

NORFOLK SOUTHERN PUTS IN WAIL, TOO

WHAT WOULD HAPPEN IF PROPOSED RATES ARE APPLIED.

Col. Rodman, Its General Counsel, Says That the Road Would Get a Net Profit of Only Two and One-Thousandths of One Per Cent. if Justice Rates Are Put Into Effect. Says the Rates as Proposed Would Be Confiscatory as Far as the Norfolk Southern is Concerned.

Raleigh, Jan. 19.—That the Norfolk Southern would get a net profit of only two and one thousandths of one per cent. on the company's North Carolina investment if the Justice rates are applied, was the representation of General Counsel W. C. Rodman before the special Intra-State Freight Rate Commission this morning.

Colonel Rodman stated that if the Justice rates are applied his company would get two hundred dollars a month or twenty-four hundred a year, whereas, the company pays \$85,000 State taxes yearly, insisting that these figures would be confiscatory and unreasonable. A number of officials and clerks were introduced to prove his figures.

The Norfolk Southern case was called this morning and completed this afternoon. The Norfolk & Western is to have its hearing Friday, concluding the hearings of the larger lines of the State. Tuesday there will be a conference between the commission and officials and the counsel for the short lines to decide whether the adjustment of rates on these will be left to the corporation commission.

OAK RIDGE HAS A SERIOUS FIRE.

Two Main School Buildings And Handsome Church Destroyed.

Fanned by a brisk gale from the west, fire supposed to have originated from an open grate in one of the buildings and discovered this morning at dawn completely destroyed two of the main buildings at Oak Ridge Institute, eighteen miles west of this city, and the Methodist Protestant Church, situated on the school campus.

The entire loss is estimated at about \$25,000 or \$30,000, partially covered by \$19,000 insurance on the two buildings and contents, with no insurance on the church. None of the furniture or fixtures in the school buildings or the church were saved. The two buildings burned this morning were situated on the central part of the campus at Oak Ridge and were connected by an overhead passage way. One of the structures was of brick, while the other a frame structure.

Steamer Twelve Days Over Due.

New York, Jan. 19.—Maritime circles are considerably stirred over the possible fate of the Italian steamship Ocean, which is twelve days overdue. No word has been received from the vessel since she left Lisbon on December 17th. She carried a cargo of cork, valued at a million dollars and a crew of forty.

Disappearance of Submarine Still a Mystery.

Plymouth, Eng., Jan. 19.—The disappearance of the submarine "A-7" with eleven men is still a mystery, although the admiralty authorities admitted the fear that she had been swallowed up by quicksand. The search is being continued.

Mexican Refugees at Fort Bliss.

El Paso, Texas, Jan. 19.—The entertaining at Marfa of Mexican refugees from Ojinaga will begin tonight, according to statements of the American officers at Fort Bliss. When they reach here the refugees will find the camp prepared for them.

Thaw Very Much Alarmed.

Concord, N. H., Jan. 19.—That Harry Thaw and counsel are genuinely alarmed over the recent activity of the New York officials, was evidenced by the calling of Attorney Shurtleff to Concord for a conference.

Train No. 35 Now Arrives Later.

A slight change of schedule went into effect yesterday, January 18. Train No. 35, southbound, which for a long time had arrived at 8:35, now arrives at 9:03, and No. 43 arrives at 9:45 instead of 9:40.

SETS ASIDE VERDICT.

Judge Harding Sets Aside Verdict in Teeter-Horner Case. — Plaintiff Gives Notice of Appeal.

When court resumed Friday afternoon counsel for the defendant in the case of M. F. Teeter vs. J. C. Horner, principal of Horner School, moved that the verdict of the jury be set aside. The jury had previously returned a verdict of \$70 in favor of Mr. Teeter, the suit being for the recovery of this amount claimed to balance due from \$90 paid the school for tuition for the plaintiff's son, who was expelled from the institution three weeks after the term opened.

Attorney Keerans and Hutchison asked that the verdict be set aside as a matter of law, contending that the law presumed that in case the plaintiff had not investigated the rules and regulations of the school he was bound by such rules and regulations. Attorneys Caldwell, Hartsell and Furr opposed the motion, contending that the plaintiff made no contract with the school and that the matter of whether there was an expressed contract should be decided by the jury, and that the jury should also decide whether the rules were just and reasonable.

At the conclusion of the arguments Judge Harding announced that he would set the verdict aside, stating in his remarks that if a principal of a school, especially a school for 16 and 17 year old boys, could not have authority over the boy students, the school would have to close its doors. The plaintiff's counsel gave notice of appeal to the Supreme Court.

VETERANS DINE.

Followers of Lee and Jackson Guests of Daughters of the Confederacy.

The birthdays of Lee and Jackson, the immortal leaders of the Confederacy, were appropriately celebrated here today by the local chapter of the Daughters of the Confederacy. The exercises were held in the lodge room of the Pythian building. Forty-five veterans attended, being one of the largest gatherings of veterans in the county in several years.

Mrs. R. A. Brown, president of the local chapter of Daughters of the Confederacy, presided. The exercises were opened with prayer by Rev. Jacob Simpson, chaplain of the Caabrus camp, after which Mrs. Brown welcomed the veterans. Songs by the veterans choir, recitations by five little girls and a selection from F. L. Stanton by Mrs. J. G. Parks followed, the programme holding the intense interest of the veterans.

At the conclusion of the programme the Daughters of Confederacy served lunch, the menu consisting of ham sandwiches, coffee, pickles and cake. After the lunch the veterans attended The Main and Pastime picture shows, the guests of the manager, Mr. Stewart.

LAST FRIDAY EVENING.

Mr. Allison Entertains Business Associates and Clerical Force of the White-Morrison-Flowe Co.

Mr. J. P. Allison entertained the members of the firm and clerical force of White-Morrison-Flowe Co., of which he is president, at dinner Friday night at his home on North Union street. Thirteen guests were present and an elegant dinner was served. Those who enjoyed Mr. Allison's hospitality were: D. B. Morrison, W. W. Flowe, T. F. Morrison, G. H. Richmond, L. M. Richmond, Carl Spears, Charlie Fields, J. H. Dorton, G. C. Love, J. W. Propst, H. M. Shinn, John Bundy and Howard Caldwell.

Simmons and Overman Say Hammer Will Be Attorney.

Special to Charlotte Observer. Washington, Jan. 17.—It is being said in North Carolina that Representative Page has aided Henry A. Page in his protest against the appointment of W. C. Hammer as District Attorney. Asked about this today, Mr. Page authorized the Observer correspondent to say what he has repeatedly said before, that he has not directly or indirectly said or done anything against the candidacy of Mr. Hammer, but has, because of the rather peculiar position in which he was placed, studiously refrained from any discussion of the case and purposes to maintain this position.

Senator Overman and every North Carolina newspaper man in Washington can corroborate the statement made by Mr. Page.

Senator Overman Simmons said today that Hammer would be appointed. Only six more days of the big reduction sale at the Palks-Belk Co.'s. All winter goods must be cleaned up regardless of price. Look out for big new specials this week.

PRESIDENT TALKS TO HIS CALLERS TODAY

REPORTS THAT BUSINESS HAS SUFFERED UNFOUNDED.

Insists That Smaller Business Interests Have Greatly Increased the Volume of Their Trade. — Denied That He Ever Expressed the Opinion That Railroads Should Be Permitted to Increase Freight Rates. — The Administration Anti-Trust Plan is to Facilitate Processes of Accommodation Rather Than the Process of Legal Action.

Washington, Jan. 19.—President Wilson made plain to his callers today that the reports that business had suffered from the tariff law were in his opinion unfounded. He insisted that the smaller business interests had greatly increased the volume of their trade, and admitted that certain industries which were dependent on the railroads for their equipment orders might have suffered somewhat but he believed that it is only a question of a short time then they will pick up.

The President denied that he had ever expressed the opinion that railroads should be permitted to increase freight rates. He said he had ideas on the subject but because the Interstate Commerce Commission is now considering the matter he would not make them public.

The President explained that the administration's anti-trust plan is to endeavor to facilitate the processes of accommodation rather than the process of legal actions. He admitted that most of the adjusters had been tacit violators of law, but explained nearly every case more violation of the spirit than of the letter.

FIREMAN WILSON DEAD IN WRECK ON SOUTHERN

Engine Turned Over Near Davidson Sunday Night.

Charlotte, Jan. 18.—Caught under his engine, which was overturned by a spreading rail at Davidson tonight at 8:30, Fireman Avery H. Wilson, of the Taylorsville branch of the Southern railway, was crushed to death, while Engineer J. E. Curlee was fatally scalded by escaping steam. Both were residents of Charlotte.

None other was hurt, passengers reporting that the shock which derailed the engine, tender and combination baggage and express car was hardly felt in the two day coaches making up the remainder of the train.

This is accounted for by the fact that the wreck occurred within 300 yards of the Davidson station and the train, not making over 25 miles an hour, was slowing down. The engine left the rails on a gradeless curve in a cut within 20 yards of the town cemetery.

In Memory of General Lee.

Atlanta, Ga., Jan. 19.—The one hundred and seventh anniversary of the birth of General Robert E. Lee, the famous commander of the Confederate armies, was celebrated throughout the South today. In eight States—Arkansas, Florida, Virginia, Alabama, North Carolina, Georgia, South Carolina and Mississippi—the day is a legal holiday and is marked by a partial cessation of business activities. Commemoration exercises were held in all the public schools and at meetings of many patriotic and historical societies. In many cities the exercises were supplemented by civic and military parades.

To Inaugurate Gov. Fielder.

Trenton, N. J., Jan. 19.—The advance guard of visitors reached the city today to attend the inauguration of James F. Fielder, who was recently elected governor of New Jersey. The inauguration will take place in the Taylor Opera House tomorrow and will be accompanied by all the ceremonies which custom has prescribed for the occasion.

E. C. Winchester will be named postmaster at Monroe within a short time. It is understood that Senator Simmons told the postmaster general Saturday that he desired no further delay in the appointment of Winchester and it is understood his nomination will go in at an early date. Secretary of the Navy Daniels and R. F. Beasley, of Raleigh, tried to have George Beasley named for the place.

License to marry has been issued to Mr. W. J. Childers and Miss Flora A. Hendrix.

THE CATAWBA CREAMERY.

A Cabarrus Man Who Visited It Writes About It.

Mr. Editor: Some time ago I gave you a few items about the Catawba Creamery Company. Since then I have been asked to write more fully about it. I understand that the company is incorporated for \$5,000. They began business with about \$1,200 paid in, but they now have between ten and twelve thousand paid in.

The greater part of it is owned by farmers that have only a few shares of stock. By owning stock they get one cent a pound more for their butter fat they send to the creamery, than parties having no stock. No one person can own more than 25 per cent. of the paid in capital.

The cream is collected by wagons. Every farm furnishing cream is numbered and when the cream is weighed there is a small amount put in a bottle, bearing the correct number, and dropped into the can. The cans hold 80 pounds and may contain the cream from two or more farms. When the cream arrives at the creamery the bottles containing the samples are taken to the testing room and subjects to the Babcock tester. The creamery made fourteen thousand pounds of cream in November, and paid thirty-three cents a pound for butter fat. Could they have made twenty-five thousand pounds they could have paid thirty-eight cents for butter fat, because all the additional expense they would have had would have been about \$30.00 for packing. The most of the cream in furnished by parties keeping only a few cows and using had separators.

The butter is sold at thirty-five cents F. O. B. Hickory, North Carolina. This same company handles eggs and ships car loads. They are gathered from the farms by the same person that gathers the cream. Parties having eggs are furnished with boxes holding one dozen, and bearing the creamery stamp but numbered with the farmer's number. It is printed on the boxes that any eggs found to be bad must be reported to the company and also the number of the box containing the eggs. Some of the farms have fine bred poultry but most of them have a mixed flock. However, I saw at Mr. Roberson's dairy about three hundred white Leghorns. They were scattered all over the yard, barn yard and everywhere else and it was a beautiful sight.

The Dutch dairy, owned by the Lentz, has some of the finest cows in that section and are always well up in a milking contest. G. C. GOODMAN.

TAR HEEL MISSIONARY TO CHINA PASSES AWAY

Mrs. Catherine Williams McFadyen, of Cumberland County, Dies in a Far-Off Land. Fayetteville, Jan. 17.—A cablegram from Hsu-Chou-Fou, China, announces the death of Mrs. Catherine Williams McFadyen, a missionary of the Southern Presbyterian Church, and wife of Dr. A. A. McFadyen, a missionary physician, at that place last night of pneumonia. Mrs. McFadyen, who was a daughter of Mr. and Mrs. John Williams, of Linden, this county, became a missionary eight years ago.

GARDEN SEED.

Congressman Doughton Will Be Glad to Send a Package to Any One Requesting It.

Editor Times and Tribune, Concord, N. C. Dear Mr. Editor: I am endeavoring to have sent to each family in my district a package of garden seeds. I have also allotted to me a limited number of flower seeds, and, as long as they last, will be glad to send a package to anyone writing me a card requesting me to do so. Yours very respectfully, R. L. DOUGHTON.

Big Sale at the Red Front Racket.

Hawkins & Anderson, of the Red Front Racket, have paced their big stock of goods in the hands of the American Special Sales Co., of Atlanta, Ga., and it is doomed to go in ten days time. On Thursday morning, January 22, at 9 o'clock sharp this stock will be placed on sale. The store will be closed Tuesday and Wednesday to get ready for the sale, which will continue for ten days only. The big ad. in this paper today will tell you all about this great sale and quotes you a few of the hundreds of low prices that will be offered.

Second Trial of Schmidt Began Today.

New York, Jan. 19.—The second trial of Father Schmidt, slayer of Anna Aumuller, began today.

D. & H. EMPLOYEES ALL ON A STRIKE

ABOUT FORTY-SEVEN HUNDRED MEN INVOLVED.

A Desperate Effort is Being Made by State Commissioner Lynch to Arrange a Mediatorial Conference. — Union Men, However, Say His Efforts Are Too Late. — Thousands of Commuters Were Unable to Get to Their Work This Morning. — No Trains Since 5:30 This Morning.

Albany, Jan. 19.—Every employe of the Delaware and Hudson Railroad except the telegraphers on a strike. About forty-seven hundred men are involved. Desperate efforts are being made by State Commissioner of Labor Lynch to arrange a mediatorial conference, but the union representatives declare that the efforts are too late. Thousands of commuters were unable to get to their work as no trains have been operated since 5:30 o'clock this morning.

The Department of Labor was taken completely by surprise by the strike order. Its representative who conferred with labor leaders was told by them last night that no strike would be ordered.

G. W. W. Hanger, secretary of the board of mediation and conciliation, is expected to arrive here this afternoon. Engineers, firemen, conductors, telegraphers and trainmen were ordered out. Show workers and office employes were not included.

C. S. Sims, vice president and general manager of the company, appealed by telegraph to the federal board of mediation and conciliation in Washington requesting it to intervene. C. W. W. Hanger, assistant commissioner and secretary of the board, wired union representatives here asking the withholding of the strike order pending mediation. The telegram was received two hours after commutemen and grand lodge officials laid off one representative of each brotherhood. Company officials say five men were discharged because they disobeyed rules.

FIRE RAGED NEAR RIDGECREST

Thousands of Dollars Damage by Forest Fires in Western North Carolina.

Asheville, Jan. 17.—Thousands of dollars of damage was done by forest fires which raged in the dense timber tracts near Ridgecrest, N. C., from midnight Friday night until late this afternoon, according to a special tonight. Bands of volunteer fire fighters made up of people residing near the scene of the blaze succeeded in getting the fire under control before any buildings were burned.

The fire covered an area of several acres. Careless handling of fires in the woods is given as the cause of the conflagration.

COBB DECLINES OFFER.

Champion Batsman Will Turn Down Federal League Contract.

Detroit, Mich., Jan. 18.—Ty Cobb will not become a Federal leaguer. This assurance came today from Royston, Ga., in a personal telegram from the champion batsman to the sporting editor of a local newspaper. "I will play in Detroit," the telegram reads. "Am satisfied. Navin and I agreed on terms last fall. Federal league offered me terms, but my Detroit contract suits me. I would gain nothing by change."

Harper Won't Play on Sunday.

New York, Jan. 17.—Harry Harper, young southpaw pitcher of Hackensack, who signed with the Washington baseball club late last summer, yesterday received his contract for the coming season, but immediately returned it because Manager Griffith had forgotten to insert the clause excluding him from Sunday games.

May Submit Thaw Case to Department of Justice at Washington.

New York, Jan. 19.—Following a conference between Jerome and Attorney General Carmody, Jerome announced that they are considering the propriety of submitting the entire Thaw extradition proceedings in New Hampshire to the Department of Justice at Washington.

It is one of the signs of womanhood when a girl begins to grumble when onions are cooked in the house on Sunday.

COLORED BOY FOUND DEAD.

It is Thought He Accidentally Shot Himself While Playing With Pistol.

Raymond Fisher, a colored boy whose home was in Mt. Pleasant, was found dead in a room at the place he was staying early Saturday morning. A pistol was found by his side, and there was a bullet hole in his head. It is thought that the boy was handling the pistol when it fired, killing him. There is no suspicion of foul play. The boy was between 14 and 15 years of age.

Coroner Moore was notified and went out to Mount Pleasant to hold an inquest.

JOHN PARKER IS HELD FOR KILLING.

Will Have a Preliminary Trial Probably Tomorrow.

The coroner's jury in the case of Raymond Fisher, colored, who was found dead Saturday at the home of John Parker, in Mount Pleasant, where he was staying, held an investigation at Mt. Pleasant. The investigation, which was not completed, was concluded here today. The jury rendered the verdict that Fisher came to his death from the result of a pistol wound at the hands of an unknown person, presumably John Parker. Parker was held for a preliminary trial before a magistrate, which will probably be held tomorrow.

Parker says he was at the pig pen near the house, when he heard the pistol shots, and ran into the room to find Fisher dead. Several white citizens who live near say they did not see Parker around the house. It seems to be the general impression that Fisher accidentally shot himself, but the fact did not warrant the release of Parker until a complete investigation has been made.

UNSETTLED WEATHER FORECASTED THIS WEEK.

Will Prevail Over Much of the Country Until Last of Week, When Fair Weather is Predicted.

Washington, Jan. 18.—Somewhat unsettled weather will prevail the first of the week over much of the country, but the last of the week will be generally fair, the weather bureau announced today.

"There are indications," the official bulletin said, "that rains and snows west of the Rocky mountains will be terminated after Monday. In the plains States and the northwest snows or rains with continued high temperatures are probable by Tuesday or Wednesday, followed by fair and colder weather."

"East of the Missouri river the weather will be unsettled, with snows or rains during much of the week, except that it will be generally fair Monday and Tuesday in the great central valleys, and on Tuesday and Wednesday in the lake region and the Atlantic States."

"In the South the weather will be unsettled Monday and Tuesday, with local rains, followed by generally fair weather the remainder of the week."

"It will be warmer Monday over the central portion of the country and on Tuesday in the east and south. No unusually cold weather is indicated at present for any portion of the country."

THE PONY HERE.

Beautiful Animal to Be Given Away the 31st Arrived Yesterday.

The Dunlap pony, which is to be awarded to some lucky child on January 31, arrived here yesterday by express, and is now at Brown Bros' stables. It is a beautiful white and brown spotted one, and arrived here in fine shape. The vehicle and harness arrived several days ago. Go up and take a look at the pony.

Cyrus Lee Hunter Dead.

Charlotte, Jan. 18.—Cyrus Lee Hunter, son of Dr. Cyrus Lee Hunter and grandson of Rev. Humphrey Hunter, a distinguished Presbyterian minister, of Mecklenburg county, and an officer in the Revolutionary army, died this morning at his home in this city. Death was sudden, due to apoplexy. Mr. Hunter and his father were both named Lee for "Light Horse Harry" Lee. Deceased married Miss Pickett Myers, daughter of the late Col. William Myers, a prominent Republican and wealthy citizen of Charlotte.

O Truth is easy, and the light shines clear. In hearts kept open, honest and sincere. Abraham Coles.

A fat kitchen makes a lean will. Franklin.