

The Paducah Evening Sun.

VOL. XXV NO. 8.

PADUCAH, KY., SATURDAY EVENING, JANUARY 9, 1909.

TEN CENTS PER WEEK

BUSINESS GROWS IN VOLUME EVERY DAY, SAY REPORTS

Wholesalers Have Men on Road Once More Selling for Next Retail Season.

Manufacturers Tell of Their "Fill-in Orders".

BANK CLEARINGS THIS WEEK

Bank clearings \$927,002

Bank clearings this week, the first of 1909, soared to nearly the million dollar mark. The cause assigned for the big business is the closing of the year and the semi-annual dividends, which the banks declared Monday, as well as the settlement of the annual accounts in addition to the regular monthly bills. Business men as a whole are optimistic over the trade and all declare they had better trade than they expected, while 1908 has started off with every prospect of keeping the bank clearings at the old figures.

In response to the revival of commercial and industrial activity and carrying the gospel of business enterprise, the troop of commercial men, representing Paducah's big wholesale houses and manufacturing interests, have again hit the pike with their samples and business oratory. Wholesale houses have fairly hummed this week with the work that will follow, and the railroad ticket offices report the sale of many mileage books for the traveling salesmen. Railroad officials declare that the sale of mileage has been heavier this year than usual, for more men than ever before.

A representative of Covington Brothers & company today said, "Our business has been better than we expected, and after the holiday rush it has begun to be steady. Canned goods is moving freely, but with this exception no other line of goods is moving any better than the rest, although business is good. Collections have been good."

Trade in the dry goods line has been good with the traveling men now selling summer and spring goods. A representative of C. H. Rieke & Sons, wholesale dry goods dealers, said: "For the season our business is good, with collections showing up excellent. Trade in the tobacco section has not been up to normal owing to the trouble, and the crops being tied up, but money has been free in the cotton district in Tennessee and the corn belt in Illinois."

The jewelry line is one of the best barometers on trade, as when jewelry begins selling rapidly it is sure that the people have more than the proverbial pin money. Mr. J. L. Wolff, when questioned, said: "After the holiday rush we still have a nice business with the repair department overflowing. All repair work was discontinued during the holidays, and this accounts for that. Still there is a good demand for goods, including the stable line."

Local manufacturers report a great change in things since the first of the year. A spirit of optimism permeates all lines of business, and is reflected in larger orders and orders that anticipate future demands.

"Every day brings us evidence of the return to normal throughout the country," said one manufacturer today. "We are getting 'fill in orders' (this is the out-of-season period for us), that are surprising in their size and indicate nothing if they do not reflect low stocks on the retailers' shelves. This means more business in a few months that we can handle with promptness."

Reports from all over the country since the first of the year indicate the same conditions. Railroad rates are at last showing increase in gross earnings, and with the marked decrease in operating expense this means big net earnings. Big net earnings means provisions for improvements and in turn this means more work for the laboring man—an impetus to prosperity.

Wright's Innocent

Paris, Jan. 9.—Members of Madame Goujat's family confirm the report that Wright is mentioned in the divorce proceedings. They assert there is no reason for involving the American. They declare Goujat confused him with a Frenchman, who stopped at the same hotel. Wright regards it as a joke. His indifference to women is well known. He believes Goujat will be convinced and amend his suit before trial.

Five People Shot, One Dead, Two Fatally, in Fight Between Ranson and Lantern Families at a Dance

Judge Burkhead Refuses T. S. Anderson, Owensboro Banker, Change of Venue and He Won't Vacate.

Williamston, Ky., Jan. 9. (Special)—Ethel Ranson was killed and Sidney Ranson and Charles Clark probably fatally wounded, and Thomas Turney and Emmett Hogan were seriously wounded in a fight at a dance in this county early this morning between the Lantern and Ranson families. George and Grover Lantern were arrested, charged with murder.

Anderson Trial Starts.

Owensboro, Ky., Jan. 9. (Special)—Judge Burkhead refused to vacate the bench or grant a change of venue in Banker T. S. Anderson's trial this morning, and the selection of a jury began. Anderson asked the judge to vacate on the ground that he was a candidate for re-election and ruling against Anderson would be popular among the former depositors.

Prof. Billington Now a Lawyer.

S. J. Billington, county school superintendent, was this morning sworn in as a practicing attorney, having previously been examined by a board of examiners appointed by the Ballard county circuit court and granted a license to practice.

MRS. HEATH MUCH BETTER IS THE LATEST REPORT.

News was received last night by Col. Richard Sutherland, a member of the board of police and fire commissioners, that his sister, Mrs. Mary J. Heath, of Benton, was critically ill of pneumonia, but a message this morning was received stating that she is better. Colonel Sutherland and his nephew, Arty Johnson, left this morning to attend the bedside of Mrs. Heath.

TRAMP INSISTED ON PIE.

Woman Who Had Fed Him Then Dragged Him to Police Station.

Wilkesbarre, Pa., Jan. 9.—Mrs. Albert Farrow, a sturdy and fearless woman of this city, hustled to the police station a tramp who swore at her. The man asked her for food, and when she prepared a meal for him he complained because there was no pie.

To this Mrs. Farrow retorted that nobody but a bum would turn down good food. The tramp responded with a flood of abuse, whereupon Mrs. Farrow threw off her apron, donned a sun bonnet, and, before he realized what was happening, she had seized him by the coat collar, shaken him until his teeth rattled, and was rushing him toward the police station, half a block away.

ORIGINAL DEFENDANTS IN BENNETT CASE ARE HARD TO FIND; LATER ONES FOUND

Elwood Neel, deputy United States marshal, returned from the night rider territory yesterday afternoon. Mr. Neel has served summonses on about one-half the defendants in the Henry L. Bennett case, which will be tried in the April term of federal court. Mr. Neel had 156 defendants to summon and between 70 and 80 have been found. All this week Mr. Neel has been driving in Trig, Caldwell and Lyon counties. Deputy Marshal Neel did not have any trouble in finding the new defendants in the

"RED TAPE" FATAL IN EARTHQUAKE REGION OF ITALY

Rome, Jan. 9.—A serious charge is being made against the government that "red tape" was responsible for thousands of deaths in the earthquake. The question was raised in the chamber of deputies. It is charged that Premier Giolitti had involved departments in so much formality of proceedings that 48 hours' delay was experienced in getting aid to sufferers. Deputies declare 10,000 could have been saved by quick action. Refugees at Messina are being forced to leave. Food is cut off to drive them away. The gunboat Scorpion arrived at Messina but there was little to do.

Otago Tribe Installs.

Next Friday night the Red Men will have the semi-annual installation of officers of the Otago tribe. The Paducah warriors will be strengthened by the entire membership of the Barlow tribe being present. The Barlow Red Men will bring up eight or ten pale faces and the three degrees will be put on. After the installation and degree work the Red Men will enjoy a smoker and banquet. The lodge will meet at 7 o'clock in the evening and the members will not adjourn until after midnight.

Gift From Governor Hughes.

Mr. George Walters was the recipient of a delayed Christmas gift today when he was handed a package which bore greetings from Governor and Mrs. Charles Hughes, of New York. The gift was a pretty piece of burnt wood. Mr. and Mrs. Walters were introduced to the governor of New York two years ago when attending a meeting of the Knights Templar at Saratoga. The governor is a personal friend of Mr. Walters' brother-in-law.

JUDGE HELD UP WOMEN.

Released Such as Paid Fees to Certain Lawyers.

New York, Jan. 9.—City Magistrate Otto H. Droegge was found guilty of charges of unlawfully freeing women committed by him to the workhouse, and therefore was ordered removed from his position as city magistrate by the appellate division in accordance with the application of the bar association. It was charged that Magistrate Droegge signed orders for the release of only such prisoners as had paid fees to the two lawyers who formerly had been associated with him in the practice of law.

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ELEVEN-YEAR-OLD BOY ROBS OFFICE BROOKPORT MILL

Brookport, Ill., Jan. 9. (Special)—Eleven-year-old Mitchell Hardy, son of John Hardy, of this place, robbed the Brookport Milling company of \$222.49 Thursday and got away without being suspected. Until he was arrested last night in St. Louis with \$50.60 in change and checks, valued at \$162.09, in his possession, another man was shadowed. The boy entered the mill about 11 o'clock on Thursday morning and rifled the desk in the office on the second floor. The only employe in the building was in the boiler room at the time. The money taken consisted of bills, amounting to \$29, and silver, amounting to \$31.40. The checks were City National bank, Paducah, \$110.60, \$40.85; Brookport bank \$14.89; \$19.20; \$10. Mr. Ely, manager of the mill, left this morning for St. Louis.

NEW TRIAL ASKED FOR GEO. FREEMAN IN CIRCUIT COURT

Negro, Condemned by Verdict of Jury, Overlooks no Ground.

Will Hornsby Receive Sentence This Morning.

WAS IN JAIL ALL THE TIME

Motion and reasons for a new trial were filed in circuit court yesterday afternoon by Attorneys Graves and Hazelip, representing George Freeman, who was sentenced to hang Thursday for the murder of Essie Cobb.

The attorneys in their petition make the usual allegations that the court erred in giving instructions to the jury and in permitting irrelevant evidence to go to the jury and in ruling out relevant evidence, all of which prejudiced the defendant's rights. It is also alleged that the punishment is excessive and contrary to the law and the evidence; that the verdict was rendered under passion and prejudice. The attorneys also allege that the defendant was unprepared for trial at this term of court as was indicated by an affidavit filed before the commencement of the trial. Judge Reed will hear argument on the motion next week.

More Indictments.

The grand jury returned 14 indictments this morning six of which were against three druggists for retailing cocaine to individuals without a physician's prescription. Other indictments were: Setting up a game, Mandy McGee and Dick Oakley. False swearing, Mary Wade. Breaking into storehouse, Henry Ruff and John Moore. Petit larceny, Luby Wyatt. Chicken stealing, Levi Ruff. This defendant entered a plea of guilty and was sentenced to two years' imprisonment. Jesse McKay, indicted for obtaining money by false pretenses, entered a plea of guilty and was sentenced to one year in the penitentiary.

Hornsby Sentenced.

The sheriff and county jail officials worked a clever ruse on reporters and the public in regard to the sending away of Will Hornsby after the jury returned a verdict for 20 years in the penitentiary Thursday morning. Friday it was given out at the jail that Hornsby was carried to the penitentiary at Eddyville by Theodore Luttrell, a guard, who brought Felix McWeather, a convict, here to testify in the Hill murder case. This morning it developed that Hornsby was still a prisoner in the Paducah jail. He was taken before Judge Reed after court convened and received sentence and at 11:20 o'clock Deputy Sheriff Clarence Ogilvie with the prisoner in charge left for Eddyville. When asked by Judge Reed if he had any reason to give why sentence should not be imposed, Hornsby protested his innocence again, but no new trial was asked for. Judge Reed in passing sentence remarked that if Hornsby was guilty the sentence was too light and that if he was innocent he should have been acquitted.

Blue Jackets Erect Station.

Messina, Jan. 9.—A detail of blue jackets from the United States gunboat Scorpion constructed an Anglo-American station upon a space adjoining the ruined building in which the American consulate was located. Dr. George C. Rhoades, surgeon of the Scorpion, has assumed charge.

Philip Stephon Seils Out.

Mr. Philip Stephon and sons have sold out their place of business in Cairo and Mr. Stephon expects to spend the remainder of the winter in Hot Springs. Mrs. Stephon arrived in Paducah last night to spend a few weeks with her daughter, Mrs. Jake H. Petter, on Broad street, and she will then probably go abroad.

No Sale of Lugs

Clarksville, Tenn., Jan. 9. (Special)—The pending deal with the Spanish government for 2,000 hogheads of lugs was cancelled by the Planters' Protective association because better prices could be obtained by selling each hoghead separately. The buyers say no deal was made.

Pacific Slope Reform

Sacramento, Jan. 9.—A vigorous fight to end the race track gambling is preparing in the legislature. Two bills were introduced. Both are drastic and cover every phase of gambling. Race track opponents are thoroughly organized and will force the issue.

Six Night Riders of Reelfoot Are Sentenced to be Hanged February 19 by Judge Jones at Union City

"DRYS" GET EVEN BREAK.

Five West Virginia Towns Go "Wet" and Five Go "Dry."

Wheeling, W. Va., Jan. 9.—Municipal elections were held in many second class West Virginia towns today. The old political parties had tickets in the field in only a few towns. Republicans elected a mayor at Cameron and Pollinsbee. The licensing of saloons was the issue in many towns. Results so far as learned are as follows:

Wet—Follansbee, Cameron, Mill Creek, Hutonsville, Beverly.

Wet—Elm Grove, Gladys, Monongah, Princeton and Matewan.

NAVAL STUDENT ARRESTED.

Glens Wells Corre, Millionaire, Overstays His Leave.

Newport, R. I., Jan. 9.—Glens Wells Corre, of Cincinnati, one of the young millionaires of that city, who last November decided he would give up a life of luxury for the navy, enlisted in his home city and was sent to the naval training station at Newport to begin at the rating of yeoman in the yeoman school at the station, is under arrest, charged with overstaying his leave on New Year's night. Tomorrow will mark his second month at the station, and the anniversary will mark his solitary confinement in the brig for five days.

New York Fund \$475,000.

New York, Jan. 9.—The local relief fund for the earthquake sufferers today totals \$475,000.

Three Die in Fire.

New York, Jan. 9.—Three persons are dead, another probably fatally burned, and half a hundred others had narrow escapes when fire swept through a five story tenement house at No. 666 Ninth avenue.

Quake Fund Reaches \$600,000.

Washington, Jan. 9.—Contributions for the relief of the Italian earthquake sufferers which reached the Red Cross today bring the total amount received from all sources up to over \$600,000. Today \$55,000 was received.

Robbitt in Hains Case.

Flushing, L. I., Jan. 9.—Jan. 9.—The state started its rebuttal. Frederick Levitt and Merle Downs denied seeing Tierney, Hains' best witness, on the boat during the shooting. Charles Roberts denied that he picked up Peter's revolver until he called for Annis. Tierney testified that Roberts seized the gun immediately and threatened Peter.

SENTENCED TO PRISON FOR EMBEZZLEMENT.

Springfield, Ill., Jan. 9.—Pleading guilty to charges of embezzlement and giving as his excuse that he took the money to build a home for himself and bride, Wesley A. Martin, formerly a Granite City banker, was sentenced to five years in the federal prison at Leavenworth, Kas. Martin appropriated \$20,000 of the bank's money. The shortage was made good.

TILLMAN REPORTS HIS LETTERS ARE TAKEN FROM DESK

Washington, Jan. 9.—Senator Tillman sent Senator Hale a letter, saying important letters and documents relating to his alleged connection with Oregon lands are missing from his desk in the capitol office. He doesn't charge that they were stolen, but he wishes it known they are gone. Tillman is preparing to answer Roosevelt's charges. He will address the senate Monday. He declines to discuss the case now, although he admits the authenticity of letters published. He declares he has done nothing unlawful and he doesn't fear the outcome, but intends to proceed slowly.

Investigate Detective Bill.

Washington, Jan. 9.—The house adopted the resolution introduced today by Tawney, appointing a select committee to investigate appropriations for government detective work.

Chicago Market.

May	High	Low	Close
Wheat	1.07 1/2	1.06 1/2	1.06 3/4
Corn	.61 1/2	.61 1/4	.61 1/2
Oats	.52 1/2	.51 3/4	.51 3/4
Prov.	16.65	16.55	16.57 1/2
Lard	9.67 1/2	9.62 1/2	9.62 1/2
Ribs	8.72 1/2	8.70	8.72 1/2

TREASURER CASE WILL BE DECIDED MONDAY MORNING

Circuit Judge Reed Hears Argument of Attorneys Before Noon Today.

Does Constitutional Provision Apply to Office?

QUESTION THAT IS SUBMITTED

Sailing on an unknown sea without a single precedent to guide them, attorneys in the city treasurer's controversy presented their views of the case before Judge Reed this morning and a decision will be rendered Monday morning.

At the outset an agreed statement of the material facts in the case was submitted, which when summed up, leaves the only question to be determined by the court, whether or not a vacancy existed in the office of the city treasurer by reason of that official being ineligible to succeed himself.

Mr. Wheeler, representing Mr. Walters, stated to the court that he relied solely upon Section 161 of the present constitution of the state of Kentucky, which provides that no mayor, chief executive or fiscal officer under this constitution, whose duties may consist of the collecting or handling of public moneys may be eligible to succeed himself, and upon the section of the Kentucky statutes which defines the duties of the city treasurer as that of collecting money and turning it over to the regular city depository.

In his argument, Mr. Crice, who represents Treasurer Dorian, raised the point that the office of city treasurer was not created by the constitution but by a legislative act. That under the constitution no office is made necessary but the mayor, police judge and legislative boards, which are required to be elected by the people. That without the charter there would be no city treasurer.

Under legislative acts, the charter of second class cities creates the office of city treasurer and makes it an elective office, though the legislature had the power to make the treasurer's office an appointive one as in all cities, except those of the first and second class.

Mr. Crice made the contention that the legislature fixed the qualifications or eligibility of officers, except the mayor, police judge and legislative boards, and that it did not provide that the city treasurer should be ineligible to succeed himself.

The point was also raised by Mr. Crice that the city treasurer was not necessarily a fiscal officer, the meaning of fiscal officer being defined, as one who controls finances for a state, county, municipality or corporation. Mr. Crice contended that the duties of a city treasurer are purely ministerial, that he only received public money and turned it over to the city depository every day; that he has no power to check out a cent of the money except on authority from the finance committee of the general council, which committee constitutes the fiscal officers of the city.

The attorney argued that the sheriff of the county has never been considered a fiscal officer, though he has charge of the collection of taxes. That official turns his money over to the county treasurer, who pays it out on order of the fiscal court. In short, Mr. Crice stated, on the point of eligibility, that the legislature was expressly granted the power to fix the qualification or eligibility of the city treasurer and that it had not limited him.

After hearing the arguments Judge Reed announced that he would render his opinion Monday morning that the case could be carried to the court of appeals immediately for settlement.

Thaw's New Chance

Poughkeepsie, Jan. 9.—Harry Thaw was taken to Nyack, where a new writ of habeas corpus obtained by his mother, will be heard. Attorney Nourse expressed confidence that the insanity commission will be appointed and Thaw found sane. Jerome is opposing the writ.

Lincoln Celebration

It is probable that an excursion party will be organized in Paducah for the purpose of attending the dedication of the Memorial building, which will be dedicated by President Roosevelt at Hodgenville, the birth place of Abraham Lincoln, February 12. Low rates will be secured and it is believed that a large party may be secured, as the dedication will be a gathering of notable men from all parts of the United States.



Cloudy and probably rain tonight and Sunday, not much change in temperature. Highest temperature yesterday, 40; lowest today, 30.