

SOMETHING NEW JURISPRUDENCE

Suit for Alimony in Justice Court and Chancellor Is Affirmed by Squire.

The decision of Chancellor W. B. Garvin in the Sergt. Frank Smith divorce case has been affirmed in an opinion by Squire H. Lawrence, who Tuesday afternoon heard a re-hearing of the case in unusual proceedings. Squire Lawrence in deciding the case before him delivered a rather epigrammatic opinion, saying: "Well, the chancellor has tried this case; his decision makes all bets off and I dismiss the case."

It will be remembered that several months ago Mrs. Frank Smith entered suit against Sergt. Frank Smith for a divorce charging him with cruel and inhuman treatment. The divorce was granted and the property was divided. The chancellor heard the case and dismissed the wife's divorce bill and granted an absolute divorce to Sergt. Smith. The property of the Smiths was jointly in their name and an equal division of same was agreed on. However, the furniture was not divided and Sergt. Smith gave the furniture to his wife. It is claimed that he said she could have it, but later refused to allow her any part of it. It was for half the amount of the furniture that Mrs. Smith entered suit for before Squire Lawrence. The amount involved was \$325.

BUSH'S ACTION IS COMMENDED

Convention of Tennessee Federation of Labor Adopts Resolution.

(Special to The News.) Memphis, Jan. 8.—The twenty-fifth annual convention of the Tennessee Federation of Labor today unanimously adopted a resolution offered by N. J. Crowley, of Chattanooga, sustaining the activities of Sheriff Bush, of that city, during the recent street car strike. The resolution as drafted was as follows: "Sheriff Bush used the full power of his office to preserve order, and through his dragnet learned of Vinol, through my dragnet learned of Vinol. I look it; my appetite increased, my cough disappeared, I gained in weight and I am now well and strong, so I can conscientiously endorse Vinol."

CONGRESSMAN SIMS INJURED BY A FALL

Representative Thetus W. Sims, of Tennessee, chairman of the house committee on interstate commerce, was badly hurt Tuesday afternoon about 3 o'clock as he slipped and fell in the city street near the capitol, says a Washington special. He fell on his right side against the curb. Members of the family fear that either the shoulder or arm is broken. This has not been determined by the family physician. Representative Sims is confined to bed at his home.

SECY. BAKER TO APPEAR AT SENATE INQUIRY

Washington, Jan. 8.—Upon completion of the investigation of the army clothing situation, expected today, the senate war inquiry probably will be turned to the subject of war ordnance and supplies. Secretary Baker has been invited to appear at tomorrow's hearing, and it is believed that after his examination the inquiry will be suspended to allow the investigators to press in the senate bills designed for the amelioration of the army purchasing system.

VINOL MADE THIS NURSE STRONG

Nothing Like It for Run-down and Nervous People.

Von Ormy, Texas.—"I suffered from a general run-down condition—anaemia, loss of appetite and cough, so I was unfit for my work. I tried different medicines without help, and through my dragnet learned of Vinol. I look it; my appetite increased, my cough disappeared, I gained in weight and I am now well and strong, so I can conscientiously endorse Vinol."

AUDIT HAS SAVED COUNTY \$50,000

DELINQUENT TAX CHARLES HAYES TO BE CHECKED ROUNDLY SCORED

Clerk Hayes' Books Will Be Audited Further—Some Wanted Auditor Fired. Hamilton county has already netted over \$50,000 on the audit of the books of county officials, according to a statement given out by one of the men in charge of the audit Wednesday morning. This vast sum was received by the county in many ways. Nearly \$30,000 in unclaimed funds and county revenue was paid in from the office of Circuit Court Clerk Charles L. Hayes at the end of the audit. This amount of money has been withheld contrary to the manner in which the law prescribes and should have been paid to the county months, and in some cases years, before it was. Other revenues came automatically into the county treasury following the audit, including accumulated fees in the clerk and master's office. Speaking of the audit, the official said: "A good day's work had been done when Auditor C. S. Petersen was employed."

MORE DUE COUNTY.

"I did not say that in my opinion Circuit Court Clerk Charles L. Hayes was still due money to Hamilton county. I would not put my opinion against the audit. What I do say is that he is due the county money. It is not an opinion; I know that he owes money that belongs to the county in connection with delinquent tax collections and penalties and although it will be a hard job I am going to get it if I live. This is the comment that Auditor Petersen had to make Wednesday morning. "My audit of his books once before netted the county a nice sum of money. A great many items were paid before we could get them in the audit and for that reason I cannot say definitely the figures of the amount paid in. I already have the job to audit the books still further. I am going to go to the bottom of everything. It is going to be a long job on account of the method he used in making his reports. Many were overpaid and did not go to the ownership of the property in the tax collections, but simply grouped collections for the year. The whole thing is going to be hard, but it can be worked out."

Auditor C. S. Petersen, who has been making the audit of the books of Circuit Court Clerk Charles L. Hayes, told the city commissioners of what he knew of the man he was auditing at the regular meeting Tuesday afternoon. He said that it was "at least hard to get money out of Clerk Hayes," and that he knew "that vast sums of money were still owing the county by that official and he was going to get them if he lived."

In regard to the estate of R. H. Howard, Auditor Petersen said that Mrs. Howard was certain that she had not been paid the full amount due her from the clerk and that a friend of hers had asked him to audit the estate transaction. When the investigation was begun it was brought out that he had overpaid the estate \$3,000 in order that there be no wrangle over the affairs.

"After the audit," said Mr. Petersen, "we found that \$1,502 was still due Mr. Howard, and Clerk Hayes paid it on demand. Instead of overpaying the estate \$3,000 he had underpaid it. I could see on the face of the report that something was wrong. It was the queerest piece of paper that I have ever seen. I set to work and in some of the places were the 'et al' was set out, there was all the way from \$10 to \$100 erroneously added to Mr. Hayes' bank account."

"At this time Mrs. Howard told me that she was without the necessities and Clerk Hayes well knew her financial condition. She said that she was really suffering from her condition. County Benefited Much. "The time before that I audited the clerk's books it was for the county. It netted the county a neat sum and large amount of money during the audit before I could get to them. That is the way the clerk is. I know that the county of Hamilton is still short the amount coming to it and I am going to get that amount if I live and am continued in my present capacity."

Betterton Vehement. Following Auditor Petersen's talk, Commissioner Betterton said that he was more convinced than ever about the shortages and how they happened to appear. It was then that he let go another scalding stream of accusations and insinuations in regard to the collections that had been made from the city. In open audacious terms he denounced the clerk and his system of handling public money. A part of his talk was as follows: "I am not in favor of the outer law, because it is undemocratic, but I do think that if there was ever any justification for it being applied, it is now. I do not say that I am not in favor of the law because I fear it myself, for I do not, but I know that if it ever could be applied it could be at this time in regard to these transactions."

Prior to the talks of Auditor Petersen and Commissioner Betterton, City Attorney Carden asked that any action in regard to the city's shortage be withheld for a week on account of the fact that attorneys for Mr. Hayes had only been furnished with a copy of the audit Tuesday morning. It was voted that he postpone making his recommendations until the next meeting.

City Treasurer Careless. In his talk, Commissioner Betterton said that City Treasurer, J. M. Payne had been negligent in handling the city money. He said that such "sloppiness" on the part of a man in business would ruin his business in a short time. In the connection he said that his comments were only a part of the work of the city and that personally he knew well the integrity of the treasurer and loved him better than any of his friends. It was brought out that while the city was paying interest on money at the banks that \$30,000 was idle in the city treasurer's safe and that it should have been deposited weeks before.

City to Collect. Further figures of the auditor were introduced in regard to the transactions between the city treasurer, the circuit court clerk and A. S. Dickey, who for a short period handled delinquent tax collections. Of the \$1,394.42 that the clerk alleges that he paid Mr. Dickey, the auditor can only find where \$653.94 was actually paid,

which would make the clerk due the city \$740.48. Although he had no authority to pay Mr. Dickey one cent it was voted that he be given credit for the money that he did pay, for the city would not be paid if it did not. It was moved and passed that the amount of \$740.48 be demanded and that proper steps be taken to force a collection should it not be paid promptly. Other figures were introduced in regard to other matters, but none that had a direct bearing on the accounts of the clerk and sums that he was due the city.

How "Et Al." Paid. How the "et al." figured in the Howard papers, is explained by the auditor by using merely as an illustrative example the following figures. 189675\$217.41 632 165.23 843 et al. \$143.65 2647 932.44 543 et al. \$19.14 Total \$635.70

It will be noticed that the "et al." after case number 932 was added as a figure 1 in the column, making 100 more in the total than it should be. The "et al." after case number 843 was also added and made a difference of 10 in the total. Thus in adding these figures the total is 110 more than it should be. Auditor Petersen cannot see how this mistake could be made unintentionally.

WHAT TO DO WITH WOMEN

Question of Vital Importance Discussed by Service League.

Alan Johnstone on Dances.

Again the question comes up, what is to be done with the women in Chattanooga who are taken up and arrested and sentenced? What is to be done with them? Where are they to be sent? If they were kept in the county jail, where some have suggested, the jail would soon be congested, and the judge doesn't want to send them to the workhouse, because he knows that the one they would have to go to is not the place for any woman, even though she is of a bad character.

In the way of a strong appeal to the women of Chattanooga Alan Johnstone, Jr., of Washington, a representative of the Raymond Fosdick commission appointed by Secretary Baker to look after the moral conditions of the soldiers in the cantonment centers, made a talk Wednesday morning at the chamber of commerce at a gathering of the Chattanooga Association of Service and other organizations, urging the good women of this city to take up the work and see if something could not be done to save the women and thereby help the conditions.

NOTICE TO SUBSCRIBERS TO Y. M. C. A. WAR WORK FUND

The first payment on your subscription was due Jan. 1st. A notice has been sent to you. If you have not paid you should do so at once, making payment at the Chickamauga Trust Co., Eighth and Broad streets. William M. Elliott, Treas.—(Adv.)

"JITNEY" DANCE HALL SCORED BY JUDGE

Breeding Place for Immorality, Expression of Court—Women Fined and Bound Over.

Judge Martin Fleming paid his respects to the "jitney" dance hall on Market street Wednesday morning and did not mince his words in doing so. Climaxing his expressions, he fined six women who were arrested there Tuesday night \$50 and costs each and held them to the grand jury under bonds of \$5,000.

He said that he believed the dance hall to be a breeding place for immorality and idlers and that the city was not going to tolerate it. Patrolmen Paul Brown and Will Light and Capt. Kenneth E. Kern, chief of the provost guards, made a raid on the "jitney" hall Tuesday night and took in charge Benjie Molt, Hazel Fulton, May Robinson, Mrs. H. G. Stephens, Emma Clifford and Helen Beattfield, a number of soldiers were in the place at the time of the raid, but few women were there.

The six women, when arraigned before Judge Fleming Wednesday morning, were charged with loitering and vagrancy. CAR SERVICE SCOPED BY CITY COMMISSION Everybody Takes a Hand. Plenty of Cars in Barn, They Declare, and Few Running.

The Chattanooga Railway and Light company was the object of several fusillades of abuse when the city commissioners met Tuesday afternoon. It was brought out by communications and resolutions from organizations that the service was as poor as the public. There was a free-for-all party and all persons took a hand in saying what they thought about the inadequate number of cars and the many delays. A letter was introduced by Mayor Littleton that set out the delays and inconvenience in going a short distance even within the city limits. Commissioner Betterton, after the communication was read, said that hundreds of people who depend upon the street cars to get to and from town could say the same thing.

Commissioner Betterton read a letter from the carpenters' union. It stated that R. O. Harris, one of the motormen in the Citron street wreck, had been in the employ of the company only three days when the collision occurred. A report from him brought out the fact that Harris had been on duty for nearly a month and that he had represented himself as being skilled when he made application for employment. Different phases of the situation were discussed by the commissioners and dissatisfaction and disgust were plain in everything they said. Finally, after every one had grown tired, the comments stopped and the commissioners set about other work.

Officers for the Guards. Older noncommissioned officers, recommended by their commanding officers, are applying for commissions in the United States guards in a number of instances reported at the park. Several already have been commissioned in the new organization, which is to relieve men suitable for overseas service from guard duty about waterfronts and munition plants in this country. Second Lieutenant Pierre A. Perry, recently commissioned in the guards, has been ordered to report to the depot adjutant at Chicago, and leaves on Wednesday night for that post. Before receiving his present commission, Lieut. Perry was first sergeant in the prison guard company.

Some Place for Women. Mr. Johnstone said that he would offer as a suggestion that the women get together and provide some place for the women who came to town down and out, perhaps come from a long distance to see a soldier friend, or even maybe husband. They have no place to go, and stay for a reasonable sum; the result is that in order to get money to have the luxuries that the others of their sex have, they get into trouble. When they get into trouble it is hard for them to get out. He recalled the fact that Tuesday evening in Chattanooga eight women were arrested for bad conduct. Seven of these were soldiers' wives.

He said that the government of the United States has announced that the soldiers sent to the training camps shall be kept clean as the country they are fighting for, that they may go to France with clean bodies and minds. The secretary of war has said that unless there can be a clean moral condition around the camps, they will not be allowed to remove the particular camp to some place where conditions can be clean. Shopgirls. There are in the city of Chattanooga, as there are in every other city, underpaid shopgirls, who do the things they shouldn't do in order to get the things that they want, said Mr. Johnstone, adding a suggestion, that if some organization could not establish a rooming house, with the proper surroundings at cost, for both the underpaid shopgirl and the soldier's wife who comes to town, it should be done. Mr. Johnstone stated that a special woman worker would be sent to this city, he thought, before long to try and work out the problem from both sides. He left Chattanooga Wednesday afternoon for Columbia, S. C., where he will attend a meeting Thursday night at which time Mr. Fosdick will address the legislature of South Carolina on a proposed legislature program for the control of vice in the state.

FORTY HOURS OF DRILLS WEEKLY

Strenuous Schedule for Instruction by Order Gen. Erwin. Two Half Holidays.

Forty hours each week is the official schedule for drills and instruction for troops at Chickamauga park. The enlisted men who are not backward in learning to drill will be given liberty on Wednesday and Saturday afternoons. Those who are deficient will have to remain in camp to study and drill. Officers are to be permitted to leave the camp on Wednesday, Saturday and Sunday afternoons, unless their duties require them to remain. At all other times they will be required to stay in the camp at night and to attend the officers' schools.

Regimental commanders will arrange the schedule for their men for each day, so that the total hours of work per week will not be less than forty. Saturday morning, according to time-honored custom, will be devoted to inspection.

In a week or two some of the regular army organizations are expected to hike to the Catona rifle range for aiming the past few weeks.

The candidates of the reserve officers' training camp will not require the use of the range for more than four or five weeks, at most. One week doubtless will be allowed for each of the three infantry battalions. The two batteries may also use the range for subcalibre practice.

All of the organizations at the park, including the training camp, are under command of Brig.-Gen. Erwin, who is making arrangements to divide the time at the rifle range.

Pneumonia Shows Increase. Sixty-four pneumonia cases were reported at the base hospital Wednesday. Three of these are new cases, one of whom is First Lieutenant Walter L. Beam, of the medical officers' training camp. Some of the pneumonia patients were said to have been very ill, but no deaths had been reported during the past twenty-four hours.

Mumps continues to lead the list of diseases responsible for the 1,277 patients at the base hospital with 365 cases. Venereal diseases come next, with 197 cases. There are 66 cases of measles, 32 scarlet fever, 5 of diphtheria and 47 of wounds and injuries. As compared with conditions reported at other camps, the situation in regard to venereal diseases is said to be exceptionally good.

Officers for the Guards. Older noncommissioned officers, recommended by their commanding officers, are applying for commissions in the United States guards in a number of instances reported at the park. Several already have been commissioned in the new organization, which is to relieve men suitable for overseas service from guard duty about waterfronts and munition plants in this country.

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GOOD-BY BUCKWHEATS AS LESSER DAYS GO ON

Under the mutual agreement of restaurant and cafe proprietors, Chattanoogaans are failing to follow "less" day program: Every morning in wheatens and meatless, a diet buckwheats! Tuesday and Friday meatless, Saturday porkless. The restaurateurs are watching one another with vigilant eyes, and while the honor system is applied, each promising not to break over even for special orders from favored customers, customers are being repeatedly asked whether other restaurants are keeping the trust.

NEGRO WOMAN SHOT IN JAW ACCIDENTALLY

J. E. Young, in-law, accidentally shot his sister-in-law, Mary Oter, at 18 Florence street, Wednesday morning. The charge from an automatic revolver struck her in the jaw. She was carried to Erlanger hospital in Chapman's ambulance and appeared to be seriously hurt. Young is said to have claimed that he took the magazine out of the revolver and did not know that his one bullet was still in it. Consequently when he pulled the trigger the revolver was discharged.

MAJ. J. P. FYFFE IS NOT SERIOUSLY ILL

A telegram from Mrs. J. P. Fyffe announced that Maj. Fyffe is not seriously ill at Camp Sevier, and though confined to his bed for the past two weeks, he is now improving steadily. Word was at first received here that Maj. Fyffe was seriously ill with pneumonia.

MEENINGITISIS GAINING GROUND

Six Cases Reported in City. Federal Health Officer Urges Every Precaution.

It has been reported to the office of the United States public health service that there are at present several cases of cerebro-spinal meningitis in Chattanooga and Hamilton county, including the extra cantonment sanitary zone around Fort Oglethorpe. There are three cases of meningitis, namely, the plain meningitis, the tubercular and the cerebro-spinal, the latter of which, according to the health officials, is the hardest to control, it being the epidemic form. Placards have been placed on houses which have meningitis within and the cases have been isolated. The federal authorities have full charge of the cases and are doing everything possible to keep down an epidemic in this city. However, Dr. C. P. Knight, officer in charge, states that there is just as much danger of an epidemic of this kind right here in Chattanooga, as there was in Columbia, where the disease is proving so serious, and that the necessary precautions which may be taken to prevent such a thing.

At present there are listed on the books about six cases of cerebro-spinal meningitis. One case has been reported at East Lake and another at Red Bank. It is understood that a short time after Christmas a case was reported about four miles beyond Hamilton and another, somewhat earlier, near Fort Oglethorpe. In a case on Seventeenth street the patient died.

In talking of the disease and its prevention Dr. Knight and Dr. Thomas Parran stated that the most common way of catching meningitis is through healthy people, many of whom harbor the germs in their noses and throats. It may be caught through sneezing, kissing, expectorating, coughing, common drinking cups, public towels, etc., and is frequently called "carrier."

As children and young adults are most susceptible to the disease, the doctor's advice to the public is for the young children to be kept away from picture shows, public gatherings and such places. Devote a great deal of attention to the care of the teeth and mouth; keep them free from colds and such. Dr. Knight states that they have control over all of the cases that have been presented in the city, and that it is the object of the department to take every necessary step to keep it down.

In talking of the development of meningitis the doctor explained how a patient was first affected. It starts with a headache, bad cold, pain in the stomach, stiffness of the muscles, at which time when the person first gets sick nothing is suspected. It is carried by a germ which inhabits the mouth and nose. The infection takes place in two ways; first, by entering the blood stream and being carried to the brain and spinal cords, and second, by the lymph channels. Its name, cerebro-spinal meningitis, indicates inflammation of the covers of the brain and spinal cords. These covers are meninges.

Officials of the company say that the condition on the lines is due to the fact that a large number of the platform men have pneumonia and cannot work. Men who are still on duty say that there are plenty of cars in the barns, but that the company either does not want to bring them out or has not enough men to operate them. One of the men said that from the minute he went to work until he stopped, all he heard was complaints and remarks about the poor service.

MRS. HARRISON REGENT OF LOCAL D. A. R.'S

At a meeting of the Daughters of the American Revolution held at the courthouse Wednesday morning, the following officers were elected for the year: Mrs. Franklin Harris, regent; Mrs. H. Payne, vice-regent; Mrs. J. C. Brooks, recording secretary; Mrs. Brooks, recording secretary; Mrs. J. P. Hunt, corresponding secretary; Mrs. Brooks, Pickins, treasurer; Mrs. A. W. Chambliss, register; Mrs. Chas. R. Hyde, poetess. General plans were laid for the new year, including a patriotic program, members of the organization to take an active part in doing whatever bit they may to assist America at arms.

Condensed Report of Comptroller

First National Bank of Chattanooga, Tenn. December 31st, 1917.

Table with 2 columns: RESOURCE and LIABILITIES. Includes items like Loans and Discounts, Overdrafts, U. S. Bonds at Par, Other Stocks and Bonds, Banking House and Fixtures, Other Real Estate, Customers' Liability Under Letters of Credit, Cash in Vault and Due from Banks, Capital Stock, Surplus and Profits, Reserved for Taxes, Dividends Unpaid, Circulation, Letters of Credit, Deposits.

FIRST NATIONAL BANK

Fifty-Third Year. U. S. Depository.

OFFICERS CHAS. A. LYERLY, President J. T. LUPTON, Vice-President C. C. NOTTINGHAM, Active Vice-President Z. C. PATTEN, Jr., Vice-President J. P. HOSKINS, Cashier W. H. DeWITT, Ass't Cashier J. D. M. MARSHALL, Ass't Cashier W. M. VICKERS, Auditor.

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