### THE WEATHER FAIR

VOL. XXVIII., NO. 9

# MRS. M'REE STICKS THRONE PROMISES TO HER ORIGINAL TO NAME CABINET WITHOUT NOBLES

Reputation For Veracity.

Demand of National Assembly For Constitutional Government Acceded to

CHINA VIRTUALLY BECOMES REPUBLIC

Imperial Edict Has Been Wide-'y Discussed and Already Had Good Effect

Several times during the course of PEKING, Oct. 30 .- The demand of the national assembly for a complete her testimony the witness manifested constitutional government has been signs of excitement, speaking dis- you if you speak like that to me a many to by the throne. An im- theory but at intervals so rapidly that I went to where my pistol was perial edict was issued today, apolo- it was impossible for the court the past neglect of the stenographer to take down her state-

her bodily injury.

to one and granting an immediate ments, constitution with a cabinet from Three Throughout the day the court room which nobles shall be excluded. A was crowded with spectators, many second edict grants paruon to poli- of whom stood on chairs, in moments tical offenders connected with the of intense interest, in their efforts to revolution of 1898 and subsequent re- see the defendant on the witness volutions and to those compelled to stand. Mrs. McRee denied absolutely the join in the present robellion.

existence of any undue friendship be-Imperial Edict The imperial edict, which is from tween herself and Garland but ad-the hand of the emperor, Hsuan Tung mitted that she and the deceased

were often together, adding that her says: "I have reigned three years and children always were with them. Most have always acted conscientiously in of her testimony was complete, but the interests of the people. But I details of certain incidents at the have not employed men properly, as time of the killing apparently were was without political skill. I have obscure in her mind because of the employed too many nobles in political excitement of the moment.

After questioning the witness conpositions, which contravenes constitutionalism "On railway matters one whom I Mr. Dubison, for the prosecution,

trusted deceived me. Hence public asked: "Why Did You Shoot Him?" opinion was antagonized. When 1 "Now, Mrs. McRee, tell me why did urge reform, officials and the gentry you shoot Allan Garland." selze the opportunity to embezzle. "I shot him to defend my honor." Much of the people's money has been replied the witness. taken, but nothing to benefit the peo-

"Did you shoot him because he inple has been achieved. "On several occasions edicts have suited you, or because you feared he promulgated laws, but none of them would do you some bodily harm?" Because I feared he would do me has been obeyed. The people are grumbling, yet I do not know. Disbodily harm," replied Mrs. McRes. "Did you believe he was going to asters loom ahead, but I do not see. assault you there in your home at After referring to uprisings in va-rious places, the edict concludes: 10 o'clock in the morning with your

two children there and two servants "My throne promises to elect eabinet without nobles forthwith, in the yard ?" "No sir, I thought he was going to The Manchu province, Shi Hau, presitake my gun from me and I shot him dent of the assembly is permitted to

to defend my honor," replied the wit-The Chinese, Li Chia Chu, resign. succeeding him. The Manchu Kiu DOBS. In narrating what took place just Chuan, minister of constabulary, has previous to the shooting. Mrs. McRee been removed."

#### Lines Tightening

The lines around Peking are tight-While there is no great panic quing. among the higher classes and the foreigners, there has been a preceti ble tensioning everywhere. The le gation quarter is preparing for emermencies, and in some cases temporary fortifications have been erected of bags of sand. Strong detachments of troops guard the paince and the

STORY OF KILLING Prosecution Tries in Vain to Shake Her Testimony-Character Witnesses Testify as to Woman's good

OPELOUSAS, La., Oct. 30 .- Mrs. home. To these men the witness ro-Zee Runge McRee, charged with the plied that her husband was in town. murder of young Allan Garland, in A few minutes, according to Mrs. her home, September 21 last, sat for McRee, she was seated at the sewing six hours today in the witness chair, machine when Garland said, "is your telling a dramatic story of the inci- husband going to leave tonight?" dent leading up to the tragedy and "I asked." said the witness, "why reiterating her statement that she he asked me that and he said, 'if he killed Garland to protect her honor is not I want to come over and stay and because she feared he would do

with you.' I replied 'how date you speak to me like that!' and he anawered, 'because I believe you are no good,' whereupon I said 'I will kill you if you speak like that to me,' and "He'said, 'you cannot scare me,' and came toward me. Then I shot him.

"Now, are you positive that that was why you shot him?' "Yes, sir, and to defend my honor,

said Mrs. McRee emphatically. "Why did Allan come to your home and spend three mights?"

"Why, I'll tell you," replied Mrs. McRee. "His uncly was visiting the Garlands and Allan had had some trouble with a young lady and he ordered Allan out of the home. Allan asked me if I wouldn't let him come to my house and stay for the next few nights. With Mrs. Garland's permission, Alian stayed until his uncle went home."

After questioning Mrs. McRee in regard to the size of Garland as comcerning facts previous to the killing, pared with her own physique, Attor ney Veasey, for the prosecution, asked:

"Now, tell me, couldn't you have picked this boy up by the arms and pushed him out of the house ?" "I might have if I had had that

much time, Mr. Veasey. Do you think woman is going to get into a fist fight with a man who has insulted I don't think so, and I don't her? think the wives of any of these jurors would have done it," declared the accused.

Mr. Veasey objected to the witness "arguing" before the jury. Judge Hunter asked her when was the last time Garland had spent the night at the MoRes home, Mrs. Mc-Ree replied that it was last Christ-

mas, when Allan was going down to the track toward his home in an intoxicated condition. A half dozen character witnesses were called, all testifying that Mrs. told of Garland coming to her home





# WILL HAVE CONTROL OF RAILROADS

United States Supreme Court Decision Practically Eliminates State Railroad Commissions From Control-Federal Safety Appliance Law Must be Com-"plind With by all Roads-"No Dual Control Henceforth."

troi, is foreshadowed in an opinion handed down today by the supreme court of the United States. The court held that hereafter all locomotives, cars or other equiptions used on any railroad which is a highway of inter-state commerce, must comply with the federal safety appliance act. In its opinion the court beid that compliance with federal law is com-pulsory on all reliming which are enjaged in the trans compliance of per-

THE ASHEVILLE CITIZEN.

enanged in the trans sons or freight from a of per Elaborating this, however, it, He then held-and was sustained by its orders based upon that law, other held that the cars or equipment of the court's unanimous opinion-that such roads, even if engaged in such the safety appliance act was constitransportation within the confines of

a state, must be considered as part and parcel of the road, and, therefore. completely under the jurisdiction of the federal commission.

**Commission Jubilant** Van Devanter, "these things are of Members of the interstate com common knowledge. Both classes of merce commission, who have been embarrassed on numerous occasions by cars in which they are carried are clashes of authority with state commissions, are jubilant at the ruling of the supreme court, which was unanimous, movements at terminals. Referring to the court's opponent

nterstate carriers."

"Cars are seldom set apart for ex-Commissioner Franklin K. Lane, de- clusive use in moving either class of the supreme court had rendered the

The determination of this mooted men, switchmen, and like employes, try,

M'NAMARA DEFENSE GETS DOES PRESIDENT FXPECT

tutional

by the supreme court.

or inti

"Common Knowledge!

clared "it meant, eventually, that traffic, but generally are used inter- decision, because it made for better,

there is to be no dual control of changeably in moving both; and the safer and more economical operation

WASHINGTON, G 1. 30.—Complete control of all of the railroads of the country by the interstate commerce commission and virt al elimination of the state commission from such con-trol, is foreshadowed in an opinion and a case instituted by the government against the Southern railway. The point at issue was whether the federal act applied in the case of a ship-ment, and safety, but are interdependment from one point in Alabama io, ent; for whatever brings delay or dis-another point in the same state, the aster to one, or results in disabiling antipment being in an improperly cone of its operatives, is calculated to equipped car. The lower courts held impede the progress and imperil the that there had been a violation of the safety appliances from any part of shipment being in 'an improperly law, and their judgment was sustained any train is a menace, not only to that

train, but to others." Justice Van Devanter held that the Justice Van Devanter held that the inw applied to all equipment on a highway of interstate commerce, whather at the time it was carrying anable the commission hereafter to

Those who casually examined the opinion were divided as to its bearl ing on the litigation as to whether a state may regulate freight and pas-"Speaking only of railroads, which senger rates on intrastate traffic when are highways of both interstate and such regulation interferes, or might intrastate commerce," says Justice interfere, with intertaate commerce. traffic are at times carried in the same hears the so-called Minnesota and

The supreme court is to consider the question next January when it car and when this is not the case the Kentucky rate cases. It is the best judgment of those conversant with frequently commingled in the same the situation, however, that today's train and in the switching and other decision has little, if any, bearing upon the rate cases.

**GOVERNORS' CONFERENCE** 

change conditions. "I have no doubt," he continued, Mr. Lane said he wasc gratified that these twenty-nine defendants

of the supreme court; that atther in products of the trust be enjoined an a receiver appointed, or a re-organi-tation agreed upon. He declared "th time for disintegration of these com this trust-is the p tition. have distinct ow Representing the North Caroline Farmers' Union, Attorney Justice pic tured the poverty of the tobacco growers of that state since the formation of the tobacco trust and destruction of competition.

tton.

Circulation Daily Over

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PRICE FIVE CENTS

**RE-ORGANIZATION** 

PLAN OF TOBAGCO

**Circuit Court Judges of Unit** 

States Give It Praise and

Condemnation

Attorney Justice Makes Plea

For North Carolina's Far-

mers' Union

NEW YORK, Oct. 30 .- The pro

posed plan for re-organization of the tobacco trust submitted by the Amer-

ican Tobacco company and codefend

ants to the government's antitrust suit

was both praised and condemned to day by the Circuit court judges of the United States for the Southern dis-

After Attorney General Wicker-

sham had filed the government's an-swer to the plan, counsel for the de-fendants pleaded with the court to accept the dissolution proposal. Lawis Cass Ledyard, arguing for the defend-

ants, insited that it was an honest plan to comply with the requirements

of the Supreme court for a re-organi-nation that will restore competition in

An argument of protest was filed late in the day by Felix H. Levy, in addition to that filed jointly by him-self and Louis D. Brandels for the National Cigar Leaf Association, and

other concerns. Mr. Braniels addressed the court in

support of objections to the re-organ-fisation plan filed by the National Cigar Leaf Tohacco essociation, the Cigar Manufacturers' association, and the Independent Salesmens' associa-

Difference of Opinion. Mr. Braniels said there was no of ference of opinion as to the dema of the Supreme court: that either

compliance with the terms of

Sherman anti-trust law,

trict of New York.

IT'S AN HONEST PLAN

DEFENSE CLAIMS THAT

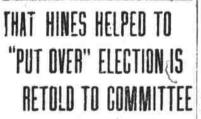
COMPANY ARGUED

"In proportion as those defendants have accumulated their vast fortunas which they call their vested rights, in that proportion have the tobe cumulation of competitive times," said Mr. Justice. He said the farmers saw nothing

in the proposed plan that would

has made haste to comply with the demands of the twenty thousand soldiers of the third and twentieth divisions and the second mixed brigade composing the second imperial army for the Yangise campaign, which were presented by the national assem-

(Continued on Page Three)



Number of Interesting Details Added by a State Senator

SHIELDS' HOT REPLY

story that Edward Hines, the lumberman, and Robert J. Shields assisted to be examined was kept secret. in the election of Senator Isaac Stephenson, as given in the testimony of Lieutenant Governor Thomas Mor- district attorney's office only this afris, was retold today before the sen- ternoon. storial investigating committee, with added details.

who was with Morris in an attorney's married to Miss Violet Edmands, a office in Chicago, testified that at that wealthy Brookline heiress. It will be time he overheard Wirt H. Cook, of in the municipal court. Duluth, giving details about alleg- George H. Baker, a boyhood aced relations between Hines and quaintance of Avis Linnell, who as-Shields.

"Cook said he obtained information Miss Linnell talking together for ten about a dispute which Shields had minutes in the South station Friday with Hines over the amount of mo-ney that ought to be paid for der, was one of the witnesses before Shield's work in buying the legisla-ture," testified Husting. "The under-ture," testified Husting. "The understanding." Cock said, "was that Hines day by his counsel, Philip H. Dunhad gone to Washington and told bar, and by Edwin S. Watson, treas-Stephenson that money will be need- urer of Emmanuel Bapt's: church, ed to put over the election. Shleids Cambridge, where Mr. Richeson still was employed to do the 'putting ov- holds the pastorate. When he left er,'

"Then, when the work was done, Shields demanded bis pay for it. tirely to do with financial matters in Hines said he'd send Shields to the connection with the church." vemanding 15,000.

"Then Shields replied to Hines, Twe burned your buildings for you ply. bribed your assessors and committed The treasurer would not say whethevery crime in the calendar for you, or his visit had any connection with tlary you will go too."

District Attorney Asks for Theodore McCracken Displays Heroism Worthy of Early Adjournment to Look it Up

## NATURE NOT KNOWN

BOSTON, Oct. 30 .- The third day's session of the grand jury investigating charges against the Rev. Clar- for a child, Edgar Applegate, the ence V. T. Richeson, for the alleged four-year-old son of Mr. and Mrs. murder of Avis Linnell, a former James E. Applegate, saved himself. sweetheart, was brought to an early from death by suffocation by hiding is believed to be important new evi-

dence. The nature of the new testimony is not known, but its probable importvell and Police Captain Armstrong

MILWAUKEE, Wis, Oct. 30 .- The tier to secure it for presentation tomorrow. The identity of the persons The fact that there was possible new evidence became known to the

Richeson's preliminary hearing is scheduled for tomorrow morning, the Cracken, a business man of Waynes-State Senator Paul O. Husting, date on which he was to have been seris that he saw the minister and

the jail, Mr. Watson said: "My visit to Mr. Richeson had en-"Just what do ou mean by finan

clai matters?" he was asked. "I cannot go into that," was the re

Mr. Richeson as pastor of the church, of thanksgiving and prayer

# BOY HIDES IN TRUNK

the Carnegie Medal

WAYNESVILLE, N. C., Oct. 30 .-Displaying unusual prescence of mind which he started by playing with matches, gutted his home here early

this evening. His mother, who was that Assistant District Attorney La-open air. No one seemed to know that there was anyone else in the

were sent by District Attorney Pelle- house until the mother, regaining conscioueness, screamed that her boy was in the burning building and made an effort to rush back into the flames. Sha was held back, however, and several men attempted to enter the house, but were driven out by the smoke and flames.

It was then that Theodore Moville, displayed heroism for which the citizens of Waynesville say he should

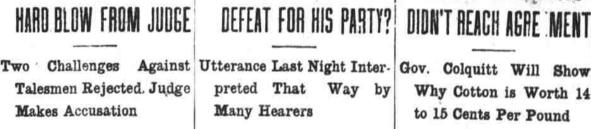
be given a Carnegie medal. Four times he dashed into the burning house and was driven back. On the fifth trip he entered the kitchen through a window and heard the tnuffled cries of a child which apparently came from a steel trunk back of the kitchen door. McCracken seized the trunk and rushed through

the doorway, which was filled with flames, to the yard. The lid of the trunk was lifted and, beyond being badly frightened, the boy was found unharmed inside. Mr. Applegate, who is a printer at

the Waynesville Enterprise office, was at work when the fire broke out His home was almost totaly destroyed.

#### THANKSGIVING PROCLAMATION

CHICAGO, Oct. 30 .- President Taft



LOS ANGELES, Cal., Oct. 30 .---CHICAGO, Oct. 30 .- President Taft Judge Walter Bordwell accused the surprised a large audience at the din- cotton conference called by Governor adjournment today by the desire of in his mother's trunk when a fire, defense in the McNamara murder ner of the Hamilton club today, by Colquitt of Texas to devise means case today of trying to circumvent what most of his hearers construed for restoring to normal price the his ruling and rejected two chal- as an admission of the possibilities south's great staple crop, after an asleep in an upstairs room, when the lenges against talesmen, these chal- of republican defeat in the coming all day's consideration of different house took fire, was rescued by lenges having formed the basis of his national election. He was speaking plans to relieving the present demoraccusation.

> He also refused to the defense privilege of challenge against a ju- publicans.

for who said he would not convict Those present hastened to ascribe a prisoner in a capital case on circumstantial evidence alone, holding the president's utterances to weariness cumstantial evidence alone, holding the president's utterances to weariness meeting today. The governors of Tex-that this challenge was available only after his long tour of speech-making. as, Alabama, Mississippi, Louisiana, neither doubt as to whether West Virto the state.

Under these rulings the jury box contained at the close of court tonight, three men passed for cause by his last public utterance in Chicago both sides in addition to the four pre- before leaving for Pittsburg tonight.

viously qualified. To both of the court's main rulings, ception in behalf of his client, James With reference to his continuance Attorney Clarence S. Darrow took ex-B. McNamara, who is on trial for the in the guidance of the nation, the murder of Charles J. Haggerty, a president said, "I am hopeful that



WASHINGTON. Oct. 30-Forecast: after one trial the people think they today issued his annual Thanksgiving North Carolina: increasing coludiness ought to go back to the old party that his department was doing all it The court today speaking through proclamation calling upon gitizens of Tuesday; rain at night or Wedness that has served them so well in the could to help the southern planter, Justice Holmes, found that West Virthe United States to celebrate the day: colder Wednesday in west por-thirtisth of November, next, as a day tion; light to moderate east winds, will do so-we can bear that, my and you bet if I go to the peuten-i the possibility of the resignation of thirtieth of November, next, as a day tion; light to moderate east winds, will do so-we can bear that, my becoming variable

Gov. Colquitt Will Show Why Cotton is Worth 14 to 15 Cents Per Pound NEW ORLEANS, Oct. 30 .- The

situation is much the same with train- of the railway systems of the coun

to what had been promised to be an alized situation in the cotton world, debt case, claiming that "the time the unusually enthusiastic audience of re- did not reach an agreement and ad-

journed at 6.30 until 10 o'clock Tuesday morning. Almost every cotton its decision last spring. growing state was represented at the and especially after the three days' and Virginia, and Charles S, Barrett, ginia should take the iniative in a hard "campaign" in Chicago. It was president of the Parmers' union, were conference, which the court suggested among those present and took an active part in the proceedings. At tomorrow's session Governor

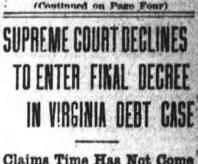
"Now we are at-some people think Colquitt, of Texas, has promised to -the crisis in the republican party." make public the first statistics ever the conference, were just grounds for compiled for the benefit of the cot- delay. ton producer relating to the |con-

victim of the Los Angeles Times ex-plosion, a year ago. The good people of the country, that the 1911 season. These figures, it quire very curiously into questions of power." However, the justice added, tory, every bale is worth from four. ness man, ing from shoulders that are fitted to teen to fifteen cents per pound, while boar the burdens of the present prob-lems and carry them to a successful tail. Governor Colquitt said they chancery, with all deliberate speed." solution, to those which are untried showed that the world's demand at

the supply.

der any conditions, with the hope it to criticisms made by Clarence Ous- particularly in regard to interest and will inure to the benefit of the coun- ley, at the New Orleans cotton contry, but with the consolation that if ference of the government's method have a temper superior to that of of issuing cotton statistics, declared private litigants."

'Continued on Page IT ar)



Claims Time Has Not Come for Proceeding to Determine the Question

#### GROUND FOR DELAY

WASHINGTON, Oct. 30 .- The Supreme court of the United States declined today to enter a final decree in the Virginia and West Virginia has not come" for proceeding to termine al questions left open by

Justice Holmes announced the debe held when it decided West Virginia ought to bear a part of the debt, nor doubt as to the power of the Virginia Debt commission to act

If the parties in the suit cons sumption of cotton and the estimated to a final decree, the justice said, the demand of the world for cotton of Supreme court "is not likely to ineven admitting that this season's crop a state cannot be expected to move will be the largest in the south's his- with the celerity of a private busie

"It is enough," said he, "if it pr Last March the court arrived at and which have new theories of action the present time was far greater than the conclusion that West Virginia's share of the \$23,000,000 Virginia, debt in the s'xties was \$7,182,000. "Doing All It Can" WASHINGTON, Oct. 20.—Secretary of Agriculture Wilson, replying today with the suggestion that "the state

speed."

friends, that is all."

have only chastened us in an off-year, in order tha twe may be better hereafter, but with no intention of shiftthat we do not believe in, and that we den't believe the people believe in.

"However, If so he it and they def sire to make a change, we shall loyally support the new government un-