

PURE FOOD BILL IS ATTRACTING MUCH ATTENTION

This Bill has Passed the House and is now in the Hands of the Senate Committee on Manufacturers to Deal With.

The Case of the Sheriff of Rowan and Others Against the Southern Railway in the Supreme Court was Concluded Yesterday.

(By A. W. Hughes.)
Washington, D. C., Jan. 22.—Hearings on their pure food bill introduced at the last session by Representative Hepburn, of Iowa, and re-introduced at the present session of Congress by the same gentleman, were begun by the House committee on Inter-State and Foreign Commerce on January 5th, and have been continued from time to time since then until the bill as amended in accordance with suggestions made by Dr. H. W. Wiley, chief of the Bureau of Chemistry of the United States Department of Agriculture, was reported to the House, which, after two days debate passed the bill January 19 by a strictly non-partisan vote. This bill is now in the hands of the Senate committee on manufactures, having been sent to the Senate on the 21st of January.

In the hearings before the House committee proposed amendments to the present laws were explained to the committee by Dr. H. W. Wiley, chief of the Bureau of Chemistry of the United States Department of Agriculture. He desired to add the word "foods" to the title of his bureau, making it "the Bureau of Chemistry and Foods."

Another amendment suggested by the National Pure Food Association strikes out the words "with intent," in the provision against misbranding of food products, so as to relieve the government from the necessity of proving the intent to deceive in such a case.

One objection which the Senate is expected to raise against the pure food bill as it passed the House is that it gives to the Bureau of the United States Agricultural Department prescriptive authority to the courts and less to the Department of Agriculture has been reported to the Senate from the committee on manufactures, and it is possible that the clash between the House and the Senate on this point may result in the defeat of the bill again this session as it has done several times already.

The argument before the United States Supreme Court, in the presence of a full bench with the exception of Justice Day, was concluded this afternoon in the case of the sheriff of Rowan and others against the Southern Railway Company, Messrs. Faber, H. Busbee and Charles Price appeared for the railroad and trust company, while Senator Overman concluded for Sheriff Julian, of Rowan, and the widows of James and Howard, who, it is claimed, came to their deaths through the negligence of the Western North Carolina Railroad.

Senator Overman declares that the rule has been laid down both in American and English railroad cases that a railroad company which has leased its road, cars and engines, and allows the lessee company to operate same, is liable to third persons or the public for the carelessness and negligence of the lessee, and for the defects in the construction and maintenance of the road and its equipments, unless there is a statutory provision to the contrary and

STATE NORMAL TO SUSPEND 3 WEEKS

At a Meeting of the Board of Trustees He'd in Greensboro Today It was Decided to Suspend the School, Pending Improvements.

(Special to The News.)
Greensboro, N. C., Jan. 23.—The board of trustees of the State Normal this morning decided to suspend the school for three weeks.

Five hundred students will be going home Monday. Efforts for a reduced rate on railroads is in progress. Arrangements for the accommodation of the students is to be effected in the interim.

The plans for the permanent buildings will be decided at a future meeting of the board.

that there is none in this case. Thirty-six cases from the United States Courts and the Courts of the different States to this effect were cited. Furthermore Mr. Overman declares that it is accepted doctrine in this country that a railroad corporation can not escape the performance of any duty or obligation imposed by its charter or the general laws of the State by a voluntary surrender of its road into the hands of lessees. The operation of the road by lessees does not change the relations of the original company to the public.

The name of the postoffice in Buncombe county formerly known as Flat Creek has been changed by the Postoffice Department to Homerville and Rosa L. Smith has been commissioned postmaster.

Rural free delivery is to be established February 13th between Laurinburg, N. C., and Newtonville, S. C.

THE POSTAL TRIAL.

Justice Pritchard Still Hearing the Evidence.

(By Associated Press.)
Washington, Jan. 23.—In the Postal trial yesterday several witnesses were led through a tedious line of questions by the Assistant District attorney, most of which, as counsel explained, was for the purpose of showing a personal interest upon the part of Machen, regarding the introduction of the Greff fastener. The government announced that it was nearing the pletion of its case.

After counsel for the defense briefly had touched upon the statement made at the close of yesterday's session by Mr. Conrad that Machen or Mr. Conrad asked and secured permission to withdraw his remark, saying that he would not convict the defendants on any statement that fell unguardedly from his lips.

Justice Pritchard also discharged the rule issued yesterday against post-office inspectors Mayer and Gregory, charged by the defense with coaching witnesses, being satisfied with their answers contained in their affidavits presented by them. An adjournment from now until Monday.

Fire in Texas Town.

(By Associated Press.)
Rockwell, Texas, Jan. 23.—A fire of unknown origin yesterday destroyed several buildings in the business section. The loss will reach \$50,000.

OUR POSTMASTERS ARE TO ORGANIZE

Postmaster Smith Announces Today That a State Association Will be Formed in Charlotte—Date for Meeting Feb. 5th and 6th.

The postmasters of North Carolina will meet in this city shortly for the purpose of forming the North Carolina Postmasters Association.

The idea of an association for this state originated with Postmaster R. W. Smith of Charlotte, who is also a member of the National Association.

Postmaster Smith began to investigate the matter of a State Association some months ago and opened a correspondence with the general organizer of the National Postmasters Association, Mr. Hannibal A. Hopkins, of Michigan, and others interested. The idea at once met with favor and the question of when to hold the convention next came up. Other cities in North Carolina were suggested, but Postmaster Smith urged Charlotte as the best point in which to meet, and the gathering will accordingly be held in this city on February 5th and 6th in the rooms of the Manufacturers Club.

The organization will be composed of postmasters of first, second, third and fourth class postoffices, none others being eligible.

An entrance fee of one dollar will be charged while the annual fee and other matters will be decided when a constitution and by-laws are drawn up.

Postmaster Smith is one of the four North Carolina postmasters who are members of the National Association. As every member of the National Association must belong to a State Association, Mr. Smith at present has his membership with the Minnesota Association.

The object of the state organization is to bring the postmasters together for mutual discussion and in order to keep abreast of the time and thoroughly posted on the postal laws and regulations. Postmaster Smith will send out invitations to the meeting in a few days. It is expected that at least twenty-five North Carolina postmasters will join the new association.

Mr. Smith is to be congratulated upon his success in working up the February meeting.

The next National Convention meets in August at Atlantic City, N. J. and continues four days.

Allegheny Still Rising.

(By Associated Press.)
Pittsburg, Jan. 23.—The Allegheny river at 9 o'clock was 28 feet, 3 inches and still rising at the rate of three-tenths of a foot an hour. It is expected that the crest of the flood will be reached by noon and the stage will be 30 feet.

THE DEATH LIST NOW NUMBERS THIRTY EIGHT

Of This Number Six are White and 32 Negroes--The Town of Moundville was Almost Wiped Off the Map by Storm King.

The List of Injured now Numbers Sixty Five--Of These 10, it is Said, Will Die Others be Maimed for Life--Many Houses Blown Down.

(By Associated Press.)
Birmingham, Ala., Jan. 23.—A correspondent of the Birmingham News has returned from Moundville which was destroyed by a tornado early yesterday morning. He says the total death list stands at 38, six whites and 32 negroes.

The sixth white victim was a farmer who was killed four miles from Moundville and his name has not been ascertained. The other five were: Arthur Warren, a Montgomery travelling salesman; E. P. Seymour, the night telegraph operator whose home was in Nashville; Robert Powers of Tuscaloosa; J. H. Redman of Dayton, Tenn., who was supervisor of the water tanks of the Alabama, Great Southern and Miss Nettie Farley of Moundville.

The number of wounded is estimated at 65 and about a dozen are expected to die.

The whites fatally hurt are Mrs. Kasiyah Farley and Jack Griffin. Ten negroes are expected to die from their injuries.

Relief measures are being taken by the citizens of Tuscaloosa, under the leadership of General Brandon, the Adjutant General of Alabama.

Six hundred dollars was raised for the sufferers yesterday afternoon, while the pupils from the female colleges at Tuscaloosa went to Moundville and served hot coffee and food to the destitute and wounded. Telegrams have been sent from Birmingham offering assistance.

Town of Hull Suffers.

Tuscaloosa, Ala., Jan. 23.—The town of Hull, four miles north of Moundville, suffered also from the cyclone last evening. The Bates Lumber Company's planing department was completely wrecked and the negro fireman was horribly crushed. Four residences and one church were also demolished.

ONE FIREMAN KILLED

Big Blaze in the Factory of E. W. Bliss & Co., of New York.

New York, Jan. 23.—Nearly half the fire department of Brooklyn and four municipal fire boats were summoned to fight a blaze which destroyed the upper floors of the six story factory of the E. W. Bliss Company in Plymouth street yesterday. The company manufactures dies and presses for metal stamping and castings and other parts of Whitehead torpedoes for the United States Navy. One fireman lost his life by falling from a ladder. The damage is estimated at \$200,000, covered by insurance.

NO STRIKE THIS TIME.

Cloakmakers are Granted What They Ask For.

(By Associated Press.)
New York, Jan. 23.—Five manufacturers employing 2,000 cloak makers granted the demands for a new wage scale without strike.

For the past three years there have been two strike seasons for the cloakmakers, one in the summer and one in the winter.

FIRE AT MONROE THIS MORNING

The Store of Mr. Robert Doster was Burned, Building Owned by Shute & Sons--Doster Carried \$1,000 Insurance on Stock.

(Special to the News.)
Monroe, N. C., Jan. 23rd, 1904—

The store of Robert Doster was destroyed by fire this morning. Mr. Doster occupied one of the store rooms under the old Central Hotel. The building belongs to Shute and Sons. Mr. Doster's stock of groceries was worth about \$1200 or \$1500.

There was \$1,000 insurance on the stock. The damage to the building is a complete loss.

NO TRUTH IN REPORT.

Russian Ambassador Denies That Reply Has Been Sent Japan.

(By Associated Press.)
London, Jan. 23.—The Russian Ambassador, Count Benckendorff, when questioned as to the truth of the rumor that the reply of Russia to Japan was sent from St. Petersburg yesterday says: "There is no truth in the report. I have not yet received information as to what form the reply will take or when it will be sent."

Benckendorff significantly stated that he believed the question of Japan in Manchuria to be the most important standing question. He stated that he was hopeful of a peaceful outcome of the situation.

KIRKPATRICK REPORTED

Rural Carrier who Figured in Gambling Cases Reported at Washington.

T. E. Kirkpatrick, the witness who figured in the gambling cases, heard yesterday afternoon before the Recorder, has been reported to the Postoffice at Washington in regard to his part in the gambling cases. Kirkpatrick is one of the rural free delivery carriers whose routes runs out from Charlotte and in accordance with the postal regulations Postmaster Smith was required to inform the department at Washington of the matter, which he has promptly done. Postmaster Smith has requested the department to either send a rural route inspector to investigate the charges or to instruct him what action to take in Kirkpatrick's case.

The papers have been sent to Washington by the postmaster here and an answer is expected soon from Washington.

Until the reply to Postmaster Smith's report has been received the fate of Kirkpatrick will be undecided.

\$100 FOR SOUP.

Prisoner in Charge of Officer Duke Offers Fabulous Sum.

In the lockup at the police station yesterday evening, in charge of Officer Geo. Duke, was a white haired old man whose strange and rambling talk was calculated to excite more pity than laughter.

The old fellow runs a small grocery in the city and when not under the influence of drink a kind husband but when he is intoxicated he is an altogether different man.

Yesterday afternoon the old fellow got drunk it is said, and his wife requested the police to lock him up for his own good and her safety and he was accordingly incarcerated in the Tombs.

For an hour yesterday evening the old fellow stood behind the bars and begged for just one bowl of soup. He wanted to put up one hundred dollars that he would come back if he were released just long enough to go out and get his bowl of soup at a restaurant. He also called loudly to know why he was locked up and said that he had done nothing to be placed in the lock-up for.

He was kept in confinement during the night and released early this morning. There was no charge of disorder against him.

J. W. WHITE ESTATE.

Personal Property Sold Thursday--Real Estate to be Sold Monday.

The closing out of the estate of Jno. W. White deceased, will be completed Monday next.

On Thursday of the present week a sale was held on the estate of the deceased at which all of the personal property, farming implements were sold at public auction. Mr. Will White a brother of the deceased, acting as administrator.

On Monday, January 25, in Sharon township the commissioner's sale of the farming lands, including the estate of the deceased will be held. The estate embodies about seventy-two acres of land. The property is located five miles east of the city. Mr. J. K. Wolfe is commissioner of the estate.

As Long as the Candle Holds Out to Burn.

One of the most novel and alluring advertising devices hit upon of late is that of Mr. Armistead Burwell, Jr., the hardware dealer. For several days he has had displayed in one of his show windows an immense candle and an invitation has been extended through the advertising columns of The News to whosoever will let him guess freely as to the length of time the candle will burn. That the proposition is a most popular one is evidenced by the fact that over 1,500 people have had their names registered as guessers.

Promptly at 9 tonight the candle will be lighted in the show window and left burning continuously until entirely consumed. An additional element of uncertainty as to the duration of the time lies in the fact that many guessers imagine that the candle is hollow or chemically treated in some way. At any rate the scheme has proved a fine one and the outcome will be watched with great interest.

The Smoot Case.

(By Associated Press.)
Washington, Jan. 23.—The Senate committee on privileges and elections today determined to enter an investigation into the charges against Senator Smoot in connection with the demand for this expulsion from the Senate and authorized Sen. Burrows chairman to represent a resolution requesting the committee to summons witnesses and secure documents.

23 THOROUGHBREDS.

Bob Davis' Interesting Race Horses—May Appear Here in May Meet.

Admirers of fine horses and good horse flesh will find it of considerable interest to visit the stables at the Latta Park, belonging to the Fair Association where Bob Davis, of New York, has quartered for the winter a collection of more than twenty of the best racers in the country.

If the Fair Association succeeds in working up a racing meet for next May it is probable that Mr. Davis' will enter a number of his horses, many of which have made fine records on the track, and thus the people of this section will be given an opportunity to witness some of the finest racing ever seen on the local track. In the course of a few weeks, or just as soon as the weather will permit and the track is in condition Mr. Davis, who is spending the winter here, will begin the training of his horses for the summer and autumn meets, and, of course, many people will be attracted from the city to witness the training of the animals.

The horses are at present all comfortably quartered at the park and Mr. Davis is much pleased with the accommodations here.

SPECIAL SERVICES.

In Tryon Street Baptist Church Tomorrow Evening.

Special services will be held in the Sunday school room of Tryon Street Baptist church, commencing Sunday evening at 7:45 o'clock.

The meetings will be conducted by the pastor, and are especially for the young ladies, the young men and children of the Sunday school; although all of the members of the church and congregation are cordially invited.

Parents are urged to attend and bring their children with them, but if they cannot do this to be sure the children are present if possible at each service.

Bank Statement.

Reserves increase	2,886,225
Loans, increase	30,669,300
Deposits, increase	45,034,700
Legals, increase	620,800
Circulation, decrease	635,500
Species, increase	13,528,808

A DISTILLERY BILL WAS INTRODUCED

W. L. Maudlin of Greenville Asks That Distilleries, Breweries and Blending Establishments be Allowed in Cities of 10,000 People.

(Special The News.)
Columbia, S. C., Jan. 23.—Dr. T. A. Crawford, of Rock Hill, one of the first trustees of Winthrop College, who, on Thursday last, was elected a member of the board of trustees of that institution to succeed Senator B. R. Tillman, has declined the honor in the following message to Gov. John T. Sloan:

"The distinguished services of Senator Tillman to Winthrop College render his continuance on the board a public necessity. I cannot accept the election in his stead and hereby tender my resignation."

This message, it is said, explains the feeling of the community towards the college. This action on the part of Dr. Crawford is regarded as more than liberal, because Dr. Crawford himself was legislated off the board about three years ago.

There were many new bills in the House yesterday. One by Mr. W. L. Maudlin, of Greenville, seeks to permit the establishment of distilleries, breweries and blending establishments in cities of 10,000 inhabitants and over. The bill provides that the blending shall be done under the supervision of the Federal government.

The annual report of the State board of dispensary control which was made to the Governor yesterday shows the total sales for the year to have been \$2,817,998.77. Of this amount the school funds gets \$126,266. The net profits that have accrued to, and equally divided between the counties and towns amount to \$512,216.35. The grand total of earnings for the year for school fund and counties and towns is \$638,482.35. Increase over earnings of last year \$71,584.02.

LIEUT. FLAKE KILLED.

Lieut. Roberts and Private Floy Badly Injured at Mindanao.

Manila, Jan. 23.—A report has been received from Mindanao to the effect that Lieutenant Flake has been killed and Lieutenant Roberts and Private Floy were badly wounded when on a scouting expedition against unfriendly Moros. All of these belonged to the Twenty-Second Infantry.

In Favor of Railroad.

The case of Officers Shields, Crowell, and Johnson, against the Seaboard Railway for damages, occupied the entire morning in Superior Court today, and at 3:30 o'clock the jury was still out. The court also granted a divorce in the case of Lillie L. Hancock as Herbert Hancock.

NEGRO MURDERER CAPTURED TODAY AFTER A FIGHT

Will Adams, Charged With the Murder of Mary Bridges and her Two Children Surrenders After a Posse Fires Two Volleys at him.

A Number of Charters Were Granted Today by Secretary of State--Two West Virginia Concerns are Domesticated.

(Special The News.)
Raleigh, N. C., Jan. 23.—Will Adams, colored, was arrested early this morning charged with the murder of Mary Bridges and her two children. He barricaded himself in a house and refused to surrender until two volleys were fired in through the window by a posse of citizens.

Charters were granted this morning for four new companies. Two other West Virginia concerns were domesticated. The domestications were the Hazel Creek Lumber Company, North Carolina, office at Saginaw, Mitchell county, R. E. Pendleton, president. Capital, \$175,000.

The new corporations are: Blount Bros., general merchants, at Rocky Mount, capital \$10,000. Montreat Library Association, Cora A. Stone and others, incorporators. The purpose is to establish a public library at Montreat.

The W. R. Murray Company, of Durham, capital \$10,000, to deal in pianos and organs. The incorporator is W. E. Murray.

J. W. Hester Co., Winston-Salem, capital \$10,000, to do a general mercantile business. The incorporators are J. W. Hester, R. C. Chick and J. H. Veach.

Swift & Co., Chicago, North Carolina office at Wilmington, A. C. Landes, manager.

Murdered Three.
(By Associated Press.)
Raleigh, Jan. 23.—A negro woman and her two children, a boy of four years and a girl of six, were brained with an axe in Wake county, twelve miles from Raleigh. The dead bodies were found in a cotton patch a short distance from the house by the husband, Bob Bridges, who had spent the day in Raleigh. Suspicion points to a negro named Will Adams and a posse are looking for him. It is reported that the negroes are greatly stirred up and that if the man is caught and proved guilty there will be a lynching.

JAMES CLARKE DEAD.

St. Louis Millionaire Dies at Plainfield, N. J.

(By Associated Press.)
New York, Jan. 23.—James Clark, founder of the James Clark Leather Corporation of St. Louis, Mo., is dead at Plainfield, N. J., from pneumonia. He retired several years ago from active business. His wealth is rated at \$10,000,000.

MILITARY ACTIVE BLACK SEA PORTS

Soldiers are Arriving at All Railroad Stations Preparatory to Leaving for the Far East--Transports Will Take Guns and Ammunition.

(By Associated Press.)
New York, Jan. 23.—"Military activity at Black Sea ports continues on a more extensive scale than ever," cables the Russian correspondent of the Times.

"Men are arriving for shipment for the Far East. Railroads are gorged with military stores. Private freights have been sidetracked to expedite the shipment of supplies.

Five transports, carrying 25 thousand tons of cargo and large number of troops will be dispatched as soon as possible. The transports will take guns and ammunition which are needed at Port Arthur.

Russian officers are wagering on chances that this or that regiment will reach their destination in advance of the opening hostilities.