

THAT MRS. GAMBIE WAS NOT DESERTEED VERDICT OF JUDGE

Former Atlanta Society Girl Loses Fight for Separation From Husband

NO SUGGESTION OF CHANGE OF HEART

Impossible for Judge to Agree With Her Contention of Acquiescence

NEW YORK, Aug. 7.—Edith Russell Gambier, the former Atlanta society girl, loses her fight for a separation and the writ she prayed for goes instead to Edward V. Gambier, her husband, a New York bank cashier, according to a decision handed down in her action by the Supreme court this afternoon.

Justice Pendleton, who wrote the decision, finds that Mrs. Gambier was not deserted by her husband, within the meaning of the law, because the desertion was justifiable. Mrs. Gambier's effort at reconciliation the court finds could not be accepted in good faith.

It was impossible to reconcile such conditions with a belief that she entertained a feeling of love for her husband or was willing to live with him, the decision reads. It was testified at the trial, which had several sensational features, that Mrs. Gambier was often seen in the company of "an unknown man."

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PRESIDENT WANTS PEOPLE TO AID IN PASSING TREATIES

Travels 400 Miles on Special Train to Appeal for Moral Support in Influencing the Senate to Ratify Arbitration

MOUNTAIN LAKE PARK, Md., Aug. 7.—President Taft traveled 400 miles through Maryland and West Virginia today by special train to appeal to the people of the United States to use their moral influence to have the senate ratify the British and French treaties and the treaties with Nicaragua and Honduras.

"I observe," said the president "that there is some suggestion that by ratifying this treaty the senate may in some way abdicate its function of treaty making."

"To secure the ratification of the treaties, therefore, appeal must be made to the moral sense of the nation and while that is not entirely in the keeping of the churches, certainly they may exert a powerful influence in the promotion of any effective instrumentality to secure permanent peace."

"The treaties the president proceeded to say provided that every question of a justifiable nature should be submitted to a tribunal of arbitration and that they define what justifiable means."

was evidenced also, he said, "by the wonderful successful intervention by Theodore Roosevelt as president of the United States in securing peace between Russia and Japan."

"I have been surprised to note with what favor the plain people of every nation welcome the proposal of universal arbitration, not because their real interest in the practical adoption of the plan is not greater than all other classes in the community, but because it is a somewhat abstract cause."

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It's Going to be a Winner



UNDERWOOD AND L'FOLLETTE MAY NOT BE ABLE TO REACH AN AGREEMENT

And It's Possible Adjournment Will Come Without Free List and Wool Tariff Bills Being Settled—Tie-up Due to Uncompromising Attitude of Senator LaFollette—Underwood Canvassing House

WASHINGTON, Aug. 7.—Senator LaFollette and Chairman Underwood, of the house ways and means committee, who have undertaken to reconcile the differences between the senate and the house on the wool and the farmer's free list bills for the full conference committee are in a deadlock with the possibility of remaining so and thus forcing an adjournment of the session without final action on either of those measures.

The tie-up is due to the uncompromising position of Mr. LaFollette in opposition to the house bill. He has told Mr. Underwood that a reduction of rates below those fixed by the bill as it passed the senate is an impossibility, and in response Mr. Underwood, who had great difficulty in getting an agreement by the house to the rates fixed in his bill, has said that the house never will consent to accept the senate figures.

but the progressive leader merely smiled in response to suggestions of this character. He told Mr. Underwood that the differences was with his party friends rather than with himself, and they sustained him in the statement.

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IMPROPER CONDUCT IS CHARGED AGAINST AGENT OF BOOK CO.

Text Book Commission Issues Statement Making Some Rather Grave Charges

LARGE PUBLISHING HOUSES INVOLVED

Agent Claimed He Could Bring Influences Toward Having Books Adopted

RALEIGH, N. C., Aug. 7.—The state text book commission and sub-commission completed at midnight their investigation of the sensational charges that have been circulating hereabouts the past few days involving alleged improper conduct on the part of certain book men and others as to the impending text book adoption and issued the following statement that covers the situation:

From the testimony taken, the joint commission, by unanimous vote, find the following facts:

1. That during the last days of June, one W. C. Warfield, an agent of the World Book Company, approached W. S. Gooch, agent of the McMillan Company, and represented to him that he, Warfield, held the key to the situation in North Carolina, that he had a friend in the department of the superintendent of public instruction, to wit, Mr. A. J. Barwick, and through his friend he could bring such influence to bear on the sub-commission as would insure the adoption of certain books published by the McMillan Company, that the work and influence of himself and friends would be well worth \$1,500.00 and that he would undertake to secure the adoption of the books named for that amount, and if he did not succeed, he would make no charge.

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CITIZEN'S BIG \$5,640 CONTEST WILL GET FAIRLY STARTED THIS WEEK

Still Plenty of Room for Hustlers—Enter Your Today or Help Some Contestant Win

Did you read the list published Sunday of the candidates who have entered the Citizen's \$5,640 Prize Subscription Contest? It shows the intense interest which the collection of prizes offered has made on those living in Asheville and surrounding territory.

Many enter a contest, but few stick to it with sufficient zeal to amount to anything. Watch the gains made from time to time by the different candidates. Just at first many will show an advancement, but little by little the contestants will be weeded out until you can easily count the number of active candidates—those with whom you will have to reckon in your efforts to secure one of the most valuable prizes.

It is confidently expected that the next two weeks will witness an unusual activity among candidates. The wise ones will take the utmost advantage of this high rate of votes which prevails until August 23.

subscriptions count at this time and see that you get it. Easy to Get Help Now During this period it will be particularly easy for you to gain. They cannot easily put you off with the unsatisfactory promise to "help later on." They must give to you now, while the subscription will win you so many votes. Few will be inclined to delay when you say to them, "My dear friend, I want your subscription, and I want it now, for later on, with the best will in the world, you cannot do as much for me as you can during this special 'Big Vote Offer.'"

How to Enter. Send in your nomination. You will find the nomination blank on another page, which counts for 1,000 votes. Only the first nomination blank can be used by candidates.

Harvest Days Now It is confidently expected that the next two weeks will witness an unusual activity among candidates. The wise ones will take the utmost advantage of this high rate of votes which prevails until August 23.

ADMIRAL TOGO CONVEYS PROFOUND GRATITUDE TO PEOPLE OF HIS NATION

Says He Will be Glad to Take Home Happy Remembrances of Visit

SPOKE IN JAPANESE

WASHINGTON, Aug. 7.—A brief speech, the first he has made since his stay in this country, was made by Admiral Count Togo before the National Press club of Washington tonight. The admiral spoke in Japanese, his remarks being interpreted by Lieut. Commander Taniguchi, his naval aid. "Since my arrival in this country, the president of this great republic has received me with the greatest honor and hospitality, your government has extended to me innumerable courtesies, and your fellow citizens have given me the most hearty welcome. All these, I dare say, are more than I am entitled to, and I take them as meant toward my august sovereign and for his subjects. Nothing pleases me more than to take home the most happy remembrances of my visit to the United States.

At Naval Academy. ANNAPOLIS, Md., Aug. 7.—Admiral Count Togo today inspected the grounds and buildings of the United States naval academy here. His visit was in the nature of a marriage. The admiral's program made possible only a hasty walk and the most casual observation. In three hours, however, he saw the entire group of buildings and declared the place where future naval officers of the United States are trained to be a most complete and comprehensive institution.

GREAT AGRICULTURAL POSSIBILITIES IN N. C.

Chicago Weather Forecaster Gathering Data Regarding This Section

CHICAGO, Aug. 7.—Prof. J. Cox, weather forecaster here, returned today from a survey of the North Carolina fruit belt. He brought word of a new scheme promulgated by the weather bureau to help settle the North Carolina mountain slopes. The plan includes telling prospective settlers how they can make a living there and supplying them with a system of weather forecasts.

WASHINGTON, Aug. 7.—Forecast: North Carolina, unsettled Tuesday, probably local showers, Wednesday generally fair, moderate east winds, becoming variable.

AMERICAN BANKERS WILL HANDLE GUATAMALA LOAN

Millions of American Capital Invested in Guatemala in Last Two Years

NEW ORLEANS, Aug. 7.—The proposed loan of \$50,000,000 which the Guatemalan government has had under consideration for more than a year is to be placed with American bankers probably within the next few months. This positive announcement was made by Senor Mendez, the newly appointed Guatemalan minister to the United States who arrived here today en route to Washington. The Associated Press is authorized to say that Guatemala will place this loan with bankers in the United States, said Senor Mendez. "It is a great pleasure to announce that the loan will be placed in this country. I am quite sure the negotiations will be consummated within the next four or five months."

Pertinent facts brought out. WASHINGTON, Aug. 7.—A second sharp letter from Solicitor McCabe to Chief Chemist Wiley, both of the department of agriculture, for failure to make wholesale prosecution of "cure all" patent medicines and other acts tending to show McCabe's growing control of the whole administration of the pure food law were brought out at today's hearing of McCabe before the house investigating committee. It was contended by counsel that while McCabe was so berating Wiley, McCabe himself knew he had power to invoke the law against these drug interests.

MONSTER ENGINE TURNS OVER, ENGINEER KILLED

C. C. & O. Engine Refused to Take Curve and Rolled Down Embankment

CHARLOTTE, N. C., Aug. 7.—A monster two-hundred ton engine on the Carolina, Clinchfield & Ohio railroad refused to take a curve near Poland, N. C., early this morning and before the engineer could work the reverse throttle the engine had turned over and down an embankment into the river. Engineer John McCarthy, formerly of Lynchburg, Va., was pinned underneath and died instantly. Fireman Able, who was hurled into the stream and managed to get out, sustained a broken rib, sprained foot and painful bruises. The big locomotive was pulling eight freight cars, which, however, remained on the track.

WASHINGTON, Aug. 7.—What promised for a few moments to be a personal encounter between Attorney Ebbidge's Henery, representing Senator Lorimer and Attorney John J. Healy, of counsel for the senate Lorimer committee, marked the close today of a long cross examination of E. J. C. Beckmeyer, former state representative, who claims he received \$1,000 after voting for Lorimer for senator. The clash between counsel occurred when Mr. Healy accused Mr. Henery with having "the very purpose of confusing the record and those who will read it." He was speaking of Mr. Henery's questions regarding testimony Beckmeyer gave Saturday concerning his statement two years ago to officials in Cook county that he knew nothing of interest to the grand jury relating to corruption in the legislature. "If the gentleman means what he says, it is not surprising," Beckmeyer said. (Continued on Page Seven)

ATTORNEYS AT LORIMER HEARING ALMOST CAME TO BLOWS YESTERDAY

Healy Accused Henery of Trying to Confuse Record and Its Readers

BECKMEYER UP

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Nominate a Candidate

Nomination Blank—Go for 1,000 Votes. The Asheville Citizen \$5,640 Subscription Contest. Candidate Address Telephone No. Only One Nomination Blank for Each Candidate Will Count at 1,000 Votes. Out out and bring or send to The Citizen.