

WOULD NOT CURTAIL POWER OF SUPREME COURT OF COUNTRY

Opposition to Such Plan Expressed by John W. Davis, in an Address Before the American Bar Association.

THINKS SEVERAL CHANGES NEEDED

Suggests That Congress Meet Just After Election and President Sworn In Without Great Lapse of Time.

Minneapolis, Minn., Aug. 29 (By the Associated Press).—Opposition to any curtailment of the powers of the United States Supreme Court was expressed by John W. Davis, of New York, in his address as President of the American Bar Association at the opening of its 46th annual convention here today.

In addition to this stand, which applies to decisions involving constitutionality of Congressional enactments as well as departure from five to four majority decisions, the Association president, also advocated the following:

Congress should come into being immediately upon its election and the President and Vice President should be inaugurated without any unnecessary lapse of time.

The bar should demand without further delay the appointment under Congressional authority of an expert commission to modify the Federal statutes, the adoption of a constitutional amendment permitting the President of the United States to veto specific items in an appropriation bill.

Ratification of treaties with foreign countries by the Senate by a majority vote, instead of the two-thirds vote now required.

Submission of constitutional amendments directly to the people of the several states or to the legislature selected after and not before the amendment had been proposed.

Repeated hope expressed in the Association's resolution last year that "a way may be found by which the government of the United States may avail itself of the permanent court of international justice."

This afternoon the Association was to meet in joint session with the Minnesota Bar Association to listen to an address by Pierce Butler, associate justice of the United States Supreme Court. Tonight the Earl of Birkenhead, former chancellor of Great Britain, will address the convention.

HOLDS MAD DOG WITH HIS HAND AND SLAYS IT

Cleveland County Man, Being Bitten, Heroically Saves His Son From Same Misfortune.

Shelby, Aug. 28.—Robert Beatty held a mad dog with his left hand killed it by cutting its throat with a pocketknife Sunday morning. It was learned here today that the incident occurred at Waco, N. C., where the dog, Beatty, who suffered an ugly looking wound in the leg where the dog bit him, saved his small son.

The dog, an unusually large one, a cross between a foxhound and an pit-bull, was known to be headed towards Waco from the home of its owner, Alvin Canipe, who lives several miles from Waco. Beatty had gotten in a car with Yurline Sprulin to meet the animal. Sprulin had a gun but Beatty did not.

Just as they started to leave from in front of the People's Bank of Waco the dog ran up to the side of the car. At the same time Beatty's young son ran up from the house nearby to see where his father was going. Beatty leaped from the car, landing about midway between the child and the dog.

The dog grabbed his leg and inflicted a painful wound. Nothing daunted Beatty as he gripped the dog by the back of the neck with a powerful hold and reached for his pocketknife while the foaming, writhing, crazed beast tried its best to get loose. The man and the dog were jerked around in the melee to such an extent that Sprulin, who had a gun, was afraid to shoot for fear that he would hit the man. Beatty, with his knife in his right hand, was unable to loosen his grip on the dog to open the knife. Sprulin was able to take the knife and open it and managed to get it back in Beatty's hand. Beatty then proceeded to cut the animal's throat, killing it.

THE COTTON MARKET

There Was Scattered Selling Due to Several Reasons.—Opened at Decline.

New York, Aug. 29.—There was scattered selling in the cotton market this morning on reports that spot cotton in the southwest was working down toward a "reasonable" basis, expectations of a more favorable weekly review by weather bureau, and relatively easy cables. Offerings were well taken, however, and after opening steady at a decline of 1 to an advance of 4 points, active months soon sold about 5 to 8 points net higher.

Cotton futures opened steady: October 24.12; December 24.05; January 23.82; March 23.85; May 23.84.

Has Accepted Office.

Tokio, Aug. 29.—(By the Associated Press).—It is reported here today that Baron Shimezu Goto, former Mayor of Tokio, has accepted the office of foreign minister in the new cabinet.

Plant Diseases Troubled Your Garden and Truck This Year, Learn How to Control Them by Writing the Editor, Agricultural Extension Service, Raleigh, N. C., for a copy of Extension Circular No. 138. It's free for the asking.

HOPE ABANDONED FOR BRITISH STEAMER MYLIE

Ship, Carrying Cargo of Coal, Was Last Seen Battling Typhoon on August the 25th.

Shanghai, Aug. 29.—(By the Associated Press).—Hope was abandoned today for the British steamer Mylie, five days overdue, with coal, and last seen on August 10th battling a typhoon. It is believed all aboard perished, including 35 foreign officers and fifty or more Chinese in the crew.

The chief officer was John R. Hudson, who gained some prominence as an Antarctic explorer and scientist.

The captain was Harry Mats, and the other officers listed were: Chief Engineer Harvey Greene; Second Engineer, J. O. Auld; Third Engineer, J. Morgan. The second mate is believed to be a Russian.

Condition Critical.

London, Aug. 29.—(By the Associated Press).—Late this afternoon Princess Anastasia's breathing became more labored, and her pulse became more feeble. Her relatives assembled to bid her farewell, but she could not recognize any of them.

Queen Mother Alexandra called to express the sympathy of the British royal family.

Through the windows of the house in St. James Palace, Prince Christopher, husband of the dying woman, could be seen weeping and burying his face in his hands.

KANNANPOLIS STIRRED BY YOUTHFUL EVANGELIST

Thousands Hear Rev. E. G. Caldwell in Five Weeks Campaign.—Began Preaching at 17.

Kannapolis, Aug. 28.—Three thousand people jammed the tent Sunday night to hear Ed. G. Caldwell, boy evangelist, of Dillon, S. C., speak on "Naama, the Leper." It was one of the greatest sermons ever heard by him here.

Mr. Caldwell, the greatest evangelist at his age, 25, has preached for eight years. He is holding a five weeks' campaign here under the auspices of the Methodist Church. He is assisted by J. C. Coston, song leader, and Miss Nina Bracey, pianist. At the conclusion of Sunday afternoon's service he persuaded nearly 200 men, women and children to "hit the trail."

The Richmond Evening Dispatch says: "He is generally regarded as a phenomenal worker and his sermons delivered at the rate of 250 words a minute carry a charm and conviction that have held his listeners each night."

POT OF GOLD STORY HAD NO FOUNDATION

This Is Report of Federal Detectives Who Have Been Working on the Case.

Washington, Aug. 29.—The pot of gold reported found at Hagerstown, Md., by a laborer has gone into the realm of mythology so far as government investigators are concerned.

No money, not even the lone thin dime reported to have been seen by other workmen was dug up, according to William J. Burns, chief of the Department of Justice bureau of investigation. His agents returning today from Hagerstown after a two-day investigation, were called off the case after reporting that the whole story was a deliberate hoax.

The story, according to the agents, was invented by fellow workmen and given to a Hagerstown newspaper in furtherance of a joke planned against a "tightwad" in the gang of road workers, in order to make him envious.

ESTIMATE COTTON BALES AT NOT OVER 10,815,000

American Cotton Association Issues Report Based on Drought, Weevil Infestation and Continuous Rains.

St. Matthews, S. C., Aug. 28.—An August condition report of 56.3 per cent of normal, which applied to the U. S. government's acreage report, would indicate a cotton yield of 11,238,000 bales, was announced by J. Skottow Wannamaker, president of the American Cotton Association, here tonight. This condition of the crop, applied to the estimates of cotton acreage made by the American Cotton Association, Mr. Wannamaker announced, would mean a prospective yield of 10,815,000 bales.

Excessive drought in the southwest, heavy weevil infestation in old cotton states and continuing rains in the southwest, are combining to seriously injure fruitage and reduce the prospects of a fair crop, the American Cotton association reports.

DECLARES "HIP LIQUOR" IMMUNE FROM SEIZURE

Can Be Taken Only When Exposed to View, Chicago Judge Holds.

Chicago, Aug. 29.—"Hip liquor" is immune from police search and seizure as long as it is not exposed to view, according to a ruling handed down by Judge Labay in the Chicago Avenue Court.

The judge held the police have no right to search a man or his automobile which is suspected of containing liquor. Only when a bottle of liquor is actually seen can a policeman confiscate it or take its possessor into custody.

PRINCESS ANASTASIA, OF GREECE, SERIOUSLY ILL

Physicians Have Virtually Abandoned All Hope For Her Recovery.

London, Aug. 29 (By the Associated Press).—Princess Anastasia, of Greece, formerly Mrs. William B. Leeds, who has been suffering for some time from an organic intestinal infection, was sinking rapidly this afternoon and her doctors stated virtually all hopes have been abandoned. Last sacraments were administered by the Priest of the Russian orthodox church.

Capture Three Alleged Rum Ships.

Savannah, Ga., Aug. 29.—The coast guard cutter Wamacraw and the customs cutter Tybee entered port this morning escorting three captured boats believed to be liquor runners. The two government vessels have been out since yesterday.

CLIMAX WILL COME TONIGHT IN PLANS TO PREVENT STRIKE

Governor Pinchot Will Lay His Plan Before the Miners and Operators at 6 p. m. Today.

LEWIS ARRIVES TO HELP MINERS

Four Points Are Said to Be Authorized in the Proposal That Was Adopted by the Mediator.

Harrisburg, Aug. 29 (By the Associated Press).—Governor Pinchot will bring his intervention in the anthracite situation to a climax tonight. He called on representatives of the mine operators and unions to meet him at 6 p. m. tonight jointly to study a compromise which he has prepared in an endeavor to prevent the suspension of operation September 1st.

John L. Lewis, president of the United Mine Workers, arrived here today to lead the miners union group. Detained by illness from the preliminary meetings with Governor Pinchot, he sent Philip Murray, vice-president, to speak for him. He was expected to give the union's final word on the settlement proposal which the Governor will have ready tonight.

The terms of settlement which some of the Governor's advisers said he had in mind included four main points, the first of which would be an agreement, each side to a 30-day truce, and a calling off of the suspension order. The operators would be asked in this version of the matter to abolish all but the 8-hour day employment, and to consent to installation by the union of its own agents in the company offices on pay day for the collection of union dues.

Both sides would be asked further to continue joint negotiations over the wage scale on the understanding that any increases granted would be retroactive to September 1st.

HEATED ARGUMENTS IN GARRETT TRIAL

Former Judge Wm. Smith Was Principal Witness Called to Stand During the Day.

Charlottesville, Va., Aug. 29 (By the Associated Press).—That the witness had warned the Rev. E. S. Pierce that unless he "let up" in his criticisms of the Garretts he would have trouble with them was a development during the cross-examination this morning of W. M. Smith, a court witness in the trial of R. O. Garrett, charged with shooting the minister to death.

Mr. Smith testified that prior to his advice to the minister R. O. Garrett had come to him and asked him what he should do to keep Mr. Pierce from "talking about him and worrying him." Mr. Smith, who is the Cumberland county commonwealth's attorney, and former circuit judge, said he told Garrett to do nothing. R. O. Garrett, he said, appeared very much wrought up over the matter.

The examination of Judge Smith by Mr. Byrd for the prosecution and L. O. Wendenburg for the defense, brought some of the most heated exchanges between counsel of the entire Garrett case. Judge D. B. White, presiding, was compelled several times to interfere.

SCALDED TO DEATH IN SEAWATER BATH

Philadelphia Woman Supposed to Have Fainted While III.

Wildwood, N. J., Aug. 29.—Mrs. E. Englemann, 66 years old, No. 4420 North Marshall street, Philadelphia, is supposed to have fainted while taking a hot sea water bath at the Model Baths this morning, and when discovered by an attendant was literally scalded to death.

Mrs. Englemann came here in June with her daughter, Mrs. J. E. Estreicher, and was staying in an apartment in the Washington Building, Young and Atlantic avenues. According to the daughter she had suffered from fainting spells accompanying an attack of diabetes. Mrs. Englemann had said she would go for a hot bath this morning, and when she failed to return for lunch her daughter went in search of her. It was some time before she was discovered dead in the bath.

With Our Advertisers.

On Thursday morning the Piggy Wigly will sell Palmolive Soap for 5 cents a cake. Only 5 cakes to each customer. See ads. in this paper.

Hobo Kidney and Bladder Remedy at Cline's Pharmacy.

The certificates of deposit issued by the Citizens Bank and Trust Co. are safe and sane investments.

For cleanliness and sure protection, get a Lane red cedar chest from H. B. Wilkinson. See ad.

All kinds of powders, perfumes, toilet wares, etc., at Gibson Drug Store. You will find an unequalled toilet counter at this store.

Governor's Trip to New York Postponed.

Raleigh, Aug. 29.—Governor Cameron Morrison and State Treasurer B. R. Lacy have postponed until the early part of September their trip to New York for the purpose of discussing with their State bankers the advisability of issuing \$5,000,000 in bonds for financing construction work being carried on at various State institutions.

The use of his free hours makes of Mars a man.

Facts About Next School Term Made Public by Prof. Webb

Everything is about in readiness for the opening of the public school on September 10th. Prof. A. S. Webb, superintendent of the school, gave out the following statement this morning relative to the opening of the school, conferences for teachers, entrance of students and books to be studied:

"The city schools will open Monday, September 10th.

"The high school teachers will hold a conference in the High School at 11 o'clock September 8th, and all the teachers will attend a general teachers' meeting in Central Grammar School at 4 o'clock Saturday, September 8th.

"There will be no changes in the book list of the high school except that the girls in the tenth grade will take biology in place of physics.

"In the grammar schools Thompson's United States history will be used in the fifth and seventh grades in place of the ones used last year. These books were changed by the State last year but there were so many other changes that we were allowed to use the old books another year, but they are no longer on the State list. The State speller will be used in all the primary and grammar grades.

"The music books will be ordered as soon as the music supervisor reaches here. All other books are at the book store and should be provided at once.

"The board has secured as supervisor of music in all the schools Mr. Price Doyle, of the State Normal College of Missouri. He comes to us with thorough training and wide experience. We are expecting a first class music course to be introduced in the schools and the attractiveness of our schools will be a source of pleasure and satisfaction to the community as well.

"There seems to be some misunderstanding about the classification in the primary and grammar grades. We promote children twice a year now. The first half of each grade is known as the "B" section and the second half as the "A" section—each section is just half a year behind the other. This arrangement makes it possible for a pupil to skip a grade more easily as he has to advance a half a year at a time and in case he fails to make his grade he is put back half a year and not a whole year.

"Each teacher is instructed to advance a pupil to the next section just as soon as it is to the child's interest to do so. As a general rule it is a great deal better for a child not to skip a grade unless he is behind his grade and is making up lost time, or for some other special reason.

"The teachers will be glad to advise with the parents about this matter at any time, but the teacher is in a position to be the best judge of the matter. A child can be advanced to the next section at any time that he demonstrates that he can do the work.

"As soon as the new high school building is occupied one teacher from each of the first five grades will be moved from Central School to the Corbin Street School. In order that there may be no break in their work when the transfer is made the children from South Union, South Spring, East Corbin, East Depot street, etc., will be assigned to the teachers that will be transferred to this building.

"Beginners will not be admitted after the first three weeks but a new class will be formed at mid-term.

"All children must be vaccinated against smallpox before they can be enrolled.

"Our teachers, so far as I know, are all ready for their work, and we have a corps of teachers of whom I am especially proud and with the hearty cooperation of all our patrons we are looking forward to a splendid year's work."

CHRISTY BROS. SHOWS IN CONCORD FOR DAY

First Performance This Afternoon at 2 O'clock and Another This Evening at 8 O'clock.

Christy Bros. Shows, carrying full circus equipment and an unusually large number of trained and wild animals, is in Concord today for two performances. The show comes to Concord with a good reputation, and while the first performance had just begun at five o'clock the conduct of the show people, including those who have sold wares on the streets of the city, and especially the officers, has been above reproach during the day, and no disorder of any kind was reported from the tented city which is housing the circus people here for a day.

The show reached Concord on special trains this morning about 5 o'clock. Some misunderstanding as to where the show would be pitched caused a feeling of uncertainty among the general public, but this was set at rest when it became definitely known that the Means property just off South Union street was to be used. Hundreds of people were at the station to witness the unloading of the equipment and animals.

There has been a typical show day in Concord. Hundreds of people have been on the streets since early this morning, and while waiting for the parade which passed the square about 1 o'clock this afternoon, the people amused themselves by walking up and down the streets, chatting with neighbors, and making a nuisance of themselves with miniature whips and rubber balls.

The evening performance of the shows will be given at 8 o'clock, and a crowd even larger than the one present this afternoon is expected to witness the night performance.

11,000 Found in a "Book"

(By the Associated Press.) London, Aug. 29.—The widow of the late John Troutbeck, for many years corner for Westminster, had such a surprise when a box, shaped like a book, containing 200 pounds (\$1,000), was returned to her, that she fainted. It appears the "book" was among a number which Mrs. Troutbeck sold for three pounds (\$15), thinking they were old medical works of her late husband, and of little value. The bookseller on examining them discovered one had a lock, and on opening it found a five-pound note and 190 one-pound notes, which he promptly returned to the widow.

Big Building Construction in High Point.

(By the Associated Press.) High Point, Aug. 29.—Building permits issued here this year call for construction work in the city costing over \$1,581,865, according to official records in the office of the building inspector.

The Bethel Theatrical Club will render at Harrisburg schoolhouse on Friday night at 8 o'clock, August 31st, one of Walter Ben Hare's best plays, entitled "An Old Fashioned Mother."

WINECOFF SCHOOL TO BEGIN WORK ON MONDAY

Both Departments Open on This Date. Work to Begin at 9 O'clock.

The Winecoff High School, in No. 4 township, will open next Monday morning at 9 o'clock. In former years the high school department has been running a month longer than the elementary department and has been beginning a month earlier. This year both departments will run for the full term and will begin together on next Monday.

The high school teachers are Prof. C. A. Furr and Miss Elizabeth Gillon. The elementary school teachers are Miss Delilah McGeehee, Mrs. D. B. Castor, Miss Celia Tucker, and Miss Pearl Barnhardt. This is the same faculty that Winecoff had last year except Miss Tucker, who taught at Winecoff year before last, having dropped out just one year to continue her work in college. The school is proud of its teachers because each and every one has been tried in his or her respective position and has been found efficient. While the Winecoff school has been doing high school work only a little more than a decade, it has reason to have just pride in its record. There are few communities, if any, the size of Winecoff that has a school anything like the age of Winecoff that can compare with it in the number of college graduates and the number of young people in college. And several will be added to the college list from this school when the colleges open this fall. With a faculty that has proven itself, Winecoff feels assured of having in the coming session one of the best in its history.

MILK SUPPLY PROTECTED FROM GREAT WHITE PLAGUE

In Ten Counties of the State.—Cabarrus County Is One of the Ten.

(By the Associated Press.) Raleigh, N. C., Aug. 29.—The supply of ten counties in North Carolina is now fully protected against the spreading of the great white plague, tuberculosis, the cows of these counties all having been tested, released and passed by riculture, according to a report made officials of the State Department of Agriculture today by Dr. A. J. DeFosset, inspector in charge of this work. Inspections have been completed in these other counties, he said, and these will be recommended for release this month. Fifteen other counties have made appropriations for carrying on this work in conjunction with the Agricultural Department and North Carolina State College and inspections are now going on in nearly all of them, he added.

"Our records show, Dr. DeFosset continued, "that less than two per cent of the cattle in North Carolina have tuberculosis at this time. This is in contrast to some of the states in the north, where from 21 to 40 per cent, tuberculosis is common. I could go out in Vermont, where I was stationed previous to coming to North Carolina, and find more cattle infected with tuberculosis in one afternoon than we have found here in a month's time."

"North Carolina is wise to begin in time to eradicate this dreaded disease. The people have shown wisdom by wanting the work carried on. They will profit by the experience of the northern states. Where we find tuberculous cattle in North Carolina we can generally trace it to importations from some of the worst infected centers. For that reason those who buy cattle from other states should make sure that they are getting them from accredited herds. This will safeguard their purchases and also the cattle already on their farms."

Along with his praise, however, Dr. DeFosset finds something to criticize, for he says, "I am disappointed, however, to find so few cattle on the farms in North Carolina. With its climate and ideal conditions for year-round grazing, this State could be made a great cattle breeding state. These cattle could be used to restock those farms in the north which will have to get a new supply when the owners clean out their tuberculous cows. From what I have seen since coming to this state to succeed Dr. Paul Vaughan, I am sure that North Carolina needs more cattle. We are trying to make health conditions better for these cattle so that the herds may be built up with out danger of infection by tuberculosis."

"Every month for the past 15, Dr. DeFosset said, North Carolina has led the other states of the union in the number of herds tested for tuberculosis. In July the workers of State College and the State Federal department of agriculture tested 2,582 herds, comprising 6,242 head of cattle. To date Cabarrus, Cabarrus, Cumberland, Davidson, Davis, New Hanover, Pender, Rowan, Scotland and Forsyth counties have been released by the secretary of agriculture. Allamance, Wayne and Greene will be released August 1.

Work is being done or will commence shortly in McDowell, Union, Mecklenburg, Stanly, Robeson, Randolph, Guilford, Rockingham, Wilson, Durham, Franklin, Halifax, Iredell, Wake and Stokes counties. Greene county has distinguished itself by not having a single cow showing tuberculosis symptoms when tested.

JAMES KIRKWOOD HAS SHOWN NO IMPROVEMENT

Physicians Have Decided Not to Make Trepanning Operation at Present Time.

(By the Associated Press.) Los Angeles, Aug. 29.—Physicians attending James Kirkwood, motion picture actor, whose skull was fractured last Saturday when he was thrown from a horse, were still of the opinion, early today, that no trepanning operation would be necessary, although admitting they had considered it.

Except for brief periods of lucidity the actor has been unconscious since the accident.

SIX PERSONS DROWNED NEAR CHARLESTON, S. C.

Husband, Wife and Three Children, All of Conway, Among the Victims.

(By the Associated Press.) Charleston, S. C., Aug. 29.—Long distance telephone message from Mullins to day told of the drowning of six people near Conway at 1 a. m. Mr. and Mrs. Sutton Culliver and three children, and Mrs. Marvin Connor, all of Conway, lost their lives when their automobile plunged through an open draw on Waccamaw bridge into the river. Marvin Connor escaped drowning. All the bodies have been recovered excepting that of Mrs. Connor, it is said.

Complete Collection of Antique Documents and Old Newspapers.

(By the Associated Press.) Winston-Salem, Aug. 29.—Col. J. C. Bessent, of this city, is believed to have the most complete collection of antique documents and old newspapers of any individual collector in North Carolina. In his collection are legal documents dating back to the sixteenth century and many newspapers nearly a century old.

In his newspaper files is a copy of the Greensboro Patriot, dated July 2, 1863. The paper is stained with blood. It is said that it was on the body of H. C. Wooten, a Confederate soldier, when he fell in battle seriously wounded. Col. Bessent said the paper was presented to him later by Mr. Wooten himself.

Thought Dead Baby Was Lillian McKenzie.

New York, Aug. 29 (By the Associated Press).—The body of a three-month-old female child, found in the Hudson River today, which at first was thought might be that of Lillian McKenzie, kidnapped 12 days ago, was not Lillian, her parents declared after viewing the remains.

Mrs. W. M. Linker has entered Dr. Matheson's hospital in Charlotte to have her tonsils removed.

WILL CENSOR CABLE FOR PRESENT TIME

Notice to This Effect Has Been Issued to Commercial Cable Company by the Cuban Government.

WASHINGTON HAS NOT BEEN NOTIFIED

In Unofficial Quarters It is Believed Censorship Was Established as a Precautionary Measure.

New York, Aug. 29.—The Commercial Cable Company announced today that messages to Cuba were subject to censorship until further notice.

The company added that it had been notified to this effect by the Cuban government. No reason for the censorship was given.

The Western Union Telegraph Company said it had received no notice of a censorship.

At the Cuban consulate ignorance of the censorship order was professed.

No Official Notice.

Washington, Aug. 29.—Although no American official will discuss the imposition of Cuba of a cable censorship between that country and the United States, it is believed by those outside of official circles in close touch with the Cuban situation that the step was taken as a precaution against possible serious political developments.

Cuban Secretary of State Ignorant of Havana, Aug. 29.—Dr. Carlos Manuel de Cespedes, secretary of state, was shown the New York message relative to censorship on messages from Cuba and informed the Associated Press that he knew absolutely nothing of the matter.

JUDGE JONES FIRED FIRST

Mrs. Jones Testifies Her Husband Had Threatened Life of Son-in-Law; Admitted His Was the Blame.

Greensboro, Aug. 28.—The widow of ex-Judge C. A. Jones, of this city, fatally shot by his son-in-law, F. Clyde Tuttle, also of this city, testified at a preliminary hearing today that her husband had threatened to kill Tuttle, and Mrs. "Tuttle Jones" daughter, testified her father fired the first shot, but Judge D. H. Collins, of municipal court, bound Tuttle over to Superior Court for trial, with bond at \$10,000.

The case should be thoroughly investigated, Judge Collins said, in justice to the State and Tuttle. The defense sought to prove that it was a clear case of self defense, the prosecution that Tuttle shot first, and that Jones' pistol was discharged by a spasmodic contraction of muscles after he was shot.

Tuttle shot Jones in the latter's home on the night of August 2, Jones dying in a hospital here August 20th. Mrs. Jones also testified that while dying her husband admitted he was at fault and asked her to sign Tuttle's bond.

Mrs. Tuttle was the principal witness, as was the only one other than the two men who saw the shooting. She said that Jones asked Tuttle for an apology. Tuttle would give none, and her father drew his revolver and fired the first shot, her husband shooting a little later. Mrs. Tuttle was very nervous on the stand and partially collapsed, it being necessary to give her ammonia before she was able to continue.

FIGHT IN OFFICE OF MEXICAN NEWSPAPER

Occurred Between Editorial Staff and Alleged Ku Klux Klan Members.

Mexico City, Aug. 28.—The editorial rooms of the newspaper Excelsior were the scene of a brisk gun battle last night between members of the editorial staff and two men believed to be members of the Ku Klux Klan.

Shortly before midnight the pair, clad in black robes, forced entrance into an alarm by the editors, who officers by an alarm, rose to resist, and pistols in hand, rose to resist. One of the visitors advanced toward Jose Campos, editor-in-chief, while the other took a station at the door. When the staff made a rush to capture the first of the black robed figures, the man on guard fired, precipitating a lively scrimmage in the course of which the assailant and Campos fell with a broken arm and a bullet wound in the stomach. He gave his name as Joaquin Merced, a former officer of the federal army.