

ESTABLISHED 1861.

CONSTITUTIONAL AMENDMENTS

They Should Not Be Overlooked And Should Be Adopted.

WHAT IS PROPOSED.

Submission of These Propositions Endorsed by the West Virginia Bar Association—One of Them Concerns West Virginia Women, and Should Receive Their Moral Support—Litigants and Lawyers Alike are Interested in These Proposed Changes.

Charleston, W. Va.—Special.—Their interest centered in the biennial contest between the dominant parties for supremacy at the polls, the voters generally do not realize there are two very important amendments to the Constitution of this State now pending and will be voted on by the people at the November election.

The first proposed amendment provides for the appointment of women as notaries public, and upon certain state boards, and to minor offices. This will be a great convenience to various persons employing lady stenographers, and will be a merited recognition to citizens of the gentler sex.

The second proposed amendment provides for the election of two additional judges of the Supreme Court of Appeals, increasing the total number from five to seven, for the annual election of one of such judges as Chief Justice, for the division of the whole court into two parts and for each part or division to have full power to hear cases. The effect of this would be to practically divide the work in two. Of course, very important cases or cases on rehearing may be heard and decided by the full court of seven. The necessity of this relief is apparent when it is considered that there are now 312 submitted cases yet remaining to be decided, some of which were submitted over two years ago. It is a great hardship for lawyers and litigants to wait so long for the determination of their rights, and it is impossible for the judges under the present system to expedite the work to such an extent as to keep up with the ever-increasing business of the State's highest tribunal.

In the year 1903 only 148 appeals were docketed, while in the year ending September 30, 1910, 246 appeals were docketed; while in the former year only 41 appeals were refused and in the latter 108 were refused, making a total of 189 applications in 1903 and 354 in 1910. The increase has been gradual throughout the intervening years and will no doubt continue in the future, so that the congested condition of the work of the court can not be remedied under the present system.

The proposed amendment is not a new or untried one, but has been for years adopted and tested with complete success in a number of the most conservative states, where a similar congestion of business presented a similar necessity for relief as that presented in West Virginia. Among such states may be mentioned Missouri, California and Kentucky; while in many more the same result has been sought to be obtained by the creation of intermediate Appellate Courts between the Circuit Courts and the final Appellate Court, as, for instance, in Ohio. In New York the Appellate Division of the Supreme Court consists of 25 judges, and is divided into no less than four parts or divisions, for exactly the same reason, and to accomplish the same purpose, sought by this proposed amendment, but with much larger expense than would result from the adoption of the amendment now pending.

The West Virginia Bar Association, a non-partisan body, and one familiar with the situation, earnestly urge the careful consideration by the voters of this State of the necessity of some relief for the congested docket of the Supreme Court of Appeals, the obtaining quicker final decision of cases pending, while at the same time affording the judges a reasonable time for the examination of records, consideration of briefs and arguments, and the preparation of their opinions; and appointed a committee which has reported that no better or more practical method for obtaining such results at a minimum additional state expenditure has been either suggested by litigants and lawyers of the State or is afforded by the legal history and example of other States, than by the adoption of the proposed amendment. It would appear, therefore, that the amendment should be adopted by a large majority.

The voters of West Virginia, regardless of their party affiliations, should not allow their zeal for party

success to cause them to forget the consideration of the pending amendments.

DEATH'S DOOR

Is Entered by Dog, Assisted by Two Shots from Revolver.

Much unnecessary commotion and excitement occurred on Maude street in front of house No. 119 Wednesday afternoon over the passing of a dog to the great beyond of dogdom. The dog had evidently been poisoned, and as he lay writhing in the street a large crowd collected, fearing the dog was mad.

Lieutenant Nicholas Whyte, of the city police force, was at last summoned and despatched the dog, using only two shots from his trusty revolver to assist the animal through death's door. Medical examination by the crematory physician revealed the fact that the dog was already dead when shot, having been scared to death by sight of the approaching officer with his weapon.

FALL RACE MEET.

PARKERSBURG, Oct. 19.—The West Virginia Fair Association has arranged to hold a one day fall race meeting October 27 at Shattuck Park. The most important race of the day will be a 2:30 trot for a purse of \$100.

STILL IN AIR

Seven Balloons of the International Race Are Believed to Be.

ST. LOUIS, Mo., Oct. 19.—Seven of the ten balloons that left here Monday in the International race, are believed to be in the air in Canada. They were last reported from northern Michigan near Lake Huron. The three that landed are the St. Louis No. 4, the Million Club and the Conder.

MORE ELKS

Seven Are Initiated and a Large Class is Ready to Be Taken In.

A class of seven was initiated by the local Elks last night, namely Ralph Stager, Patrick Conley, Joseph E. Stealey, Jacob Bu ka, J. P. Weidenhamer, A. R. Corbitt and Claude E. Ogden. Next Tuesday night just before the annual banquet at the Waldo hotel a class of twenty-five will be taken into the order. The banquet committee reported that the indications were there would be a large attendance at the annual banquet, arrangements for which are almost completed.

OIL FILLS HOLE

Of Three Wells of the Shinnston Field Just Drilled In.

In the Shinnston oil field the South Penn Oil Company's second test well on the Susan Hall farm has been drilled through the 50-foot sand and the hole has filled up 1,200 feet with fluid.

In the same district, the South Penn Oil Company is through the 50-foot sand with its second test well on the Sally Thompson farm and the hole has filled up 700 feet with fluid. Grove and Parris have drilled their No. 6 well on the Thompson heirs' farm through the 50-foot sand and the hole has filled up with fluid.

AGED

Preacher is Dead at His Home at Piedmont.

PIEDMONT, Oct. 19.—The Rev. Henry H. Kight is dead of senile disease aged 85 years. He was a prominent contractor and builder, having been conspicuous in the life of Piedmont and Westmoreland for many years and was a local preacher of the Methodist Episcopal church. Mr. Kight was a Mason and an Odd Fellow.

ANOTHER HUNTING TRAGEDY.

SISTERSVILLE, Oct. 19.—Fred Hanley, while preparing to start from his home on a hunting trip, on the Ohio shore opposite his home accidentally discharged his rifle and the charge entered his breast. He died in a short time.

FAMILIAR

Faces Will Be Seen in Line-up of All Stars Sunday at the Park.

Great interest is being taken by local baseball fans in the game scheduled for Sunday afternoon at Union park between the East End Cubs and the All Stars, particularly on account of the line-up of the Stars as it will consist of well known league players all of whom have played league ball in this city. "Cy" Dawson will play left field, Johnny Dawson center field, "Bull" Smith right field, Guy Zinn second base, Bob Conoway first base, Easton third base, John Wickeshofer catcher, Reeder short and Hunt pitcher.

The Cubs will have their usual line up and they expect to be in fine shape for the contest.

The game will be in the nature of a benefit affair for the players and the proceeds will be equally divided among them. Those who are promoting the game are anxious to have all local fans turn out Sunday and give the leaguers a sort of home coming reception. The game will be called at 3 o'clock and there will be ample street car service.

MILLION

Dollar Option on Coal Lands in Marshall County is Taken.

PITTSBURG, Pa., Oct. 19.—Fred C. Keighley, of Uniontown, Pa., is the holder of the million dollar option on the holdings of the River Coal and Coke Company in Marshall county. Mr. Keighley takes the option for Cleveland, O., capitalists. The option covers 10,000 acres of the Pittsburgh vein of coal in Marshall county, West Virginia, at \$100 per acre and still other property is expected to figure in subsequent transactions soon. It is said, in well-informed circles, the option on the West Virginia-Pittsburgh vein is marked to expire January 1, according to well authenticated reports.

There has been a disposition on the part of Ohio investors to get more deeply into the West Virginia fuel fields for more than a year and the option on the Marshall county land represents one of the first fruits of a number of negotiations.

It is known that a careful investigation has been conducted by the Cleveland men for months into the property concerned and the fact that an option has been taken appears to indicate a bona fide intent to purchase.

The River Coal and Coke Company of which I. W. Semans, of Uniontown, is president, was organized about six years ago. The coal is close to Moundsville and the holding is a valuable one.

PROGRAM

Of World's Temperance Sunday, November 13, is Announced.

WHEELING, Oct. 19.—The World's Temperance Sunday program for West Virginia has been announced at the local state headquarters of the Sunday School association. It will be rendered Sunday, November 13, not only in all the Sunday schools in West Virginia, but, with slight modifications, in all parts of the world. Copies will be mailed to all the Sunday schools of the state within the next few days.

Included in the opening service are the singing of the "Temperance Doxology," the recital of the "Temperance Prayer," and the singing of "America." A large part of the program consists of responsive reading, in which is given a great deal of statistical matter on the cause of temperance. In the closing exercises are the songs "Thill West Virginia's Dry," and the "Battle Hymn of the Republic."

INDORSED

Is State Railroad Commission Movement by Wheeling Body.

WHEELING, Oct. 19.—Resolutions were drafted at a meeting of the railroad committee of the Wheeling Board of Trade endorsing the movement of the State Board of Trade in the matter of having a railroad commission appointed. These resolutions will be submitted before the annual meeting of the State Board, which will be held at Parkersburg.

CHICAGO GRAIN MARKET.

CHICAGO, Oct. 19.—Wheat, 93 1/2; corn, 47; oats, 30 1/2.

American Girl's Husband Is Pretender to Portugal's Throne



The Duke of Beau evidently has visions of occupying the throne of Portugal with his wife, who was Anita Stewart of New York, sitting beside him as queen. Vice—perhaps better known as Prince Miguel of Braganza—is the eldest son and heir of the Duke of Braganza, the pretender to the Portuguese throne. The reign of the Braganza family in Portugal began in 1641, when the Duke of Braganza, after leading a successful revolution against the rule of Spain, became King John IV. The dynasty continued until 1807, when Napoleon invaded Portugal, declared that the Braganza family had been deposed and annexed the country to France. Since that time the head of the Braganza family has been called the pretender and of late years has been cared for by Austria. Prince Miguel and Miss Stewart were married in Scotland on Sept. 15, 1909. She is the daughter and one of two children of William Rhinelander James Henry Smith, better known as "Silent Smith," the multimillionaire teacher, mayor of a grand ball at his Fifth avenue home, formerly the residence of William C. Whitney. Mr. and Mrs. Stewart separated about that time, and two years later she secured a South Dakota divorce. She went abroad immediately and there married James Henry Smith. On March 28, 1907, Mr. Smith died in Japan while he was en route to New York with Mrs. Smith and their two children. His fortune was estimated at nearly \$100,000,000. Of this amount his widow inherited under the will only about \$3,000,000, while Miss Stewart received only the life interest at 4 per cent on bonds valued at \$402,904.

RELATIVE DIES

Father of Mrs. Simeral Passes Away at His Home at Steubenville, O.

William Jones, of Steubenville, O., father of Mrs. W. S. Simeral, of this city, died at 1 o'clock Wednesday morning at his home at the age of 77 years. Infirmities caused his death. Mrs. Simeral went to Steubenville Sunday and was with him when the end came. Mr. Simeral will go there to attend the funeral, which will be held at 2 o'clock Friday afternoon.

Owing to the death of Mr. Jones, the Bijou theater, of which Mr. Simeral is owner, will be closed Thursday and Friday.

AT WEST MILFORD

Republican Campaign Meeting Will Be Held the Night of October 31.

In addition to the Republican campaign meetings in Harrison county that have already been announced, arrangements have just been made by the county executive committee of the party for a rally Monday night, October 31, at West Milford. R. Ad. Hall, editor of the Weston Independent; Attorney Birk S. Stathers, of Weston, the nominee for state senate in this district; and Prof. Ira L. Swiger, nominee for superintendent of schools of the county will be the speakers. The meeting will begin at 7:30 o'clock.

WELLMAN ARRIVES

Aviator and Crew Are to Land in the City of New York Today.

NEW YORK, Oct. 19.—Wellman and the members of the crew of the America rescued yesterday by the steamer Trent, is expected to arrive here this afternoon. The Trent anchored below Sandy Hook at 3 o'clock this morning because of a dense fog. A wireless received said the members of the crew of the America after resting well last night are feeling none the worse for their experience.

FLAG RAISING

Exercises Will Be Held Friday at Limestone School House.

There will be a flag raising Friday at the Limestone school house at Reynoldsville. The principal feature of the occasion will be an address by Dr. Waltman Barbe of the West Virginia University, patriotic songs and recitations, and a short history of the flag. The closing exercises will be featured by the singing of the national anthem during which Dr. Barbe will haul the banner to its place over the school-house.

All who love the Stars and Stripes are very cordially invited to be present and assist in dedicating this new banner to the breeze.

DEBATE

Is to Be Held at the Trinity Methodist Church, Colored.

There will be a debate at Trinity M. E. church, colored, Thursday night at 8 o'clock, by the grammar department of the Water street school for the benefit of the Epworth League, which will hold its first group meeting next Tuesday at Wheeling. A literary program will also be given. The subject of the debate is: "Resolved, that the negro is less civilized than any other people." All are invited. Free doors, and refreshments served by the League.

RAIN

And Colder Weather May Cause Postponement of Baseball Game.

CHICAGO, Ill., Oct. 19.—Rain and decidedly colder is the weather forecast for this vicinity tomorrow. The first game of the world's baseball championship series between the Chicago Nationals and the Philadelphia Athletics may be postponed. Both teams are scheduled to arrive this afternoon.

Robert Hawkins has returned from a two days' visit at Wheeling.

FLOOD LOSSES ARE ENORMOUS

SERVICES

Over the Body of Senator Dolliver Tomorrow Will Be Impressive.

FORT DODGE, Iowa, Oct. 19.—The arrangements for the funeral of the late Senator Dolliver have been completed and are as follows:

Services will commence at 2 p. m. Thursday. Dr. Frank Gussalus, of Chicago, will pay tribute to "Dolliver, the Man."

Governor Carroll will speak in behalf of the state of Iowa. Senator Cummins will speak for the United States Senate.

George E. Rogers, director of the mint, will speak in behalf of the mint.

Judge W. S. Kenyon, assistant to the attorney general, will speak in behalf of the home city, Fort Dodge. The Rev. Robert Smylie, of Sioux City, will speak in behalf of the Northwestern Iowa Conference of the Methodist church.

The Rev. W. H. Spence, of Fort Dodge, will speak on "The Senator's Relation to the Home Church."

Bishop Luther B. Wilson, of Philadelphia, will speak on Laymen's Relation to the church.

Bishop William Frazer McDowell, of Chicago, will deliver an address on a "Fallen Leader."

WOODMEN

Will Initiate and Make Further Arrangements for Visit to Grafton.

A class of candidates will be initiated and final arrangements will be made to attend the class initiations Thursday at Grafton at the regular meeting of the Woodmen of the World tonight in the Pythian building. All members are urged to be present. All those who are going to Grafton are asked to meet at 9 o'clock Thursday morning in the lodge hall. Transportation will be furnished all the new members.

A big time is anticipated at the Grafton meeting. There will be a street parade at 6 o'clock in the evening and J. C. Root, of Omaha, Neb., the founder of woodcraft, will take part in the night meeting and deliver an address.

REVIVAL

Is Still Going on at Pride's Chapel Methodist Church, Colored.

The revival services at Pride's Chapel A. M. E. church are still young and under the management of Evangelist Miss Gertrude Dunaway, assisted by the pastor and clergy of the local colored churches, and an occasional minister from outside the city. A different speaker fills the pulpit each night, and Miss Dunaway takes special charge of the altar work. Last evening four ministers were present, namely, the Rev. W. E. Kenney, T. H. Yates, the pastor, the Rev. Mr. West, and the Rev. Lewistoll, the latter delivering the sermon upon the subject: "Individual Work for Individuals." The interest is growing each night and grand results are sure to be the outcome. The public is invited.

SURVEYS APPROVED.

GRAFTON, Oct. 19.—The county court has approved the surveys made by the Grafton Traction Company for two extensions to its local system. One is up Maple avenue and over the county road to Grafton park and the other out to Pruntytown by way of Windell, Simpson and Flemington. These extensions are to be completed within three years.

LITTLE GIRL IS RECOVERING.

Miss Georgia Ferrell, of the Angle Inn, who was operated on recently for appendicitis, is recovering nicely and will be taken to her home in a few days.

HAS TYPHOID.

Dick Doman is ill at his home on West Pike street of typhoid fever.

In Several Parts of Cuba Where the Storms Were the Heaviest.

DOZEN ARE DROWNED

Tybee Island is Cut Off But Inhabitants Probably Reached Safety.

HAVANA, Oct. 19.—Rapid trains are being sent into Pinar del Rio which bore the brunt of the recent heavy storms. Scattered reports are received to show the losses throughout the province are enormous. Twelve persons are reported drowned.

SAVANNAH, Oct. 19.—With abating wind and daylight today Savannah appeared to have experienced the worst tropical hurricane in its history. No loss of life is reported and the loss of life is not great. Tybee island is completely cut off from communication with the city by water today. It is believed the inhabitants of the island and the flooded portion of the coast reached safety.

Nearly all the Florida peninsula today is still isolated from communication as a result of the tropical hurricane which for more than twenty-four hours has been sweeping across the state. Meager news from the edge of the hurricane indicates that it is one of the biggest storms in recent years. Grave fears are felt for the safety of life and property.

Apprehension exists as to Miami, from which nothing has been heard for two days.

Brunswick, Ga., was near the center of the storm at noon Sunday. The last word from there came last night when the storm tide was sweeping over a large area of the shore. Jacksonville reported this morning that the storm was diminishing. The city was comparatively undamaged. Tampa has not been heard from since yesterday.

PISTOL "TOTING"

Is Charged Against Man of Industrial and He is Arrested by Constable.

On a warrant charging him with carrying a pistol in violation of the Johnson anti-weapon law, Sam Chaney, of Industrial, was arrested Wednesday morning by Constable William Post and taken before Justice G. H. Gordon. The justice set the hearing of the case for Thursday morning at 9 o'clock and released the defendant under bond of \$500. David Moses, a Syrian, of Industrial, swore out the warrant against Chaney. The case is said to be the outcome of a fight one night last week at Industrial.

ANNUAL

State Meeting of Daughters of Revolution Begins Here Tomorrow.

Preparations are about complete for the annual state meeting of the Daughters of the American Revolution, which will begin here tomorrow afternoon and continue until Saturday afternoon. Delegates from the various chapters of the state will begin arriving in the city tomorrow morning and they will be met at the passenger station by a committee of ladies from the Daniel Davidson Chapter. The first session of the convention will begin at 2:30 o'clock Thursday afternoon in the assembly hall of the Waldo hotel. Mrs. Harry T. Wilson will deliver the address of welcome. Mrs. DeBolt will make the response. Mrs. Edmonston will read the State Regent's greeting and a member of the local chapter will respond. In the evening there will be a reception at the home of Mrs. Willie V. Stone on West Main street.

ON A STRIKE.

MARTINSBURG, Oct. 19.—For the second time within three months practically all the employes of the Crawford Woolen Company, one of the largest industries of Martinsburg, have gone on a strike, causing a practical suspension of the plant. The cause of the strike was the refusal to