

E. W. Ewbank

F. A. Ewbank

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# Ewbank, Ewbank & Co.

## Good, Better and Best

When you can have your choice between the positive, comparative or superlative at the same price—why not get the superlative—the very BEST?

Not another line of Insurance Companies can POSSIBLY be had in any office in Henderson county because the world does not contain them. It would take dozens of the ordinary companies to make one as large as the Liverpool & London & Globe, or the Aetna, or the Hartford, or the Home of New York, or the Northern of London, or the London Assurance! Think of one Company having nearly One Hundred Millions of Dollars in assets and then imagine what the enormous total of our fourteen giants must be! These hundreds of millions of dollars are behind every policy written in this office and it does not cost you a red cent more to get this tremendous preponderance of protection than it does to get the ordinary.

Two Thirds of the policy holders of Henderson county realize this. Do YOU.

And, again, dont forget that we have the best in real estate that this town and county affords and that since this office has been in operation we have handled nearly three quarters of a million dollars in the transfer of Henderson county and Hendersonville real estate—and most of it to NEW-COMERS.

Again we repeat, get the best! We have it and it costs no more!

### Ewbank, Ewbank & Co

Citizens Bank Building

We Have the LARGEST, OLDEST, STRONGEST Line of Insurance Companies doing business in the World

# LACK OF EVIDENCE RELEASED LOCAL MERCHANTS OF CHARGES

## CONGRESS SUMMARY.

**Wednesday—Senate.**  
Convened at noon.  
Voted not to have executive session to consider President Taft's appointments.  
Resumed debate on Lever agricultural extension bill.  
Adjourned at 4:50 p. m., until noon Thursday.

**House.**  
Convened at noon.  
Debate begun on Lincoln memorial bill.  
Sundry schedule's considered by ways and means committee at tariff revision hearing.  
Currency reform committee continued its hearing.  
McGuire bill to appropriate \$2,200,000 for buildings on state fair grounds rejected by agriculture committee.  
"Shipping pool" investigation by merchant marine committee continued with E. M. Bull testifying.

Judiciary committee voted to finally act upon workmen's compensation act next Saturday and on all inter-state liquor shipment bills Wednesday.  
Railroad interests before inter-state commerce commission objected to Kenyon uniform freight classification bill.  
District of Columbia appropriation bill, carrying \$11,095,379, was reported.  
Adopted resolution approving the arts' commission plans for Lincoln memorial.  
Adjourned at 5:04 p. m., until noon Thursday.

**Thursday—Senate.**  
Convened at noon.  
Began debate on six-year single presidential term bill with agreement vote on measure before adjournment.  
Manufacturers urged Manufacturers' Committee to amend "net weight bill" so as to permit "reasonable variations."  
Recessed 5:35 p. m., until 11:45 a. m., Friday, the legislative day remaining as of January 30.

**House.**  
Convened at noon.  
Resumed debate on fortifications appropriation bill.  
Sundry schedule was again subject of tariff revision hearing before Ways and Means Committee.  
Labor Committee held hearing on hours of labor bill for women wage earners of District of Columbia.  
Adopted conference report on immigration bill.  
Representative Levy introduced joint resolution to make "The Star Spangled Banner" the official National anthem.

In speech Representative Rodenberry made virulent attack on miscegenation.  
Contest of Thomas E. Kinney for seat of L. C. Dyer, twelfth Missouri district, was rejected.  
Adjourned at 8:45 until noon Friday.

**Friday—Senate.**  
Convened at noon.  
Debate on Works single six-year presidential term resolution was resumed.  
Recessed at 5:26 p. m., until 11:45 Saturday.

**House.**  
Convened at 11 a. m.  
Resumed debate on District of Columbia appropriation bill.  
The free list was subject of Ways and Means Committee's tariff revision hearing.

Appeal made by women to Congressional Elections Committee for passage of bill to give women right to vote for Representatives in Congress.  
Transatlantic traffic occupied attention hearing in shipping pool investigation.  
Commercial Travelers' representatives urged passage of Peters bill to require railroads to issue interchangeable mileage books.

Committee on Agriculture reported favorably Senate bill for protection of migratory and insectivorous birds.  
Adjourned at 4:43 p. m., until 11 o'clock Saturday, in respect to memory of Representative Legare of South Carolina.

**Saturday—Senate.**  
Convened at 11:45 a. m.  
LaFollette eight-hour bill for women workers taken up in committee.  
Passed Works resolution for constitutional amendment to provide single six-year presidential term.  
Elections committee considered elections of Senators Watson and Chilton of West Virginia, with a view to investigation.  
Adopted conference report on immigration bill, which now goes to President for signature.  
Adjourned at 5 p. m., until noon Monday.

**House.**  
Convened at 11 a. m.  
Ways and Means Committee resumed hearings on tariff.  
Continued debate on District of Columbia appropriation bill.  
Merchant Marine Committee continued shipping trust investigation, probing into Pacific Central American traffic.  
Tariff revision hearings were concluded by Ways and Means Committee, which now begins executive meetings to frame bill.

Representative Edwards introduced a bill to officially designate Civil War as "War between the States."  
Adjourned at 4:40 p. m., until noon Sunday, when eulogies will be held on late Senator Rayner of Maryland.

Foul air is dangerous, but unfortunately we cannot see dirty air as we do dirty food; and because this is true most people are unmindful of the kind of air they breathe, though they may be ever so nice and particular as to the kind of food they eat.

## COMMISSIONER VALENTINE RULES THAT CIRCULARS PRODUCED WERE UNMAILABLE BUT DEFENDANTS NOT GUILTY

### EVANS THE STAR WITNESS.

**Governments Testimony Proves Benefit To Defendants. Did Not Say He Was Going To Mail Matter.**

Ruling that there was not enough evidence produced by the postoffice authorities at the hearing before United States Commissioner George Valentine last Friday, the four defendants, Messrs. A. H. Hawkins, M. M. Shepherd, A. C. Morris and F. E. Tipton were discharged by the commissioner. These gentlemen were arrested sometime ago upon the charge of a violation of the anti-lottery statute of the government postal laws. Upon the evidence brought out by Postoffice Inspector G. M. Setzer they were charged with sending out unmailable literature referring to lottery schemes in the giving away of prizes for certain amount of cash purchases and amounts paid on back accounts.

Mr. Frank Evans, witness for the government was first sworn. He proved to be a good witness for the defense and it was on his testimony principally the defendants were discharged. Mr. Evans stated that he was responsible for getting the eight circulars which were supposed to have been in the third class mail matter found by the inspector. Mr. Evans claimed that he had been suggested to do the work by Mr. F. E. Tipton, and that Mr. Tipton was not a partner in the scheme, and that he, himself did not take time to even read the matter he was mailing out and had not read the circulars on which the charge was brought to this day. The most important point brought out in favor of the defendants was that Mr. Evans said he did not state to any of the gentlemen that he was going to mail out the circular. He told them he would send them out and that he had a list of 1,000 good people in the county to send them to. No testimony to contradict this could be produced at the trial.

Postoffice Inspector Setzer was sworn and testified that on the 16th of December last he was on train No. 10 going from Asheville to Spartanburg and that he was in the mail car when a pouch was placed in the car at Hendersonville bearing the label from the local postoffice to the postoffice at East Flat Rock. These labels were produced into evidence. Inside the pouch was a large number of circulars addressed to persons at East Flat Rock, including the two addressed to F. H. Walker and W. A. Farr which were produced at the court. C. M. Pace of the local postoffice force was sworn and stated that he remembered the packages going out, but would not swear for certain what they contained. Short arguments were made by Attorneys, McD. Ray and W. A. Smith and Inspector Setzer.

### TO SELL A. & N. RAILROAD.

Proposition Made to General Assembly Which Looks Interesting.  
Raleigh, (Special).—Governor Craig received from E. C. Duncan a proposition to be transmitted to the general assembly for the state to sell its stock in the Atlantic and North Carolina railroad, known as "The Old Mallet" and running from Goldsboro to Morehead City. Mr. Duncan to be the purchaser for the round sum of \$349,950 in cash. The message subsequently went to the legislature embodying Mr. Duncan's proposition. The full text of the letter from Mr. Duncan to Governor Craig is as follows:

"It is my desire to purchase the stock owned by the state of North Carolina in the Atlantic and North Carolina Railroad company. The total stock of the said railroad company is 17,872 shares of the par value of \$100 each. Of this stock the state owns 12,666 shares of the par value of \$1,266,600, and individuals, corporations and certain counties in the state own the remaining shares of stock. There is a mortgage upon the road of \$325,000. During the administration of Governor Aycock this road was leased for a term of 91 years and four months beginning September 1, 1904, expiring January 1, 1995. By the terms of this lease, the lessee pays as rental \$53,816 annually, payable in two equal installments on the first of July and first of January, this amount being three per cent upon the stock at par. The state's part of this annual rental at \$53,816 is \$27,908. Payments at this rate will continue until January 1, 1925. From January 1, 1925 to January 1, 1935, the rental will be on a basis of three and one-half per cent. From January 1, 1935 to January 1, 1945, the rental will be on a basis of four per cent. From January 1, 1945 to January 1, 1955, the rental will be on a basis of four and one-half per cent. From January 1, 1955 to January 1, 1965, the rental will be on a basis of five per cent, and during the remainder of the term, from January 1, 1965 to January 1, 1995, on a basis of six per cent. The lessee also pays the taxes and insurance on the property and the interest of the mortgage indebtedness of \$225,000. I hereby offer the state \$349,950 in cash for its said stock, this amount being 75 per cent of its par value, and I respectfully request that you transmit this offer to the general assembly now in session for their consideration. I beg to remain, your obedient servant."  
E. C. DUNCAN.

### FOR SEARCH AND SEIZURE LAW.

State Temperance Convention Adopts Favorable Resolutions.

Raleigh, (Special).—An address by Judge A. Z. Blais, of Ohio, on the question of temperance closed the seventh biennial convention of the North Carolina Anti-Saloon league after two nights and a day of discussions and resolutions. The resolutions adopted follow:

"The state convention of the Anti-Saloon league, embracing the temperance forces of North Carolina, assembled in Raleigh, January 29, and 30, are gratified at the rapid growth of temperance sentiment throughout the state during the past two years and look forward with brighter hope than ever before to the extermination of the liquor traffic in North Carolina by the complete enforcement of our prohibition law, upheld, as it is, by a healthy public sentiment, which is becoming more and more pronounced each year; therefore be it resolved:

"1st. That we heartily endorse the Webb-Kenyon-Sheppard bill now pending in Congress, and that we appreciate the resolution recently unanimously passed by our legislature, giving its endorsement to this bill.  
"2nd. That we earnestly recommend the passage of a law limiting the quantity of intoxicants imported into the state to individuals (to one gallon at a time and not more than two gallons per week.)  
"3rd. That we earnestly recommend the adoption of a blind tiger search and seizure law.  
"4th. That the transportation companies be required to keep a record of all liquors delivered in the state and that the signature of the consignee shall be shown with each delivery, which record shall be available as evidence in courts.

"5th. We congratulate the people of North Carolina on the growth of sentiment for the enforcement of the law and the ready response of the legislatures, past and present, to this growing sentiment, and appreciate the efforts of the judiciary to carry into effect the prohibition law with firmness and justice."

### UNDERWOOD TALKS PLAIN.

Says Tariff on Leather Goods is Prohibitive and Must be Reduced.

Washington, (Special).—An unsuccessful fight to have the house committee on ways and means retain the present tariff of 10 and 15 per cent ad valorem on boots and shoes occupied most of today's session. Chairman Underwood of the committee flatly told the gathering of representatives of the wholesale and retail shoe industries of the country that the tariff was now prohibitive; that there was no revenue and that retention of the present rates was impossible. Questions of the committee indicated a sentiment favorable to a big drop in those rates.

### SIXTY THOUSAND WANTED.

North Carolina is Asked to Contribute This Amount for Exhibit at Panama Exposition.

Raleigh, (Special).—The bright prospects assured for the Panama Pacific International Exposition to take place in 1915, the value he saw in it for this country, and reasons why North Carolina should be represented at it with exhibits and by a building of its own were ably and eloquently set forth by Judge T. Samboia Jones, of Baton Rouge, La., commissioner of the exposition.

Judge Jones addressed the House and Senate committees on appropriations which held a joint session in the Senate chamber at three o'clock. There was a large attendance of members and a number of others heard the able plea to have North Carolina take part made by Judge Jones. He suggested that there be an appropriation of \$60,000, not over 30 per cent of this to be used for a State building to be used for exhibits.

Judge Jones in flowing terms set out the value of the Panama canal to the country and especially to the South, tracing its history, how it had been the dream of Spain, almost the disgrace of France, now the glory of America whose people genius, science, and skill had made it a certainty. Its value in lessening the distance and as an aid to transportation were told, and that it would be a great impetus to commerce was emphasized.

At the conclusion of his address, on motion of Senator A. D. Watts, the committee unanimously adopted a resolution expressing thanks to Judge Jones for his instructive and entertaining address.

### "VARSITY TRUSTEES MEET.

President of The Institution Outlines Many of Its "Pressing Needs."

Raleigh, (Special).—At a meeting of the trustees of the University of North Carolina, held in the office of Governor Locke Craig, ex-officio president of the board Dr. Francis P. Venable read his report embodying the needs and financial needs of the school and Judge W. P. Bynum, of Greensboro, was elected a member of the executive committee. The meeting was presided over by Governor Craig. Dr. Richard H. Lewis is secretary.

Dr. Venable's report set forth the pressing needs of the institution and certain additions which are necessary to place the university on a footing for its present work. He urges that the appropriation of the last Legislature be increased from \$87,000 to \$108,000 annually, \$10,000 for the school of education to be opened next September. The university asked in 1911 for an appropriation of \$10,000, but only \$37,000 was given.

Among the many needs of the University Dr. Venable calls attention to the present dining hall and terms it a disgrace in some respects to the state. A new dining hall at a cost of \$40,000 is recommended. Some other recommendations are a physical laboratory, \$50,000; geological laboratory, \$35,000; recitation building, \$50,000; law building, \$35,000; pharmacy building \$25,000; new dormitory, \$75,000, and water-works, \$30,000. The entire additions to the equipment would cost \$445,000.

### JUDGE GUDGER DIES.

Statesman and Soldier Passes to His Reward.

Waynesville, (Special).—Ex-Judge J. C. L. Gudger died of heart failure early yesterday morning after a few days' illness. He had been in feeble health for several weeks, but no one thought until yesterday that his case was at all alarming. His sons were wired for, but did not arrive until after death had occurred.

Judge Gudger was one of the old time gentlemen of Wayneville. Born 78 years ago in Buncombe county, he enlisted in 1861 for the civil war in the company that went out from the Homey section. He was a gallant soldier throughout the struggle. Coming home after the war, he settled in Wayneville for the practice of law, a profession in which he soon became prominent.

For 15 years he was Superior court judge and held court in every county in the state. After his term expired he accepted a position in the department of the interior at Washington, and continued in it until 1905, when he resigned on account of failing health. Judge Gudger leaves three children—Prof. E. W. Gudger, of the Normal college, Greensboro; David Gudger, of Asheville; and Mrs. C. E. Quinlan, of Wayneville.

### EIGHT IN ONE DAY.

Three United States Senators Re-Elected and Five New Ones Chosen on the Same Day.

Eight United States senators were recently elected in eight different states of the union. Six of the number are Democrats and two Republicans. Three of the number already are members of the national upper house and were re-elected.

The five new senators are Wm. H. Thompson, Democrat, of Kansas; Wm. Hughes, Democrat, of New Jersey; Judge Wm. Kavanaugh, Democrat, of Arkansas; Representative Morris Sheppard, Democrat, of Texas; and Kay Pittman, Democrat, of Nevada.

Representative Sheppard of Texas was elected both to all out the unexpired term of Jos. W. Bailey, ending March 3, and for the full six year term commencing at that time. He will succeed K. M. Johnston, who was appointed by Governor Colquhoun at the time Senator Bailey resigned, pending action by the Texas legislature. Judge Kavanaugh, of Arkansas, will serve only until March 4, the unexpired term of the late Jeff Davis. J. N. Heiskell was appointed to the place by Governor Bessiegray, pending the legislature's meeting. All of the other senators were elected for full terms.

Senators who were re-elected for full terms were: A. B. Fall, of New Mexico; Francis E. Warren, of Wyoming; and Benj. R. Tillman, of South Carolina. Senators Fall and Warren are Republicans, while Senator Tillman is a Democrat.

Can't Beat the Old Man.  
Father ruefully gazed on his last quarter.  
"Money has wings, and house rents make it fly," he said.  
"Yes," said his fifteen-year-old scout son, "and some houses have wings; for I've seen many a house fly."  
"You're smarter than your old dad, maybe, my son, but I always thought no part of a house except a chimney flew.—Chicago Record-Herald.