

BIG BATTLE CONTINUES

Conflicting Reports of Progress of Attack

RUSSIANS AND JAPANESE

One Report That Russians Have Turned Flank of Japanese Army--Another That Russians Are Retiring Along Entire Front.

St. Petersburg, Oct. 13.--It is reported that yesterday the Japanese retired from the two lines near Yantai, where their right wing having been considerably weakened, had withdrawn during the night, leaving the Russians to occupy Pishu without fighting. Having thus turned the Japanese flank the Russians attacked a position of great strategic value, and occupied it after a fierce fight in the Yantai hills. There are many reports at hand from Mukden, but they are widely divergent and conflicting.

OYAMA'S REPORT.

Says Russians Are Retiring Along Entire Front.

Tokio, Oct. 13.--Field Marshal Oyama this afternoon reports that the Japanese central army at midnight, Tuesday, captured two field guns and eight ammunition wagons. Unofficial reports have it that the Russians are retreating along the entire front. The Japanese are said to have captured eight guns and it is also reported the Russian force Henshu has been surrounded.

A FIERCE ENCOUNTER.

In Which Japanese Drove Russians Back Three Miles.

London, Oct. 13.--A despatch from General Oku's headquarters, via Tusan, says that during the night, the Japanese forced and occupied the hills held by the Russians on the right and centre, and the Russians retired three miles. The Japanese infantry advanced to within 1500 yards of the Russian yards at noon and defeated a severe counter attack, almost annihilating their assailants who made two desperate charges. The Russian artillery was not silenced, however, despite fierce shelling all day.

NO OFFICIAL NEWS.

Believed 100,000 Men Are Engaged in Desperate Battle.

St. Petersburg, Oct. 13.--No official news of the result of today's battle south of Mukden is available to this hour. General Kuropatkin doubtless has Emperor Nicholas at Tsarke Selo, but the despatch was not sent back to the general staff tonight.

The frontal attack on the Yantai mines developed a desperate battle in which probably 100,000 men are engaged but though the despatches so far deal almost exclusively with this feature of the battle it is pointed out that there is much wider field involved.

It is possible that the attack on the Yantai mines may simply be intended to hold the main Japanese force stationary and that the outcome of the Yantai fight may have little bearing on the result of the general engagement.

The battle now in progress undoubtedly will outweigh in importance the hard fight at Liao Yang. For Kuropatkin, victory partial or complete, is absolutely necessary. Defeat would certainly spell ruin for his military reputation and probably prove a disaster of the first magnitude to the Russian army. If the Japanese should roll up Kuropatkin's advance now all hope of an aggressive Russian success in this campaign or of relief for Port Arthur would be ended probably for this year. But Russian success now, means a winter campaign and immensely enhanced prestige, not only for Kuropatkin personally, but for the Russian arms in Manchuria, in the eyes of the Chinese, which is an important factor in the present situation.

FIGHTING IN PROGRESS.

Impossible to Tell Which Side Is Winning in Battle.

Mukden, Oct. 12.--Striborn fighting is still in progress, this being the third day of the engagement. It is impossible at this time to say what has been accomplished.

Hospital trains are continually arriving from the south. The wounded are being sent further north. A dressing station has been established on the railway platform here, where nurses and surgeons give prompt attention to the most urgent cases before the trains proceed.

Russian Losses 5,000.

London, Oct. 13.--A Rome despatch says that during the fighting in the vicinity of Yantai Tuesday the Russian losses were 5,000. Japanese reinforcements are being rushed forward, especially towards Gen. Kuroki, who is in danger of being surrounded by an overwhelming force of Russians.

Jap Cruisers Off Vladivostok.

Paris, Oct. 13.--News has been received here that five Japanese cruisers have been sighted off Vladivostok.

DOCTORS IN SESSION.

Annual Meeting of the Vermont State Medical Society.

Rutland, Oct. 13.--The 91st annual meeting of the Vermont State Medical Society began in this city this morning. Physicians and surgeons to the number of 125 with their wives are present from all parts of the state and there is every indication that the sessions will be the most successful in the long history of the society. The doctors are making their headquarters at The Leveck House although many are staying at The Barwell. The sessions are all held in the armory of Company A in the Baxter bank building, while the exhibits are in the parlors of Company A, Vermont National Guard, in the same building.

The meetings began this morning shortly before 10 o'clock, the gathering being called to order by the president, Dr. W. N. Bryant of L. How. After the offering of prayer and the reading of the records, the report of Dr. S. W. Hammond of Rutland, chairman of the committee of arrangements, was read. The following officers then made their reports: Secretary, Dr. C. H. Gorman; treasurer, Dr. B. H. Stone; board of license censors, Dr. Henry Jones, chairman; neurology, Dr. M. H. Eldy, chairman; legislation, Dr. W. N. Platt, chairman.

The following obituaries were read: Of W. M. Huntington, Dr. J. B. Wheeler of Burlington, of F. W. Carpenter, Dr. F. C. Liddle of Dorset, of William F. Lazelle, Dr. O. G. Stickney of Barre; of Daniel P. Webster, Dr. George H. Gorman of Bellows Falls.

The morning exercises ended with an experimental study of the movements produced in the stomach and bowels by electricity, led by Dr. G. G. Marshall of Wallingford. The discussion of this subject was led by Dr. L. H. Gillette of Wilmington.

This afternoon's session began with the introduction of delegates from other societies. The vice-president's address was then delivered by Dr. P. E. McSweeney of Burlington on "Extra Uterine Pregnancy." Dr. C. W. Bartlett of North Bennington led the discussion.

Dr. D. C. Hawley of Burlington gave an address on "Disease of Children," and Dr. William Linsey of Montpelier led the discussion.

Dr. John C. Monroe of Boston spoke on "Surgery of the Stomach," and the subject was discussed by Dr. H. C. Tinkham of Burlington.

"Acute Articular Rheumatism," was the subject of an address by Dr. L. W. Burbank of Cabot, and Dr. G. M. Campbell of Rochester led the discussion.

Dr. O. M. Douglass of Concord, N. H., spoke on "Prevention of Tuberculosis," and Dr. H. C. Holton of Brattleboro led the discussion.

A clinical demonstration was given by Dr. C. W. Strobel of Rutland showing what can be accomplished in certain cases of chronic rheumatism.

The house of delegates will meet at the Barwick this afternoon.

A feature of the exercises this afternoon was the reception to the ladies at the Barwick. The committee which had charge of the affair consisted of Mrs. W. N. Bryant of Ludlow, Mrs. P. E. McSweeney of Burlington, Mrs. G. H. Gorman of Bellows Falls, Mrs. B. H. Stone of Burlington, Mrs. J. H. Blodgett of Saxtons River, Mrs. S. W. Hammond Mrs. W. W. Townsend and Mrs. J. M. Hamilton of Rutland.

TWO CHILDREN POISONED.

Ate Decayed Fruit--Their Mother Worked Away From Home.

Needham, Mass., Oct. 12.--Two children of Mrs. Mary Connell, who lived in Needham near the Newton line are dead and two others have narrowly escaped fatal results from eating decayed fruit. Mrs. Connell, who is a widow, supported herself and four children by going out washing. Last week the children on their way to school visited a place where fruit peddlers are accustomed to leave such material as is not salable and finding a quantity of grapes, ate them. Friday Caroline, aged four, was seized with convulsions. She died four hours later. Christina, six, became ill Saturday and died in convulsions Sunday. Mary, the eldest child, and John, the youngest, ate more sparingly and while they were made ill, recovered under the care of a doctor.

KILLED ON TRACK.

Hiram Allen, a Marble Worker, Killed at Rutland.

Rutland, Oct. 13.--The terribly mangled body of Hiram Allen of Brandon was found under the bridge at Centre Rutland of the Delaware & Hudson Railroad, which runs high in the air over the falls at Centre Rutland, early this morning. It is believed he was struck by an early train while trying to walk across. He fell in feet, striking a rock and then sliding in such a manner that his head went into the mud up to his neck, where he was found. His head was crushed like an egg shell and his body was otherwise mangled. His cap was found half a mile away. Allen was a marble worker and was identified by a union traveling card. His age was 26.

LIFE LOST IN FIRE.

Fashionable Boarding House in New York Destroyed.

New York, Oct. 13.--In a fire which gutted the fashionable boarding house at 364 West 34th street this morning, Mrs. Nellie Ferguson, proprietress, was burned to death and several inmates, including a man believed to be a prominent clubman, were seriously hurt and burned. Mrs. Ferguson is said to be the wife of a Baltimore man of prominence.

Moses Charbonneau is better now and is in his shop under Phelps Bros.' store Gordon block, every day. He has a good workman with him, so work can be done quickly and well and with good stock; also he will sell his house at private sale. Anyone wishing for a good home, here is the chance.

A BILL TO RESTRICT CHILD LABOR IN VT.

Introduced in Legislature--Provides No Child Under 12 Can Be Employed in Factory.

CAUCUS COMMITTEE TO CONSIDER CAUCUS BILLS

Bill to Elect License Commissioners by Ballot--One to Limit Trout Season One Month, One Affecting Savings Bank Deposits, and to Equalize Taxation Introduced Today--First Bill of Session Passed House Today.

Montpelier, Oct. 13.--The introduction of bills relating to child labor and the license, local option law, and the announcement of a special committee to consider caucus legislation were the important matters in the Vermont legislature today. The caucus committee has a large amount of work cut out for it already and will be one of the most important committees during the session.

The members are, on the part of the House: Mr. Lewis of Troy, Proctor of Proctor, Downer of Sharon, O'Sullivan of St. Albans city, Fitts of Brattleboro, Waite of Hyde Park, Archibald of Manchester, Bullard of Burlington, Norton of Vergennes, Ladd of Aburgh, Mansur of Brighton, Bickford of Bradford, Smith of Sheffield, and Bailey of Barre Town.

The labor bill of great importance was introduced by Mr. Fitts of Brattleboro relating to employment of child labor. Its main provisions are that no child under 12 shall be employed in any mill, factory or workshop in any capacity. No child under 15 shall be so employed during school session.

Advances age at which children at labor in mills may be employed after attending 15 to 16 weeks school during year from 15 to 16 years and applies same provisions to parochial school pupils.

Penalty for employing children adverse to limitations prescribed, or parent or guardian assenting thereto, fixed at \$50.

County courts, municipal courts and justices to have concurrent jurisdiction. Repeals Sec. 2146 relating to child employment.

Referred to committee on education. The bills relating to the license law were presented by Mr. Leavens of Cambridge. One stipulates that towns shall elect liquor commissioners by ballot at town meeting, without regard to their political affiliations. Fifth class licenses (druggists) may be granted by license commissioners, instead of selectmen, as at present. The other provides that no person engaged in liquor traffic, directly or indirectly, to be accepted as surety on bond; no person to be surety for more than one applicant; sureties must be residents of same town as applicant.

Mr. Ryther of Dover would lessen the trout, salmon, salmon-trout, and long season, cutting off the month of August; Mr. Walker of Dummerston would place the limit of savings bank deposit at \$1,000 instead of \$2,000 as now. Mr. Morse of Randolph presents a bill to equalize taxation. It extends to holders of real estate the same right to offset for debts owing as holders of personal property now enjoy. Mr. Miller of Barnard wants the death penalty abolished and his imprisonment substituted. The removal of the square at the head of the official ballot for town representative was the matter contained in Mr. Chedel's bill. Mr. Chedel is from Stockbridge.

First Bills to Pass. The first bill to be given its impetus this forenoon. The House passed a bill of Mr. Darling of Chelsea amending the charter of the American Fidelity company. The amendment strikes out the right to insure against plate glass breakage and steam boiler explosion, the company insuring the changes so that it may enter New York without payment of heavy fee required for insurance against these risks.

Committee on Temperance. Speaker Merrifield this afternoon announced the following joint committee on temperance on the part of the House: Graves of Bennington, Grant of Derby, Darr of Springfield, O'Sullivan of St. Albans city, Agan of Ludlow, Crane of Brookfield, Leavens of Cambridge. This contains one Democrat, Mr. O'Sullivan.

In the Senate. The Senate put through a third reading two measures, introduced by Senator Lord. They amend the Vermont statutes relating to service of notice on absent defendant and making husband and wife competent witnesses.

Senator Leham of Chittenden got to work with another bill which will affect towns, cities and villages. They may by two-thirds vote at duly warned meetings vote to issue bonds for purchasing road-making apparatus, building permanent highways, or to pay current indebtedness, but shall not hereafter issue bonds for any purpose for an amount exceeding six per cent of the grand list of said town, city or village, and any bonds issued exceeding that amount shall be void unless permission is here-

after obtained by a special act of the legislature. The act does not affect bonded indebtedness now existing. Licent-Gov. Stearns to-day appointed Senator Fletcher Proctor a member of the committee to investigate expenses of state institutions.

LEGISLATIVE NOTES.

The farmers are organized again.

Dr. Bailey of Barre town gets an important appointment in being placed on the House special committee on caucus legislation.

W. H. Jeffries, the man who bothers the life out of the members trying to get them to go into his "little souvenir," is hard at it again.

A public hearing on Representative Page's plurality election bill will be held before the committee on elections next Wednesday evening at 8 o'clock.

The Democratic members of the House will hold a caucus this evening to select a candidate to oppose Senator Proctor in the election for United States Senator next week.

The Vermont Branch of the National Reform Association held an interesting public session in the House of Representatives room last evening but there was not a large audience.

Both branches of the legislature aren't in session long, but they are putting in a lot of work in committees. Yesterday afternoon there were nine House committees and two Senate committees in session.

Mr. Miles of Barton is constantly introducing legislation touching the auditor's office. Yesterday afternoon he put in a bill making the state auditor a certifying officer and requiring him to furnish certified copies.

Mr. Covell of Berlin occupies the same seat that his father occupied in 1876 and that his grandfather occupied in 1850 and 1857. They had annual sessions then. The three generations all represented the town of Berlin.

Orange county, at least in part, is an enemy of the motor vehicle. Besides the bill introduced in the House by Mr. Pierce of Fairlee, one exactly identical was introduced in the Senate yesterday afternoon by Senator Baldwin of that county.

Olin Merrill, collector of customs at Burlington and one of the smoothest politicians that ever trod a Vermont political roadbed strewn with votes, walked the corridors yesterday afternoon. He appeared to have something on his mind.

Mr. O'Sullivan of St. Albans was not disposed to lie down and weep over the killing of his "retrenchment resolution" in the Senate, although he was naturally disappointed. He stated to the press representatives that he considered the moral effect of the resolution had not been lost.

The Washington county members of the House committee to canvass votes for members of Congress are Hilliard of Cabot, Lovjoy of Moretown and Bailey of Barre town. The Orange county members are Kendall of Stratford, Tucker of Thetford and Granger of Williamstown.

The expected bill to commute the death sentence of Mrs. Mary Rodgers of Bennington to life imprisonment, for murder, was introduced in the House yesterday afternoon. It was presented by Mr. Archibald of Manchester. Mr. Rodgers' attorney during the recent sensational trial.

Speaker Merrifield has been compelled to caution the "boys" to be careful to remain in their seats until the motion to adjourn is put and carried. "Don't rush out like a flock of sheep. It sets a bad example for the school children who are watching the legislature," says the speaker, and he is right.

Senator Lord of Washington county opposed the O'Sullivan resolution on the grounds that "it made the committee too small if any committee at all should go. If any inspection were necessary at all he believed it should be by the whole committee, but with no guests. If no inspection were necessary, then no committee at all should be sent." When the question of passage was put there were some votes in favor of the resolution.

Representative Smith of Rutland city, a prominent labor man and an editor of the Vermont Union Signal, came out prominently yesterday afternoon when he set before "the tender mercies of the House" a bill providing for weekly payments by corporations, with a penalty clause of \$50. He is prepared to put up a good fight for the bill but the make up of the House this year would seem to indicate that there is little prospect of its passing.

The sub-committee on claims which is to investigate the matter of state expenses dug into their task last evening, and the prospects are that they will have to dig out themselves. However, they went out their task man-fashion. Chairman Leavens said last night that he thought they would be able to finish the work in two weeks. Others, not members of the committee smiled and winked. The sub-committee started on the insane asylum business last night while Auditor Graham hovered nearby giving assistance whenever called upon.

The State Forestry Commission is preparing a bill to provide for the protection of forests from fire. The bill will be introduced in the House by Representative Aitkin of Woodstock. A few members of the commission met at Mr. Aitkin's rooms last night and a preliminary draft was drawn up. It provides for one member from the board of agriculture, and also that the first selectman of each town shall be a fire warden with power to expend as much as 2 per cent of the valuation of the town in fighting forest fires.

FARMER MEMBERS ORGANIZE.

Found There Is a Balance of 40 Cents in the Treasury.

The farmers in the legislature to the number of 60 met in the cloak room of

the State House last evening and effected an organization whose purposes shall be similar to those of the farmers' organization two years ago. Mr. Battersfield of Weathersfield was chosen president, Mr. Galusha of Royalton secretary and Mr. Davis of Glover treasurer, with the following executive committee: Messrs. More of Randolph, Aitken of Woodstock, and Senator Pierce of Windham county.

Mr. White of Woodstock, treasurer of two years ago, was present and turned over to the new treasurer the balance on hand amounting to forty cents. The annual dues of the organization were fixed at \$1.

COLE-CUMINGS.

Pretty Home Wedding of Two Popular Young People Last Evening.

At the home of the Rev. and Mrs. E. W. Cumings on Jefferson street last evening occurred the marriage of their youngest daughter, Metta Belle, to William Cole, Jr. A very pretty ceremony was performed at 8 o'clock by Mr. Cumings in the presence of about thirty relatives and friends, both from this city and Montpelier.

The bride was very prettily gowned in white French muslin and carried white chrysanthemums. She was attended by her bridesmaid, Miss Lillian Gordon, who also wore white French muslin. J. Le Roy Thorpe of Lisbon, N. H., was best man. The wedding march was played by James A. Howe. The room in which the ceremony occurred was decorated in green.

Following the ceremony Mr. and Mrs. Cole received the happy congratulations of their friends and a collation was served. The bride and groom are well known and popular young people of this city. A large circle of friends wish them happiness through life.

Mr. Cole graduated from Goldard seminary in the class of '99 and is now a member of the firm of William Cole & Sons, granite manufacturers.

Mr. and Mrs. Cole left last night on a trip through western New York and Michigan. They will be gone about four weeks and on their return will reside at 42 Jefferson street with the bride's parents.

CRED--SMITH.

Married at Home of Bride's Brother Last Evening.

Miss Sarah A. Smith and J. Leroy Creed, both of Barre, were quietly married last evening at the home of the bride's brother, J. Edward Smith, 12 Carleton street, only a few of the immediate friends being present, the ceremony being performed by the Rev. T. H. Mitchell at 8 o'clock. The bride was given away by her brother, D. W. Smith. Supper was served. The bride wore a cream colored dress and carried cream roses. Mr. and Mrs. Creed will reside in Northfield.

HAS \$900 IN TREASURY.

Dog River Valley Fair Association Is in Healthy Condition.

Northfield, Oct. 12.--The annual report of the officers of the Dog River Valley Fair association for the year ending October 10, 1904, has been submitted. Total amount of receipts for 1904, \$2,261.70, against \$2,041.16 in 1903; total amount of orders drawn during the year, 1904, \$2,105.88, against \$2,261.70 in 1903. The association now has in the treasury, \$900.

There are now only five cadets rooming away from the university buildings. This is due to an order that has been recently issued to the effect that cadets rooming outside of the barracks will not receive promotion. Everybody that attended the Historical address delivered by the Rev. A. L. Cooper of Randolph at the Methodist church last Tuesday evening came away with a feeling of satisfaction. Dr. Cooper will give another address during the centennial.

ROWELL IN TROUBLE.

Former Insurance Man Is Again Mixed Up in Insurance Frauds.

Rutland, Oct. 13.--Word has been received in this city that George M. Rowell, formerly a well known resident of Rutland, who got into trouble in this state by selling insurance in a fraudulent manner, has again become involved with the officers of the law. This time he is in trouble in the vicinity of Oil City, Pa., and it is believed that the affair is similar to the one which landed him behind the bars in Vermont.

Rowell was formerly well known in the Knights of Pythias order in this city and he was at one time at the head of the order for this state. A despatch from Oil City states that Rowell was trying in some manner to impose upon members of the fraternity.

Vermont officers of the order have received inquiries from the grand keeper of records and seals for the state of Pennsylvania inquiring whether Rowell is worthy of being assisted out of his difficulties.

Rowell was employed by the Rutland Railroad company when he lived here.

HUNDRETH ANNIVERSARY.

First Methodist Church of Northfield Is Celebrating.

Northfield, Oct. 13.--The centennial celebration of the First Methodist Episcopal church of this town which was begun Sunday last, was resumed yesterday; the principal feature being a "class-meeting" conducted in the style of a half century ago, by the Rev. Dr. A. L. Cooper, a former pastor. Last evening there was an address by Frank Fluney on "The Work and Workings of the General Conference of 1904."

To-day is "centennial day," the principal one of the celebration, and an interesting programme has been prepared.

Postmaster at So. Londonderry.

Washington, Oct. 12.--L. R. Pierce has been appointed postmaster at South Londonderry, Vt.

RUTLAND FLYER OFF TRACK

No One Was Injured in the Accident.

RUNNING AT HIGH SPEED

The Express Struck Freight Which Prevented Its Turning Over--Miraculous Escape of Passengers.

Bennington, Oct. 12.--The south bound flyer over the Rutland road was completely derailed at the railroad yard in Arlington this afternoon while running over 30 miles an hour. The engine was completely wrecked, the baggage car and smoker were somewhat damaged and a quarter of a mile of track torn up, but strange to say, not a passenger received any serious injury.

The train was an unusually heavy one, being composed of a baggage car, a combination express and mail car, a smoking car, four day coaches and a Pullman. In addition to the regular passengers there were 100 excursionists from the Ogdensburg division of the road en route to New York. One man who was standing when the crash came, was thrown against the front of the car and his face slightly bruised. Aside from this no one was hurt beyond a bad shaking up. The only explanation of this escape from many fatalities is that the train had slowed up on a curve for a freight train was standing on a siding on the outside of the curve. The passenger train when it left the tracks was thrown against a dead freight and running along beside it was prevented from overturning. Two of the freight cars were knocked over a 20-foot embankment and badly smashed. The engineer and fireman jumped and saved their lives.

It is supposed the accident was caused by the spreading of the rails.

A train was made up here and sent to the wreck to take the passengers on to their destination. The track was not cleared until about eleven o'clock tonight. A siding is used and it will be some time before the main line can be repaired.

CAPTURED AN EAGLE.

George Mann, After Partridges, Brings Home Bigger Game.

George Mann went hunting for partridges over in Northfield yesterday. He got them, and also bigger game in the shape of a bald eagle. He was driving along the road when he saw a large bird in a tree. He raised his gun to shoot just as the bird started to fly. He hit the bird in one wing, near the end, but not enough to bring it to the ground. Mr. Mann jumped out and captured what proved to be a bald eagle--but not without a fight on the part of the bird. He measures six feet when wings are spread. Mr. Mann brought the eagle home and has it at his place on Wellington street.

MONTREAL EXCURSION.

Round Trip Over Central Vermont Railway For Only \$2.00.

The Central Vermont Railway Co. will run a low-rate excursion to Montreal on Tuesday, Oct. 15, the fare for the round trip on this occasion being only \$2.00 from Williamstown, South Barre, Barre, Montpelier, Middlesex, Waterbury and other stations and including Williston. Tickets going will be good on all regular trains north on Tuesday the 18th and good returning to arrive back at starting point until Oct. 20, no stop overs allowed. Trains leave Montreal at 9:01 a. m., 1:35 p. m., and 5:40 p. m.

No one can afford to stay at home when such rates are offered to visit Montreal.

FUNERAL OF MRS. CASS.

Held from Congregational Church at 10 This Morning.

The funeral of Mrs. Emma Cass was held at 10 o'clock this morning from the Congregational church, Rev. J. Edward Wright of Montpelier officiating. The body was taken to East Calais for interment.

SMALL POX IN MARSHFIELD.

Mrs. Martin Newton Ill from Disease Contracted on Visit.

Marshfield, Oct. 13.--Mrs. Martin Newton is sick with small pox, the disease having been contracted while away on a visit. The health officer has quarantined the premises.

On Trial For Shooting a Doe.

Montpelier, Oct. 12.--The case of State vs. Fred Jewett and Irving Isham, shooting a doe last October, has been on trial to-day in Washington county court. State's Attorney Senter and Clarence H. Senter for the state; F. T. Carleton and F. L. Laird for the respondents.

Missionary Officers.

Grinnell, Ia., Oct. 17.--All of the officers of the American board of foreign missions were nominated by a judicial committee to-day and were elected as recommended. The officers are: President, Samuel B. Open; treasurer, Frank H. Wiggins; secretaries, James T. Barton and Judson Smith; secretary home department, Cornelius Patton.