

OUR RICHMOND DAILY NEWS LETTER.

Important Decision Rendered by the U. S. Circuit Court.

JUDGE WADDILL REVERSED.

A Married Woman is "Head of the Family" Under Certain Conditions Governor Tyler Refuses to Talk About Extra Session of the Legislature Business Men Gratified-Captain Baker Overjoyed-State Capital Notes-Miss Larus Weds Mr. Reed-Vacancies in State Senate.

(Special to Virginian-Pilot.) Richmond Va., Nov. 8.—A decision rendered to-day by the United States Circuit Court of Appeals, reversing one previously handed down by Judge Edmund Waddill, Jr., will be read with interest by the thousands of the fair subscribers to the Virginian-Pilot, as it upholds their rights in a most positive manner, and declares the authority of a married woman, under certain conditions, to lawfully claim the title of "Head of the Family," which has heretofore been regarded as the property of the lords of creation.

THE CASE DECIDED. The case decided is that of Mrs. Marian H. Richardson vs. W. F. Woodward, trustee, Messrs. R. T. Lacy and John A. Lamb were counsel for Mrs. Richardson, and Mr. Isaac Diggs represented the trustee.

Mrs. Richardson resides at Plum Point, in New Kent county. She conducted a store and was postmaster of the village. In 1898 Mrs. Richardson made an assignment. The goods conveyed did not pay of the creditors and in January 1899 Mrs. Richardson asked to be adjudged a bankrupt. She claimed \$2,000 under the "Homestead Exemption Law." This Judge Waddill refused to allow on the ground that a married woman living with her husband is not the head of the house.

Judge Funnell read a lengthy opinion reversing Judge Waddill. In closing he said: "Certainly there are decisions which might tend to a different conclusion, but the weight of authority is to the effect that where the wife is the owner of the property, where she trades, a feme sole, and is the debtor, and the husband cannot and does not claim the homestead exemption, the wife, though living with her husband, may be alone, or jointly with him, the head of the family, and as such claim the homestead exemption. Under the circumstances of the case at bar, the petitioner, a married woman living with her husband, is entitled to the homestead exemption, and there was error in refusing to allow such claim. "The decree of the District Court is reversed and the cause remanded that the claim for homestead exemption by the bankrupt be allowed."

OTHER CASES.

Other cases disposed of as considered to-day were as follows: No. 327. The steamship St. George, appellant, vs. Wilnot D. Porcher, appellee. Cross appeals from the District Court of South Carolina, at Charleston. Opinion by Judge Paul. Reversed and remanded, with directions to dismiss libel.

No. 256. Boston and Albany Railroad Company et als, appellants, vs. Henry Parr et al, appellees. Appeal from the Circuit Court of Maryland. Opinion by Judge Simonton. Affirmed. No. 364. W. H. Hodges and E. B. McKeegan, administrators of Samuel L. Lusk, deceased, plaintiff in error, vs. F. J. Kimball and Henry Fink, receivers of the Norfolk and Western Railroad Company, defendants in error, in error to the Circuit Court of the Western District of Virginia, at Abingdon. Opinion by Judge Funnell. Affirmed.

No. 362. Alexander McCollum, appellant, vs. steamship Anaees, appellee. Appeal from District Court for Eastern District of North Carolina, at Wilmington. This cause was argued by Ireddell Meares, of North Carolina, for appellant, and by Harrington Putnam, of New York, and George Rountree, of North Carolina, for appellees, and continued until to-morrow morning. The court will likely remain in session until the latter part of the month.

GOVERNOR TYLER BACK.

Governor Tyler has returned from Radford, whither he went to vote, and the people are now speculating as to when he will issue his call for the extra session of the Legislature.

The Governor, at present, has nothing to say on the subject, but it is assumed that he will call the lawmakers together about January 2d, in accordance with the wishes of a large majority of them.

BUSINESS MEN.

Business men here express much gratification that the election is a thing of the past, and it seems likely that times will be good for some years to come, as they know that the present conditions are likely to continue, and can make their arrangements to meet them, whether they are altogether to their liking or not.

CAPTAIN BAKER OVERJOYED.

Captain W. W. Baker, one of the popular members of the House of Delegates from the district composed of Chesterfield, Powhatan and Manchester, is in the city to-day. Captain Baker is overjoyed at the splendid majority for the Democratic ticket in the Third district, and especially in Chesterfield, where Captain Baker got about 500 majority over General Allen.

In discussing the Constitutional Convention matter, Captain Baker said he favored the calling of the Legislature in extra session as soon as was practicable, but that this was the smallest matter in connection with the question. He said the great issue before the people was the class of men who should compose the body, and he thought the emergency demanded the broadest intellects and highest characters in the Commonwealth.

STATE CAPITAL NOTES.

The Governor is invited to attend the launching of the Arkansas at Newport News on Saturday, and he will probably do so.

He and his staff will attend the one hundredth anniversary of the establishment of the seat of government at Washington, on December 14th.

Governor Tyler has received the report of the Superintendent of the Penitentiary for the month of October,

which shows the total number of prisoners on hand to be 1,445. The charter of the Cape Henry Syndicate, of Norfolk, has been received at the office of the Secretary of the Commonwealth.

Secretary Lawless has received a letter from a man in Eden, Pa., asking if there is any law in Virginia against cousins marrying each other, and whether there is any more severe punishment for breach of promise than a civil suit.

Secretary Lawless has returned to his desk from his home, in Portsmouth, and is highly elated over Senator Maynard's sweeping victory over Congressman Wise.

Colonel Richardson, who has returned from the Ninth District, is equally happy over Judge Rhea's great triumph.

Librarian W. W. Scott will be a candidate for the Constitutional Convention from Orange county. He is very popular in the county and his friends will put up a strong fight for his nomination.

Capt. W. W. Barrow will, about the first of next week, go up to Pulaski to examine the Floge Tyler Rifles, the company recently organized by Captain Hugh Hinde, and which is now about ready to be mustered into the service.

The Board of Public Instruction do not meet to elect a superintendent of schools for Pulaski county to-day, Attorney-General Montague being out of the city. The board will probably meet one day this week. It is practically settled that Mr. C. Guy Larus will be chosen.

Hon. M. T. Cooke, of Norfolk, who was one of the successful bidders at the bond sale by the Board of Sinking Fund Commissioners on Saturday, was a caller at the Library to-day and delivered the bonds he sold to the State.

Everything is in readiness for the opening of the fall term of the Supreme Court, which commences here next Tuesday. Attorney-General Montague has prepared his briefs in several important Commonwealth cases which will come up during the term.

A MARRIAGE. Mr. John Hobart Reed, chief clerk in the auditor of the Southern Railway's office, and Miss Jennie Baldwin Larus, daughter of Mr. and Mrs. Charles Larus, were married at 6 o'clock this evening at the home of the bride, No. 3 West Grace street. The entire lower floor of the esidene had been converted into a bower of beauty, with elaborate decoration of palms and banks of ferns and glimmering with tapers. Behind a screen of palms an orchestra was stationed, and to the strains of Lohengrin the bridal party entered the rear drawing-room. The bride was gowned in an exquisite creation of white crepe de chine, with embroidered chiffon.

Her shimmering veil was caught with a jeweled butterfly, and she carried a shower of lilies of the valley. She was accompanied by her maid of honor, Miss Daisy Yarbrough, of Staunton, who wore white Paris mousseline, elaborated trimmed in lace, and carried white chrysanthemums.

Miss Fannie Guy, Carlota McCluer, Louise Sheldon, of Norfolk, and Margaret Bull, of Norfolk, were the bridesmaids and wore dainty white organdie gowns, with lace boleros over pale green silk. They carried large bunches of white chrysanthemums.

The ribbons were held by Messrs. Charles Reed, Stanley Reed, Leslie Reed and Charles Larus. The bride was met by the groom and his brother, Mr. Pleasant Reed, who acted as best man, at an improvised altar, erected between the windows in the front parlor. Here the ceremony was performed by Rev. Robert P. Kerr and A. H. Kipp.

After the ceremony an elegant reception was held. The dining-room was decorated in pure white. White satin ribbons and smilax were suspended from the chandeliers, and in the centre of the beautifully appointed table was a shower of white chrysanthemums.

Among the out-of-town guests here for the wedding were Mr. and Mrs. Luther Sheldon, Mr. Luther Sheldon, Jr., Miss Louise Sheldon and Miss Margaret Bull, all of Norfolk; Mrs. Robert Stone, of Bradford, Pa.; M. B. Yarbrough, of Staunton, Va.; Mrs. Sinton Gwathmey, Va.; and Mrs. Welford C. Reed, of Keswick, Va.

DUBERT-SCHUMACHER. Mr. George Edward Dubert and Miss Miss Ro a Schumaker were married at 9 o'clock to-night at St. John's German Evangelical Church. Miss Schumacher is the pretty and accomplished daughter of Mr. Edward Schumacher, a prominent business man here, and her husband is a popular draftsman at the Richmond Locomotive Works, in which capacity he is highly esteemed.

VACANCIES IN THE SENATE. There will be two vacancies in the Virginia Senate as a result of the Congressional election last Tuesday. It is understood that both Senator Maynard and Flood, who were elected to Congress from the Second and Tenth districts, will hold their seats until after the extra session of the Legislature adjourns, as the Fifty-seventh Congress does not convene until the 4th of March, 1901.

It is said that Mr. George Lindsay, of Norfolk county, will probably succeed Senator Maynard, while there is hardly a doubt that Hon. E. W. Hubbard, member of the House of Delegates from Buckingham, will be chosen to fill Senator Flood's seat.

DR. WHARTON'S TROUBLE. Rev. Dr. H. M. Wharton has written to Mr. Albert E. Hunt, the architect, that in consequence of the "malicious prosecution" of a woman in New Jersey, he will have to temporarily abandon his plans to establish the Winnie Davis Home at Luray.

He says that he hopes to be able in a few weeks to proceed with the work. Dr. Wharton, it will be remembered, is under three indictments for obtaining money under false pretenses.

A SNOW STORM. The thermometer is five degrees below freezing all over the west-rn half of Virginia and a snowstorm is raging.

ROANOKE. REV. MOOMAW DEAD-ATTACKED AND CUT. (Special to Virginian-Pilot.) Roanoke, Va., Nov. 8.—Rev. B. F. Moomaw, an aged and well-known minister of Ronsack, died Tuesday after a short illness.

Henry Thomason died last night at his home here, after a month's illness with diabetes. He was a prominent Old Fellow and secretary of a Red Men's lodge. He leaves a wife and five children.

THROAT CUT. Ran T. Sale, a Norfolk and Western operator at Ironville, was attacked by Riley Hogan Tuesday night and his throat seriously cut. He was also badly cut about the hands in an attempt to ward off the attack of Hogan. The difficulty originated over a violation of rules of the office by Hogan. Sale will recover.

THE FIRST SNOW. Roanoke, Va., Nov. 8.—The mercury took a sudden tumble here to-day. Snow fell this evening for the first time this winter. The Alleghany Mountains hereabouts are covered to-night,

SUFFOLK.

Some Excitement Created by a Supposed Mad Dog.

Hon. Chas. R. Thomas Elected to Congress in the Third North Carolina District Robbery-Deaths in the Country-Personal Mention.

(Special to Virginian-Pilot.)

Suffolk, Va., Nov. 8.—A mad dog, with white and black spots, made a bit of excitement on the streets this afternoon. Frothing at the mouth and uttering a series of hydrophobic yells as it snapped at everything in sight, the animal continued on a rampage well ahead of its pursuers, and finally escaped.

The net result of the run is one colored man bitten on the arm and two dogs possibly inoculated with the rabies.

THOMAS WINS. Hon. Charles R. Thomas, of the Third (North Carolina) District, whose election for a time was in doubt, wires to-night that his majority by the official count is over 1,900. His opponent, Fowler, was supported by Republicans and Populists.

Mr. Thomas is a brother of Rev. John S. Thomas, pastor of the Suffolk Presbyterian Church.

ROBBERY NEAR CARRSVILLE. There was a robbery yesterday near Carrsville. Thieves broke into Luther Freeman's house and carried off a trunk. It was rifled at a nearby forest, but some of the clothes were left.

WHERE BALLOTS DON'T COUNT. Councilman Granville Sharp, Patterson Holland and Policeman Edward Dennis to-day stopped talking about the election and went gunning in the woods, where luck was better. They got seven squirrels and two opossums.

DEATHS IN THE COUNTY. Thomas H. Pitt died a few days ago in Isle of Wight, aged 60 years. He was a Confederate veteran.

Silas Drake died in Southampton county, 83 years old.

PERSONAL. Mr. Pelham Trotman, of Columbia, S. C., is visiting Suffolk relatives.

Mr. Sam T. Hodges, Jr., of Norfolk, was in Suffolk to-day.

The funeral of Mrs. Laura Heffington took place this afternoon from Berea Christian Church, near Driver. The Misses McGuire have returned from a visit to New York City.

PETERSBURG. A TAX DECISION-POSTPONED-CONGRATULATION-PEANUT CROP.

Petersburg, Va., Nov. 8.—Recently Judge Mullen, of the Hustings Court, delivered a written opinion in the case of W. G. Dunnington on an application to correct an erroneous assessment. The court held that the taxable situs of Mr. Dunnington's property is in Prince Edward county, where he resides, and, therefore, the assessment against him in this city was erroneous. The Commissioner of Revenue of this city assessed the applicant with the sum of \$60,000, as the amount of capital used and employed by him in business in the city of Petersburg, and not otherwise taxable. This amount was extended against him upon the personal property books both for the State and the city, the tax thereon for the State at forty cents in the \$100 amounting to \$240, and for the city at \$100 to \$960. The applicant insists (1) that he can be assessed with and taxed upon the capital used and employed by him in his business only at the place of his residence, or at the place of his business, or at the place of the principal witness for the Commonwealth a continuance was had to the next term of the court. There has been several continuances of this case.

BANK PHOTOGRAPHED. Mr. C. R. Reese, the photographer of this city, this morning made photographs of the exterior and interior of the handsome banking house of the Petersburg Savings and Insurance Company. These photographs have been made for the purpose of having cuts made of the building.

THE GILLIAM CASE. The case of the Commonwealth against Thomas M. Gilliam, of this city, charged with the betrayal of a young lady of this place, was called for trial in the County Court of Prince George to-day, but on account of the illness of the principal witness for the Commonwealth a continuance was had to the next term of the court. There has been several continuances of this case.

CONGRATULATIONS. Hon. J. Taylor Ellisson, State chairman of the Democratic party, and Hon. Claude A. Swanson, Congressman from the Fifth District, have telegraphed their congratulations to Major F. R. Lassiter on his election to Congress from the Fourth District.

THE PEANUT CROP. A prominent farmer of Sussex who was in the city to-day told your correspondent that the farmers in his county had about gotten through with digging their peanuts and that the yield would be an average one, that is from 20 to 25 bushels to the acre.

VIRGINIANS CAUGHT BY A NEW YORK BOOK AGENT'S FAILURE. (Special to Virginian-Pilot.) New York, Nov. 8.—Louis Rich, book agent of this city, has filed petition in bankruptcy with liabilities of \$14,679 and no assets.

Most of the debts were contracted in 1893 at Chicago and Richmond, Va., when he was partner of Davis, Powell & Rich, who assigned in Chicago in that year.

SUFFOLK ADVERTISEMENTS

INSURANCE: you need. You can get all kinds of

WOODWARD & ELAM, Suffolk, Va.

OVERCOATS EXCHANGED-WHO ever got my overcoat from the Commercial Hotel November 6, and left his, will please return it to the Hotel. R. WILLIAMSON, no3-3t.

RANDOLPH-MACON.

A BEAUTIFUL GAME OF FOOT-BALL LAST TUESDAY. Bedford City, Va., Nov. 6.—There was a beautiful game of football played this afternoon on the academy grounds between the Randolph-Macon Academy team and the Lynchburg team.

The opposing teams met on the gridiron at 4 P. M. for the first game of the season. Halstead, of R. M. A., he choosing the upper goal. Lynchburg kicked off. The ball was returned 15 yards by R. M. A. Then everything began in earnest, R. M. A. having Lynchburg at their mercy until, when within about 20 yards from goal, Lynchburg holding R. M. A. to a standstill and causing them to surrender the ball on failure to gain required distance. Bernard tried left end, but as he was tackled Teddy secured the ball from him. Davis was sent through centre. Turner around right end for 5 yards, and Halstead around left end for 10 yards. Then Turner bucked the line for a touchdown with 12 minutes to play. Evans kicked goal. This ended first half. Score: 6 to 0. Ten minutes rest.

Second half.—Evans kicked off. Lynchburg returned ball to 25-yard line. She then hit R. M. A.'s line for a few yards, but soon failed in her attempts to gain, as R. M. A.'s line was too strong, and the ball went over. After five minutes' play Halstead went through left guard for a second touchdown. Evans kicked goal. Lynchburg kicked off again. Turner (J.) returning ball to 30-yard line. R. M. A. then began her famous series play, which kept the Lynchburg men wondering. Evans, in attempting to make a fake run, was knocked out, and his place was occupied by John Turner. Up to this time Evans had played giltedge ball. After a few minutes' intermission the game was resumed. R. M. A. seeming to take fresh hold. With only five minutes to play Turner went through guard for 5 yards, Davis through centre for 5 more; Johnson went around end, and with three minutes to play Teddy Halstead went around right end for a 60-yard run, making the third touchdown. No goal was tried, as time was called by referee.

Both teams showed up well, but Lynchburg was simply outclassed. The features of the game were the pling of R. M. A.'s centre men, the 60-yard run of Teddy Halstead in the second half, and the tackling of Evans and Turner. For Lynchburg, the playing of Bernard and Doyle, and the tackling of Williams. Score: 17 to 0 in favor of R. M. A. The line-up was as follows:

R. M. A. Lynchburg. Johnson.....Left end.....Doyle, Ed. Edwards.....Left tackle.....Lathford Fizer.....Left guard.....Nolan Flarity.....Centre.....Kemper Gobel.....Right guard.....Page Ramsey.....Right tackle.....Keith Adams Jno. Turner.....Right end.....Oglesby (Blackwell). Doyle Jack Turner.....Right half back, Bernard Halstead.....Left half back.....Schultz (Captain). Davis.....Full back.....Williams Evans.....Quarter back.....Lee Jno. Turner.

HAMPTON. A BUSY GRAND JURY-GOMAN-BOLTON MARRIAGE.

Hampton, Va., Nov. 8.—County Court was convened yesterday morning by Judge Baker E. Lee, the entire session being occupied by the grand jury, which brought in five indictments, as follows: Harry Wellington Stewart, the young man arrested by the local police for attempting to pass a forged check on Schmelz Bros., bankers, and wanted by the Federal authorities for passing a pay draft on the United States State Treasury in Philadelphia, which had been forged; H. W. Pemberton, colored, larceny; Wm. Combs, colored, assault; Jesse Wilson, for malicious cutting, and James Johnson, colored, house-breaking, after which the court adjourned.

GOMAN-BOLTON NUPTIALS. There was a pretty wedding in West End, Hampton, yesterday afternoon at 4 o'clock at the residence of the bride's parents, Mr. and Mrs. Bolton. The popular young couple were Miss Lydia E. Bolton and Mr. Samuel B. Goman, who is well-known and highly esteemed in this city. The bride was becomingly attired and carried a large bouquet of bride's roses. Rev. A. J. Renford officiated at the ceremony, which was witnessed by a host of friends of the contracting parties.

MISS TYLER WEDS. WAS A MEMBER OF THE VIRGINIA FAMILY. (Special to Virginian-Pilot.) Philadelphia, Pa., Nov. 8.—Miss Annie Walton Tyler, formerly of the Eastern Shore, Va., was married yesterday to Rev. Alfred E. McNamara, of Pomeroy, Wash. in St. Luke's Episcopal Church, Episcopal Church, of the Western Pennsylvania Diocese, performed the ceremony, assisted by Dr. Tidball, rector of St. Luke's.

The bride is a member of the famous Tyler family, of which President Tyler was a member.

Rev. Mr. McNamara is a native of Ireland and is a graduate of the Episcopal Divinity School. He was assistant to Bishop Talbot in Idaho, and now has a parish in Pomeroy, Wash., for which place the bridal pair left yesterday.

The bride was given away by William Walton Tyler, of Cape Charles, Virginia.

Relief for the Gentler Sex "Mother's Friend" is a special friend during the nine trying months before childbirth. It is a simple liniment of marvelous power, and by its relaxation of the muscles, allays all nervousness, relieves distressing headaches, cramps and nausea. It is a blessing in a bottle, robbing confinement of all its pain. "Mother's Friend" is sold by all responsible druggists at 25c per bottle. If it cannot be found, we will send it by express prepaid anywhere in the United States upon receipt of price. THE BRADFIELD TRADING CO., Atlanta, Ga. We publish a book on "Motherhood" that every one of the gentler sex can have mailed free upon request. "Oh, for relief!"

25% OFF 30 DAYS ONLY AT THE ..DIAMOND PALACE.. CASH OR CREDIT OUR stock of Diamonds, Watches and Silverware, is so large that we have decided to make a great cut for the next 30 days. 25% off our regular prices of goods means a great deal to you, if you wish to purchase anything in our line. We are over-stocked and are determined to move a large amount of it in the next 30 days. SILVER HAIR RECEIVER, Quadruple plate, 50c. CANDELEBRA, quadruple plate \$1.00. SILVER WAITERS, from \$1.00 to \$15. LARGE SILVER CALL BELL, 40c. SILVER BUTTER DISH, \$1.00. SILVER TEA SET, \$5.00. SILVER BREAD TRAY, \$1.05. RODGERS' KNIVES, good as wheat; a set, \$1.65. STERLING SILVER TEA SPOONS a set, \$3.50. STERLING SILVER NAPKIN RINGS, \$1.00. CUT GLASS, from \$2.50 up. ALL KINDS OF BRUSHES, silver and ebony, 35c. SOLID GOLD WATCHES, U. S. Assay, fine movement, \$12.75. GOLD FILLED WATCHES, elegant designs, American movement, ladies' and gents' \$6.50. SOLID GOLD LINK CUFF BUTTONS, diamond set, \$7.25. DIAMOND RINGS, from \$5 to \$500. WATCHES, Chatelaine Sterling Silver, \$3.00. WATCHES, Chatelaine, plush case, gold filled and enameled, fine movement, \$6.75. EBONY TOILET SETS, sterling silver mounted, three pieces \$2.75. OPERA GLASSES, in plush bag, nickel, leather trimmed, Lanier lens, \$1.75. SILVER CUT QUADRUPLE PLATE, gold lined, 50c.

J. BENNETT & BROTHER. 166-168-170 Church St. We are agents for the following machines: The Standard, White, New Home, Domestic and Household. A good new machine from \$18.00. Splendid line of second-hand machines from \$5.00 to \$15.00. Needles and all parts for machines can be had at our office. We repair sewing machines and guarantee the work. C. C. GUNTER, STANDARD SEWING MACHINES, 165 Church Street, Norfolk, Va.

We Solicit Your Orders For Fireplace Heater Cleaning. We employ the best mechanics and endeavor to do work well. Avoid the rush and send your order in at once. See our line of Heating Stoves. THE COLUMBIA STOVE CO., Phone 376. 173 to 177 BANK STREET.

NORFOLK TRUNK FACTORY, 172 CHURCH, NEAR MAIN STREET. Great Sale of Trunks and Leather Goods! For a heavy canvass covered Trunk, brass corners, and clasps, iron bottom, two sole leather straps. \$3.75. For Ladies' Genuine Alligator Combination Pocketbooks 50c. For Men's Genuine Alligator and Sea Card Cases 50c. For Ladies' Real Leather Combination Pocket Books. 25c. Music Rolls, Sole Leather. 50c. For Men's All-Leather Card Cases, Bill Rolls and Bill Books. 25c. Leather Toilets, completely fitted, 50c. Letter Cases for Men, 50c.