TWO GIRLS KILLED AT ROAD CROSSING

Struck by Engine of Cannon Ball Train, Sisters Meet Violent Deaths.

SPECIAL COUNCIL MEETING

Unsanitary Conditions at River Will Be Remedied—Other Petersburg News.

Times-Dispatch Bureau,
5 Bollingbrook Street,
Phone 1485.
Petersburg, Va., July 17.

An accident on the Atlantic Coast Line Railroad this morning in Chesterfield county, near this city, caused the death of two attractive little sisters, daughters of Mr. and Mrs. John Everly, of that county. Their names are Ruth, aged eleven years, and Blanche Everly, aged fourteen years. The Everly family, who came to Chesterfield about two years ago from South Dakota, live on the Clifton farm, on the Conduit Road, about four miles from Petersburg.

This morning the two girls were driving in town in a buggy, as they had frequently done before, with some fruit and farm products to dispose of. As they drove upon the railroad track, at what is known as "Gressman's Crossing," about a mile from the city, they were struck by the engine of the fast Cannon Ball train from Richmond, due here at 8:30 o'clock. The horse was killed, the buggy smashed and the two girls were thrown some distance on the side of the track.

Ruth, the younger sister, was killed outright, and Blanche, the elder, was fatally injured. The bodies were brought to this city, and Blanche, showing feeble sighs of life, was hurried to the hospital, dying very soon after reaching there. The two bodies are now resting side by side in the undertaking rooms of J. T. Morriss & Son, where they were taken to be prepared for burial. An inquest will be held at noon to-morrow by Coroner Leigh, and a jury to inquire into the cause of the death of the sisters.

"Grossman's Crossing," where the accident occurred, has always been regarded as a point of great danger. In years past a number of persons have been killed there. The crossing is in a cut, in the approach to which trains are hidden from view. A danger sign is always kept standing at the crossing as a warning to travelers. In passing either way engineers are always required to blow their whistles. Engineer Mark Nobles, in charge of the Cannon Ball train this morning, is one of the most careful and experienced engineers on the road. The little girls, however, evidently failed to see the train or to hear its whistle or the noise of its approach. They were caught squarely as they drove upon the railroad track. A great deal of sympathy was expressed for the bereaved parents, thus deprived by sudden and violent death of their two daughters.

Engineer Nobles was greatly distressed and almost prostrated by the accident, and wept over the fate of the little girls. Conductor Hawks was also greatly distressed, and the passengers were horrified. Coming from the direction of Richmond, the engineers of trains can see no one approaching the crossing. Their view is hidden by the hills.

When the engine reached Petersburg a portion of the harness torn from the horse was found on the pilot.

Special Council Meeting.

A special meeting of the Council was held last night to take some action towards remedying the unsanitary conditions in the river caused by a broken sewer. While over a quorum of members was present the necessary two-thirds to make an appropriation for any purpose was not present. It was found, however, that a special appropriation was not needed. Chairman Patterson, of the Finance Committee announced that in the general appropriation ordinance passed on July 1, an appropriation had been made for sewer purposes without specifying any particular work, and that this money was available for the present emergency. It was therefore ordered that the committee draw on this fund for the money needed to relieve conditions at the river.

A communication from the Mayor was read calling attention to the meeting of the United States Board of Engineers of rivers and harbors to be held in this city next Tuesday afternoon and suggesting that the Council co-operate with the board in the matter of improving our river and harbor. The board is coming here to confer with citizens on this subject. As the meeting of the Council was called for one specific purpose, however, it was decided that no other business could be considered.

Death of Edward Mann.

Edward Gordon Mann died this morning at 10 o'clock at the residence of his mother, Mrs. Richard H. Mann, in Blandford, after a lingering illness, in the thirty-first year of his age. He was the youngest son of the late Captain Richard H. Mann, and had resided in Petersburg all his life. For the past twelve years his vocation was that of traveling salesman, in which capacity he displayed great ability. He was a man of fine intelligence, of high character and of loyal and generous disposition. He had a large circle of friends throughout the State. He is survived by his mother, two brothers—William Henry and Richard H. Mann, Commonwealth's attorney—and two sisters—Mrs. H. V. Parham and Miss Annie Mann.

His Eighty-first Birthday.

Colonel E. M. Field, the gallant old commander of the Twelfth Virginia Regiment, Mahone's Brigade, who led the regiment in the famous battle of the Crater, will celebrate his eighty-first birthday to-morrow, and his many friends in the city will extend congratulations. Colonel Field was severely injured by a fall several years ago, from which he has not recovered.

Personal and Otherwise.

Mrs. Louise Nelms, wife of George W. Nelms, formerly of this city, died last night at her home in Newport News. She was a native of Richmond, and well known in Confederate circles.

The Hustings Court will be opened to-morrow for the July term, but no business will be transacted until Tuesday next, on which day jurors and witnesses have been summond to appear.

The drums taken from the Salvation Army Hall several nights ago have been recovered. They were taken by boys, who wanted to organize a little Salvation Army of their own.

Mr. and Mrs. Luther Robertson, of Raleigh, N. C., are visiting relatives in this city.

Mrs. F. C. Miles, of South Richmond, is visiting her father, Thomas Eubank, at Swift Creek. Mrs. Miles is recovering after an operation at the Petersburg Hospital. Her brother is in the hospital here recovering from an operation for appendicitis.

Henry Taylor, colored, whose skull was crushed several nights ago by a blow with an axe in the hands of Ben Brown, a crazed negro, will recover. Three pieces of bone were removed from the man's head, and a prompt operation was what saved his life.

Vincent Russo, a well known fruit merchant of the city, accompanied by his son, Lee, left to-day for New York, where they will sail on the 20th instant for Italy to visit Mr. Russo's old home and friends.

The will of the late Samuel Edwards was probated to-day, the widow, Mrs. Pattie Edwards, to whom all the estate was left, qualifying as administratrix.

Mrs. J. Edward Cook, daughter of Mr. and Mrs. W. A. Herzog, was taken to the Petersburg Hospital last evening, suffering with typhoid fever.

Bishop O'Connell, of the Richmond diocese, passed through the city to-day on his way to Savannah, Ga.

Mr. and Mrs. J. Walter Brunett, tonight at their home on Halifax Street, celebrated their fortieth marriage anniversary and received the congratulations and good wishes of many friends.

A Picnic To-Day for the Bargain Hunters!

Beginning this morning the great annual event—**the Berry Sale of Boys' Clothing**—starts with a regular picnic in money-saving opportunities.

From one end of the huge department to the other the prices have been slashed.

Fine Clothing made by real tailors, of the best fabrics, is offered at prices that will astonish you.

SUITS THAT WERE		SUITS THAT WERE	
$4.00 and $3.50 at	$2.45	$9.50 and $9.00 at	$7.75
$5.50 and $5.00 at	$3.75	$11.00 and $10.00 at	$8.75
$6.50 and $6.00 at	$4.75	$12.50 and $12.00 at	$9.75
$7.50 and $7.00 at	$5.75	$15.00 and $14.00 at	$10.75
$8.50 and $8.00 at	$6.75	25c and 35c Scarves at	15c

Wash Suits in Russian, Eton and Sailor Blouse Styles

reduced to 95c, $1.15, $1.45 and $1.95.

Select while the lines are full.

O. H. Berry & Co.

NOT GUILTY OF FORGERY.

No Financial Fraud Involved in Norfolk Cocaine Case.

Norfolk, July 17.—The Corporation Court of Norfolk to-day held that a drug clerk who had signed a physician's name to prescriptions for cocaine was not guilty of forgery, because no financial fraud was involved, as the clerk had paid for cocaine himself. The Commonwealth's attorney, fearing the effect of such a decision will petition the next Legislature to meet the situation.

Death of Samuel H. Brooks.

Baltimore, Md., July 17.—Samuel H. Brooks, seventy-eight years old, multimillionaire, and one of the most prominent business men of Memphis, Tenn., died at a hospital here to-day. He came here six weeks ago for an operation. His wife was with him at the time of his death.

Gryner Heir to Thousands.

Chief of Police Werner yesterday received a letter from John J. Dwyer, an attorney of Hartford, Conn., seeking information as to thewhereabouts of Charles W. Gryner, who has fallen heir to several thousand dollars. Gryner, it is said, was in Richmond about twenty years ago.

CLAUDE ALLEN IS ON TRIAL AGAIN

Indictment Also Charges Murder of Commonwealth's Attorney Foster.

JURY IS ALREADY CHOSEN

Opening Statements for Each Side Made During Day's Session of Court.

[Special to The Times-Dispatch.]

Wytheville, Va., July 17.—The special term of the Circuit Court of Wythe county for the trial of the Allen cases, which adjourned on Saturday for the regular term of court, opened this morning at 10 o'clock with Judge Waller Staples presiding.

Mr. Wyser, for the Commonwealth, announced that he had elected to try Claude Allen first upon indictment No. 2, for the murder of Commonwealth's Attorney William M. Foster, the former trial on this indictment having resulted in a hung jury. This was objected to by Mr. Willis for the defense, who stated that although there had been no agreement it was understood Friel Allen would be tried next. The court in the absence of an agreement to the contrary ruled that Claude Allen should be tried first.

A venire of ninety-two men having been summoned from Washington county, the morning session of the court was occupied in selecting a jury. At the adjournment for dinner at 1:30 o'clock thirty-six men had been examined and sixteen qualified jurors accepted.

Court adjourned until 3:30 o'clock, at which time four of the sixteen were stricken off, leaving the following men who were sworn as jurors to try the case: S. W. Keys, G. I. Miller, J. P. Wilson, J. F. Rhea, C. A. Darter, W. D. Symthe, J. C. Dowell, J. B. Johnson, J. H. Vail, George C. Moore, W. A. Foster, J. F. Ramsey. The indictment No. 2 against Claude Allen for the murder of William M. Foster, was then read to the jury by Clerk C. C. Tate.

Mr. Willis, for defense, moved to quash the venire, and this motion was overruled, whereupon he moved to quash the panel for errors on voir dair, and overruling the motion of challenge for cause. This motion was also overruled and exceptions were taken by the defense.

The counsel for the Commonwealth will be the same in this case as formerly—Messrs. Wyser, Poage, Campbell, Draper and Landreth. For the defense, Hairston, Willis and Oglesby, with possibly Francis Cocke, of Roanoke, and Lawson Wornell, of the West Virginia bar.

The opening statements for the Commonwealth and defense were made by John Draper and Judge Hairston, respectively. Each occupied one hour.

Court adjourned at 6 o'clock.

V. P. I. STUDENT ACCIDENTALLY SHOOTS AND KILLS HIMSELF

[Special to The Times-Dispatch.]

Blacksburg, Va., July 17.—John Cecil, the seven-year-old son of Mr. and Mrs. James T. Hardwicke, accidentally shot himself at noon yesterday in the home of his parents, four miles from Blacksburg, dying almost instantly. He had been engaged most of the morning in cleaning his gun, and was alone in the room when the fatal shot was fired. Young Hardwicke had been a cadet at the V. P. I. for two years, and was an exceptionally bright youth. He was the youngest student to enter the freshman class in September, 1910, and one of the highest honor men.

DORTON DIES OF WOUNDS.

Council Will Consider Action of Policeman in Shooting Him.

[Special to The Times-Dispatch.]

Norton, Va., July 17.—Henry Dorton, who was shot by Policeman Tucker at the Norton Coal commissary last Friday evening, died this morning of his wounds.

The town council will hold a special meeting to-morrow night to consider Tucker's action in killing Dorton, it being held by some that he is not a proper officer and that the killing, while technically justifiable, could have been avoided.

GOVERNOR DENIES HE OPPOSED MINOR

(Continued From First Page.)

uation perfectly clear, I reproduce my letter:

Letter to Mr. Byrd.

"I saw in the papers this morning that the Bar Association of Richmond would meet at eleven o'clock, for the purpose of nominating, or rather selecting, as the papers have it, the judge to take the place of Judge Grinnan, whose resignation takes effect on the 1st of October. I know it has been the custom of the governor, in which up to this time I have acquiesced, to appoint whomever the Bar Association would select. I have been thinking about this right much, and have reached the conclusion that the governor ought not to put himself in such a position; that he ought to give to any recommendation made by the Bar Association great weight, but ought not to commit himself to appoint anybody who is recommended and thus abrogate the power which is given to him by the law of the State.

"I suppose you will attend the meeting this morning, and if you do I will be glad if you will state to the association the views I have expressed in this letter. Please say in addition that I have the greatest respect and regard for my brother lawyers and believe the standard of the profession as high, if not higher, than any other, and that my position is based simply upon the idea that I ought not to give up my power of appointment."

Now remember that I did not express any preference to a single human being; not even to my own son, a voter at the meeting, and after reading my letter, no one can say I have done anything which could by possibility have affected the result or even changed a single vote.

Stands by Statement.

In conclusion, I beg to ask that nothing I have said shall be regarded as an apology for my action. I stand by my letter, and while I will give the most careful consideration to the recommendation of the bar, I will not ignore, by pledging myself in advance, the wishes and recommendations of the one hundred and thirty thousand citizens of Richmond whose rights of property and as to one court, of person are subject to the decision of the judge I appoint.

By the votes of the people of the State I have been made governor of the State, and I propose to exercise the powers of my high office for the good of all the people, and for the advancement of their rights and interests. And whenever those rights and interests require me to disregard the recommendation of any class of men, however, learned and high they may be, I will do so, and be responsible to my conscience and to the people who constitute the State. I will not abrogate or delegate my appointment of the judges of the city of Richmond, or any other locality, and I am glad to say that I understand by their action on yesterday, the members of the bar of this city do not desire or expect me to do so.

(Signed) WM. HODGES MANN.
Richmond, Va., July 17, 1912.

Home of Duffy's Pure Malt Whiskey

The above illustration shows the magnitude of The Duffy Malt Whiskey Co.'s plant, at Waterloo, N. Y. and the executive offices of the concern at Rochester, N. Y. This manufacturing plant is the largest and most complete of its kind in the land, occupying over 15 acres. It is equipped with every up-to-date device, known to the art. There are immense duplicate warehouses a great distance apart, so in case of fire in one warehouse, the trade can be supplied and the high quality and excellence maintained.

How It Is Made—What It Does

Duffy's Pure Malt Whiskey is manufactured from specially selected and cleaned grain, the best that can be bought. Only the purest spring water is used at any stage. Every step in the process of malting and manufacture is watched most carefully by men of broad experience, under the supervision of a chief chemist. Great care is exercised to have every kernel thoroughly malted, producing a liquid food, tonic and stimulant, requiring no digestion, in the form of a medicinal whiskey, which has been for over 50 years and is to-day, the world's greatest medicine.

Taken as directed, it brings into action all the vital forces; it makes digestion perfect and enables you to get from the food you eat all the nourishment it contains, thus building up the nerve tissues, toning up the heart, giving power to the brain, strength and elasticity to the muscles and richness to the blood. It is a promoter of good health and longevity; makes the old feel young and keeps the young strong and vigorous.

BE SURE YOU GET DUFFY'S

Sold by druggists, grocers and dealers in SEALED BOTTLES ONLY, price $1.00. If you can't procure it, let us know and we will tell you where to obtain it. Write for free doctor's advice and book of recipes for table and sick room.

THE DUFFY MALT WHISKEY CO.,
Rochester, New York

EXPECT PAY BILL TO BECOME LAW

Militiamen Think Fight Won. Hay for Long Time Key to Situation.

While there seems to be no chance for the passage of the militia pay bill at the present session of Congress, the volunteers generally seem to regard the long fight as practically won, and all are confident that the legislation will be passed next winter.

The bill in its present form is on the calendar of the House of Representatives, favorably reported from the Committee on Military Affairs and with the approval of the War Department, the principal officers of the army and the executive committee of the National Guard Association. It provides for Federal pay for the officers and men of the organized militia, based on regular attendance at drills and proficiency of service.

The Virginia end of this movement has been most important, in view of the fact that the chairman of the Committee on Military Affairs is Representative James Hay, from this State. For a long time Mr. Hay's position was unknown, and in fact he was regarded in some quarters as hostile to Federal pay for the militia. His attitude caused deep concern, and the volunteers saw to it that all possible pressure was brought to bear upon him. Colonel R. F. Leedy, of the Second Infantry, was especially active, sending out letters to all who could be of service, and in this way Mr. Hay was made to learn the sentiment of the public on the proposition.

Many of Mr. Hay's friends have contended that at no time has he been really opposed to the pay proposition. He now favors it, as shown by his action in favorably reporting the bill. Congress is crowded with other matters, but the information from Washington is that the measure is sure of passage at the next session.

ATTACKED CAR CREW

Seven Negroes Will be Arraigned in Court To-Day on Serious Charge.

The cases of seven negroes, six of whom are charged with felony for throwing rocks at a car of the Riverview division of the Virginia Railway and Power Company, will be called this morning in Police Court. They are alleged to have been disorderly on a trolley in charge of J. L. Garnett and J. W. Holloway. When they were put off for their behavior, a woman, Kate Lewis, became abusive and assaulted the motorman and conductor. Six men, Fernett Blair, Son Washington, Jack Morris, Eddie Booker and Brother Giles threw rocks at the car, endangering the lives of the passengers. The disturbance occurred several weeks ago.

The negroes were arrested by Detectives Krengel, Wiley and Policemen Kersey, Smallwood and Krug.

POISON OAK.

"Poison Oak affected my whole face and closed up my eyes. Milam cured me in three days."—S. B. Berkely, Danville, Va. "Milam cured my three boys of Poison Oak in less than a week."—C. S. Anderson, Danville, Va. Many others will testify, but try it at our risk. Ask your druggist.

Try all
want to know
the Greentree Man
BROAD AT SEVENTH

NEW PARTY SEEKS LOCAL MEMBERS

Those Interested Invited to Join Movement for Independent Organization.

Those who are bestirring themselves in the work of organizing a National Progressive party are busy in Richmond. The first step is the sending out of a feeler to learn how many persons there are in this community who are willing to cast their lot with Theodore Roosevelt and those who stand with him in his fight for progressive principles.

An address, just issued to the citizens of Richmond, sets forth that the National Progressive party leaders "want to communicate with representative citizens of Richmond and vicinity, hitherto members of either the Democratic or Republican parties, who are interested in, and willing to lend their services to, the organization of a National Progressive party, independent of both of the old parties."

Reference is made to the State convention of the new party, which has been called by State Chairman Thomas Lee Moore, to meet in Roanoke on July 30. The inference is that if a goodly number of persons indicate their interest in the movement a mass-meeting will be held in Richmond to elect delegates to the Roanoke convention, which in turn will elect delegates to the convention to be held in Chicago.

In most parts of the State, because of lack of time, no effort will be made to have local meetings and elect delegates, and a general invitation has been sent out to citizens to take part in the Roanoke meeting.

Major Werner Returns.

Chief of Police Louis Werner returned yesterday from Toronto, Canada, where he has been attending the annual convention of the International Association of Chiefs of Police.

COMPANY TO FIGHT LOAN SHARK EVI

Charter Issued to Corporati to Conduct Instalment Banking Business.

Negotaitions which have been pe ing for a number of weeks have j been consummated, whereby Richm is to have an institution to fight dread effects of the "loan shark." charter was issued yesterday for Mutual Savings and Security Corpo tion, as the institution will be kno capitalized at $100,000, with a m mum capitalization of $1,000,000.

The new corporation is backed by Ridgway Moore, J. R. Hartol and N. Saunders, of Richmond, and S. Heller of Norfolk. Mr. Heller has several years experience in the c duct of a similar organization in N folk where excellent results have b obtained in the fight toward the termination of the loan shark evil.

Similar institutions are now in op ation in Baltimore, Washington, N folk, Atlanta, Suffolk and Newp News, and there are several compan now being organized in the larg cities. The war being waged agai the practices of the loan shark is f becoming a world-wide issue, and is a known fact that the only w possible by which the loan shark c be absolutely exterminated and practices abolished is through p empting his field.

Since 1909, when one of the organizations for the conduct of an stalment banking business was fo formed, its plan and its method operation has been under the c scrutiny and subject to extensive vestigation of bankers and bank authorities, legislative bodies, fin ciers and men from every walk of li It is stated, have unanimously agre that this method is the most prac cable.

Yellowstone National Park

Spend this summer there. It is a wonderful place. You can travel for a month and never see the same thing twice. Up in those mountains and forests you will forget that you ever had a trouble in the world.

St. Louis-Colorado Limited

takes the shortest and most direct route. Leaves St. Louis daily at 2:15 p. m. via Kansas City and Denver, over the

Wabash-Union Pacific

The elegance of the equipment of this famous train and the uniform courtesy of the employees, make traveling a pleasure.

Through observation-library sleeper, and reclining chair car. Limited trains from Eastern and Southeastern cities make direct connections at St. Louis.

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THE SUPREME QUALITY OF TOASTED CORN FLAKES, IN AMERICA

The SUPREME quality of Washington Crisps is absolutely beyond question. Thoroughly steam cooked, toasted, deliciously crisp, ready to serve. On every package the unqualified GUARANTEE that every ingredient is of as HIGH QUALITY as the ingredients in cereal foods of ANY other make REGARDLESS OF COST; and GUARANTEE that Washington Crisps are made under MOST PERFECT SANITARY CONDITIONS possible to create in SPOTLESSLY CLEAN MILLS, by high-class workmen. Washington Crisps, from field to home, never touch human hands—everything done by automatic machinery. We give BOTH the CONSUMER and the GROCER a Square Deal! Washington Crisps

CUT OFF 1/3 High cost of living FOR CEREAL FOOD

and both Grocer and Consumer instantly recognized this—hence our big sales of SUPREME quality Washington Crisps to millions and millions of Americans.

Handsomest Food Package in America—Two superb portraits of George Washington on every package, handsome enough to frame, or use unframed, to decorate your "Den" or Living Room.

WASHINGTON CRISPS are
(130) *"First in the HOMES of his Countrymen"*

THE SUPREME QUALITY OF TOASTED CORN FLAKES, IN AMERICA, AND

1/2 More THAN IN ANY OTHER CEREAL FOOD PACKAGE for 10¢

There is no substitute for

DAVIS BAKING POWDER

No other Baking Powder judged on *quality* and *cost* gives such general satisfaction. Try it.
1/4 lb. 5c.—1/2 lb. 10c.—1 lb. 20c.
All good Grocers sell it or will get it for you.