place and held the strikers in check and dispersed them. No one was injured.

Deputy sheriffs today arrested an imported workman from Philadelphia on a charge of breaking windows inside the plant of the car company. After his arrest the working man informed the sheriff that his reason for breaking the windows was simply to get out of the plant as every request he had made of superintendents to be permitted to go outside had been refused. The arrested man also said he, with two hundred other men, had been hired in Philadelphia as well as about seven hundred in New York and had been told they were to work in an open plant as riveters and heaters.

On the strength of the charge made by the man, Sheriff Gumbert of Allegheny county officially investigated the justice of the complaint.

The strikers say that they have witnessed the efforts of the imported workmen to pass guns stationed at the gates of the car plant and have seen the imported men beaten back by clubs.

The sheriff stated tonight that his deputies were at the plant for no other purpose than to protect property.

The sheriff also claims that his investigations of the charge of the arrested man proved to be without foundation in fact.

MOONSHINER FATALLY SHOT BY DEPUTY SHERIFF

White Men and Negro Had Partnership in Operation of Illicit Still.

(Special to The Citizen.) GREENVILLE, N. C., Aug. 19.—Sheriff L. W. Tucker and three deputies went out last night to hunt for a moonshiner still near Shelburne, about which he had received information.

The officers found the still about sixteen miles from Greenville, and two white men named John Brinson and Frank Sutton were running it with a negro who was employed by them.

Sutton and the negro were arrested, but Brinson, armed with a shotgun, defied the officers and one of the deputies shot him in self-defense, as he was in the act of firing, the shot proving fatal.

Brinson was an old offender and had the reputation of being a desperate character. He had figured in both State and Federal courts for violation and once escaped prison while serving a sentence.

Sutton and the negro were brought here and placed in jail this afternoon. Several kegs of peach brandy and whiskey were destroyed and the still demolished.

CROWDS CHEER HIM FOR CLEVER FEAT WITH AEROPLANE

American Aviator, Curtiss, Adds Dramatic Feature to Trial Flight

HE WAS IN DANGER OF BAD COLLISION

Inventor Kept Cool And Guided Machine With Unusual Skill And Daring

(By Associated Press.) RIHEIMS, August 19.—The American aviator, Glenn H. Curtiss, at sundown today, added a dramatic feature to the trial flights of the aeroplanes entered for the contents of aviation week by skillfully guiding his machine above another aeroplane and averting a collision in the air that seemed imminent.

The feat was accomplished when, for the first time in history, three heavier-than-air craft were maneuvering at the same time. All were flying rapidly when suddenly Curtiss saw H. Dumassart, in an Antoinette monoplane approaching at right angles and on the same level with him. As quick as a flash Curtiss realized the danger and, elevating his plane, his machine instantly shot upward and soared safely over the Frenchman. The thousands of spectators who lined the aerodrome watched the maneuver with bated breath, but when they saw it successfully and brilliantly carried out they applauded the American wildly. The third machine in the air at the time was that of M. Tassandier.

The wind which had been master of the aeroplanes for two days, suddenly died out at sundown and the aviators rushed to the sheds and dragged out their machines.

Count De Lambert, on a Wright model, was the first of the aviators to start and made a complete circuit of the aerodrome. M. Tassandier, also on a Wright bi-plane, followed him.

Curtiss on Deek. Then the Curtiss machine, looking smaller and more compact than the others, was placed in position for a flight. Curtiss was still limping and used an walking a guarded stick but, like M. Bleriot, who before crossing the English channel in his monoplane, (Continued on page four.)

DESPERATE CONVICTS FOUGHT IN PRISON CELL

Feud of Long Standing Results in Serious Injury to One of Them.

(By Associated Press.) PITTSBURGH, August 19.—Battling desperately, one to kill, and the other to save his life, two convicts of the Western penitentiary in a cell on Monday afternoon, furnished a thrilling aftermath of the daring attempt at jail delivery discovered at the big prison last Thursday afternoon. As the result of the fight, the termination of a long standing feud, convict A4977 is in the prison hospital with several stab wounds in the stomach, and his assailant, convict 6642 is in military confinement, along with two short term prisoners accused of digging the recently discovered tunnel. The wounded man probably will recover.

The battle, unseen by any of the guards, occurred in the victim's cell on the south block of the prison. Both men, Germans, are said to have borne hatred for each other for many years. Number 6642 noticing that the doors of both his cell and that of his enemy were open and no guard in sight, stole quietly to the neighboring cell with a table knife in his fingers.

Convict A4977 was prepared for the attack. The men struggled for ten minutes before guards reached the cells and separated them.

RAILROAD PAYS FOR FATAL INJURY

FAYETTEVILLE, Aug. 19.—On April 20th Mr. A. L. Guy, son of Mr. W. A. Guy, while in charge of an A. C. L. work train near Dillon, S. C., was killed by a chain attached to a steam shovel, breaking and striking him in the stomach. Yesterday the A. C. L. through their counsel, Hon. G. M. Rose, handed Maj. A. A. McKeith, clerk of the Superior Court, a check for \$5,000, to be turned over to the administrator of the estate of Mr. W. A. Guy, in settlement of a claim set forth by the estate of the deceased, the Coast Line, at the same time, denying the liability under the South Carolina law.

WELLMAN STILL GOING.

PARIS, August 19.—A special despatch has been received here from Trieste, saying that according to a telegram received from the captain of the Italian steamer Thalia now at Hammerfest, Norway, Walter Wellman left Spitzbergen August 16 in his dirigible balloon, bound for the north pole. He had a favorable wind when the start was made.

MEXICO CITY, August 19.—Telegrams received today indicate a state of unrest in the borders of Coahuila and Nuevo Leon which is giving considerable anxiety to the federal government. General Bernardino Reyes, governor of the state of Nuevo Leon, who is prominently named as a vice-presidential candidate in opposition to Ramon Corral, the incumbent and administration candidate for re-election, has left the mountain resort of Galeana for the ranch of a friend.



FAIR

WASHINGTON, August 19.—Forecast for North Carolina: Generally fair Friday and Saturday; light to moderate north winds.