Miller & Rhoads

Mail Orders Filled at Advertised Prices.

Special Sale of Silks, 59c 69c 75c yd Regular Values 75c to $1.50 per yard.

75c, 89c and $1 Silks, Stripes, Printed Warps and Block Checks, - - - 59c yd

89c, $1 and $1.25 Silks, Plaids, Checks, Stripes and Warp Prints, - - - 69c yd

$1, $1.25 and $1.50 Silks, Stripes, Checks and Plaids, - - - 75c yd

Several thousand yards in these various assortments, which have been grouped together into three specially priced lots. The prices are remarkably low—a few minutes' examination of the fabrics this morning will show any one who is at all a judge of Silks what great bargains we are offering in this special sale.

People are looking for values beyond the ordinary in our January merchandise movement, and we invite you with confidence to come here to-day expecting big returns for your money in fancy Silks.

You'll be sure to get what you're looking for in this respect.

May Manton Patterns, 10c; by mail, 12c.

THREE PRISONERS ESCAPE FROM THE HENRICO JAIL

Without leaving the slightest trace to indicate how it was done, William Freeman, George Jackson and Thomas Shands, all colored, succeeded in unlocking the basement door of the Henrico jail yesterday and making good their escape. At the time they went out, seven other prisoners had access to the basement, but were safely locked into their cells before they knew that the three inmates had disappeared.

Freeman, who is charged with arson, committed in Goochland county, is considered a very dangerous man, and was sent to Henrico for safe keeping on account of the fact that the jail here is modern and considered one of the safest in the State. Shands is charged with chicken stealing, and would have been tried in a few days. Jackson was committed yesterday on a short term for trespass.

Got Out Through Door.

There is no doubt of the fact that the men made their escape through the door, which was found open soon after they were missed, and they probably did not tell the other prisoners for fear of a stampede which would lead to detection. The mystery is how the door was unlocked. There are absolutely no marks on the lock to show that it had been tampered with and no materials or tools in the basement with which a key could have been made, even if they had been expert locksmiths. The only solution seems to be that one of them came upon a lost key while cleaning up.

As is the custom, Mr. Garnett, the jailer, late in the afternoon turned ten men in the basement, which is as safe as any other portion of the building, to take exercise. When he returned at the usual time to lock them up he found that seven had returned to their cells. When he reached the front room of the basement the door was open and the other three gone.

The fact that the rest of the prisoners did not escape is proof that the door was not left open by Mr. Garnett, and that it was unlocked after the remaining seven had returned to their cells. Mr. Garnett said last night that before turning the prisoners in the cellar for their daily exercise, he always took the precaution of trying the door, and that he remembered distinctly doing so yesterday. The door—constructed of two plates of steel rivited together—has been sprung and will not stay closed unless locked, so every man would have seen it if it had been left open.

Freeman, who, according to Mr. Garnett, is the leader, has been in jail for several months, and has been cooking for the colored prisoners and running the furnace. He seemed well contented, and said that he felt confident that he would be acquitted. In fact, some time ago he found a key to the coal chute, through which he might easily have escaped, and returned it to Mr. Garnett. It is evident that the key by means of which the men made their exit, was one of the jail keys, which had been lost before Mr. Garnett took charge, and was either found by them in the debris of the cellar or put on the outside by Freeman's wife, who visited him yesterday, and slipped to him while the jailer's back was turned.

There are five doors similar to the one through which the men escaped, and there should be four keys to each, but only three to this door were turned over to Mr. Garnett.

Freeman's wife lives somewhere in Jackson Ward, and the police have been notified to keep a watch for him there. The county officers were also communicated with at once, and the chances are that all three will be recaptured.

OPERATOR ARRESTED FOR EMBEZZLEMENT

Claims Money Was Stolen from Him—Quit Union to Pay and Was Refused Work.

Arrested and taken in charge by Detective-Sergeants Wren and Bailey while at work in the telegraph office of the Seaboard Air Line Railway, on the Hermitage Road, Harry A. Pugh was locked up at the Second Police Station last night on the charge of being a fugitive from justice from Greenbrier, W. Va., where he is wanted, it is alleged for embezzlement. Officer J. S. McWhorter, of Greenbrier, is already in the city to secure requisition papers to take Pugh back to West Virginia.

Pugh is a very respectable looking young man, and appeared rather hard hit when the warrant was served on him. He says that the money he is charged with embezzling was stolen from him last August in a hotel at White Sulphur Springs, where he was engaged as a manager by the Western Union Company, officers of which swore out the warrant. He had the money, $121.77, with two checks, in a drawer in his room, because, as he says, the company had not furnished him with a safe in which to keep all money that came in. When he arose the following morning the money was gone, and he at once notified the company. According to his story they placed the responsibility of the loss upon his shoulders, and wanted him to work it out. It was at the time of the strike, and he refused to do so, not only on account of the strike, but because it would appear as an admission of guilt. Further discussion of the matter, he says, led him to ask for an honorable discharge from the union so that he might work off the alleged indebtedness. Then, he claims, the company refused to allow him to return. His arrest followed.

WHERE STUART FELL

Stone Marker Repaired By Veteran Cavalry Association.

The veteran cavalry Association, to the efforts of which is due the credit for the erection of the equestrian statue to General J. E. B. Stuart, has paid another tribute to the famous commander by raising the stone which marks the place where he was wounded on the county road beyond Yellow Tavern, and putting it in proper and permanent condition.

This stone marker was erected some years ago, and from its position on an embankment, was in danger of being undermined by the elements. The association has had it surrounded by a granite coping and a wrought iron fence, making the marker secure for many years to come.

On this spot General Stuart, with a small cavalry force, intercepted General Sheridan with a much larger force, preventing a contemplated raid on the city, but falling mortally wounded in the gallant defense.

STOLE PEOPLE'S BREAD

Willie Carter and Melvin White (Colored) Charged With Being Two Attentive.

Though they were arrested last night only on the charges of being vagrants and suspicious characters, Willie Carter and Melvin White, both colored, will answer warrants to-day charging them with stealing bread from delivery boxes in front of stores on Eighteenth Street, and White with stealing a basket one night a week ago from a stall in the First Market. Officer Kellum will charge that they break open bread delivery boxes so often and are so attentive to business that purchasers rarely receive enough for their daily wants. The police have been looking for the pair for some time, and Bicycle Officer Kellum landed them last night.

WARNS MRS. BELLENOT

Was Fined Once for Not Abating Nuisance, and Has Been Reported Again.

Mrs. F. Bellenot, who was fined $10 in the Police Court Tuesday morning for allowing a nuisance to continue on her premises near Main, between Harvie and Short Street, has been warned to abate the nuisance, which is alleged to be a closed sewer pipe. Mrs. Bellenot was reported again yesterday morning by Special Policeman Moseley, of the Health Department. Mrs. Bellenot appealed from Justice Crutchfield's decision, but he is determined to carry his point.

SUIT CASE STOLEN, BUT GOT NIGHT ROBE

J. E. Loubrick, of Baltimore, Robbed While Napping in Depot.

While taking a short nap during his wait for a train, due to leave the Main Street Station at 7:30 o'clock last night, J. E. Loubrick, of Baltimore, was robbed of his suit case by Fred Brassfield (colored), who quietly slipped out of the depot, thinking that no one had observed him. A negro porter had seen him, however, and informed Officer Chatterson of the theft. Calling Policeman Gary, Policeman Chatterson went one way and Gary another. They heard that Brassfield had deposited the grip underneath a billboard. Brassfield, with John Austin and John Williams, alleged accomplices, were run down in a few minutes, and the suit case was recovered.

Mr. Loubrick, who had been a guest at the Lexington Hotel, asked that he might have a night shirt, and one of the sleeping garments was taken out for his comfort during the trip to Baltimore. The suit case will be used as evidence this morning in the Police Court, and will be returned to its owner as soon as the court has finished with it.

THREW SNOWBALL IN WINDOW

Miss Jennings Cut But Not Badly Hurt By Broken Glass.

During the afternoon session yesterday a snowball, thrown by some unknown person, crashed through the window in the shorthand department of the Massey Business College, which is on the second floor of the building. A fragment of glass struck Miss Ethel Jennings, one of the students, on the head just above the temple, inflicting a wound almost an inch in length, from which blood flower freely for some time. Until it was found out that the wound was not dangerous, the room was in a great state of excitement. Miss Jennings, however, suffered no ill effects from her experience.

MASQUERADE BALL

German-American Society to Have Big Celebration February 25th.

It was decided at a meeting of the general committee of the German-American Society Wednesday night to give a big masquerade ball in Masonic Temple on February 25th. The following committee was appointed to make arrangements: John H. Lyneman, chairman; Earl Illig, secretary; Charles Battige, treasurer; Joseph W. Billey, Gus N. Bernier, Dr. Moses D. Hoge, Jr., Max F. Lindner, Carl Ruehrmund, E. A. Stumpf, William J. Miller Eugene Blottner, M. E. Enders, George C. Guvernator, J. S. Liebert, A. Sutherlin, S. Scheer and Charles Battige.

STOCKHOLDERS' MEETING

Virginia State Insurance Company Re-Elects Old Officers.

At a meeting yesterday of the stockholders of the Virginia State Insurance Company all the old officers were elected. The report of the secretary for the past year showed that the business has been good, with indications of an increase for 1908.

The officers elected were: President, Judge George L. Christian; Vice-President and Secretary, Robert Lecky, Jr.; Directors, Messrs. T. A. Cary, J. D. Carneal, George L. Currie, S. H. Hawes, John F. Ellett, Jr., M. Fourqurean, F. Sitterding and N. E. Ancarrow.

Fined for Selling Dope.

Charged with peddling cocaine, Richard Booker (colored) appeared in the Police Court yesterday morning, and was quickly sentenced to pay a fine of $100, sent to jail for thirty days, and put under $100 security for twelve months. Bicycle Policeman Bryant caught the negro in the act of selling the "dope." He had several packages in his possession.

C. & O. R. R. WILL NOT REDUCE SALARIES

Force, However, Will Be Cut About 10 Per Cent., Effective February 1st.

Officials of the Chesapeake and Ohio Railway denied yesterday that there would be any sweeping reduction in salaries on February 1st. It was reported that the cut would average 10 per cent. Between now and February the working force will be reduced about 10 per cent.

"Like many other roads, the Chesapeake and Ohio has found that the usual amount of traffic is much lighter than in ordinary times, and while that condition prevails it is necessary to dispense with the service of employes wherever possible," said an officer of the company. "This will affect the men more recently employed, and will be general over the system. Later on we will probably add to the force, but this order is not different from others issued in former years."

TO SELL THE SEABOARD?

Report Along System That Receivers Will Dispose of Property.

Reports from a number of points along the system show that the general belief is that the Seaboard Air Line will shortly be sold under a decree of the Federal court. The possibility of this, however, is rather remote, as it will require much time for the receivers to get at the bottom and put the company on a rock foundation. So strong is the opinion that the Seaboard will prosper under the receivership arrangement that the public are looking forward to better days, when the stock will be worth more and when the service will come up to natural conditions in the road's territory.

BOY BADLY BURNED

Clothing Caught From Cooking Stove, Wounds Being Painful.

Herman Snead, the four-year-old son of J. T. Snead, of No. 518 South Belvidere Street, was badly burned about the face, hands and head yesterday morning at 8 o'clock, when his clothes caught fire from a cook stove. His mother managed to smother the flames after a desperate effort, but his wounds are very painful, and it will be some time before he will recover.

Freight Traffic Increasing.

The movement of freight on most of the Southern roads is increasing, so much so that railroad men believe the weekly and monthly reports will show decided gains within the next few weeks, especially as compared with the record for December, when the movement was dull. Added to this, the general reduction in expenses will guarantee more hopeful conditions, and thus dissipate for all time the reckless and unfounded talk that other roads than the Seaboard will be placed in the hands of receivers.

Bible Mass-Meeting To-Night.

Miss Taylor, of Chicago, who has been lecturing in the city with so much success for the last two weeks, will hold a mass-meeting for women to-night at 8 o'clock in St. Paul's Church. During this week she has been holding classes at St. Paul's in the morning and at the Women's Christian Association at night. To-night's mass-meeting is for the benefit of both classes, and it is the desire of Miss Taylor that as many of each as possible be present.

D. G. Whitehead President.

At a meeting yesterday of the stockholders of the Everett Waddey Company D. G. Whitehead was elected president, succeeding Everett Waddey, founder of the company. Albert Y. Waddey and Everett Waddey, Jr., were elected to the board of directors.

FIRE THREATENS MURPHY'S ANNEX

Blaze on Sixth Floor Created Great Alarm, but Was Quickly Subdued.

BURNT THROUGH THE FLOOR

Guest Found Room in a Blaze, and Then Quickly Called for Help.

Much excitement was caused among the guests in the Grace Street annex of Murphy's Hotel last night at about 10:30 o'clock, when Mr. C. T. Lader, who occupied room No. 607, on the sixth floor, went in to retire, and found the room filled with smoke and the floor blazing. He quickly gave the alarm, and the occupant of the next room telephoned to the office, where a still alarm was turned in, chemical wagon No. 3 responding.

Before the arrival of the wagon, however, a small army of hotel employes, armed with hand extinguishers, rushed up to the scene and went to work with a will. The effectiveness of their efforts was soon apparent, and by the time the wagon got into play the fire was practically under control.

The blaze, though it was small and lasted only a short time, was quite fierce, and burned through the double floor into the room below, ruining the timber and severely charring the heavy joists. The damage, which was at first thought to be much greater, will hardly be more than $100.

Excellent work was done by the hotel people, both in extinguishing the flames and in quieting the guests. At no time was there danger of a panic except perhaps when, in the excitement of the moment, Mr. Lader gave the first alarm

STRICKEN ON WAY TO FIRE

Truck Captain Atkinson Has Slight Stroke of Paralysis in the Street.

While crossing Broad Street between Eighth and Ninth Streets last night on his way to the fire at Murphy's Hotel, Captain Charles S. Atkinson, of Truck Company No. 1, suffered a slight stroke of paralysis, and fell in the middle of the street. He was quickly picked up and removed to headquarters. Dr. Moses D. Hoge was summoned. After an examination he said that the stroke was slight, affecting as it did only a part of the left side, and advised that Captain Atkinson be kept at headquarters for the night. He will be moved home this morning.

Captain Atkinson is one of the most efficient and popular members of the Fire Department, as well as one of the oldest in point of service. He is about fifty-seven years of age, and is considered one of the coolest men in the service.

For many years Captain Atkinson was call captain of Truck No. 2, and in 1902 was made stationed captain of Engine No. 9, being later transferred to Truck No. 1, his present position.

PERMITS ISSUED

Repairs Ordered on Two Structures Injured by Fire.

Building and repair permits were issued by Inspector Beck yesterday as follows:

Goodman estate, J. T. Brown & Company, agents, to repair brick restaurant, No. 1208 East Main Street, damaged by fire; cost, $123.

R. R. Hicks, trustee for Martha Hicks, to repair brick drug store, No. 919 East Main Street; cost, $1,467.

George W. Samuels, to repair frame dwelling No. 3209 Williamsburg Avenue; cost, $200.

Abraham and Lewis Blacker, to repair brick storage and stable building at Seventeenth and Cary Streets, damaged by fire; cost, $3,000.

REFERS BEDFORD'S PLANS

School Board Elects Mrs. Helen W. McGehee Instructor in Music.

Consideration of the plans and specifications for the new High School submitted by A. C. Bedford came up for discussion in the monthly meeting of the School Board last night, and were referred to the City Council with the board's approval.

Superintendent Fox read his report, which showed a total enrolment of 14,083, with a working enrolment of 12,147 pupils. The graduating classes of the schools are now in operation, and the schools will be reorganized on February 3d.

Mrs. Helen W. McGehee was elected teacher of music in the High School, her duties to begin on February 1st.

FINE ORGAN RECITAL

Dr. Reinhardt's Program Delighted Audience at St. Paul's.

Many music lovers were present at the organ recital given last night in St. Paul's Church for the benefit of the Ragged Mountain Mission. Dr. Jacob Reinhardt excelled himself at the organ, and his daughter, Miss Annie Louise Reinhardt, who has just returned to the city, created quite an impression with her violin. Mr. Ernest Cosby also rendered several very pleasing selections on the organ, and Mrs. Clifton Miller delighted the audience with several songs. Perhaps the most pleasing feature of the program was the rendition of Dr. Reinhardt's "Fitz Lee Funeral March," a dirge in it keeping with its great subject.

ARREST C. & O. ENGINEER

T. W. Marcellus Charged With Breaking Open and Robbing Freight Cars.

T. W. Marcellus, a yard engineer, employed by the Chesapeake and Ohio Railroad in the Charlottesville yards, was arrested here early yesterday morning by Detective C. D. Duke and O. M. Wood on the charge of breaking into and entering freight cars in that city. Marcellus was taken back to Charlottesville soon after his arrest. He implicates several others in the crimes.

COULD BUILD RAILROAD

Tom Harris (Colored) Goes Into Railroad Business as Rival of Harriman.

Tom Harris (colored) was so unfortunate last night as to be caught by Mounted Officers Matt and Wright with the goods on. He had in his possession enough spikes and rails to go into the business with Harriman as a partner. All the stuff was carted to the First Police Station, where Harris was placed behind the bars.

Candidates for Re-election.

With many changes by reason of retirement in other wards Monroe is preparing to come back solid again in the upper branch of the Council at least. Alderman Gunn is a fortunate holdover, and his colleagues, Aldermen Reynolds and Moncure, announced yesterday that they would be candidates for another term.

Only One Charter.

The Corporation Commission yesterday issued a charter to the following corporation: The Suburban Land Co. (Inc.), Danville. A. W. Douthat, president; William H. Jones, vice-president; W. C. Noell, secretary and treasurer—all of Danville. Capital: Maximum, $15,000; minimum, $500. Objects: Real estate business.

Mr. Cabell May Run.

Friends of Hon. James Alston Cabell, of this city, are urging him to enter the race for the Democratic nomination for Governor, and though Mr. Cabell has not said what he will do with reference to the matter, it is known that he has it under serious consideration.

Early Closing on Church Hill.

Merchants of Church Hill have signed an agreement to close their stores at 6 P. M. beginning February 1st. This is done in order that the clerks may have a little more rest.

CLERKS WITHOUT POWER TO PROBATE

Supreme Court Sustains Question Raised in the Boswell Will Contest.

EFFECT ON MANY ESTATES

May Require Special Law to Prevent Endless Litigation. Grinnan Affirmed.

Declaring unconstitutional that section of the Code which confers upon clerks of chancery courts authority to probate wills, the Supreme Court of Appeals, in an opinion yesterday, upholds Judge Daniel Grinnan and sustained the point raised in the Boswell contest. Incidentally, there was left for the lawyers a rather delicate question. Since the law became effective more than forty wills were accepted for probate by Clerk Saville, most of the property affected having been sold. The same condition applies to other cities in Virginia.

The statement was made last night by members of the bar, however, that it was impossible to remedy the legal defects without resort to endless litigation. There was a suggestion that a special act might be passed by the Legislature covering the cases in question, or that the wills might again be probated in open court. The exact status, however, is a matter of conjecture.

Suit Was Against Executor.

The suit upon which the Court of Appeals passed judgment was filed in the Chancery Court by W. R. Smith against H. A. McCurdy, as executor of the estate of Mrs. Sarah C. Boswell, who died in May, 1906. The will itself was properly drawn, the contest being made on the ground that the act of the Legislature was unconstitutional. Judge Grinnan so decided, his opinion being affirmed. Smith alleged that Mrs. Boswell died intestate, and that the probate proceedings were null and void.

The opinion of the court, written by Judge Whittle, deals at length with the provisions of the Constitution of the State of Virginia, in which the judicial power of the State is clearly defined, and the acts of the special session of the Legislature immediately following the Constitutional Convention, in creating certain courts and fixing their powers and duties in accordance with the provisions of the Constitution, are fully set forth. The opinion continues:

"The assertion in section 87 that the judicial powers of the State shall be vested in the courts enumerated therein, and such other courts as are hereinafter authorized, covers the whole ground and imposes a distinct limitation upon the power of the Legislature in dealing with the subject, which it may not transcend. It follows, therefore, that unless authority be found in the Constitution empowering the Legislature to confer jurisdiction upon the clerk of the Chancery Court of the city of Richmond for the probate of wills, etc., that the provision in section 2639 A is unconstitutional.

"Section 87 authorizes the establishment of circuit courts; section 94 divides the State into twenty-four judicial circuits, and section 101 declares the General Assembly shall have power to confer upon the clerk of the several circuit courts jurisdiction, to be exercised in the manner and under the regulations to be prescribed by law, in the matter of the admission of wills to probate and the appointment and qualifications of guardians, personal representatives, curators, appraisers and committes of the estates of persons who have been adjudged insane or have committed felony and in the matter of the substitution of trustees.

Saville Not Within Terms.

"It is clear that the clerk of the Chancery Court of the city of Richmond is neither within the terms nor intendment of section 101. It in terms specifies 'the clerks of the several circuit courts,' and the Constitution wrought no change in the courts of the cities of the Commonwealth, which are practically open at all times for the transaction of business.

"Section 98 declares that 'in any city containing 30,000 inhabitants or more the General Assembly may provide for such additional courts as the public interests may require, and in every such city the city courts, as they now exist, shall continue until otherwise provided by law.'

"Such 'additional courts' must be courts similar in grade, dignity and jurisdiction to existing courts, and that cannot be predicated of a court clothed with special and limited jurisdiction conferred on the clerks.

"Our conclusion, therefore, in this aspect of the case is that there is no error in the decree of the Chancery Court. Upon the whole case, a careful examination of the record fails to disclose reversible error, and the decree appealed from must be affirmed.

Wills Probated by Clerk.

Following is a list of the wills probated by Clerk Saville:

Christian Frick, Laura Miner, Betty C. Gay, Benjamin Harris, Adrian Riddick, Elnora Frye, Philip Shea, Harriet C Robinson, Caleb Jacobs, C. Wendlinger, B. B. Minor, Jane Kirby, Frank L. Montague, George M. Kitchen, Albert H. Cauthorn, William Tennant, George H. Duke, Richard Frye, Joseph William Meoni, Allen S. Owen, A. Cohen, Daniel Clark, Martha Elizabeth Roberto, John H. Rose, Betty J. Timmerman, Henry Block, Sarah C. Boswell, Zellen V. Walters, John W. Higgins, Agnes M. Jones, Adaline Harris, W. H. Parker, Junittia A. Higgins, Mary Louise Langhorne Robert T. Brookes, Fannie Bowman, Julia A. Johnston, Olive H. Smith, Charles W. Clements, W. B. Robins, John R. Bennett, Joseph Stephen Montgomery, John

NEW TRIAL FOR UZZLE

Supreme Court Grants Negro Editor Change of Venue.

As previously announced by Presiding Judge Keith, the Supreme Court of Appeals handed down an opinion yesterday, reversing the Circuit Court of Accomac county in the case of Uzzle, the negro editor, charged with inciting to riot, and ordering a new trial in Norfolk. The cases against Burton and Conquest from the same court, and of similar construction, are also reversed.

In the Uzzle case, the opinion is written by Judge J. A. Buchanan.

The full history of the trouble is reviewed at length, the repeated attempts of the white people of Accomac county to drive the negroes from certain sections, resulting in a race riot last August, in which the Governor of Virginia, the adjutant-general and several companies of State militia went there to preserve order and protect human life and property. The arrest of Uzzle and his indictment for malicious shooting with intent to kill, his appeal for a change of venue to some other county, and its refusal by Judge Blackstone on the ground that no difficulty had been experienced in securing a venire in the county, are recited. The opinion continues:

Entitled to Change of Venue.

"After careful consideration of the facts alleged in the petition for a change of venue, and which facts must be taken as true, except as hereinafter indicated, the court is satisfied that the accused showed good cause for a change of venue, and that it ought to have been granted.

"It appears that the white people of the county were so greatly aroused against the accused, and that the relations between the races were of such character that it required the promptest and most vigorous action of the executive officers of the State, from the Governor down, including the military and the posse furnished the sheriff by the court to protect the accused and other members of his race from mob violence; that this state of feeling continued down to and through the trial of the accused, and that after the conviction of the accused he had to be confined in the jail of another county, pending his efforts to have the judgment of the trial court reversed. Under these circumstances, it is not only highly probable, but almost certain that the accused did not have that fair, dispassionate and impartial trial to which every accused person is entitled to under the law.

"The judgment of the Circuit Court will be reversed, the verdict of the jury set aside, and the cause remanded for a new trial, with directions to the Circuit Court to order the venue to be changed to the Corporation Court of the city of Norfolk, without carrying the accused back to Accomac county."

CAR SERVICE RULE VOID

Southern Railway Wins on Appeal From the State Corporation Commission.

In an opinion written by Judge R. H. Cardwell, the Virginia Supreme Court yesterday reversed the State Corporation Commission, and declared unconstitutional Rule 1 of the State Car Service Rules, as to its application to freight destined to points beyond the borders of Virginia. The case grows out of an appeal of the Southern Railway Company, which was notified by a large lumber-dealer at Rapidan station to provide certain cars for loading. The shipment was for points beyond the State. Cutshall, the dealer, complained to the Corporation Commission of the failure or refusal of the railroad company to furnish the cars, the commission, after a hearing in the case, fining the railroad company $50, from which decision the appeal was taken. The railroad claimed that this portion of Rule 1 was in conflict with the rulings of the Interstate Commerce Commission. Judges Buchanan and Harrison concur in the opinion, while Judge Whittle dissents from certain objections named, having grounds for other reasons than are enumerated, but concurring in the result of the finding of the court.

Contrary to Federal Law.

After reviewing the history of the case at length, and reciting Rule 1 of the commission in the present form, the opinion concludes:

"We are of the opinion for the reason stated that Rule 1 of the series of car service and demurrage rules established by the Corporation Commission for the government of transportation companies and shippers doing business in this State, here in question, as applied to this case, is invalid and void because in conflict with the commerce clause of the Constitution of the United States. Therefore, the judgment of the commission will be reversed and annulled."

Since the appeal of the Southern Railway the Corporation Commission has been considering amendments to the rule in question, and has taken evidence along this line.

JUDGE KEITH DECLINES

Will Not Accept Presidency of Commonwealth Club.

With expressions of the deepest appreciation for the compliment paid him, Judge James Keith president of the Supreme Court of Appeals, notified the Commonwealth Club yesterday that he would be forced to decline the nomination of president. He did so, he said, after a conference with his friends and out of abundant caution, although he had stated at first that he would accept.

A meeting of the club will be held to-morrow afternoon at 5 o'clock to elect another president.

THE introduction of other sales simply makes our offerings stand out more prominently. No other sales equal ours because no other merchandise is equal to ours. Gans-Rady Clothing stands in a class by itself—conspicuous for its individuality and workmanship.

Men's Suits Which Sold Up to $20.
Reduced to $12.75.

Men's Overcoats Which Sold Up to $20.
Reduced to $12.75.

Men's Suits Which Sold Up to $28.
Reduced to $16.00.

Men's Overcoats Which Sold Up to $25.
Reduced to $16.00.

Boys' Suits, Overcoats and Reefers---the choice of any in the house, at materially reduced prices.

Gans-Rady Company

PROUD PEOPLE BENT BY HUNGER AND COLD

Apply to Relief Stations for Food and Clothing, Which Cannot Be Supplied.

CONDITIONS ARE ALARMING

The Associated Charities Needs Money for Those Out of Employment.

With fifty families applying for aid, the Associated Charities sent out a call yesterday for more funds, the enforced idleness of many working people and the snow combining to make the local situation somewhat alarming. How to care for them is the problem which the organization is now facing, since its own exchequer is practically exhausted.

Dr. Buchanan, general secretary of the association, says that it is an entirely new condition with which he has to contend. Worthy and self-respecting families, who have never before been reduced to want, and who have never asked for assistance, have reached that point where pride quails before the thought of starvation. They are met with the possibility of being forced out of their homes because they can no longer pay their rent; they have nothing to eat; they can buy no wood or coal with which to build their fires. The wolf is at the door, and they are without a weapon of defense.

Ballard House Is Crowded.

In the Ballard House are now quartered five families, and others are applying there for shelter. Dr. Buchanan is preparing to meet the emergency with characteristic vigor. It may become necessary to accommodate fifty families in the Ballard House and to set up a common table. Others will be cared for in their homes—if the necessary funds be forthcoming—and their distress will be tided over until the coming of brighter days and more prosperous times. How acute the situation is becoming may be explained by the fact that several large manufacturing centres are reducing their forces, thus throwing hundreds of men and women out of employment. These people can procure work nowhere else, for conditions in one big employment centre are pretty near typical of all. Dr. Buchanan says the situation can hardly be exaggerated. He has difficulty in accommodating a few of the many who have come to him with hungry mouths and shivering bodies, and what he shall do with the host is a question which is yet unsolved.

At a special meeting of the Associated Charities Tuesday night it was decided that the finance committee should immediately begin to procure all the funds possible. Every case is carefully investigated, and to those who are worthy some assistance is immediately forthcoming. But the present amount in the exchequer of the association does not begin to cover the daily needs, for there are many families whose bread-winners are absolutely unable to get work. These people need homes, clothes, groceries—in fact, all the necessities of life. Rents come due, but they are unable to pay them, and without help they must leave. Food must be bought, but they have expended all they have, and there is no money left. They can depend for the time only upon organized charity, and organized charity has more than it can do under its present financial conditions.

Willing Workers Find None.

A case typical of the general run is that of a Church Hill man, who has a family of five to care for. He has been out of work for six weeks; his family has nothing to eat; he owes for his furniture. He is willing enough to work; he has always worked heretofore, but there is nothing for him to do. Others who may be counted by the dozens are in the same cruel predicament.

In short, Dr. Buchanan says it is the worst condition which the Associated Charities has yet had to face; it is most trying, and he is summoning all his reserve forces to meet the emergency. The present state of the weather is aggravating conditions, and the poor are traveling about the city, from one mission centre to another, seeking food and clothes. From the Rev. A. B. Sharp secretary of the Methodist Institute, at Nineteenth Street, comes a plaintive appeal for clothes, particularly shoes. He was forced yesterday to turn away dozens who came to him asking for shoes. He had none to give. The institution was filled to overflowing last night, and the need is daily becoming more pressing. He asks for clothing and shoes, and is willing to send anywhere that they may be procured.