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VOLUME IV. FAIRMONT, WEST VIRGINIA, THURSDAY, JULY 11, 1907. NUMBER 70

MOTHER AND SON ON TRIAL FOR KILLING BETRAYER OF DAUGHTER AND SISTER

Plain Plea of Justification By Unwritten Law

ADMIT KILLING ASK FREEDOM

LAPLATTA, Md., July 11.—Calm and stoical as a Spartan mother, Mrs. Millie Bowie took the stand to-day in defense of herself and her son Henry Bowie, jointly charged with killing Hubert Posey, betrayer of Miss Priscilla Bowie, daughter and sister of the defendants. The preliminaries were entirely devoid of claptrap, the defendants standing on the plain, unbefuddled plea of justification under the "unwritten law" of the South.

They admit the killing and justify it by an inalienable right to protect the sancitity of the home. The almost universal opinion is that the defendants will go free. A remarkable feature is that the first twelve talesmen qualified as jurors. "All I ask for is twelve Marylanders," was Mrs. Bowie's instructions to her attorneys.

The State consumed but a few minutes in presenting its case, proving that Mrs. Bowie had fired a revolver at Posey and that the son fired the contents of a shot gun into the body of the young man as the latter fled after refusing to marry the girl he had wronged.

In presenting the case for the defense, Mrs. Bowie's attorney's plea was made openly under the unwritten law with an appeal to the chivalry and respect for women characteristic of Southerners. A detailed recital of incidents leading up to the killing and a recital of the tragedy was followed by calling Mrs. Bowie to the stand. Her son will follow with testimony and it is expected the case will go to the jury by to-morrow.

Mrs. Bowie showed signs of deep emotion when called to testify "How did Posey die?" asked her council. "I killed him," she said with low but firm voice, emphasizing the "I." Henry Bowie, the son, who also fired at Posey, jumped from his seat and started toward the judge, his hands uplifted in protest, when lawyers seized and force him into a seat. "I killed him at Indian Head," continued the mother. He begged my daughter to become his wife, he gained her confidence, she trusted him, believd in him, thn he betrayed her and deceived her. He admitted what he had done. I pleaded with him to save her honor. He would not. Then I shot him." Hugh Posey, father of the dead man, seated directly behind the woman stealthily crept forward inch by inch, his features hardened, fingers twitching and was apparently in the act of pouncing upon the woman when seized by a court officer. It caused a flurry of excitement and reprimand from the judge.

Officers and Directors Elected.

At a recent meeting of the stockholders of the Masonic Building Company the following officers and directors were elected:

E. M. Showalter, President; T. W. Hennen sec-treasurer; J. E. Dowden, C. E. Hutchinson, J. E. Sands, W. J. Rowland, H. F. Smith, Walton Miller, C. E. Bartlett, L. L. Malone, M. M. Foster, O. S. McKinney, F. E. Nichols, T. W. Fleming, J. M. Hartley.

POPLE'S STORE TO THE FRONT

POPULAR FIRST WARD ESTABLISHMENT USES A WHOLE PAGE TO TELL OF BARGAINS.

An echo comes from the First ward to-day through the colums of this paper sounding the clearance prices of Mr. J. S. Pople, the pioneer merchant of the Palatine side of the river. Mr. Pople occupies a strategic point in the business of Fairmont, as he has a three story department store which compares very favorably with the stores in any part of the city and is by large odds the largest dealer on his side of the river. His announcements are always heralded with an appreciative response as the convenience of all living on his side of the river and those living in the country back of the First ward are well served by this store. Mr. Pople makes a wise selection when he places his advertisement in the columns of this paper to-day as he will not only reach a very heavy circulation patronage on his side of the river, but our entire weekly subscription list will be apprised of his su. and to say that the results are forthcoming is putting the matter in the most truthful form.

BRANCH SCHOOL COMING HERE

MADISON ACADEMY, OF UNIONTOWN, SEEKS TO START A BRANCH IN THIS CITY.

Prof. A. M. Van Tine, principal of Madison Academy, of Uniontown, and Prof. Grant L. Blaney, secretary of the same institution, are preparing to establish a branch school to be located in the Jacobs building, this city. There will be three course, a teachers' course, college preparatory course and commercial course.

Madison Academy has graduated a large number of pupils and has placed them in schools and offices in the last twelve years.

Prof. Van Tine has been connected with school work for thirty-seven years. Prof. Blaney has been teaching for a number of years.

The pupils of Madison Academy are admitted to the leading colleges and universities of the United States on the strength of their diplomas; often being assigned to the second or third year classes. The teachers trained in Madison Academy have always taken important places in public school work. The commercial students always obtain and hold the best positions. They have the special assistance of the Remington employment department.

Prof. Blaney is in Fairmont for a few days at the Manley Hotel and would be pleased to receive any one interested, or a card to Uniontown will bring a catalogue of the academy which will give full particulars and information concerning the school.

Will Meet Next at Chicago.

SARATOGA, N. Y., July 11.—Grand Commandery Knights Templar selected Chicago for the nineteen ten triennial conclave.

A. J. Kern is spending a few days in Wheeling and Pittsburg on business for the Consolidated Telephone Company. At the latter place he will also visit his parents.

FOR BETRAYING THE TERRORISTS

A TRAITOR SLOWLY SUFFOCATED IN A MILL—SUFFERED TERRIBLE TORTURE.

ST. PETERSBURG, July 11.—Horrible punishment has just been inflicted by revolutionists upon a former member whose treachery led to the discovey of a secret conference at Riga and caused the death of many of the revolutionaries and arrest of others of the band.

The central revolutionary committees of Courland, Livland and Estland used an old mill just outside Riga for their meeting place. A man named Spogge, who had broken with the revolutionaries, betrayed them to the police. Officers went to the old mill, surrounded the place and called on the revolutionists to surrender. In trying to escape 30 of the conspirators were shot and killed. Many others were captured.

Spogge's treachery was discovered and other revolutionists decided to kill him by frightful tortures. He was captured and taken to the same mill where the revolutionists had met. There he was tied to the floor and a loose sack with a small hole fastened about his head. A stream of flour was allowed to run through the hole, dropping on his head. Ultimately the sack was completely filled and Spogge was slowly smothered.

His body was only discovered today, the revolutionaries having left him there with a note warning other traitors that a similar or worse fate would befall informers.

An enlargement of the imperial prerogative was announced in a decision of the council of ministers to add the Frontier Guards to the army and navy as being a force belond the competence of Parliament to interfere with.

Mme. Fromkina, who in March last attempted to assassinate General Rheinbot, the ex-perfect of police at Moscow, and who on May 13 made an attempt to murder the inspector of the political prison here, wounding him with a pistol which had been mysteriously smuggled into her cell, was today sentenced to death.

A big strike of agricultural laborers is being prepared at Kiev. The governor threatens to have recourse to military force if necessary to meet the situation.

YOUNG MAN BADLY STUNG

TWO GIRLS WORKED A GOOD ONE ON HIM AND HE IS GETTING THE MERRY HA HA.

PARKERSBURG, July 11.— There is a certain Fifth ward young man who in the future will be very careful of the invitations to go riding which he accepts. He was badly "stung" on a proposition of this sort the other night, and will be very careful not to be caught again in a similar manner.

He was lounging in front of a St. Marys avenue store when a pair of pretty girls drove up and inquired if he didn't want to take a ride. Naturally, he did. They drove around the city for a short time when one of the girls said that she would have to go home. They drove to her residence, and a few minutes later the other said it was getting late and that she, also would have to go. She asked the young man to drive the rig around to a certain number on Fourth street and leave it.

He did, and found the number he was referred to was a livery barn. There was two dollars livery hire due on the horse, and as he had no money with him, he had to leave his watch as security for the bill. The girls were strangers, and had gotten out at houses that were not their homes, it developed later. The duped one had paid $2 for the "privilege" of putting their horse up.

Attended Funeral of Miss Robinson.

Among the Fairmont people who attended the funeral services of Miss Margaret Robinson, at Barrackville this afternoon were Mr. and Mrs. T. J. Conaway, the Misses Conaway, Misses Bertha Lloyd, Florence Clayton, Beuna Stevens, Myrtle Knotts Ava Brown, Margaret Howatt, Clara Lloyd, Beatrice Snider, Messrs. Frank Lloyd, Lindsay and Ivan Robey, Robert Snider, and Minor Dunham.

THOUSANDS WILL SEE THE GLAD RAG FLUNG TO WINDS

Big Time Planned For Next Monday

The largest attendance at any game of baseball at South Side Park except the game on the Fourth of July is expected at the twilight game next Monday evening. That is the evening on which the pennant for the championship of the first season in the Pennsylvania league which the local team has won will be raised to flaunt to the breeze from the flagpole at the Park.

President Power will be here at that time and will make a speech at the pennant hoisting. The glad rag has already been ordered and is being made by the A. G. Spaulding Company. It will bear the inscription "Pennant Winners, W. Penn. League, 1907."

The members of the Fairmont Baseball Association are perfecting plans to have a memorable time at this game. The matter of closing the stores at five o'clock on Monday will be taken up with the Merchants' Association. The merchants of Fairmont are very liberal minded men and will likely comply with the request of the baseball people. Nearly all the money that is expended on baseball in this city is re-spent at home and this fact will appeal to the store keepers.

The pennant for the first season has been won by the home team. The winner of the second season unless Fairmont wins it again will have to play the local team seven games for the league championship and the holding of the coveted prize. In case of Fairmont's finishing first in the second season the team having second place will have to play seven games, but the pennant will remain with Fairmont regardless of the outcome of the championship games.

ROSENBERGS START BIG SALE

THE NEW MERCHANTS ARE STARTING OFF WITH A NICE BUSINESS.

In this issue of this paper will be found the announcement of the first semi-annual sale of the Rosenberg store. They offer a general reduction along all lines. The policy of this store is to mark all goods in plain figures and for this sale the old price is left on the goods where it was originally placed in plain figures, and the new sale price is written on a plain card or tag so that you cannot be deceived as to the regular price of the article offered.

One advantage that is offered in this sale is that the goods are all new stock as this store was just opened up in May with a new line of goods, so no one will be sold any shelf worn or last season's goods. You get the pick of the market at a great reduction.

Messrs. Rosenberg have started off with a very nice business since moving to Fairmont and it is not any surprise to most people that such is the case, as they long before their coming kept the people posted on the lines they intended to handle and the time of their opening, and since their arrival they have constantly kept their business before the public, and all they have said in regard to their stock has been found on investigation to be true in every sense of the word. If a firm has confidence in its own line it is not so hard to establish the same confidence with the people. No mistake can ever be made in buying the goods that are advertised most. There are many reasons for this, the first is that you can buy an advertised line cheaper from the fact that there is more of it sold and consequently the cost of handling is less, and too, the article has the merit or it would not stand the test of publicity.

No mistake can be made in taking advantage of the offers this firm is now making.

Buried at Grafton.

Funeral services over the remains of little Cedric Colburn were held last evening at the home of his grandfather, Mr. W. E. Colburn, on Madison Lane. Rev H. G. Stoetzer, of the First Presbyterian church, conducted the services, which were attended by a large number of the friends of the family. The remains were taken to Grafton this morning and laid to rest.

Speaker Stricken With Paralysis While Giving An Account of His Travels in Foreign Lands

WHEELING, July 11.—Last evening at 8:30 o'clock, Mr. A. J. Clarke, while giving an account of his travels abroad to a large congregation at the Fourth Street M. E. Church, because suddenly ill and developed into a stroke of paralysis.

Mr. Clarke has recently returned from a trip abroad, which he took for the benefit of his health, and on the occasion of his return to this city, an informal welcome had been arranged for last evening at the church, at which he was to deliver a short address.

Mr. Clark had proceeded with his address after the devotional exercises, and was describing incidents connected with his taking the train at Jaffa, Palestine, on the coast of the Mediterranean sea, speaking of the many beautiful flowers in that vicinity, when his voice slowly became inaudible and his face flushed. He turned to Dr. Westhafer, who was sitting near him, and said: "There is something the matter with me, I cannot go on." Dr. Westhafer went to his assistance, taking him to a chair, when it was thought that he would revive, and the congregation, accompanied by the organ, rendered a hymn, but it was soon seen that Mr. Clark's condition was becoming alarming. Dr. Westhafer requested the congregation to leave the church as quickly and noiselessly as possible, which they did.

Doctors Summoned.

Medical aid was summoned. Dr. C. A. Wingerter was passing the church and he quickly responded. Mr. Clarke's son-in-law, Dr. W. S. Fulton, was also called, arriving about fifteen minutes later. The two physicians worked with Mr. Clarke, while Drs. Hildreth, Baird and Ackerman were later called, arriving in a short time.

Mr. Clark seemed to gradually grow weaker, The fact alarmed relatives and friends who had quickly gathered around him, but the physicians opened a vein that seemed to relieve the tension on the brain. While the patient did not regain consciousness, he did sink into a sleep.

The matter of keeping the patient in the church over night was discussed, and while some of the physicians favored the step, Dr. Ackerman was of the opinion that he could be taken home. Upon this advice the family determined to take Mr. Clarke to his home on Main stree above Ninth. An effort was made to secure an ambulance, but after a long wait it was found that all were in use including the city one, and upon the offer of Chief Clemens a stretcher was provided and Mr. Clarke, taken to his home in the patrol wagon. The ride did not seem to harm the patient in the least. Dr. Fulton, the son-in-law of the sick man, a trained nurse and several friends and the wife remained at the bedside all night.

WOUNDED BOY LAY FOR HOURS

LAD SHOT THROUGH THE HEAD LAY BLEEDING AND UNCONSCIOUS NEAR HOME.

COLLIERS, July 11.—Charlie Caldwell, son of James Caldwell, was accidnetally shot Monday while hunting ground hogs and will probably die. He started out in the morning, and when he did not return at night, search was instituted. His father found him bleeding and unconscious, his head fractured, 300 yards from the house, where he had lain from 8 in the morning until 10 at night. During moments of consciousness he tried to drag himself toward home and succeeded in moving a few yards. He recovered consciousness Tuesday long enough to say that the gun was discharged as he was climbing a fence, the ball passing through his head. During the day the family heard his moans, but thought it was the bleating of calves. There is little hope of his recovery.

CURRENCE AGAIN AT HIS TRICKS

REPRESENTING HIMSELF AS GOVERNMENT AGENT HE PROMISES BOUNTY FOR CONSIDERATION.

ELKINS, July 11.—A warrant has been issued for Charles Wesley Currence, of this city, who is palming himself off as J. N. Smith, a government agent. After going to the home of Jerry Baxter, an aged negro residing on Rich mountain, and obtaining a sum of money from him for a bounty he promised the ignorant negro, he held Baxter up at the point of two revolvers and demanded all the money he had in the house. Currence was tried here last week for blowing open the station safe at Beverly but proved an alibi.

MOYER PROVING A GOOD WITNESS

ON CROSS EXAMINATION HE STICKS STEADFASTLY TO STORY TOLD YESTERDAY.

BOISE, Idaho, July 11.—Under the furious fire of cross examination, President Moyer, of the Western Federation of Miners, is sticking steadfastly to the story he told on the witness stand yesterday for the defense in the Haywood case. Moyer is proving to be a good witness for the defense. His cross examination will occupy most of to-day and Haywood will follow on the stand.

MUCH DAMAGED CAUSED BY STORM

LIGHTNING STRUCK TOWER OF ST. ANDREW'S EPISCOPAL CHURCH AT WHEELING.

WHEELING, July 11.—The storm that struck this city about six o'clock last evening and which lasted until later in the evening, played havoc on the South Side.

During the electrical storm the lightning struck the tower of St. Andrew's church at the corner of Thirty-seventh and Eoff streets and did quite a bit of damage to the church and the rectory that is connected with the church.

After a hasty examination was made it was found that a number of shingles were torn from the roof and in falling broke several windows of the rectory. Some of the curtains and furniture in the recory were also damaged. The exact extent of the damage done is not known, but is thought to be not great. A full examination will be made this morning.

The heavy rain that followed the electrical storm flooded a large number of cellars on Woods street, between Thirty-sixth and Forty-third streets. The sewers filled up with great rapidity, and when they overflowed the cellars began to fill. This put the residents to some trouble, but no serious damage was reported.

Mrs. E. C. Jones went to Clarksburg to-day to visit relatives.

POWWOW STORY A FABRICATION SAYS SCOTT

No Conference At Jamestown

WASHINGTON, D. C., July 11. — Your correspondent saw Senator Scott upon his return from Jamestown, where he was in attendance on West Virginia Day, and asked him in regard to the so-called political powwow that was reported to have been held during the time that he and others were at Jamestown. The senator said:

"There was not a word of truth in the report, and to show how ridiculous and absurd the statements are, Senator Elkins was not even there. Governor White was called away on business to either New York or Philadelphia, and while I saw him for a few minutes there was not a word of politics discussed between us, and I think the same is true in regard to all the other West Virginians that were there. I saw Mr. Swisher at a distance, but not close enough to speak to, and I did not even as much as see Arnold Scherr, who was reported to have been there. I saw Attorney General May for about five minutes, and Congressman Woodyard just as he was leaving the grounds to take the boat for Washington. How such an absurd report could have gotten out that prominent men of the party had gone to Jamestown, and were there for the express purpose of fixing up any slate I cannot understand.

"We can say that the story was made out of whole cloth. I do not believe it ever entered ex-Governor White's head to become a candidate for the office of governor again.

"Another story that I notice going around is that Senator Elkins and myself are to be candidates for delegates-at-large to the next national convention. So far as I am concerned under no circumstances would I accept it, if tendered. Those places should go to some good Republicans in the State who work for the party three hundred and sixty-five days in the year without asking to be rewarded."

SALE CONTINUES

THE FAMOUS SUCCEEDED SO WELL IN JUNE IT WILL GO AHEAD IN JULY.

To-day another announcement of the clearance sale of the Famous store is made and so successful was Mr. Klaw in his former effort that he has decided to continue the clearance sale for several days yet in which time he hopes to get rid of a good deal of surplus stock. The month of June was a very busy one with this store and by keeping his attractive prices before the public he hopes to make July sales even surpass those of last month.

VACATION FOR LOCAL LAWYERS

RESOLUTIONS PASSED BY MEMBERS OF BAR ASSOCIATION LAST NIGHT.

The special meeting of the Marion County Bar Association in the library room last night was well attended and two matters of importance were transacted. The first was the resolutions passed concerning the annual vacation for the members of the Association during the month of August. The resolutions read:

Vacation Order.

Resolved, That in order that the members of this association who so desire may take a vacation during the month of August, 1907, that no attorney who is a member of this body shall be required to attend the trial of any case or the taking of any deposition during said period, except it be in cases of injunction, attachment or some matter demanding immediate attention for the protection or preservation of a client's rights; and,

Resolved, further, That this association requests the judge of the Intermediate Court to dispense with jury trials in civil cases during the August term.

The second matter of business that claimed the attention of the association was the adoption of rules of practice concerning the taking of depositions and the signing of bills of exception. The rules governing these matters read as follows:

Rules of Practice.

Notice to take depositions out of the State or away from the county seat shall contain the names of all the witnesses whose depositions are to be taken, and no depositions of any witness whose name is not included in the notice shall be read if the opposing party objects thereto. And all depositions taken in chancery suits or actions at law shall be filed with the clerk a reasonable time before the commencement of the term of court at which the said case is to be submitted or tried.

Bills of exception to be signed by the judge of the Circuit Court or Intermediate Court in vacation shall be presented to the judge thereof a reasonable time and in no case less than three days before the expiration of the thirty days provided by statute within which he may make up and sign said bills of exception and certify the same; and the opposing counsel shall have reasonable notice of the time and place or presenting such bills of exception before they are presented to the judge for his action.

AGED WOMAN DEAD

MRS. ELIZABETH GANS JOSEPH DIED OF OLD AGE AT HER HOME ON STEWARTSTOWN ROAD.

MORGANTOWN, July 11.—Mrs. Elizabeth Gans Joseph, aged 70 years wife of Jeremiah Joseph, died at her home on the Stewartstown road, about a mile from the city, at 9 p. m. Tuesday, July 9, 1907, of diseases incident to old age, and after being ill for a long time. Mrs. Joseph was the daughter of Dr. and Mrs. Williams Gans, among the first settlers at Gans, Fayette county, Pa. She lived for many years in Morgantown, and was most highly respected by all who knew her. Mrs. Gans Joseph was a member of the Church of Christ and led a Christian life, being a devoted wife and mother and a kind neighbor.

She is survived by her husband, two sons and one daughter. They are: L. W. Joseph and Dr. Geo. M. Joseph, of Morgantown, and Mrs. Thomas Hoskinson, of Chicago, all of whom were at her bedside when the end came.

Mrs. Joseph was the last member of her family, her sister, Mrs. William I. Protzman, having died a little more than a year ago.

The funeral services will be held at 2 p. m. to-day at the Mt. Union church, the services being conducted by her pastor, Rev. E. B. Quick. The interment will be made in the Mt. Union cemetery.