

The Paducah Evening Sun.

VOL. XXVI NO. 1.

PADUCAH, KY., THURSDAY EVENING, JULY 1, 1909

TEN CENTS PER WEEK

Herrin Southern Is Name of New Railroad From Herrin, Ill., to Metropolis, Ill.

INQUEST INTO SUICIDE OF GEO. FREEMAN

HELD AT CITY HALL THIS AFTERNOON BY CORONER EAKER.

CONTENTS OF STOMACH FOUND ON ANALYSIS AT LOUISVILLE.

A non-climittal verdict was returned this afternoon by the coroner's jury at the inquest into the death of George Freeman. The verdict was:

"We, the jury, having been summoned to investigate the cause of the death of George Freeman, who died at the county jail of McCracken county last Thursday, June 24, 1909, find that he came to his death by poison. How he procured the drug or who administered it is unknown to the jury."

John F. Nicholson, foreman; Jas. McNeill, J. H. Mason, D. M. Potts, J. G. Whitis and J. Wes Troutman.

The inquest into the death of George Freeman, colored, the condemned murderer, who committed suicide the night before he was to be hanged in the county jail, was commenced at 2 o'clock this afternoon by Coroner Frank Eaker. Principal interest surrounded the means used by the condemned man to end his life, and the reading of the report of the analysis made of his stomach and its contents by the Louisville Research laboratory, was attended by close attention.

Dr. Nollau went to Louisville with the stomach of Freeman and brought the report back to Dr. L. E. Young, county physician.

The report says the analysis showed the presence of morphine in sufficient quantities to kill. There were also small quantities of hyoscyne and atropine. There were some traces of cocaine. Scopolamine might be present, but it would respond to the same tests as hyoscyne. In explanation the chemist said that exceedingly small quantities of a drug might be absorbed, especially if the patient lived a few hours after taking the dose, as Freeman did, or it might become so diluted as to be unappreciable.

These ingredients corresponded with the ingredients in the mixture used hypodermically by Hiram Smedley, former county clerk, now in jail charged with forgery and embezzlement. The quantity of scopolamine in a two grain tablet of the prescription he used is 1-1.159 of a grain.

It is certain that Freeman swallowed the morphine, instead of injecting it.

Attorney Alben Barkley conducted the examination. Drs. Bass, Young and Rivers testified that Freeman died of mixed poison, mostly morphine, and that they were unable to get a reaction. They could not tell whether the poison was swallowed or injected, but Dr. Young thought it was swallowed, as there was so large a quantity in the stomach.

Dr. Nollau told of taking the stomach to Louisville for analysis, and Dr. Young read the chemist's report.

Deputy Jailor Joe Purchase said Hiram Smedley buys \$2 worth of hyoscyne mixture at a time, and his cell up to the time of the death of Freeman could not be reached from their cells, but could reach each other.

One around Freeman at the night with shortly after 8 up with him. The doctor Freeman's was a trusty, carried him.

One of the druggist, all who brought morphine to Smedley bought from Dr. Watson, of Sevington streets, said he mixture to Mrs. Smed-

Join Strikers

Port, O., July 1.—Four thousand in two local mills of the American Sheet Tin company joined strike this morning.

Sharon, Pa., July 1.—All of the fifty mills of the American Sheet Tin company closed today on a strike.

Mr. John J. Ferguson returned on a business trip to Tennessee this

Suit to Break Will of Late J. R. Smith Filed by Son, Joseph Smith, in the Circuit Court—Provisions

Joseph Smith, younger brother of Mayor James P. Smith, has brought suit to break the will of his father, the late J. R. Smith, who left an estate valued at over a half million dollars. The estate was left in trust for 10 years, James P. Smith, executor under the will, being trustee.

Joseph Smith receives \$250 a month, the terms of the will of his father. It is claimed that the will is defective in providing for an entailment, exceeding the period of free free in being and 21 years, and 10 months thereafter, Joseph Smith, trustee, the violation of the statute against entailments absolutely nullifies the whole testament, and the property must descend according to law to the only child of the decedent, James P. and Joseph Smith, Parties defendant in the suit besides James P. Smith, are his children, James Rose Smith, Elizabeth and Augusta T. Smith. May Smith is not mentioned.

In his will J. R. Smith named his wife and James P. Smith executors, the survivor to continue in charge of the estate. His share, two-thirds of the business at the death of his wife and be invested with the rest of the estate, which is held in trust for the children of James P. Smith for 30 years after the death of the testator.

He requested his wife to care for his son Joseph Smith, and said that a sum to be paid \$1,200 a year might be set aside from the income of the estate for his maintenance, but the will expressly provided that the annual should in no case become a charge on the estate, or authorize Joseph Smith to anticipate it or encumber the same in any way.

The will further stipulates that if anyone tries to break its provisions he shall be held from any consideration. It provides that if Joseph Smith remarries and marries a "virtuous respectable woman" and has children, her, those children shall inherit equally with the children of James P. Smith.

It is generally understood that, regardless of the terms of the will, a settler of the claims of Joseph

Smith was made some months ago, witnessed in writing. Mayor James P. Smith declined to discuss any phase of the suit today, when he was served with summons for himself and children, and it is likely that no compromise will be made.

This suit brings to light the little known fact that Joe Smith actually receives more under the will than does Mayor James P. Smith, who inherits nothing from his father, receiving out of the estate, unless it is commissions for executing the trust, while Joseph Smith receives \$250 a month. The estate is divided in remainder to the grandchildren, offsprings of Joseph Smith, if any, to share equally with those of James P. Smith.

Hendrick & Corbett, of Paducah; Robbins & Thomas, of Mayfield, and Hon. William Lindsay and T. L. Edelen, of Frankfort, are attorneys for the plaintiff.

SCHOOL MEETINGS WERE NOT WELL ATTENDED HERE

Oppressively hot weather, coupled with pressing work on the farms, prevented a good attendance at any of the school rallies held in the county this week. The threatening weather last night interfered with the rally at Arcadia, though about 25 braved the elements. This afternoon the concluding rally is being held at the Woman's club.

DEPOSED SULTAN GIVES CHECK FOR \$5,000,000.

London, July 1.—A dispatch from Saloniki says former Sultan Abdul Hamid has handed the authorities a check for \$5,000,000 which will be devoted to the needs of the second and third army corps.

BIG STRIKE BREAKS OUT IN PITTSBURGH.

Pittsburgh, July 1.—Fifteen plants employing 7,000 hands were crippled or entirely tied up at midnight by a strike of union employees of the Union Sheet and Tin Plate mills of the United States Steel corporation.

Johnson Locks Class

Pittsburgh, July 1.—Jack Johnson started west to train for the Ketchikan bout. The general opinion is his failure to trim a third-rater like Ross shows Johnson lacks class.

The Smedley Inquest

Attorneys for Hiram Smedley are making an effort to produce the necessary evidence to convince Attorney Barkley that he should institute proceedings in circuit court to declare Smedley a lunatic. Dr. H. P. Sights, who is an alienist, agreed to make an examination of Smedley today.

Russia After Persia

St. Petersburg, July 1.—With General Snarsky at the head of the Russian troops, rushing to Teheran with credentials, which will make him practically ruler of Persia, it is officially admitted today the czar's long contemplated "grab" of Persia is at hand. If the rebels reach the city before Snarsky fighting and pillaging is almost certain. Grave concern is felt for the foreign residents. Troops now at Teheran are inadequate to hold off the rebels. Arrangements are made to protect the ships at the Russian legation.

AMERICAN SUGAR INDICTMENTS ARE FOR CONSPIRACY

New York, July 1.—The federal grand jury today reported to the criminal court a number of indictments in the American Sugar Refining company case. The indictments are voluminous and the parties indicted are the American Sugar Refining company, W. B. Thomas, Thurston, C. H. Seuff, John Hay J. H. Frazer, John E. Parsons, T. H. Harned and G. E. Kissell. They are ordered to report for hearing Tuesday. Each is charged individually and collectively with conspiracy in restraint of trade, in manufacturing and shipping refined sugar, also violating the Sherman law.

Fatal Political Feud

St. Louis, July 1.—Another shooting took place today in the political gang feud, which resulted in the murder of Fred Mohrie in the door of a court room where he was on trial for the murder of Constable Sam Young, several weeks ago. William Wright was acquitted yesterday of the charge of complicity in the Young murder, shot Charles Tozer when the latter called to see him. They were friends, but Wright suddenly feared he was agent of the gang. Tozer was severely wounded in the side. Once before Wright wounded an innocent man on the street, thinking he was a foe.

General fair and continued warm tonight and Friday. Highest temperature yesterday, 94; lowest today, 75.

JUDGE WHO TRIED NIGHT RIDERS IS WARNED OF DEATH

Threats Made to Kill Him and Jury and Burn Court House.

Stanley Jones, of Graves Co., Gets Two Years

FOR KILLING OTTO HENLEY.

Fulton, Ky., July 1.—Judge Jones, of Union City, who tried the night riders of Reelfoot lake, received a letter from an unknown writer him and all members of the jury, which convicted the riders, they will be assassinated. It also said the court house will be blown up and the town burned.

Jones Gets Two Years

Mayfield, Ky., July 1. (Special.)—Stanley Jones, the young man who shot and killed Otto Henley the first day of last August in this county, today was sentenced to two years in the penitentiary by a jury in the circuit court.

Races at Mayfield

The races commenced here at the fair grounds this afternoon. If the first day's attendance is a criterion, the meeting will be a success, as an immense crowd is in town.

State Treasury

Frankfort, Ky., July 1. (Special.)—The state treasury at the close of business June 30 showed a balance of \$355,733, not including outstanding warrants, and a deficit in the general expenditure fund of \$189,259.

Heat Kills Five

Minneapolis, Minn., July 1.—Five are dead and more than a score are suffering from prostration in the twin cities as a result of the heat wave of the last three days.

Four Hurt in Flames

Chicago, July 1.—Two explosions in the room of the American Film Service company on the third floor of the Security building last night resulted in a fire which caused a loss of \$200,000. Three firemen were injured. They were caught in the flames on the third floor. In the building the firemen stumbled over the body of the watchman, Edward Brothman. He was probably fatally burned.

Japanese Honor Man They Hated in His Own Time

Yokohama, July 1.—The semi-centennial celebration of the opening of the Japanese ports to the world is held today. The city is wonderfully decorated. There are thousands of visitors, including many Americans. A statue was unveiled to Kamon Okami and Premier Tokugawa, the governor who signed the treaty with American Commodore Perry, opening the ports. He was maligned for the act at the time and now is a popular hero. A counterpart of the statue is proposed for Perry.

Cyano de Mustachio

Girardville, Pa., July 1.—España Toscano, has a beautiful moustache, the pride of his life. Marianna Toscano, envious, besmeared it with chewing gum. España killed Marianna and escaped.

His Lady Nicotine

Seattle, July 1.—Cyril J. Worthington, formerly of Newport, News, Va., now a wealthy mine owner at Nome, Alaska, arrived en route to Richmond, Va., to marry Mrs. Corinne Raleigh, whom he never saw. The latter is employed in a tobacco factory. She put her name and address in a package of tobacco. Worthington found it and the correspondence and engagement followed.

METHOD OF PROCEDURE IN DRAINAGE MATTER

After several conferences County Judge Lightfoot and City Solicitor Campbell have arrived at a conclusion as to the proper proceedings to secure the drainage of the northwest part of the city, and contiguous territory, which now drain into pools, overflowing into Bradshaw creek. The intention is to drain it all into Perkins' creek. The city and county can not undertake the work as a joint project, and they have concluded that the city cannot be party complainant to a suit to compel the drainage. It will be necessary for some private party interested in the territory to commence suit for an appointment of the court, which will bring the city and county into the litigation. City Solicitor Campbell will report to the joint session of the general court tonight.

Takahira's Mission

Washington, July 1.—Despite official announcement of the purpose of his visit to Japan, the proposition in diplomatic circles is that the departure of Ambassador Takahira is part of a mysterious character. It is announced he is called to Tokio to discuss the proposed new treaty with the powers, but the real belief is that the new tariff is believed to be more urgent. The immigration question also is opened.

Chicago Market

July—High. Low. Close. Wheat 1.18 1.15 1.15 1/2. Corn 70 70 70 1/2. Oats 49 48 48 1/2. Provisions 20.37 20.24 20.37. Lard 10.80 11.70 11.72. Sugar High. Low. Close. 11.10 11.00 11.00.

ARTICLES OF INCORPORATION ARE FILED IN MASSAC COUNTY, AND WILLIAMSON COUNTY, ILLINOIS

LEMONS A LUXURY.

Lemons, almost household necessities in summer, have joined the ranks of the luxuries, and jumped from \$3.50 to \$7.50 a box wholesale. Yesterday they went from 20 to 25 cents a dozen retail, and one dealer said he expects to be selling them for 50 cents a dozen shortly. The California crop does not fill half the demand, and the increased tariff has had the effect of almost prohibiting importations.

Asphyxiated

Chicago, July 1.—Mrs. Mamie Cunningham, of Louisville, Ky., and daughter Mamie, aged 3 years, were found dead at the home of J. C. Cunningham, a relative here. They were asphyxiated with illuminating gas.

Burglar Kills Policeman

Chicago, July 1.—Policeman Henry G. Schauble was killed this morning in a revolver duel with a negro. The negro was wounded and escaped. He was caught in the act of robbing a store.

Don't Like School Site

The county school board is in session today hearing complaints about the selection of a school site in the Hickory Grove section. A more central location is desired and the selection probably will be reconsidered.

Bingham Removed

New York, July 1.—Mayor McClellan this afternoon removed Police Commissioner Bingham from office for refusal or failure to obey orders to reduce or dismiss several officials of the department. Deputy Commissioner Baker was placed in charge.

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Officials of Burlington Are Among Incorporators, Leaving No Doubt as to Actual Ownership.

WILL RUSH WORK IN HURRY TO COMPLETE DIRECT CONNECTIONS WITH NEW ORLEANS AND THE GULF

Metropolis, Ill., July 1. (Special.)—All doubt as to the purpose of the Burlington to push its line southward across the Ohio river, was removed when the articles of incorporation of the Herrin-Southern railroad, were filed in the office of the circuit clerk of Massac county, giving the names of prominent Burlington officials as incorporators. Their names are Dan Willard, Chicago, vice president of the Burlington; F. E. Ward, Evanston, Ill., general manager of the Burlington; J. M. Dering, Chicago; E. A. Howard, Chicago, and L. B. Larson, Chicago, engineer of the Burlington.

The corporation is capitalized at \$100,000, and the articles state that the road shall start at Herrin, the nearest point on the Burlington to the Ohio river, and continue through Williamson, Johnson and Massac counties, in a southeasterly direction to a point on the Ohio river near Metropolis, Ill. The length of the line is to be 57 miles.

The articles also provide for the erection of a bridge over the Ohio river at Metropolis. The general offices are to be located in Chicago, and at a meeting of the Burlington directors this week, it is probable that officers will be elected.

O. F. Scudder, land purchaser for the company, was in Metropolis yesterday and made further payment on the 45 acres bought here for terminals and shops.

CONSPIRACY IS CHARGE OF STATE IN MURDER TRIAL

Clarksville, Tenn., July 1.—The first insight into the conspiracy which the state proposes to prove existed in the section where Rufe Hunter was murdered by the night riders was had when Silas Phiney told how he had been inducted into Lem Adkins' band of guerrillas. Phiney is an intelligent young man, 18 years old, and resided half a mile from Adkins' store before he was approached on the subject. He stated that Marcellus Rinehart, a nephew of Adkins, also talked to him about joining, and on the night he was sworn in to no one was present but Adkins and Rinehart. The oath was administered by the former and he was told not to tell any one about joining and that if he did they would kill him. Sheriff Staton was recalled to detail the result of an incendiary fire that burned the stables and two mules on the farm of Mrs. Carolina Nicholson, an aunt of Rufe Nicholson. Tracks led from the fire to near Marcellus Rinehart's home, and Silas Phiney testified that Rinehart told him he did not believe he would ever get forgiveness for burning Nicholson's mules.

There are now five engineering corps engaged on the line, which is not entirely satisfactory as at first mapped out, and men will be assembled at Herrin at once to commence the construction. The work will be temporary it is stated, so that trains may be operated to the river while the permanent construction is going on.

The Burlington is building both ways toward the Ohio river, having a line already in operation from the gulf into Tennessee. Engineers stated today that only about 300 miles from Paducah south will have to be constructed after the Herrin Southern is finished to link the Burlington main system with the gulf. Thus, it is apparent that after the Panama canal is finished the line through Metropolis and Paducah will be one of the principal divisions of the Burlington, and the N., C. & St. L. will become the strongest link in the L. & N. system.

HARVARD IS FAVORITE IN ANNUAL BOAT RACE

New London, July 1.—Great crowds are here to witness the Yale-Harvard boat races. Harvard is a four to five favorite for the varsity eight oared event. Both crews are in great shape. The big race is scheduled for 6 o'clock. It will be rowed up stream this year. The freshmen event went down the stream.

Harvard beat Yale in the oared race six lengths. The Yale crew time was twelve minutes and twelve seconds.

Harvard won the varsity eight by fifteen lengths. Harvard won the varsity freshmen eight with ease. Yale bull dog teeth for vengeance.

regain the honors in eight this afternoon. A great demonstration and address offered to lengthen dollar spent in with little Yale motor purchase. There are slight indications.

SOCIALISTS CONTINUE ATTACKS ON MR. BUSSE

Chicago, July 1.—Hourly reports from the hospital show that Max Busse is getting weaker as the result of his operation for appendicitis. While the city is thus practically out of a mayor, the Daily Socialist publishes printing charges against administration and Busse pays \$1.15 instead of causing an indictment. The paper and publishers \$1.15 attorney summoned all connected with the case to appear before the jury. He says they must change good or present a low



FAIR.