

SUPREME BENCH

Taft's Choice Was Once Tossed Down by Theodore Roosevelt

A "TRUST" JUDGE

He Was Called "Private Car Lurton," and the Sobriquet Sticks. Something About the Prospective Belknap of Our Liberties in These United States.

"I came here to see what kind of a reputation his neighbors give to Judge Horace H. Lurton, who has been picked by President Taft to succeed Justice Peckham on the United States supreme court," said Gilson Gardner, in Nashville, Tenn., a few days ago.

"The railroads and the corporations of Tennessee will be entirely satisfied with Judge Lurton's appointment," said the first man I asked. "He has served them here in Tennessee long and faithfully, and they will be glad to see him promoted to the larger field."

"I asked what evidence there was of friendliness between Judge Lurton and the railroads. The familiar designation, Private Car Lurton, the lawyer answered. "I suppose you've heard what everybody knows throughout this section of the South about Judge Lurton's habitual use of private cars furnished by the railroads. Up to the passage of the Hepburn law, Judge Lurton scarcely moved without the private car."

"True enough, everywhere I went I found tales of Lurton's private cars. Not for business merely did he use them, but he gave private car parties. Once he took a party of young friends, men and women, through the West, including a visit to the Yellowstone. On such occasions the railroads furnished not only the cars, but the chef, the provisions and all the little extras that go to make a part of this sort of complete."

"It should be understood that the expenses of these cars were borne by railroads which were actual potential litigants in his court. At one time, I am informed, there was a receivership which brought the management of a railway into Judge Lurton's court, and the judge simply indicated to the receiver his desire to have a private car. The receiver naturally obeyed."

"Neither Judge Lurton nor his widow filed for the private car. It is the morning of the foundation rocks and the morning department on the one hand, and the morning of the broken sewers into the flooded basements, menacing the health of the occupants and the smell of sewage is already permeating the buildings. Soldiers working desperately by drift-wood torches, disintegrating an unwelcome and dangerous people Rockefeller ought to give a couple of million towards its extermination."

Treasurer J. B. Armstrong was re-elected town who was fired by reason of common sense to prevent an official from telling it, either in court or out of it. For a court hold to the contrary, I repeat, is folly, usurpation and tyranny.

"Think of a little commissioner of internal revenue in Washington, wearing a suit having the same force as an enactment itself and thus controlling the courts of a sovereign state. It is enough to make John Marshall turn over in his grave, and the founder of this republic to rise from their graves in rage and mutiny."

HOW FIRES START.

Places Damaged Matches on the Stove to Dry Them.

The Newark, N. J., police believe that they have averted a serious tenement house fire and perhaps saved the lives of many by the seizure of 40,000,000 matches in an Italian flat house. The matches had been purchased by Solomon Papowsky after they were damaged by water. When the police entered Solomon was drying them over a stove in the hope of making them marketable.

Fatally Burned.

At Augusta, Ga., Mrs. Henry Wellinger, of 288 Walker street, while standing in front of an open fireplace Wednesday, turned to speak to a visitor. As she did no her dress caught fire, and before the flames could be controlled she was fatally burned.

Burning of an Old Church.

Erected one hundred and four years ago, the First Methodist Church of Sparta, Ga., was destroyed by fire Wednesday afternoon. A piano and a memorial slab to Bishop Pierce was saved.

New Style Postage.

The postoffice department issued a new style postal card which will be placed in the postoffice this week. The new card has a bluish tinge and bears the portrait of Wm. McKinley.

CHANGE OF POLICY

SOUTHERN NEGRO OFFICE-HOLDERS SLATED TO GO.

President Taft to Appoint Negroes to Office in the North, Instead of in the South.

"That President Taft is going to appoint Northern negroes to office rather than Southern ones is the information which has been pretty thoroughly discussed among the politicians of Washington and elsewhere since Booker Washington was there last week," says the Washington correspondent of The News and Courier.

As the result of this policy it is expected that the negroes in the South who are holding important offices will, as their terms expire, be displaced for the most part by whites, and in turn recognition will be given to colored men in the North. The list of colored men holding important offices in the South under the federal government includes the following:

Robert Small, collector of customs at Beaufort, E. C.; Henry A. Rucker, collector of internal revenue at Atlanta, Ga.; Joseph Lee, collector of internal revenue at Jacksonville, Fla.; Nathan H. Alexander, register of the land office at Montgomery, Ala.; Thomas V. McAllister, receiver of public moneys at Jackson, Miss.; Walter L. Cohen, register of the land office at New Orleans; Alexander B. Kennedy, receiver of public moneys at New Orleans; John E. Bush, receiver of public moneys at Little Rock.

The course the President will take in the matter of appointing colored men is likely to be illustrated in the selection of a successor to W. T. Vernon, register of the treasury. Booker T. Washington and other colored leaders have given their support to J. C. Naples, of Nashville, for the place, but it appears that the President will probably select a colored man from the North.

Washington was in Washington a few days ago, and it is said that he protested when he learned that neither Vernon nor Ralph Tyler, the latter as auditor for the navy department, were to be ousted. Neither of these pull with Washington.

Women Carry Pistols.

Women of Aurora, Ill., who have to be on the streets after dark with no escorts, are carrying small revolvers tucked in muffles as a means of protection against the mysterious "Black Slasher," who made victims of five women recently at the city.

Pekete forces against railroads and the capitalizing down of federal and state corporations.

LATER NEWS NOTES.

Rev. M. M. Ferguson of Sally, aged 72, died on Sunday. He had been ill for several weeks.

Distasteful.

The influence of Christianity in Japan has been considerable, according to Baron Kikuchi, president of the Imperial University of Kioto, who will spend several weeks studying educational institutions in this country. "I do not think that Christianity as borne at all upon the national spirit of the Japanese," said Baron Kikuchi in answer to a question. "It layed no part whatever in the political revolution which resulted in the establishment of the empire. None of the Japanese moral teachings come from the West. In fact the attitude of some of the Christian converts among my people has not been acceptable to the body of the nation because they oppose our reverence for the Emperor and our worship of the spirits of our ancestors."

Woman a Heroine.

At Valdosta, Ga., Mrs. J. W. McDonald, mother of three little children, proved herself a heroine when she saved them from being burned some before daylight Wednesday morning. Two little girls who had been carried from the house by the mother went back to their room and went to bed again. Mrs. McDonald saved them just as the roof of the house fell in.

This is a Sad Case.

At Richmond, Va., Judge Crutchfield was moved to pity when Hunter Ingram, 14 years old, was hauled before him, charged with stealing a loaf of bread, which the lad said he took for his starving mother. The judge dismissed the case. The hat was passed around the court room, collecting \$15 for the boy and his mother.

Wild Goose Chase.

Robt. E. Peary, reputed discoverer of the north pole, made a proposition to the National Geographic Society, which, if accepted, will mean an American expedition to go to the pole to discover the unexplored south pole next fall.

A FISHY YARN

Claim That They Manufactured Cook Observations

COCK AND BULL STORY

Two Men Give the New York Times Statements That They Were Slandered by the Explorer to Help Him Fix Up Data to Fool the Public.

The New York Times prints the remarkable narrative of two men, made under oath, declaring that they were employed by Dr. Frederick A. Cook to fabricate astronomical and other observations for submission to the University of Copenhagen, which is about to pass upon Dr. Cook's assertion that he discovered the North Pole on April 31, 1908. These men are George H. Dunkle, an insurance broker, of 31 Nassau street, New York, and Capt. August Wedel Loose, a sea captain, of 487 Thirtieth street, Brooklyn. For their labors they were to have received jointly from Dr. Cook \$4,000 with an additional bonus of \$500 to Capt. Loose upon the acceptance of the records by the University of Copenhagen. They say that Dr. Cook had paid them only \$200 when he disappeared on the eve of the dispatch of his "records" to Copenhagen two weeks ago and his failure to pay the sum remaining due them they freely acknowledge to be their motive for coming forward with the story.

Accompanying these narratives will appear copies of the affidavits of Capt. Loose and Dunkle affirming their accuracy, facsimile of Dr. Cook's instructions to Capt. Loose, in Cook's handwriting, in possession of The Times and the affidavits of Capt. Loose swearing to the accuracy of the same. The translation of this memoranda by Dr. Cook is as follows:

"Svartevaag, start March 17-18; strong wind—base."

"March 30—Observations latitude and longitude; daily observations to April 23."

The Times also prints the following list under the heading, "What Capt. Loose Says He Supplied to Dr. Cook."

1. Twenty-four altitudes for latitude sights.
2. One chart covering route from Svartevaag to the Pole, with all of Dr. Cook's assumed positions upon it.
3. Complete observations for time and chronometer rate, as they might have been taken by stars at Anorok and Svartevaag, probably 30 in all.
4. Diagram for compass error and correction at different points.
5. Calculations for longitude, about 20 in all.
6. Sixteen observations as they could have been taken at the North Pole and the night with depression arrested before the light of the star began to show.

"What is to be done? whiskey," said the more opportunist. "I'll here to the cities; if they don't farm long drudgery and the social life of country irksome and monotonous, I don't see some remedy." To remedy

Japanese Killed and Burned by Oppressed Natives.

Retaliation on pillaging Japanese natives of the Shantar Islands has brought about a pitched battle in which several Japanese were killed and their bodies burned.

A Russian commission sent from Vladivostok to investigate the attack of the Japanese made ghastly discoveries. The commission found traces of Japanese partly cremated. The Japanese, it was learned, late last year landed from a boat, pillaged the native camps and burned tents and houses. The natives assembled a large party of warriors to take revenge and the fight came as a result.

Religious Intolerance.

A dispatch from Paris says when the nuns acting as nurses learned that the building used as a Red Cross post and owned by Placide Alexandre Astier, radical socialist deputy, belonged to a socialist and freemason, they declined to remain, saying they feared excommunication. Thereupon the Countess d'Haussonville ordered that the place be evacuated.

Flagman Kills Engineer.

At Birmingham, Ala., J. R. Herling, an engineer on the Southern railway, was shot and instantly killed Wednesday night by George Dewgre, a flagman. The shooting followed a quarrel between the two men over train orders.

Jumps to Death.

Despondent because the infirmities of age prevented him from earning a living, Frank D. Cornell, aged 75 years, leaped from the second story of a local institution for the aged at Memphis, Tenn. He died in a few hours.

A Cherry Mine Victim.

The body of one miner and the carcasses of 84 mules were found 350 feet deep in the St. Paul mine at Cherry, Ill., by relay parties of rescuers and explorers.

AWFUL CRIME

Negro Slay Two Women and Fatally Wounds Third.

AXE THE WEAPON USED

Mrs. Eliza Gribble and Mrs. Carrie Ohlander, Who Was Criminally Assaulted Before Being Killed, and Mrs. Maggie Hunter, Victims of Terrible Tragedy in Savannah.

Victims of a revolting crime, Mrs. Eliza Gribble, aged 70 years, and her daughter, Mrs. Carrie Ohlander, were found dead in their home, No. 401 Perry street, West, in Savannah, Ga., Friday, while a third woman, Mrs. Maggie Hunter, aged 32, found just inside the front door of the house, is at the Savannah hospital dying. Physicians state that Mrs. Ohlander was the victim of a criminal assault just before she was killed. One hundred and fifty negro men, caught in the meshes of the police drag net through Yamacraw, the negro section of the city, are prisoners in the police station, the theory of the police being that a negro man, having planned an assault upon Mrs. Ohlander, was compelled to commit the other crimes in order to escape.

Other arrests will be made until every negro in the city who in any way resembles the description of a negro who during three days had been frequently about the premises of the house of the murders is a prisoner. The police believe that this negro, using an axe taken from the woodshed in the rear of the Gribble home, beat Mrs. Gribble to death, struck down Mrs. Hunter and after assaulting Mrs. Ohlander in the wide, long hallway, where the bodies were found, finished his terrible work by beating her skull with the weapon.

Mrs. Gribble evidently was attacked from behind, as she sat in an easy chair reading. On the floor, beside her body, was found the newspaper she was reading and her spectacles. One, or possibly two, blows were dealt her. Her gray hair, blood matted, shows the imprint of the blunt axe.

Then the murderer stealthily approaching aged Mrs. Gribble, killed her. It is believed that a colored man entered the hall way, was killed and killed. Mrs. Hunter's skull was crushed in and her death is a matter of but a few hours.

The motley band of prisoners are quiet and frightened in the police station and jail. It is believed that if the negro suspected of the crime is caught he can be quickly identified.

Bloodhounds have been at work in an effort to take the trail from the woodshed where the axe was found. The murderer, but as treatment, a murderer is almost in a precarious position and as is doubtful if he will survive.

STOPS TRAIN TO BATH.

Singer Disregarded Schedule on Hariman Railroad.

A dispatch from El Paso, Tex., says Fritz Scheff stopped a train on the Hariman Railroad.

DYNAMITE KILLS ONE.

Explosion in North Carolina Court House Fatal.

A dispatch from Raleigh, N. C., says a dynamite explosion in the court house killed one man.

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GAS TANK EXPLODES

DEALING DEATH AND DESTRUCTION TO MANY PEOPLE.

High in the Air, Disappears in Columns of Flame.

Large Number of Workmen, Blown Off from the Road, As in Common Among Merchants in the Country, Where the Trade is Not Large Enough to Employ One in the Store all the Time, a Discarded Plow was Hung up by a Wire near the Store and the Heating on the Plow with another Iron Instrument, notified the proprietor that a customer awaited.

A dispatch from Hamburg, Germany, says the explosion of two gas tanks in the so-called "Klein's Gasbrook" on the Elbe front Wednesday afternoon was followed by an extensive fire and the loss of many lives. The explosion was due to a leak in a new gasometer. The escaping gas entered the retail house, where it came in contact with the fire, causing a terrific explosion. A large number of workmen were engaged in rebuilding and enlarging the plant. Twenty-five of the men were employed near the gasometer. They disappeared in a mass of flames which shot up to a great height.

Firemen with apparatus appeared quickly on the scene but they were unable to approach in large force, owing to the isolated situation of the establishment. Up to a late hour 10 men are reported dead and 17 missing. It is almost certain that all of these are dead. Forty men were dangerously injured, of whom several can not recover.

The fire gained rapid headway, and threatened the oil gasometer, containing 50,000 cubic metres. So intense was the heat and so dangerous their position, the firemen were compelled to withdraw to a safe distance. A terrific explosion soon occurred and the tower became a mass of flames, which heaped hundreds of feet in the air, sending fragments of glowing coke far and wide over the city and harbor.

After strenuous efforts, the fire was got under control and the rescue work was carried on vigorously. There is little hope of finding the bodies of the missing if they have been killed, as they undoubtedly have been incinerated.

The new gasometer which exploded was the largest in the world, having a capacity of 200,000 cubic metres. The city appropriated 14,000,000 marks (\$3,500,000) for its construction.

POOLKILLER NEEDED.

He Should Gather in These Two Fellows or Quit.

One of the most unique pair of globe trotters that have yet come under public notice will soon be seen in America, having engaged passage on a ship sailing for New York from England next week. They are two Indians and they are traveling around the world in a barrel. Their names are Vicinello Eugene and Zanadi Attilia, and for a wager of \$7,000 they are endeavoring to circle the globe in a barrel three yards long and about four feet in diameter. They take turns, one man rolling the barrel, the other sitting in it.

It is known to be high-yielding, and that will produce a progeny that is true to type.

"Every state in the Union that produces a large amount of corn has a corn breeders' association that is continually improving the seed and it was necessary for South Carolina to have the same sort of organization before corn growing could be developed to the highest point. Corn that has been bred up will yield 10 per cent more or better than corn that has not been bred up. In other words, South Carolina is losing at least 3,000,000 bushels a year in the yield, owing to the poor quality of seed. Members of the association who breed corn along the lines laid down in the meeting will be able to guarantee seed that will be high producing.

"Rules for the corn contest are being mapped out by which the State will give \$1,000 in premiums for those that do the best breeding. The corn is to be bred in the year 1910 and succeeding years. In 1911 a comparison will be made between the corn that is bred up and the corn that has not been improved, and the breeders who have made the greatest improvement in yields will receive \$500 in prizes in 1911 and \$500 in 1912. This contest will be open to any farmer in the State who wishes to enter the contest.

"The local agents of the United States farm demonstration work will assist the farmers who are breeding corn in harvesting the breeding plots and selecting seed for the coming year. The corn division of the United States department of agriculture will furnish the plans for breeding. The office of farm management will have general supervision of the contest. It is the intention of these various departments to foster the organization as far as possible until the contest is concluded. At the end of that time the farmers of the State should understand corn breeding sufficiently to conduct the organization without assistance. It is believed that this association has been organized along the best lines of any corn breeders' association that has ever been organized in the United States."

BRUTAL MURDER

An Aged Georgia Citizen Beaten to Death by Tong

NEAR HIS STORE DOOR

Just Before Dying, Not Being Able to Speak, the Murdered Man Wrote on a Strip of Paper That a Negro by the Name of Jule Doggett Hit Him.

The Augusta Chronicle says the murder of Mr. Zachary Kendrick, who lived about twenty-one miles from Augusta, last Wednesday night, was one of the most brutal that ever took place in that section of the county. He was seventy-eight years of age. Without having a known enemy this old gentleman, a veteran of many battles in the Civil War, lived a quiet life with his family, operating a country store in addition to his farm.

His store was about 150 yards from his residence and was on the roadside, while his residence was off from the road. As is common among merchants in the country, where the trade is not large enough to employ one in the store all the time, a discarded plow was hung up by a wire near the store and the heating on the plow with another iron instrument, notified the proprietor that a customer awaited.

While at supper Wednesday night Mr. Kendrick heard beating on the plow and when he finished the meal went, store key in hand, to ascertain what was wanted. As the aged man was in the act of entering his place of business he was struck with a piece of wood, a terrible blow on the head, causing him to sink to the floor of his store plaza. His assassin with some sharp instrument, beat him on the face and head, cutting a large gash between his eyes, one on his upper lip, and other places on his head.

Mr. Kendrick was rendered unconscious and probably would have died in the position in which he was left by his murderer, but a neighbor, Mr. Ellis Lewis, hearing the noise made by the plow, finished his supper and casually strolled to the Kendrick store to buy a piece of tobacco.

As he approached the place he noticed that there was an ominous silence about the store. In the Kendrick residence, which, as stated, is only a short distance from the store, a light was shining brightly. Down the road near the store the fast retreating form of a human being was seen by Mr. Lewis as he approached. Improvements were made in this place.

60 Acres Company would pay the United States and Alaska a royalty for the coal in the Kendrick mine.

State representatives were immediately sent to the scene and placed in entire charge of the work of rescue and investigation.

The Palau is one of the best equipped coal mines in the Republic of Mexico. It has an adequate ventilation system, is provided with electric lights, and the mining officials are utterly at a loss to account for the presence of mine damp in No. 3 working.

Refuse to Hear Bailey.

Senator Joe Bailey of Texas won't address the legislature. The proposition to invite him was so vigorously attacked in the senate Wednesday that Senator Weston withdrew it. Graydon, Sinkler and Clifton sided with Bailey on the score of corporation tax. Graydon particularly attacking the Texas on his Standard Oil connection.

Blows Off His Mouth.

Sensational newspapers were under the fire of Speaker Cannon's invective Wednesday night when he addressed the Washington Loyal League's 23th annual banquet.

ATTENDING

Live Stock INSURANCE

At least 100,000 head of live stock are insured by the Live Stock Insurance Company. The company was organized in 1880 and has since that time been one of the most successful live stock insurance companies in the world.