

The Paducah Sun.

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PADUCAH, KY., TUESDAY, MARCH 15, 1904.

70 CENTS PER WEEK

CASE SENT BACK

Court of Appeals Today Decides an Important Question.

Says Dawson Suits May be Brought in State Courts After Dismissal in Federal.

HAS TO BE TRIED AGAIN NOW.

A special dispatch from Frankfort this afternoon states that the court of appeals today reversed the McCracken circuit court in the damage suit of Lucy Stevenson's administrator against the Illinois Central railroad, for \$30,000 damages. Thus the appellate court passes for the first time, it is claimed by attorneys, on a question of great importance in Kentucky, and holds that after a case is dismissed in the federal court, it may be brought in the civil court.

Lucy Stevenson was one of the Dawson picnic victims killed by a train while crossing a trestle in August 1902. When the suit was first brought and came up in circuit court, the railroad attorneys succeeded in having it transferred to the federal court.

Attorneys Taylor & Lucas, who had charge of these suits from the start, took an appeal on the transfer, and the court of appeals reversed the McCracken circuit court, holding that the cases should have been tried here.

On a different motion of the railroad attorneys, when the case next came up in circuit court, the cases were again transferred to the federal court, and when they came up there the attorneys for the plaintiffs dismissed them, and brought them again in circuit court.

Judge Husbands held that the cases having been dismissed in federal court no further cause of action existed in the state courts, and the petitions could not be again brought there.

The court of appeals today holds in a decision by Judge Burham, that the lower court erred in sustaining a plea to the jurisdiction of the state court, and remands the case for trial.

A NEW METHOD

Of Deciding Labor Troubles Tried in Colorado.

Alleged Agitators Put Aboard a Train and Sent Away—Miners Vote on Strike.

A TRANSPORT ARRIVES

SETTLING LABOR TROUBLES.

Telluride, Col., March 15.—A hundred members of the citizens alliance took into custody about eighty union men and their sympathizers last night. This morning they marched them all to the station, placed them on the train and sent them out of town.

VOTING ON STRIKE.

Indianapolis, Ind., March 15.—The soft coal miners of the country are voting today to decide whether or not a strike shall be ordered. The officials of the National Union here decline to express an opinion on the outcome, but predict that the vote will be close.

SOLDIERS AND SCOUTS ARRIVE

San Francisco, March 15.—The transport Thomas has arrived from Manila with the Eleventh infantry and four hundred Philippine scouts, who will appear at the St. Louis exposition.

—Mrs. D. O. Richey fell down the stairs at her home at Third and Adams streets this morning and was painfully but not seriously hurt.

WEST POINT SITE

Kentucky City Loses Its Chance to Become an Army Site.

The Committee Recommends Other Locations—Owensboro Boy Accidentally Killed.

THE LEGISLATURE ABOUT OVER

Washington, D. C., March 15.—The West Point army post site got a black eye when the military affairs committee of the house today decided on the report excluding West Point, and recommending Fort Sam Houston, in Texas, Fort Douglas, in Wisconsin, one in Pennsylvania and one in California.

CHILD ACCIDENTALLY KILLED.

Owensboro, March 15.—Alvey Evans, age 21, today shot and killed his brother, George Evans, age six years. George was in bed dying of measles and Alvey was examining a pistol. It exploded accidentally the ball entering the temple and instantly killed the child.

SOME HOLDOVER COMMITTEES.

Frankfort, Ky., March 15.—The senate today decided to appoint two holdover committees, to report at the next session. One is to pass on the advisability of buying Crab Orchard Springs for a state asylum, and another to prepare and present a new and revised system of revenue and taxation.

A BENEFIT

WILL BE GIVEN FOR PROF. CHARLES DAVIS.

The Paducah friends of Prof. Charles Davis, who was for a long while organist at the First Christian church and Temple Israel in this city, and is now hopelessly ill in Louisville, of consumption, are arranging to give a musical early next week as a testimonial of their esteem and sympathy for him.

Some of the leading musicians of the city will take part in it and it will likely be given at Temple Israel. Prof. Davis is very popular in Paducah, and the testimonial to him will doubtless receive a liberal patronage. He has been compelled to give up his work in Louisville and is each day growing weaker.

His friends will regret very much to hear of his sad condition and will be glad of the opportunity to show their appreciation of his efforts here. No one was more thoroughly accommodating, and he was always a valuable assistant in all local entertainments while he was in this city.

DAWSON HOTEL

PADUCAH PARTIES WILL PROBABLY BID ON IT.

Monday the Century hotel at Dawson will be sold by Trustee and Assignee W. J. Cox and it is probable that Paducah parties will go up to bid on the hotel.

It is said the structure is worth about \$25,000 and does a paying business. It was placed in the hands of an assignee because it was built on small capital.

PAINFUL BURNS

CHILD OF MR. W. F. TERRY FALLS AGAINST STOVE.

The three year old son of Mr. W. F. Terry, fell against a stove at the home of his parents on West Broadway this morning and was painfully burned about the face. The child's face is badly blistered, but it is not thought that the injury will prove dangerous. Dr. J. G. Brooks dressed the burns.

—J. H. Head has qualified as a notary public.

STATE OF SIEGE AT PORT ARTHUR IN ANOTHER WEEK

Japs And Cossacks Skirmish on Banks of The Yalu River.

Japs Lose Horses And Are Driven Back—Jap Army Mostly Still in Japan.

RUSSIAN CONVICTS TO BE ARMED FOR SERVICE

JAPS WERE REPULSED.

London, March 15.—The Port Arthur correspondent of the Central News reports a skirmish between the Cossacks and Japanese cavalry on the banks of the Yalu river. Japan's horses were killed, and the Japs forced to flee on foot. The second skirmish is reported near Anju, Korea, in which the Japanese were again repulsed.

JAPS FORCES AT HOME.

Che Fu, March 15.—It is reported here that the bulk of the Japanese land forces is still in Japan, despite reports to the contrary. Those in Korea are merely stationed there for garrison purposes, and to hold the Russians in check along the Yalu river the main army, it is understood, is destined for some point along the Liao Tung Gulf.

CONVICTS TO BE RELEASED.

St. Petersburg, March 15.—A dispatch received Tuesday says that Viceroy Alexieff has ordered the immediate liberation and arming of all convicts on the Island of Saghalien, who are willing to enroll and help defend the Island against the Japanese attack which thought imminent.

JAPS SPIES AT WORK.

Berlin, March 15.—It is reported here that Japan has organized a complete system of espionage throughout Russia. Japanese are swarming in various disguises through St. Petersburg, Moscow, Odessa and along the Trans-Siberian road.

NO SHIPS SUNK.

St. Petersburg, March 15.—Denials are made today that the Russian commander at Port Arthur caused the sinking of four steamers at the entrance to the harbor. Official telegrams from the peninsula contain no news of fighting, and relate only to strategic movements, which are not made public.

RUSSIAN CRUISER DAMAGED.

Yin Kow, March 15.—A foreigner who arrived here from Port Arthur reports that a short engagement occurred off that place Sunday last in which a Russian cruiser, the Diana, was damaged.

FLEET HAS LEFT.

London, March 15.—A dispatch dated Tokyo this morning, states that persistent reports are current there that the Russian fleet left Port Arthur after the attack by the Japanese March 10, and are now endeavoring to reach Vladivostok.

CHINA TO REMAIN NEUTRAL.

Washington, D. C., March 15.—China has sent a special declaration to the United States, called forth by Secretary Hay's circular note, to the effect that it is her purpose to remain entirely, strictly neutral throughout the Russo-Japanese war.

DID SERIOUS DAMAGE.

St. Petersburg, March 14.—The Vidomostis private dispatches state that the bombardment of Port Arthur has caused serious damage.

A week from today a state of siege will be declared. This will be done in view of coming large movements of ships and munitions of war and to enable the authorities to get rid of a certain undesirable element of foreigners, especially English, of the spy description.

Bjornund is being fortified and precautions are being taken at Revel to insure security of the docks from unfriendly hands.

A number of submarine boats are being sent in sections to Port Arthur.

The foreign office takes a highly satisfactory view of the contradiction of alleged American interference with Russian means of defense at New Ohwang. At the same time it is wonderful how such an unfriendly report gets systematically circulated to be contradicted forty-eight hours later.

DESERTED BY SON

AND THE MOTHER CALLS ON SHERIFF POTTER FOR HELP.

Sheriff Lee D. Potter this morning received a letter from Mrs. Catharine Clayton, a widow with several small children, asking the officer to arrest her boy and put him in jail.

The letter explains that her son is the only means of support she has in the way of help, and that he had been enticed away from her by a woman who kept him on a shantyboat with her. She stated that since he left she has been compelled to take in washing for a living.

Sheriff Potter will investigate the case and if possible make the boy, as he is under age, return home and assist his widowed mother.

TRAINMASTER QUILTS

MR. J. E. YOUNGBLOOD TO RETURN TO TRAIN SERVICE.

Mr. J. E. Youngblood, trainmaster of the St. Louis division of the I. C., has resigned his position and will return to the train service again. His successor has not yet been appointed.

Beginning after today the dinner between Memphis and Central City on the I. C., will be discontinued. It was put on during the Mardi Gras festivals.

WILL SUE CITY

MISTRESS OF THE LYNCHED NEGRO TO ASK DAMAGES.

Cynthiana, Ky., March 15.—Inna Corbin, the woman shot by Richard Dickerson, colored, at Springfield, Ohio, before he shot the policeman, has arrived here. She is preparing to bring suit against the city of Springfield to recover \$5,000, for the lynching of Dickerson, whom she claims is the father of her two children.

POULTRY MARKET.

Cincinnati, March 15.—Eggs 17, butter 26 1-2, springers 13 1-2, hens 11 1-2, roosters 6.

Mrs. Elizabeth Yeiser who is ill at the city hospital from la grippe, was resting well this afternoon.

THE MARKETS.

	WHEAT	HIGH	LOW	CLOSE
May	97 1/2	97 1/2	97 1/2	97 1/2
July	97 1/2	97 1/2	97 1/2	97 1/2
CORN	54 1/2	54 1/2	54 1/2	54 1/2
May	54 1/2	54 1/2	54 1/2	54 1/2
July	54 1/2	54 1/2	54 1/2	54 1/2
OATS	40 1/2	40 1/2	40 1/2	40 1/2
May	40 1/2	40 1/2	40 1/2	40 1/2
July	40 1/2	40 1/2	40 1/2	40 1/2
COTTON	16 1/2	16 1/2	16 1/2	16 1/2
May	16 1/2	16 1/2	16 1/2	16 1/2
July	16 1/2	16 1/2	16 1/2	16 1/2
Aug.	15 7/8	15 7/8	15 7/8	15 7/8
Sept.	15 7/8	15 7/8	15 7/8	15 7/8
Oct.	15 7/8	15 7/8	15 7/8	15 7/8
STOCKS				
I. C.	127 1/2	127 1/2	127 1/2	127 1/2
L. & N.	104 1/2	104 1/2	104 1/2	104 1/2
Mo. P.	90 1/2	90 1/2	90 1/2	90 1/2
U. S.	111 1/2	111 1/2	111 1/2	111 1/2
U. S. F.	56 1/2	56 1/2	56 1/2	56 1/2

NONE HAS PASSED

Paducah's Charter Amendments Still Hung Up in House.

They Have Not Been Reported By the Committee, and Probably Will Not Pass.

TWO STAND SOME CHANCE

The charter amendments desired by the city of Paducah, as predicted some time ago, have failed to become laws. This is the last day of the legislature and a telegram to Senator J. Wheeler Campbell this morning regarding the number of charter amendment bills that had passed, elicited the following reply:

"Charter amendments all unreported in the hands of the house committee on municipalities. Likely that Nos. 205 and 208 will pass today."

It was generally thought at the time that the city waited too long to attempt to have the amendments made to the charter. A number of things were desired and a committee was sent to Frankfort, consisting of Mayor D. A. Yeiser and several others, and the bills providing for the charter amendments were introduced by Senator J. Wheeler Campbell on February 11. They were:

One requiring the councils of the second class cities to select a depository, instead of allowing the treasurer to do so.

One fixing the pay of councilmen of second class cities at not less than \$3 nor more than \$5 for each meeting.

One fixing the maximum salaries of jailer of second class cities at \$1,200 or less.

One providing that on the failure of councils of second class cities to fix the tax levy, it shall remain as fixed for the year previous.

One providing at tax on all vehicles used in second class cities for profit or hire.

One authorizing the general councils of second class cities to award the printing contract instead of the city attorney doing so.

Senator Campbell has done all in his power to have the bills considered and reported, but there was some opposition to them on part of representatives of the three other second class cities, who seemed to be pretty well satisfied with things as they are, and there has been no hurry to report them in the house.

It is not known which particular bills the two are that may possibly pass today.

FATHER FAINTED

WHEN HE FOUND THE BODY OF HIS SON, HUGH HIGGINS.

Louisville, Ky., March 15.—Hugh Higgins, son of the Editor of the Louisville Irish American, committed suicide this morning by shooting. His father found the body in the toilet room and fainted from horror. The young man was one of the best known here, and his tragic death was a great surprise.

GEN. MILES

IS TIPPED FOR THE NATIONAL PROHIBITION NOMINATION.

Indianapolis, March 15.—General Miles may be the presidential nominee of the Prohibition party at the national convention here in June, according to a leader in charge of the convention.

LOST LIMB BY INJURY.

The right leg of Mr. Cole Sherron, of the county was amputated below the knee, at Third and Monroe streets this morning by Dr. C. H. Brothers, Dr. Johnson Bass and Robert Rivers. The leg was injured some time ago, and the bone had recently become diseased, making amputation necessary.

ANOTHER GRADE

Twelve Will Constitute the School Course Hereafter.

If the Board of Education Accepts Committee's Recommendation.

NEW STUDIES NOT DECIDED

The supervision committee of the board of education held a meeting last night in the office of Secretary Frank May and adopted a report recommending 12 grades in the common school course in the Paducah public schools, instead of 11 grades. If the board concurs in the recommendation, the change will not become effective until next session, beginning in September.

In regard to the addition of the Twelfth grade in the High school, Superintendent Leib stated that it was undecided what would be done towards outlining a course of study.

"There are so many things to be considered," he explained, "and we will have to go slowly. We must provide for those who desire to enter civil engineering in advancing in mathematics and also for those who intend to prepare for the universities. There is little to gain in the latter as schools of these classes are rarely ever considered in examining college applicants, as we have but few college graduates among our faculty and as I say the matter of outlining a course of study will have to be carefully considered."

There will have to be a new teacher installed, also, and this will have to be considered by the board. The matter of outlining what studies should be taken up is still in the hands of the committee and superintendent, and will be settled as soon as possible.

THREE KILLED

In a Big Explosion in Chicago This Morning.

The British Government Meets Defeat at the Hands of John Redmond.

THE BRITISH SHIP ASHORE

A BIG EXPLOSION.

Chicago, March 15.—Three persons were killed and five seriously injured, and a number of others slightly injured by an explosion and fire this morning which destroyed the building of the Chicago Toy Novelty company. The accident is said to have been caused by Foreman Gordon dropping a box of torpedoes on a case of toy rifles.

JOHN REDMOND'S VICTORY.

London, March 15.—The British government was defeated in the house of commons today by a vote of 141 to 130. The division came on a motion of John Redmond against the reduction of the Irish educational estimates.

BRITISH SHIP ASHORE.

Nagasaki, March 15.—The British coal ship Nigretta, with coal for the Japanese government, is ashore near Sase Bo.

DESTRUCTIVE FIRE.

Russellville, Ky., March 15.—John Thomas Roper's barn was burned to the ground. Three horses several buggies, wagons, etc., and one hundred and fifty barrels of corn were consumed. There was only one hundred and fifty dollars insurance.