

WEEKLY TALLAHASSEEAN

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JOHN C. TRICE, Publisher and Proprietor.

TALLAHASSEE, FLORIDA, FRIDAY, NOVEMBER 22, 1901.

VOL. XXI, NO. 39

FOR COTTON FACTORY

Councilman Ball Wants, Citizen Meeting Called at Once

HE ALSO FAVORS SEWERAGE

And Thinks Tallahassee Should be Bonded for This Purpose.

"How to boom Tallahassee is a subject that should be uppermost in the minds of every citizen of the city," said Councilman Julius Ball, to the Tallahasseean, Monday afternoon. Mr. Ball is one of the Capital City's most enterprising citizens, and his suggestions are worthy of consideration.

"It is all well enough for people to talk," continued Mr. Ball, "but unless their talk is followed by something more substantial, little will come of it. In my opinion the establishment of a cotton factory in Tallahassee will do more towards attracting capital and other enterprises than anything else."

"It will also bring labor here and put large sums of money in circulation, to be spent among our merchants and business men. This is a cotton growing section. The land produces as prolifically as any in the South, and I can't see the economy of shipping the staple to other points, to be manufactured into cloth and then sold to our people at exorbitant prices."

"We can manufacture it right here, and keep the profits at home, where it ought to be. The right way to do is for the moneyed men of Tallahassee to organize a stock company for the purpose of erecting and operating a cotton factory. It can be done; and when it is done the town will spring into commercial prominence with a bound. I will take stock in such an enterprise, and feel that it would be a paying investment. It would open up more lands in Leon county to cultivation. It will give a large number of hands employment, and will greatly enhance the value of every farm in the county."

"I would suggest that a meeting be called as soon as possible to formulate plans, not only for erecting a cotton factory, but for the purpose of raising funds to build up the town and induce manufacturing enterprises to locate here. When this meeting is called, every business and citizen who has the welfare of the Capital City at heart, should attend. Not only should they give the movement encouragement by attendance, but they should lend a more substantial encouragement. They should subscribe for stock."

"By working in harmony we can make Tallahassee an important manufacturing center. Now is the time to work. This city is on a decided upward movement. It has a healthy growth, and is improving in a most gratifying manner. I hope a meeting will be called within the next few days that will eventually result in the establishment of a number of manufacturing enterprises here."

"Another thing is badly needed by Tallahassee. No city can be healthy without proper sanitation, and I am in favor of bonding the place for the purpose of putting in a first-class sewerage system. The work can be done for about \$25,000. For this sum a system can be put in that will meet all demands for the next thirty years. The health of the community depends that sewerage be put in."

"There is always a likelihood that some epidemic will visit the city where cleanliness does not prevail. Filth is the breeding ground for the propagation of all disease germs, and no one will deny that we have a prolific nursery for the birthplace of epidemics. By taking the proper precautions the danger may be lessened greatly, and the only safe precaution is by putting in a sewerage system."

"Every wide-awake citizen of Tallahassee should be in favor of bonding the city for this purpose, and I think, if put to a vote of the people the scheme could be carried through."

STUDENT'S CONTEST.

Following is the present standing of the Student's Contest. The falling off of this week in voting is not to be taken as a lack of interest. In fact more interest has been manifested this week than at any time, but the ballots have not been sent in:

MOST POPULAR STUDENT.	
Miss L. E. Maxwell	255
Miss Bershe Meginniss	178
Miss Eunice Rawls	29
Miss Elise Davis	3
Miss Helen James	13
Francis Beauregard Carter	3
Gaston Day	22
Miss Marie Marcus	25
Miss Lucile Saxon	4
Miss Daisy Spears	4
Miss Mary Shutan	2
B. A. Meginniss, Jr.	2
Miss Olie Wilson	4
Miss Maggie Hinson	2
Mr. Ross Bryant	23

QUARTERLY MEETING.
The Wesleyan Methodists will hold their first quarterly meeting at the Seminary building, on Saturday morning at 9:00 a. m. Preaching at 11 a. m. Love Feast Sunday morning at 9:30 a. m. Rev. F. E. Fitch, presiding elder.

Mr. Tom Andrews, express agent at Quincy, Fla., formerly a "typo" in the Tallahasseean office, passed through the city yesterday en route to Apalachicola, where his wife is very sick.

HEAD NOTES.

In the Supreme Court of Florida,
June Term, A. D. 1901.

Tom Coleman and Dick Coleman, Plaintiffs in Error, vs. The State of Florida, Defendant in Error.—Escambia County.

Carter, J.:
To enable an appellate court upon writ of error to review the ruling of an inferior court denying a motion for a new trial based upon the grounds that the verdict is contrary to the law and the evidence and unsupported by the evidence, the motion and the exception to the ruling denying it, must be embodied in a bill of exceptions, under the signature of the trial judge. Judgment affirmed.

C. H. Alston, for plaintiffs in error; William B. Lamar, Attorney-General, for the State.

SMITH ET AL VS. BROWN ET AL.
In the Supreme Court of Florida,
January Term, A. D. 1901.

Kirby H. Smith, Socia M. Smith, his wife, and Frank Fiala, Appellants, vs. Rheses D. Gauby and David W. Brown, partners under the firm name and style of Gauby & Brown, Appellees.—DeSoto County.

Carter, J.:
1. Mechanics and material men's liens provided for by Sections 1723 to 1749, Revised Statutes, do not apply to the separate statutory property of married women.

2. Section 2, Article XII, Constitution of 1885, providing that a married woman's separate real or personal property may be charged in equity and sold, or the uses, rents and profits hereof sequestered for the purchase money thereof or for labor and material used with her knowledge or assent in the construction of buildings or repairs or improvements upon her property does not create a lien upon the property to secure the demands named. It merely authorizes courts of equity to charge the property with the payment of such demands and until proceedings for that purpose are begun there is nothing in this section of the constitution or in any statute in force which denies to the married woman the right to sell her property in the manner pointed out by other statutes permitting her to do so. If the sale is made in good faith, with no intention of defrauding, hindering or delaying persons holding such demands, the property in the hands of the purchaser will not be liable to be charged with the payment of such demands.

3. Where a bill in equity alleges that the title to real property is in a wife by deed executed to her, but does not allege that the property was purchased with the husband's money for his benefit or that the deed declared a trust for his benefit, an allegation that the deed was made to the wife as a matter of convenience to the husband and that he is the real and reputed owner of the property described therein, states a mere conclusion, and is insufficient to show that the wife holds the property as a trustee for the husband.

Decree reversed.
Charles W. Forrester, for appellants; no appearances for appellees.

IN MEMORIAM.

The following resolutions adopted by the Governor and the other state officers will find an echo throughout the state:

"Resolved, That we learn with deep sorrow of the death this morning of Mrs. John L. Crawford, wife of the honored secretary of state, and we extend to the grief-stricken husband and family our sincere sympathy in their bereavement."

"Resolved, further, That all state offices remain closed during the day, and that we attend the funeral in a body at 4 o'clock this afternoon."

"Resolved, further, That these resolutions be inscribed in the executive record and that a copy of them be enclosed and transmitted to Hon. John L. Crawford by the private secretary of the Governor."

W. S. Jennings, Governor; A. C. Croom, Comptroller; W. B. Lamar, Attorney General; J. B. Whitfield, State Treasurer; B. E. McClain, Commissioner of Agriculture; W. N. Sheats, Superintendent of Public Instruction; J. C. R. Foster, Adjutant General; R. E. Rose, State Chemist; Henry E. Day, John M. Bryan and John L. Morgan, Railroad Commissioners; W. A. Blount, C. M. Brown and H. J. Drane, Capitol Improvement Commissioners."

Tallahassee, Nov. 16, 1901.

SURPRISE PARTY.

Mr. Arthur Eastman and family are preparing to go back to their western home. On Wednesday night they were given a surprise party by Mr. Eastman's father and mother, two miles east of this city.

The large residence of Mr. Eastman was crowded with lively guests from the surrounding country and this city, and time passed unnoticed until after midnight. Refreshments were served and several valuable presents were given a surprise party by Mr. Eastman's mementoes of their last days in Florida.

They will be here only about two weeks longer. Mr. Eastman says he leaves here with many regrets, and goes only on account of his wife.

Mrs. Fairbanks left last Sunday for Birmingham, Ala., called there by the fatal illness of her son, Mr. Will Fairbanks. The young man breathed his last before she reached his bedside. His brother, George, who had just returned from the Philippines, was in attendance during his illness. Deceased leaves a wife (the daughter of Mr. Wm. Geddie) and one child.

UNCLE SAM'S COURT MEETING OF COUNCIL

Has Been Grinding—Here the Past Week

THE CASES DISPOSED OF

Will Adjourn Saturday Afternoon—The Officers.

Court has adjourned until Tuesday, the 26th inst.

The fall term of the United States court convened in the Government building Monday afternoon at 3 o'clock. The court was called to order by Judge Swayne, whose charge to the grand jury in regard to the violation of the law was extremely searching.

In words full of wisdom, and too plain to be misunderstood, the judge pointed out their duty as citizens empowered to investigate matters that might come before them. The officers in attendance were: F. W. Marsh, clerk; John Eagan, district attorney; T. F. McGovern, marshal; Henry Bellinger, assistant district attorney; H. Wolf, deputy marshal.

All together about one hundred witnesses have been called. The court will probably adjourn tomorrow afternoon. The following cases had been disposed of up to yesterday afternoon:

M. Hymson, retail liquor dealer, continued.

O. T. Williams, timber trespasser, continued.

Wm. Williams, timber trespasser, continued.

J. M. D. Russ, timber trespasser, continued.

T. J. Yearly, timber trespasser, continued.

G. W. Pedrick, distilling liquor, plea guilty; fined \$25.

Wiley Pitts, distilling liquor, plea guilty; fined \$25.

B. A. Pedrick, distilling liquor, plea guilty; fined \$25.

John Thomas, retail liquor dealer. Trial by court; fined \$50.

Jonathan Stephens, retail liquor dealer. Plea guilty; sentence suspended.

Henry Albrighton, distilling liquor. Trial by court. Sentenced to eighteen months in the penitentiary at Nashville, Tenn.

W. J. Bratcher, distilling liquor. Plea guilty; fined \$25.

L. B. Parish, embezzlement by mail carrier; continued.

Silas Scott, selling cigars not stamped. Plea guilty; sentence suspended.

W. & R. Driggers, counterfeit coin; continued.

Willie Myers, embezzlement from postoffice; continued.

T. J. Polatta, retail liquor dealer; plea guilty; fined \$50.

James O. Elvington, peonage; continued.

C. B. Hale, retail liquor dealer; plea guilty; fined \$25.

M. J. Young, theft of crude gum; continued.

S. M. Clyatt, peonage; continued.

CARD OF THANKS.

Editor Tallahasseean:—I wish to thank my friends in Tallahassee for the high honor they have conferred on me in the Tallahasseean's voting; contest, and to assure one and all that their efforts in my behalf are highly appreciated.

I am extremely sorry that the rust of business incident to the session of the United States District Court will make a visit to the State Fair impossible. Mr. John C. Trice, the editor, in tendering me the prize stated that the ticket would be honored any time until used, and I hope soon to take advantage of the opportunity so kindly presented.

Again thanking my friends and Editor Trice, I am respectfully
LOUIS E. COHEN.

THANKSGIVING SERVICE.

There will be preaching at the Wesleyan church, at the Seminary building, on Thanksgiving at 11 a. m., Nov. 28. Everybody invited to come. Rev. F. E. Fitch will preach.

A reception will be tendered tonight at the residence of Mr. Robert Mickler, on Monroe street, in honor of Mr. and Mrs. Victor F. Balkcom. The event will be a most enjoyable.

Mr. Wahnish Granted Use of Building for Factory

THE BILLS ARE ALLOWED

Report of Various Officers—Other Business Transacted.

The City Council met Tuesday night in their room in the City Hall. There were present: Chairman F. W. Armstrong, Councilmen T. H. Randolph, A. C. Spiller, Joseph A. Edmondson, Charles W. Perkins and L. C. Yaeger.

Mr. Yaeger, from the Special Committee on the Wahnish affair, reported that no place could be secured for Mr. Wahnish that would properly accommodate his business, but that if the Council would let him keep the building he is in for the winter that he would try and do better next summer. Councilman Randolph inquired if Wahnish staying in fire house would affect insurance on same. The clerk said that Wahnish was in building at time insurance was taken out on same. Council agreed to let him remain where he is for the winter.

The city tax books for the coming year were turned over to the Council by Tax Assessor W. H. Chancey and were, upon motion, accepted.

The Sanitary officer reported eight deaths; five white, three colored.

The Tax Collector reported \$189.16 taxes collected and \$399.33 as license taxes.

The market clerk reported a collection of \$138.68.

Chief Braswell reported \$40 collected from fines; \$3.00 for rent and \$1.50 for impounded cattle.

The mayor reported 14 cases tried; fines assessed in 13, one case being dismissed.

The city clerk made the following report:

Hon. F. W. Armstrong,
President of the Council of the City of Tallahassee, Fla.

Dear Sir:—I submit the following statement of city finances:

Cash balance on hand October 10, 1901 \$7,912.72
Received since that date 1,571.72—\$9,484.44
Disbursed 765.01

Balance \$8,719.43

DISTRIBUTED AS FOLLOWS.
General fund \$3,311.85
Market fund 3,795.08
Special fund (water and fire) 1,612.50—\$8,719.43

The \$1,571.72 received since October 10th, 1901, above referred to, was from the following sources:

W. D. Wilson, tax collector \$1,388.54
Jackson Gray, market clerk 138.68
M. M. Braswell, chief of police 44.50—\$1,571.72

Respectfully submitted,
A. H. WILLIAMS,
City Treasurer.

The following warrants were drawn and ordered paid:

R. B. Gorman	25.00
A. H. Williams	16.66
M. M. Braswell	50.00
F. S. Henry	40.00
L. V. Dennard	40.00
Jackson Gray	25.00
Jos. Duncan	15.00
H. N. Sweeting	6.25
So. Telephone and Con. Co.	25.00
Capital City Light & Fuel Co.	202.46
I. B. Hilson	1.50
W. A. Papy	187.15
M. F. Papy	35.89
Tony Williams	12.38
Weekly Tallahasseean	14.99
W. A. Papy	2.50
W. C. Lewis	10.00
W. H. Chancey	100.00
W. F. Oldenburg	2.00
Tony Williams	4.25
Walter Page	11.39
G. P. Raney	100.00
I. B. Hilson	6.50
A. R. Gray	20.67
W. D. Wilson	41.68
Tallahassee Drug Co.	.50
L. C. Yaeger	8.66
L. C. Yaeger	5.53
E. W. Clark	.46
Total	\$1,011.14

COUPON CONTEST.

To the Most Popular Student at the Florida State College, this city, we will give \$10 in gold to spend as he or she likes during the holiday recess. Cut votes out near the border line; write name and address plainly and send in as directed on ballot. Please do not roll ballots. Fold smoothly if necessary, so they can be handled easily.

Most Popular Student

AT THE FLORIDA STATE COLLEGE.

As the most Popular Student at the Florida State College, Tallahassee, I vote for

10-4-1901

OF

Write name and address of the person you vote for plainly on dotted lines and hand in or mail at once to "Coupon Contest" Editor Tallahasseean, Tallahassee, Fla. Not more than 10 votes of same date will be received from one person.

FOR THE BEST STORY.

Prize of Five Dollars For Some Bright Boy or Girl.

Here is an opportunity for some bright boy or girl to win a prize of five dollars. Next week the first installment of that heart-touching story, "Ten Nights in a Bar Room," will appear in The Tallahasseean. It will be continued from week to week, and the boy or girl who writes the best short account of the adventures of the different characters in the story, will be given a prize of five dollars.

Those who compete for the prize must be between the ages of eleven and eighteen years. The story must be written on one side of the paper only, and the manuscript sent to Mrs. J. W. Coles, president of the W. C. T. U.

Do not write your name on manuscript, but accompanying it, send a sealed envelope containing your name and address. On receipt of manuscript, the secretary will open the envelope, register and number the manuscript in the order received, and then place it in the hands of the committee. As soon as the decision of the judges is made, the winner will be notified, and the story published in The Tallahasseean.

SUPREME COURT PROCEEDINGS.

F. C. & P. R. Co., plaintiff in error, vs. James H. Bear, defendant in error.—Orange county. Motion of counsel for defendant in error for issuance of mandate, and petition of counsel for plaintiff in error for further suspension of the mandate, and all matters relating on the same, continued until Tuesday, the 26th inst. Beggs & Palmer, for plaintiff in error; Alex. St. Clair-Abrams, for defendant in error.

First National Bank of St. Augustine et al., appellants, vs. Walter J. Kirby et al., appellees.—St. Johns county. Decrees reversed in part and affirmed in part. Ponion Per Curiam. M. C. Jordan, W. A. MacWilliams, John C. Cooper and W. W. Dewhurst for appellants; W. B. Young and A. G. Hartridge, for appellees.

W. H. Mullen, plaintiff in error, vs. R. J. & B. F. Camp, defendants in error.—Columbia county.—Chancery. Motion to dismiss writ of error granted. Robertson & Small and A. J. Henry, for motion; F. P. Cone and B. H. Palmer, contra.

W. H. Mullen, plaintiff in error, vs. R. J. & B. F. Camp, defendants in error.—Columbia county.—Attainment. Motion to strike evidentiary bill of exceptions denied. Robertson & Small and A. J. Henry, for motion; F. P. Cone and B. H. Palmer, contra.

Samuel Y. Finley, appellant, vs. F. C. & P. R. Co., appellee.—Hillsborough county Motion to advance cause on docket for hearing denied. S. Y. Finley, for motion; P. O. Knight, contra.

J. Buttgenbach & Co., plaintiffs in error, vs. Minor Frazier, defendant in error.—Citrus county. Motion to strike evidentiary bill of exceptions continued until cause reached on merits. Anderson & Hoeker, for motion; R. W. Williams, contra.

W. N. Camp and Eugene E. West, plaintiffs in error, vs. William S. Jennings, Governor, &c., et al., composing the Board of Commissioners of State Institutions, defendants in error.—Leon county. This cause coming on to be heard upon motion of counsel for the plaintiffs in error for a writ of error and to make A. C. Croom, Comptroller of the State of Florida, a defendant in error in place of William H. Reynolds, deceased, and for a scire facias ad audiendum errores to the said A. C. Croom, Comptroller of the State of Florida, in accordance with a precept filed this day with the clerk of court, and upon consideration thereof it is ordered that the said motion be and is hereby granted, but without prejudice to such right as the said A. C. Croom may have to contest the propriety of such writs. Bisbee & Bedell, Otis T. Green and Cooper & Cooper, for motion.

G. S. Scott et al., members of City Council of Ocala, plaintiffs in error vs. The State of Florida ex rel. Otto Grothe, defendant in error.—Marion county. Judgment reversed. Opinion by Maxwell, Commissioner, approved, adopted and ordered to be filed as the opinion of the court. William Hoeker (on brief of T. E. Biggs, City Attorney,) for plaintiffs in error; L. N. Green, for defendant in error.

First National Bank of Orlando et al., appellants, vs. James A. Greig et al., appellees.—Orange county. Decree reversed. Opinion by Glen, Commissioner, approved, adopted and ordered to be filed as the opinion of the court. Beggs & Palmer, for appellants; E. D. Beggs, for appellees.

Josiah Ferris, appellant, vs. William H. Ferris, appellee.—Hillsborough county. Appeal dismissed for want of necessary parties, on report of Commissioners Maxwell and Glen, Commissioner Hoeker having decided the case below. G. A. Hanson, for appellant; F. M. Simonton, for appellee.

CURES BLOOD POISON AND CANCER.
Eating sores, swellings, falling hair, mucous patches, ulcers, scrofula, aching bones and joints, itching skin, boils, pimples, etc., by taking Botanic Blood Balm (B. B. B.) made especially to cure malignant blood and skin troubles. B. B. B. heals every sore and makes the blood rich and pure. Over 3,000 cures of worst and most obstinate cases by taking B. B. B. Druggists, \$1. Describe trouble and trial bottle sent free by writing to Blood Balm Co., Atlanta, Ga. For sale by Wight & Bro.

VAGARIES OF A COLD.
You can never be quite sure where a cold is going to hit you. In the fall and winter it may settle in the bowels, producing severe pain. Do not be alarmed nor torment yourself with fears of appendicitis. At the first sign of a cramp take Perry Davis' Painkiller in warm, sweetened water and relief comes at once. There is but one Painkiller. Perry Davis'. 25 and 50 cents.

HELP THE LIBRARY

Resolutions from the Board of Directors

INTEREST IS NOW LAGGING

An Important Meeting to be Held November 29.

Whereas, During the past twelve months the revenue of the Library has fallen far short of the current expenses, leaving the Librarian's salary at times in such arrears that the Board of Directors have had to provide for the arrearage from outside sources, and for the reason that this Board of Directors feels that in order to sustain the Library on a proper basis, to keep up a reasonable supply of the latest books as they are published, and make it fulfill the mission for which it was instituted, it is absolutely necessary that they shall have the active support and encouragement of the members, and of the community at large, or else the institution had as well be abandoned. A lack of such interest having been a very great discouragement to the directors in the past; therefore, be it

Resolved by the Board of Directors of the University Library, That the President of the Board be, and he is hereby requested, to prepare and have published in the city papers a statement embodying as nearly as practicable the number and character of volumes now in the Library, and that in said statement he call attention to the work hitherto done by the Library, its value to the community, and the loss which would be incurred by its permanent closing. And that he invite a revival of interest on the part of the whole community in an institution so beneficial and so creditable to the city. Without such revival of interest on the part of our citizens the Board of Directors feel themselves powerless. That the President be also requested to call a meeting of the members of the Library Association, and of all others who may be interested, not only in the success of the Library, but also in its continuance. Said meeting to be held in the Library on Friday the 29th day of November, 1901, at 3 o'clock in the afternoon.

At which meeting all of the members will be allowed a vote for each membership owned by them regardless of any non-payment of dues in the past and any others desiring to become members may do so, and acquire the right to vote at said meeting.

Be it further resolved, That for the space of two weeks preceding said meeting, no books shall be issued by the Librarian, and that all outstanding books be called in. And that on the evening preceding said meeting the Library be closed, until such action be taken by the members at the association as shall justify its re-opening.

Be it resolved further, That these resolutions, which are offered, in pursuance of a notice given by the Board of Directors at a meeting held in the month of June last, be published in the city papers at the same time as the address which the President is requested to prepare.

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TRIBUTE OF RESPECT.
The committee appointed to recommend suitable action concerning the decease of our esteemed brother Jacob R. Cohen, begs leave to offer the following preamble and resolutions:

Whereas it has seemed good in the sight of the Supreme Grand Master of the Universe to call from the scene of his earthly labor our worthy brother, Jacob R. Cohen, be it resolved by Jackson Lodge No. 1, F. & A. M.

First, That in the passing of Brother Cohen this lodge has lost a zealous and efficient co-laborer, faithful in the discharge of every Masonic duty and devoted to the principles of our order.

Second, That the community has lost an enterprising, public-spirited citizen, whose successful business career of twenty-three years gave him the sincere regard of a wide circle of friends and the respect of all. His personal dignity, his open-handed generosity and his integrity of character are worthy of all praises.

Third, That a page in our minutes be dedicated to his memory, and the lodge draped in mourning for thirty days.

Fourth, That a copy of these resolutions be offered the city papers for publication, and that our secretary be requested to send a copy marked with the seal of this lodge, to the widow of our departed brother, with assurances of heartfelt sympathy in her sorrow, and of our constant interest in her welfare.

S. M. PROVENCE,
W. M. McINTOSH, Jr.,
F. C. GILMORE,
Committee.