

# VICTOR UNARMED, DECLARES CLAUDE

## Condemned Man Goes on Stand in Defense of His Brother.

### HAD TAKEN GUN FROM HIM

### Defense Makes Rapid Progress and Probably Will Rest Case To-Day.

(Special to The Times-Dispatch.)  
 Wytheville, Va., September 10.—That the weapon he used at the time of the Hillsville courthouse murders was one he had taken from his brother, Victor, and that consequently Victor was unarmed when the shooting took place was the testimony today of Claude Allen, who already has been convicted of first degree murder for the part he played in the tragedy.

The defense resumed its evidence this morning in the case of the Commonwealth vs. Victor Kilgore. The first witness called this morning, Tom Glahner, testified that Wesley Edwards were a black snarl, thus confounding him with Victor Allen, Cameron Montgomery, a new witness, was next introduced, but no new facts were revealed, except that one of the officers had told him he had been studying for nine months what to do when this thing happened.

Two witnesses were examined before adjournment for dinner. Four of those testified to the excellent character of the prisoner, one witness even saying that he was an "accepted" young man, but when asked to explain was uncertain as to its meaning. Two other witnesses were introduced to contradict the testimony of Dexter Good, which Good given on the stand several days ago.

The defense is getting on rapidly with its evidence, and it is hoped it will be completed tomorrow.

The defense resumed its evidence this afternoon. The first witness introduced was Samuel T. Rhodes, of Roanoke, an insurance agent, who testified that on April 2 he had a conversation in the courtroom at Hillsville with Dexter Good, in which Good described the shooting to him. The evidence was verified by several letters and checks dated at that time.

Mr. Rhodes was put on the stand by the defense in order to contradict the testimony of Dexter Good relative to the conversation which he had in the courtroom at Hillsville with S. T. Rhodes and others, and which he alleges took place on March 26. Two

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other witnesses were introduced who testified that the circumstances which led Mr. Rhodes's evidence.

Two witnesses were introduced who testified that they saw Claude Stricker feel Floyd Allen's pulse before the verdict was brought in on the day of the shooting at Hillsville. This was intended to throw doubt on the evidence of the Commonwealth that Claude Allen felt his father's pulse just before the shooting took place.

Claude Allen went on the stand. He told the same story which he has repeated several times on the previous trials, and his evidence failed to reveal any new facts. However, he answered each question in a clear and frank manner.

Court adjourned at 4 o'clock until tomorrow morning, when the next witness for the defense will probably close. It yet remains for Floyd Allen and the prisoner at the bar to testify in this case. The courtroom was crowded this afternoon and many women were present, especially while Claude Allen was on the stand.

### NEGRO STABBED

#### One Accused of Cutting Other Following First Fight.

James Whinton, colored, was arrested yesterday afternoon by Hillsdale Police-man Tomblinson on the charge of cutting Archie Ruffin, also colored, with a knife. Whinton is said to have stabbed Ruffin after the latter had struck him in the face in a fight which had resulted from a quarrel. The latter received an injury to the arm, which was treated by Dr. H. A. Bulluck, City Hospital ambulance surgeon. He was removed to his home, 101 North Madison Street. He was later placed under arrest for fighting and was held. Whinton will have to answer a charge of felonious assault.

### Injuries Fatal to Negro.

(Special to The Times-Dispatch.)  
 Emporia, Va., September 10.—Samuel L. Joe, a negro employe of U. B. Crowley's saw mill, located five miles north of Emporia, who was struck across the chest by a wire cable Saturday afternoon died today presumably from internal injuries.

## NOVEL LAW POINT MUST BE SETTLED

### Case Grows Out of Shipment of Liquor to a Minor in North Carolina Town.

Raleigh, N. C., September 10.—The first case called in the Supreme Court today when the appeals from the Third District were called for argument was the State vs. John K. Fisher and Mutual Aid Banking Company, of Granville County, Fisher being cashier of the bank, under indictment for selling whiskey under remarkable circumstances that must settle a novel point of law when the court passes on the case. A Richmond firm shipped a case of whiskey to Carl Spencer, of New Bern, a minor, and sent a bill of lading with draft for the amount due to The Mutual Aid Banking Company for collection. An uncle of Spencer saw the railroad notification of the arrival card that came to young Spencer and notified the bank that Spencer was a minor and that the payment of the draft must not be received and that the bill of lading must not be delivered to the young man. Spencer called at the bank, was allowed to pay the draft and receive the bill of lading, with which he took the case of whiskey from the railroad depot. On the strength of this, the banking company and Cashier Fisher were indicted for selling whiskey. Judge Ponder ordered a special verdict holding that they were not guilty, and from this verdict the State appealed, and the case was argued in the court of final appeal today. The judgment of appeals from the Third District this week will require practically all the week. Among the lawyers here from the district to appear in cases are Ex-Governor T. J. Jarvis, Harry Skinner, Julius Brown, of Greenville, J. L. Ward, L. J. Moore, W. B. Myler, B. E. Henderson and O. M. Gilson, of New Bern; A. M. Lamm, of Kingston; L. R. Vasser, Lumberton.

M. F. Sewall, of Carthage; E. M. Gorham, of Newhead City. The annual convention of Southern Agricultural Workers will be held in Raleigh November 7, 8 and 9, with North Carolina Commissioner of Agriculture, W. A. Graham as president, and North Carolina State Chemist, R. W. Kilgore as secretary. Dr. Kilgore has been secretary of the association for twelve years.

The association consists of three sections—the commission of agriculture, the workers in animal husbandry and workers in farm crop and soils divisions. There will be daily sessions of each of these divisions and also general joint sessions each day. Prominent farmers all through the South are members of the association, and numbers of them always attend these annual meetings.

The test farm committee of the State Board of Agriculture will be in session Wednesday, Thursday and Friday of this week for the double purpose of finally settling the question of the location of the bright tobacco belt test farm, and also for a special trip into Eastern Carolina to investigate as to the most desirable location of a proposed test farm in the black soil or drained lands. The board will visit Washington, Raleigh, Mackey's place, and other Eastern Carolina sections. A charter was issued today for the test farm, of 2000 Montgomery county capital \$25,000 authorized and \$10,000 subscribed, by J. W. Lemons and others.

Five white men and five negroes were arrested this evening by the police on warrants sworn out by W. J. Howard, chief of the Raleigh detective agency, charging them with being blind tigers. The white men are C. L. Finch, Howard, C. B. King and Paul Taylor, each having places of business on Wilmington Street, and Pat Horton, on Exchange Street. Most of the negroes also do business on Wilmington Street. This is the first general movement against tigers here for several weeks.

### DISLOYAL TO TAFT CAUSE.

#### Charges Against National Committee-men Will Be Considered.

New York, September 10.—A meeting of the Republican National Committee to consider charges of disloyalty to the Taft cause which have been made against certain members has been called for Wednesday, September 12, at noon, in this city.

Chairman Hillis, who led the call today, said, "I have called the meeting for the purpose of taking up charges which have been made against several members of the committee who are alleged to be disloyal to Republican principles embodied in the Chicago platform and to the Republican national ticket."

Mr. Hillis declined to give the names of the national committee-men who have been charged with disloyalty.

### Evidence Party Heard.

Trial began yesterday in the law and equity court of the appeal case of Walter L. Grange against John H. Schwartz. After the evidence was partly heard the jury was adjourned to this morning at 10 o'clock.

## WILL BE DEPOSED BY CONVENTION

### Roosevelt Supporters Will Be Forced Off Maryland Ticket.

Baltimore, September 10.—The Republican State Convention will convene tomorrow for the purpose of naming the presidential electors, and the eight electors chosen at the convention last May may be avowed Roosevelt supporters. Three of this number have resigned, and the resignation of President Taft, but three have been re-elected, Joseph H. Baldwin, David M. Newbold, Jr., and John W. Allen, have steadfastly refused to get the ticket, and will be deposed by the convention, which will be controlled by the regular Republican organization.

While it is expected there will be some Roosevelt delegates in the convention, the Progressive leaders say it is their desire that the supporters of Colonel Roosevelt should not attend, as they contend that the convention is illegal. They argue that the only valid vacancies among the electors are those which have been filled through death or resignation, in which event the vacancies may only be filled by the State Central committee. Progressive leaders will hold a conference next Monday and adopt plans for the removal of eight Roosevelt electors by petition.

## MAINE IS FACING ANOTHER CONTEST

(Continued From First Page.)

come of the gubernatorial election in Maine. "I think the results are very satisfactory indeed," he said, "based on the result of the last four years ago and two years ago. Two years ago the Republicans were divided, but this time they were united. That makes a great difference. In 1904, as I remember, a Republican Governor was elected by a vote of 10,000 against Taft's majority was about 14,000."

Governor Wilson added that the essential thing to consider was that while the Republicans in Maine had gotten together, the Democrats had broken up. Their own disunity, he said, was the real reason for their success. He thought also that the vote in Maine showed the same drift as it did in Vermont, namely that the Democrats were not losing but gaining votes in states controlled by Republicans.

### Determined by Local Issues.

New York, September 10.—William G. McAdoo, acting chairman of the Democratic National Committee, made the following statement today regarding the election in Maine: "We are, of course, disappointed that Maine did not go Democratic this year, but it was too much to expect. It is a Republican State, and the result was determined wholly by local issues and conditions. It is not a fair measure of the national election. This is proven by the fact that in the first Cleveland campaign it went Republican by more than 20,000 majority, and in the third Cleveland campaign by more than 10,000 majority, and yet the Democrats won in November. The election in a Democratic victory in one sense, that the Republican majority in the State has been reduced to the pitiful figure of 2,800. It means that the State is now in the hands of the Republicans, and Marshall will carry the State in November."

### Taft Greatly Pleased.

Beverly, Mass., September 10.—President Taft was greatly pleased with the Republican victory in Maine. It was the best political news the President's friends said today, that he had heard since he entered the White House. The President was so interested in the result that he stayed up until an early hour this morning to receive the returns of the Republican triumph. He smiled with delight, and was especially cheerful when he learned that the Maine Legislature will be Republican on joint ballot, assuring his party of another vote in the United States senate. Having read the returns and broadcasted today, the President started for Myopia and the golf links.

His pleasure was so manifest that he apparently forgot all about his own ankle. Mrs. Taft and the Taft children were just as happy over the news as was the President. Mrs. Taft did not retire until a late hour, while Robert and Charles, the Taft boys, stayed up with their father.

Although the President had no statement to make about the Maine result, his friends here were not so reticent. They found much cheer in it and were sanguine of the effect in other States. According to their view the result will serve to keep in line many of the Democrats who were wavering toward the Progressives. It will be an example, they say, to the doubtful ones of what can be accomplished where a solid front is presented to the Democrats. Some of the President's admirers went so far as to say that the outcome in Maine would bring back into the Republican ranks many leaders and many of the rank and file who have deserted it for the new party.

### Nominee for Roosevelt.

Tacoma, Wash., September 10.—Col. Theodore Roosevelt, who completed his journey across the continent today when he crossed the Cascade Mountains and arrived at Puget Sound, expressed elation to-night at the final returns from the Maine election. He said it was a victory for the Progressives.

"We named for Governor of Maine the man the Progressives want," he declared. "He wrote to me that he hoped we would not make a fight against him, that he was for me, and that he would come out for us after the election. I have just received word that he carried the State, and that in accordance with his promise he had come out for the Progressive national ticket."

Colonel Roosevelt delivered an address in the tradition here today, taking the Republican party and declaring it had made no fight against the "bosses" during the campaign. A Democratic victory in November, he said, meant "the enthronement of the boss, each in his own State."

He referred to conditions in New Jersey and said the Democratic party there "is striking apparently to get rid of one boss, Mr. Smith, and apparently has gone to bed with another, Mr. Niemi."

### MEETS AT EMPORIA.

Southside Medical Association Holds Interesting Sessions. Emporia, Va., September 10.—The Southside Medical Association, embracing the territory covered by Greensville, Sussex, Surry, Brunswick, Prince George, Nansemond, Giles, Wight, Southampton Counties and the cities of Petersburg and Suffolk held interesting sessions here today. The association convened at 2 o'clock this afternoon, and closed with a night conference.

Physicians from Richmond, Norfolk, Suffolk and Petersburg were among those present.

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## News of South Richmond

South Richmond Bureau.  
 The Times-Dispatch, 1000 Holt Street, Phone Madison 15.

Quietly and unobtrusively the South Richmond bureau yesterday went to the polls and registered their choice for the new Administration. Despite the large number of candidates the crowd around the voting precincts was no greater than is usual at any election, and it possible the workers were quiet.

The polls of the Third District were on the 100 from 8 a.m. to sunset, and with voters thronging in the assembled workers were presented with a number of minor incidents. One man was arrested for disturbing the peace, and another man was arrested for disturbing the peace.

In accordance with the primary law the voters were closed in the afternoon. However, three bars opened early and were open until midnight. In the city of South Richmond, the polls were in operation until 10 p.m. at the polls of the Third District. The voters were on duty until 10 p.m. at the polls of the Third District.

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## NEWS OF SOUTH RICHMOND

Young couple will spend some time in that city as the guest of friends, and then will return to Richmond, where they will make their home.

**Personal Mention.**  
 Mrs. Frank L. Lutz, of No. Porter Street, returned yesterday from Philadelphia, where she has been the guest of relatives. Mrs. W. H. Bethel, of 1214 Balbridge Street, who has been visiting relatives in South Boston, was called home yesterday by the serious illness of her husband. Ben LaPrade, who has been confined to his home for several weeks by illness, is now able to be about.

Mrs. George E. Bethel has returned from a visit to relatives in Philadelphia, where she has been the guest of her daughter, Mrs. Charles E. Page. Mrs. Taylor is visiting relatives in Philadelphia.

Frank C. Gilliam, of Woodland Heights, has returned from a visit to relatives in Charleston, S. C.

Mrs. H. H. Hinkle, of Granite, who has been spending a few weeks in Albemarle County, has returned home.

Miss Orla Humphrey, of Jasper County, is the guest of Mrs. James H. Hazzard, of Forest Hill, this week.

Misses Julia Robertson and Charlotte Humber, of Forest Hill, have returned home. Mrs. J. H. Humber, of Forest Hill, has returned home. Mrs. J. H. Humber, of Forest Hill, has returned home.

### AUDIENCE FOR KNOX

#### American Special Ambassador to Be Received by Emperor To-Day.

Tokyo, September 10.—Hollander, American special ambassador to the Emperor of Japan, will be received in audience by the Emperor to-day. The Emperor will be accompanied by the Emperor's wife, the Empress Sadako. The American Secretary of State, and his wife will be in the city to-day. The Emperor will be accompanied by the Emperor's wife, the Empress Sadako. The American Secretary of State, and his wife will be in the city to-day.

### Arrested for Nonsupport.

R. H. Lee, a machanic, 147 at 147 East Third Street, was arrested yesterday morning for nonsupport. He was taken to the Third District, where he remained overnight for his appearance in District Court. He was arrested for nonsupport.

### Important Deal Completed.

One of the most important deals ever consummated in the South was completed yesterday. A large tract of land, owned by the late John H. Hazzard, was sold to the late John H. Hazzard. The deal was completed yesterday.

### Funeral of Mr. Longworth.

The funeral of George W. Longworth, former mayor of South Richmond, who died Sunday in Columbia, G. C., will be held this afternoon at 4 o'clock at the residence of his daughter, Mrs. M. L. Taylor, 102 West Fifteenth Street. The services will be conducted by the Rev. G. T. Taylor, pastor of the Baptist Church, 102 West Fifteenth Street. The burial will be in Mount Pleasant cemetery.

### Lanter-Rose Marriage.

Recently staying away, Miss Rose C. Lanter, of 102 West Fifteenth Street, was married Monday night in Washington. The bride was Miss Rose C. Lanter, of 102 West Fifteenth Street.

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