

ANOTHER PHASE OF IRVINE CASE

Regarding Disposition of Part of David Irvine's Estate Has Lawyers Busy

A new and novel point of law is involved in suit to construe the will of the late Mrs. Elizabeth Irvine now before the Madison circuit court.

Attorneys agree that a point raised by Attorney Henry M. Duncan, of Lexington, representing Mrs. Shelby Walker, sister of Mrs. Irvine, raises a point of law and equity so far not decided by any court that they have cognizance of.

This point came up before Circuit Judge W. R. Shackelford on Friday afternoon, after he had ruled upon the demurrer which practically decided that David Irvine, of Kansas City, Mo., is entitled to the farm of over 200 acres lying between the Lancaster and Barnes Mill pikes in this county and which was given by the late William Irvine, husband of Mrs. Irvine, to David Irvine White, of Huntsville, Ala., for a life interest with remainder to David Irvine, of Kansas City.

Mr. Duncan, representing David Irvine White and Mrs. Shelby Walker, of New Orleans, brought into question an agreement signed by brothers and sisters of the late Mrs. Irvine regarding disposition of the estate of their father, David Irvine. It seems that such an agreement was signed, each heir relinquishing any claim he or she may have against the estate received by the other heirs. Now the question arises, what claim the brothers and sisters of Mrs. Irvine may have in her estate as she died without offspring, her daughter and only heir having passed away before her death. A question is also raised as to what disposition she may have made of certain property she received of her father and which it is contended she did not reinvest in accordance with his will. It is this question which is something new in legal channels in Kentucky and which has aroused much interest in final determination of that phase of the case.

Attorneys Duncan for Mrs. Walker and D. I. White and A. R. Burman for the executor argued this phase of the case before the court Friday afternoon. After hearing them at length, Judge Shackelford said that he would be glad to have them all submit briefs that he may give careful study to the questions involved. He also asked Judge Grant E. Lilly, representing William Irvine Greenway, to submit a brief, if he desired, which Judge Lilly said he would be glad to do. His client is vitally interested in any disposition of the property involved, having been named as residuary trustee of Mrs. Irvine's estate.

It is expected that Judge Shackelford will study the briefs closely at once and render a decision as quickly as possible on this phase of the controversy over the will of Mrs. Irvine.

Today's Livestock Markets

(Cincinnati, May 14.—Receipts light; hogs steady; Chicago lower; good cattle and lambs steady. Louisville, Ky., May 14.—Cattle 200; slow and unchanged; hogs 1000; unevenly higher; tops \$2, sheep 1500, unchanged, lambs 25c higher; tops \$14.

GERMAN OCCUPATION WOULD PROVOKE WAR

(By Associated Press) Paris, May 14.—Bulletin.—Entry of German troops into Upper Silesia would provoke intervention by regular Polish troops, which would mean war, and in such a war France could not remain neutral, according to expressions in official circles here today. Silesia has been the scene of disorders after the plebiscite, in which the people voted to determine which communes go to Poland and which to Germany.

MORE DETAILS ABOUT 'WILBUR HENRY' BOY

(By Associated Press) Louisville, Ky., May 14.—A letter from Dr. B. S. Ebrahim, of the public health service gives further details of the strange case of the former soldier under treatment. It is believed he is a former resident of Louisville. The patient is under hypnotic treatment. He gave his first and middle names as Wilbur Henry, but cannot remember his last name. He said he graduated from a Louisville high school in 1907; gave the number of the street in Louisville where he formerly lived, but cannot remember the street; said his father was a retired real estate agent, but cannot remember his name. His lapse of memory dates from an injury in a motorcycle accident in Paris in 1920.

TENNESSEE TOWN HAS DISASTROUS BLAZE

(By Associated Press) Lexington, Tenn., May 14.—The business section of Wildersville, ten miles from this place, was wiped out by fire yesterday, according to reports reaching here today. Six general stores, post-office, a bank, a drug store and the railroad depot were destroyed. The loss exceeds \$100,000.

Curtis Aeroplane in City

Messrs. Earl F. Ward and Wm. Vanarsdall of Harrodsburg, came over to Richmond Saturday morning in their new Curtis aeroplane making the trip in less than 20 minutes. These young men will be in the city for several days and will use the Elmer Deatherage lot on Second street, for an aviation field. They will take passengers for flights during their stay here, and invite the citizens to come out and see them.

Special on bicycles now at Richmond Welch Co. 111-5

VETERAN TO BE BURIED SUNDAY

The remains of Alson Powell, son of Mr. and Mrs. Ty. Powell, of Cambridge City, Ind., former citizens of Madison county arrived in Richmond Saturday noon, being shipped from France where he was killed in battle during the world war. The body was taken to the undertaking establishment of Oldham and Rowland, and funeral services will be conducted Sunday afternoon at 3 o'clock. Jesse M. Dykes Post, American Legion, will escort the body and conduct military burial. Mr. and Mrs. Powell, the parents of the boy, arrived Friday.

Notice Legionnaires

All members of Jesse M. Dykes Post, No. 12, American Legion are requested to report in full uniform to Legion Club Rooms Sunday afternoon at 2:30 o'clock important.—Spears Turley, Adj.

CHINAMAN WILL TALK AT CAVALRY SUNDAY

Mr. B. S. Ding, a Chinaman from Kaifeng Baptist College, of Kaifeng, Honan Province, China will speak at Cavalry Baptist church, on Big Hill Avenue, Sunday, May 15th, morning and evening. Subjects:—11:00 a. m. "The Blessings of Baptist Missions;" 7:30 p. m. "The Response of China to Our Baptist Missions." He will also speak at Viny Fork Baptist church, Speed well at 2:30 p. m., Sunday on the subject, "The starving condition of China."

Mr. Ding came direct from China last October. He is well educated, speaks English fluently and can be easily understood by the average audience. He is an earnest and enthusiastic speaker and possesses great spiritual powers. His messages are shot through with pathos, wit and humor and he always holds the intense interest of his audience. Dr. Ding's coming to this city affords a rare opportunity for us to get first hand information direct from China of the starving millions of China and the blessings of our missionary endeavor. In truth, to hear a native of China preach the gospel of our Lord in the English tongue is an opportunity that rarely comes in a lifetime. All are cordially invited to hear Mr. Ding, and you are requested to invite your friends to hear him.

Lancaster Beats Model Hi

The Model boys playing their best game of the season so far, were beaten by Lancaster Hi to a tune of 6 to 2, on the Madison Hi field Friday afternoon. All they lacked was the punch with the stick which was enough to beat them.

Adams doing the box work for Model, turned in a good game, having only one bad inning and hitting well. He got a base on balls in the ninth, stole second, third, and topped this with a clean steal of home. William Crutcher played a sensational game behind the bat and was robbed of a double in the fourth by a fine catch by Bratten. He knocked the ball to the outfield three of his four times at bat. K. Crutcher led Model in hitting with two hits in three times up. One of his hits would have gone for three bases on the Normal field but was held to a single on account of the high grass.

Battleax Cox pitched steady ball and won on his merits. Bratten knocked one over the right field fence for three bases in the seventh but was caught between base on the next play.

Ball Games

There will be a base ball game between the First Baptists and the Second Christians Monday afternoon at 3:30, and the Methodists will play the First Christians Tuesday afternoon at the same hour. These games had to be called off on account of rain and it is hoped the weather will be more favorable next week.

Lawn mowers that really cut—the kind that never interferes with your religion, now on display at Richmond Welch Co. 111-5

DEDICATION DAY AT FIRST PRESBYTERIAN CHURCH



SUNDAY, MAY 15th, 1921.

MORNING WORSHIP—11:00

Organ Prelude.
Doxology.
Invocation—Rev. W. O. Sadler, D. D.
Gloria in Excelsis.
Hymn No. 88.
Scripture Lesson.
Prayer—Rev. O. O. Green, D. D.
Hymn No. 569.
Announcements.
Offertory Anthem.
"When Thou Comest"—Rossini.
Sermon—By Rev. J. Gray McAllister, D. D., Kentucky Theological Seminary.
Financial Statement—By Chairman Building Committee.
Dedication Prayer—Rev. J. V. Logan, D. D.
Hymn No. 572.
Benediction.
Postlude.

EVENING WORSHIP—7:30

Organ Prelude.
Hymn No. 606—"I Love Thy Kingdom, Lord."
Solo—"The Lord is My Light."—Miltner.
Scripture Lesson.
Prayer.
Hymn No. 325—"How Firm a Foundation."
Anthem—"The Lord is Great."—S. S. Myers.
Sermon—Rev. J. V. Logan, D. D.
Prayer.
Hymn No. 196—"All Hail the Power of Jesus' Name."
Benediction.
Postlude.

Charged With Selling Three Young Foxes

Lancaster, Ky., May 14.—R. M. Meadows was arrested, charged with selling three young foxes to William Whittaker. The warrant was issued by Warden Genetry, of Lincoln county.

W. F. Champ and J. E. Dickerson were elected trustees for the Lancaster Graded school.

Tom Adams, Shirley Perkins and Herbert Burdette, all colored, were arrested charged with having moonshine whisky in their possession.

The body of W. G. Jones, former citizen of Lancaster, who died in Des Moines, Iowa, was brought here for interment in the Lancaster cemetery.

REDS WIN

Brooklyn, May 14.—Cincinnati took the final game of the series with Brooklyn, 5 to 4, Friday. The game was a see-saw affair, played in a drizzle. The Reds doubled the hits of Brooklyn, but were held in check by sharp fielding.

Score by Innings: R H E Cincinnati 0 10 0 2 1 1 Brooklyn 0 0 121 0 0 4 7 1 Batteries—Rixey and Wingo; Grimes, Mitchell and Miller.

YESTERDAY'S RESULTS

National League
New York 5, St. Louis 1 (called at 6th on account of rain.)
Chicago 4, Philadelphia 2.
Boston-Pittsburg, rain.
American League
New York 6, Detroit 4.
Boston 16, Chicago 8.
Washington 4, Cleveland 2.
St. Louis 7, Philadelphia 5.
American Association
Kansas City 19, Columbus 1.
Toledo 5, Milwaukee 4.
Minneapolis-Louisville called.
St. Paul-Indiana, called.

THE Ladies' Aid Society of the First Baptist Church will have a food sale in Sewell and McKinney's window, next Saturday, May 21. Sandwiches of all kinds a specialty. Give them your order for Sunday dinner. 115 1t

Weather For Kentucky

Fair tonight and Sunday cooler.

Week's Weather Guess

(By Associated Press) Washington, May 14.—Week's weather prediction for the Ohio valley and Tennessee: Fair and cool first part; cloudy and warmer and rains after Tuesday.

'BIG CHIEF' VAN SANT DIES IN ASHLAND

Ashland, Ky., May 14.—Rufus H. Vansant, former chairman of the Democratic State Central Committee, died at his home here Wednesday after a short illness. He was a banker and a manufacturer.

Mr. Vansant was a political leader in Eastern Kentucky and served as campaign chairman for the late Gov. James B. McCreary. He twice was elected president of the Hardwood Manufacturer's Association of the World. He was a director of the Ashland National Bank.

His widow, who was Mrs. Annie Hannah, of West Virginia, and four children survive. The children are Maxie, Harold, Virginia and Campbell, all at home. Mr. Vansant was a native of Sandy Hook, Elliott county.

COVINGTON OVERALL FACTORY DESTROYED

Covington, Ky., May 14.—Fire starting in an elevator shaft soon after employees had left the building, gutted the five-story brick building occupied by the United States Overall Manufacturing Company here early Friday night and destroyed a large stock of cloth and completed garments and 1,500 cases of whisky stored upon the top floor, with an estimated loss of \$250,000.

The fire was one of the largest that has occurred in Covington in years. The entire Covington fire department, aided by apparatus of Newport, Latonia and Cincinnati, fought the flames for three hours before they succeeded in eliminating danger to nearby buildings, one of which was the First districts school building.

Fire Destroys Dance Hall

Ludlow, Ky., May 14.—Thousands of persons, attracted to the old Ludlow lagoon early Friday night by the reflection of a huge blaze in the sky, saw fire destroy the frame dance hall and roof garden with its refreshment booths on the lagoon property. The loss is estimated at \$5,000.

YEGGS ATTEMPT TO ROB GREENUP BANK

Maysville, Ky., May 14.—Allan D. Cole, of this city, one of the directors of the Greenup bank, has been notified of an attempt early Thursday morning to rob that bank, of which his brother, Will T. Cole, is cashier.

The yeggmen entered the office of the cashier in the rear of the bank and with nitroglycerin endeavored to blow through the reinforced concrete wall of the bank's vault. Being unsuccessful, they entered the vault proper firing a charge into the vault door but it would not open.

Citizens frightened the men away before they could fire a second charge and they left their tools and a quantity of the explosive. An effort is being made to locate the robbers by the Kentucky Bankers Association.

Notice

All having claims against the estate of the late Thomas H. Broadus are hereby notified to present same, properly proven as required by law, to the undersigned on or before August 11, 1921, or have them barred. All owing him must settle at once. J. W. and Fee Broadus, Administrators. 112-4p

Prof. Fairhurst Stricken

(By Associated Press) Lexington, Ky., May 13.—Prof. A. Fairhurst, of Transylvania College, one of the best-known educators in Kentucky, suffered a stroke of paralysis at his home here today. His entire left side is affected. His conditions is not dangerous.

COAL FIELD BATTLE FRONT GROWING

War Department Orders Corps Head to Use Own Judgment About Soldiers

(By Associated Press) Washington, May 14.—Major General Read, commandant of the Fifth army corps, was instructed today by Secretary Weeks to send federal troops into Mingo county, West Virginia, if the general deemed it necessary to quell the border disturbances.

(By Associated Press)

Williamson, W. Va., May 14.—Firing has become general over virtually the entire battle front of seven miles in the Williamson coal district, starting at Lynn, W. Va., two miles further on the eastern end, yesterday. The firing line has spread down Tug river to McCarr, Ky., and Merrimac and Sprigg, W. Va., in succession.

Deputy sheriffs at Sprigg reported that the attackers instead of lurking in the heavily wooded mountains are shooting across the river into towns at a range of a hundred yards. A special train has been arranged to send reinforcements.

McCarr, according to authorities, is regarded as the most dangerous point on the fighting front. It is estimated fully 200 armed men are in the mountains and a steady firing is reported. The total death list is still in doubt, but five men are known to have been killed. Reports of other deaths continue to filter into Williamson.

Pikeville, Ky., May 14.—Terrific firing from both the Kentucky and West Virginia sides of Tug river was resumed early today, according to reports from Pike county officers in the trouble zone. From the West Virginia side came word that a number of men had been killed. Sheriff Sowers today sent out a call to every section of the county for deputies, of whom he has nearly 300, to report at once for duty along the Kentucky side of the Tug river. He said he would make a final effort to control the situation.

YOUNGSTER HID IN WOODS 12 DAYS

Lawrenceburg, Ky., May 14.—Harry Moody, 11 year old orphan, who has hidden in the woods for twelve days, during which time he lived on hickory buds and lettuce, was found today by a party of searchers.

Fear of a whipping at the hands of his foster father, Elmer Gash, prosperous farmer, caused the lad to flee to the woods, he said.

Barefooted, clad only in ragged pants and a shirt and a straw hat, and without underwear, the boy spent day after day in concealment. At night, he found shelter in a barn, but was up and away before dawn to return to the woods.

The boy told a story of brutal treatment by Gash, to whom he was sent three years ago from the Baptists Orphans' Home in Louisville. His calloused hands told a better story than the lad could of how he had worked long and hard from daylight until after dark.

When Gash threatened to whip him for pulling a bed cover over his head, the orphan left, he said. "I never would have gone back. I'd have died in the woods first," he told those who found him.

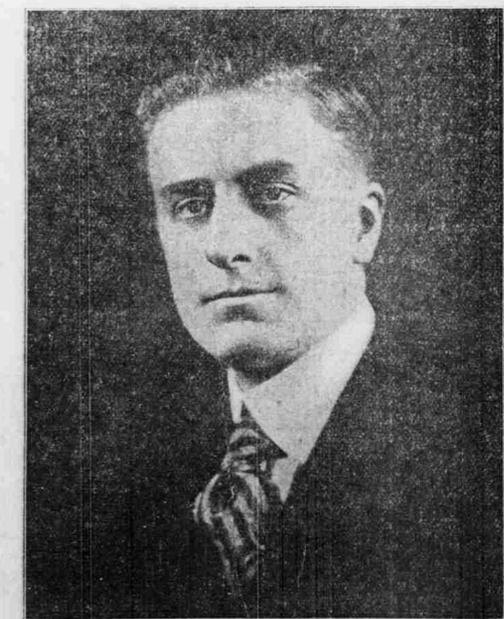
He was brought to Lawrenceburg and a fund raised for him by citizens. Supt. O. M. Huey, of the Baptist Orphans' Home, was on his way here tonight to take the boy back to Louisville. The Gash farm is located ten miles from here in the Goshen neighborhood.

Fresh Peanut Butter made while you wait at Richmond Welch Co. 111-5

FIRST class caterer: two years experience; cakes, beaten biscuit, pastry. Give me a trial order. Macie Hunter, phone 677.

FOR SALE—Chinaaster plants 25c per dozen. Mrs. Boothe Dye—house Big Hill avenue. 114 1t

Best flour on earth at Richmond Welch Co. for only \$1.15 per bag. 111-5



Robert J. Thuman

Mr. Robert J. Thuman, who will be heard in the Music Festival on May 26 and 27, is rapidly gaining national renown as a baritone solo artist.