

THRASHED IN COURT BY BURTON SMITH

Well Known Lawyer Whips One After Another in Dispute Over Witness.  
HYSTERICAL WOMEN FIGHT TO ESCAPE FROM CORRIDOR  
Deputy Sheriffs Part Contestants After Two-Minute Battle. Victory Ready for More.

Burton Smith, well-known attorney brother of Senator Hoke Smith, on Tuesday afternoon thrashed five men who objected to him conversing in the corridors of the court rooms in the Thresher building with a woman witness in the famous Crawford will case.

Two of the men, C. W. Walton, of Buckhead, and W. H. Byrd, 41 West Twelfth Street, were badly beaten up, both showing black eyes and contusions on their faces where Smith struck them. The other three men also were given severe drubbings before friends and policemen separated the belligerents.

According to eyewitnesses of the fight, Attorney Smith had stopped Mrs. Cash as she passed through the corridors of the building and was talking to her. Walton is claimed, approached and said:

"Here, you; don't talk to that woman."

"What do you care?" asked Smith. "Do you own her?"

"Yes, I do," answered Walton, and it is said, raised his arm as though intending to strike the attorney. Walton is a powerful, built man, many times as large as the attorney. Hardly had the words left his mouth, however, when Attorney Smith lunged forward and struck Walton squarely on the point of the jaw. Walton fell limply to the floor, and Byrd rushed to the fray. He was met with a stiff right arm jolt from Mr. Smith and was knocked down for the count.

Three more men then entered the court house with Walton and Byrd, and who were with them when the attorney knocked them down, leaped at Smith. The attorney met them, and knocked them down as fast as they came at him. One of them he knocked down twice, while one bloated to puff the other two hors de combat.

Before the five men could arise and rush the attorney, deputy sheriff, policemen and friends of the attorney rushed between them and prevented further hostilities. Included in the rescue party were Deputy Sheriffs John S. Owens, Dave Goodlin, Newton Garner and James Heuber, Arnold and Colonel James Anderson.

Attorney Smith's hand was bleeding from the force of the blow he had struck the five men, and on one of his knuckles was a wound from one of his opponents' teeth. His friends started to take him out of the building, and as they passed Walton, the latter began getting up from the floor.

"I'm ready for you again," he remarked.

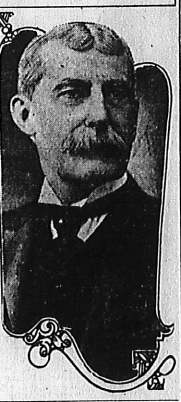
Mr. Smith tried to break away from his friends and expressed a desire to again knock Walton down, but he was restrained and went to his office, where physicians dressed his wounds. Walton and Byrd and the other three men left the building immediately.

The fight lasted about two minutes. Several women who were in the corridor near the belligerents became hysterical and fairly fought their way into the court room. Deputy sheriffs were called to quiet the excitement.

Mrs. Cash Tells Story. The woman upon whom the fight started was Mrs. Cash of Buckhead. According to Mrs. Cash, she and her daughter, Mrs. Violet Whitely, were sitting on a bench near the entrance to the court room, when Attorney Smith came up and began talking to Mrs. Whitely, an attractive young woman.

Then Mrs. Cash arose, Walton was with her and demanded that Smith stop talking to the young woman. Some altercation with his question as to the ownership of the woman, and the fight followed.

HENRY M. FLAGLER, great railroad builder, who is regarded as the man who opened Florida to the world.



Woods Favored for 4th Circuit Bench

WASHINGTON, May 20.—The Senate Committee on Judiciary has ordered favorably reported the nomination of C. A. Woods, of Charleston, S. C., to be judge in the Fourth Judicial Circuit and Judge Edward K. Campbell, of Birmingham, Ala., to be chief justice of the Court of Claims.

Jacksonville to Get Judge Briles' Justice

That he might gather pointers on how to conduct the police court in Jacksonville, of which he will assume charge June 1, Judge W. W. Anderson sat through the session of Recorder Briles' court. Anderson is a newly interested spectator of the proceedings.

Heaviest Woman Ill In Chicago Hospital

CHICAGO, May 20.—Mary Perry said to be the heaviest woman in the world, was seriously ill to-day at the city Hospital and fear was expressed that she would not recover.

Capitol Photographs Alarm Congressmen

WASHINGTON, May 20.—Congressmen were holding a meeting in one of the committee rooms at the Capitol were alarmed when they were informed that each of the four committee rooms contains a dictaphone.

BIG BARBECUE GIVEN FOR JUDGES AT ROME

ROME, Italy, May 20.—Twenty-five Georgian judges and 200 chickens and 20 gallons of Brunswick stew were served at an old-fashioned barbecue given to-day by Wright Willingham at his home, in honor of Judge William T. Newman, Judge Moses Wright and Federal and Superior Court officials. There were 800 persons in attendance.

GEORGIA IS REPRESENTED AT POSTERS' CONVENTION

MOBILE, Ala., May 20.—The second day's session of the Southern Poster Advertising Association is being held at the club house on Dog River, where officers will be elected. Georgia is represented by J. H. Shilin, controller, P. H. Powers, Alston, W. J. Perry, Newman, M. T. Price, Savannah, and Julius DeWitt and Roscoe C. Massachusetts, Atlanta.

THE WEATHER.

Forecast for Atlanta and Georgia—Local showers Tuesday and Wednesday.

FLAGLER, OIL CASES READY AGAINST LEE AND ED FRANK

End Comes to Builder of Over-the-Sea Railroad at His Home in Florida.  
BEGAN LIFE AS CLERK IN A GROCERY STORE  
First Fortune Swept Away by Poor Investment, He Left \$100,000,000 Estate.

WEST PALM BEACH, Fla., May 20.—Henry M. Flagler, wealthy railroad builder and owner, died here to-day.

Mr. Flagler had been sick for three months, although it was thought several weeks ago that he would recover. Mr. and Mrs. Flagler came here in February. At that time he was suffering from excessive nervousness. A general breakdown followed.

Mr. Flagler, one of America's foremost financial states, and known in the South as the "King of Florida," was born in a little village just south of Rochester, N. Y., in 1850. His father was pastor of the village church, and at the age of 14 Henry decided that his mother and sister could not alone more comfortably if he ceased to be one of the family burdens.

He started from home, with a few dollars in his pocket, and gradually worked his way westward to Republic, Ohio, where he went to work in a country store for \$5 per month and board.

Strict economy soon enabled young Flagler to open a grain business in Cleveland, Ohio. And here began his life business which ultimately resulted in the formation of the greatest corporation in the world.

Mr. Flagler used to ship his carloads of grain to Cleveland, where it was sold for him by a young commission merchant named John D. Rockefeller.

Loss All in Salt Venture

After amassing a fortune of \$5,000 in Bellevue, he made an unsuccessful venture in the salt business, losing every dollar of his money. With the aid of money furnished by his wife's relatives, he moved to Cleveland and re-entered the grain business. He renewed his acquaintance with John D. and William Rockefeller, who were at that time combining their efforts in the oil refining business. He became interested in the brothers' new venture in 1887, with the aid of money from his wife's relatives, he entered into a \$100,000 partnership with Rockefeller and Samuel Anderson.

Wife Becomes Insane

Mr. Flagler's second marriage occurred in 1883, and in the next ten years his fortune increased by leaps and bounds. His wife became the mistress of a fine mansion on Fifth Avenue, New York, as well as a palatial country home on Long Island and Florida, and an oilward apartment house in New York. His wife's mind became unbalanced. The grief-stricken man kept the awful truth hidden as long as possible. He paid thousands and thousands of dollars to alienists in the hope of restoring her mentally, but her condition gradually grew worse. When, in 1899, the unfortunate woman finally became insane, the Standard Oil magnate was forced to have his wife detained legally insane.

The following year a law was passed by the Florida Legislature, whereby permanent insanity was made ample grounds for a divorce. It was alleged at the time that this law was passed in the interest of Mr. Flagler, who had come to be a power in Florida as a result of his vast holdings in oil enterprises.

He devoted a great deal of his money to the building of the Florida and Atlantic coast, and the completion of this connection was the completion of the Florida coast. Halfway from Key West to Key West, he built a "stretcher of tracks" a mile long between the mainland and Key West and connected it with one of the greatest winter resorts in the world.

His great engineering feat, of the greatest engineering feat, was the construction of a bridge entirely over water.

The bridge was estimated at \$100,000,000.

Solicitor General Dorsey Declares All Evidence Will Go to the Grand Jury Friday.

THINKS MORE ARRESTS WILL MAKE NO CHANGE  
Mrs. Jane Carr Began Women to Help Solve Mystery—Burns Agent on New Trail.

Solicitor General Hugh M. Dorsey announced Tuesday morning that the State's case against Leo M. Frank and New Lee in connection with the Phagan murder, would go to the Grand Jury Friday of this week. He said that he could anticipate no new arrest or development that would make it necessary to change his plea.

Connecticut To Be Taft's Official Home

NEW HAVEN, Conn., May 20.—Former President Taft is preparing to transfer his yachting residence from Ohio to Connecticut. He will have his name put on the list of voters to be made, and in September the board for admitting voters will pass on his qualifications, after an examination which will include the applicant's reading, as usual, of any section of the Constitution of the United States that the board may select.

As President Taft must live in the State one year before he can vote, he will not be eligible for the city election in the fall, but will be qualified for the State election in 1914.

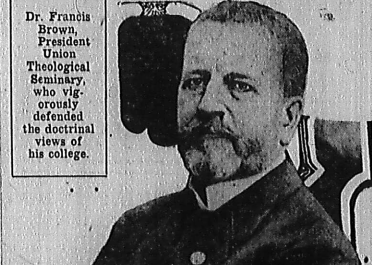
Roosevelt's Double Searching for Wife

MADISON, Wis., May 20.—Albert Monroe Graves, who describes himself as Colonel Roosevelt's double, excited that his teeth are more human than Roosevelt's, has written to Secretary of State Donald, asking that a wife be found for him. Graves lives in Alberta, Canada.

In his letter to the Secretary of State he said: "I can look Roosevelt at anything I never failed to carry my own present and I was never licked by a Democrat."

If you have anything to sell advertise in The Sunday American. Largest circulation of any Sunday newspaper in the South.

HERESY FIGHT STORMY Controversy Stirs Assembly School Head Answers Critics



Dr. Francis Brown, President of Union Theological Seminary, vigorously defended the doctrinal views of his college.

Moderator Struggles to Keep Order as Discussion Over Union College Charges Grows Bitter.

Vigorous Defense of Institution Made by Dr. Francis Brown; Recess Taken to End Uproar.

Stormy debates, stirred by the active gavel of Moderator Sloan, only to break out afresh, marked the bitter Union Theological Seminary controversy on the floor of the Northern Presbyterian Assembly Tuesday forenoon.

Half a dozen men were on their feet simultaneously, clamoring for recognition by the chair. Toward the close of the forenoon session, the discussion was involved in a tangle of parliamentary procedure, from which relief was obtained only by the recess taken until the afternoon.

Mr. Flagler died at 10 o'clock. The end was peaceful. To those at the bedside it seemed that the sick man died in his sleep. Among those in the death chamber were Mrs. Flagler and Mrs. Harry Jackson Flagler.

The body will be placed in the mausoleum in the Flagler plot at St. Augustine. The date of the funeral probably will not be fixed until to-night.

The intense feeling of the commissioners cropped out in many different ways, and the moderator was able to maintain a semblance of order only with the greatest difficulty.

"Sit Down," the Crier. An unexpected but futile effort was made to avoid the laws by tabling the resolution condemning the seminary. The majority, however, were eager to have the question settled one and for all.

Dr. Howard Agnew Johnson, pastor of the First Presbyterian Church, Stamford, Conn., was the author of the motion to postpone action indefinitely.

"Sit down!" some militant preacher at the side of the room shouted as soon as he realized the import of the motion.

The eyes of Moderator Stone blazed as he pounded thunderously with his gavel.

"I want no such expression in this Assembly," he ordered. "I am saying this to the man who makes the mark. I do not care who may be a Spirit of Deceit."

The debate proper had not begun when the morning session adjourned. Dr. Francis Brown, president of the seminary which is under fire, was permitted to close his remarks, which he had started when the session adjourned Monday afternoon. After this ensued the mad clamor of motions and points of order that kept the session in a turmoil until recess.

Dr. Brown came to a spirited defense of Union Seminary, its directors and its faculty.

He was especially angered against what he described as a libel upon the spiritual character of one of the professors, Dr. William Adams Brown.

Divine Aid Asked. Many women were among the spectators in the packed balcony when the debate was started by Dr. Francis Brown, president of Union Seminary. The walls were lined by several scores of women who were completely silent.

Even the upper gallery had its fringe of keenly interested listeners.

In the main, throughout every seat was taken. (Others were instructed to keep the doors barred while the debate was in progress.)

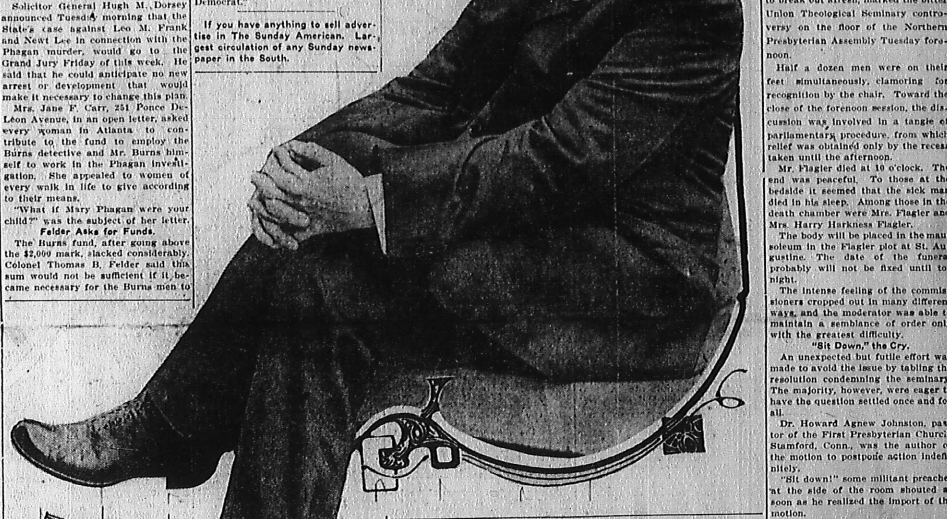
In the afternoon of the same day Dr. Brown, thinking the illness soon would pass, no halt was made in the plans for the wedding. On the morning of April 23 Mr. Sutton was suffering in pain and a physician was called. In the afternoon of the same day Dr. Brown, thinking the illness soon would pass, no halt was made in the plans for the wedding. On the morning of April 23 Mr. Sutton was suffering in pain and a physician was called.

The friends of the young people were notified of the illness of Mr. Sutton, and the wedding was postponed. Confident that her lover soon would recover from his illness, Miss Tutwiler fully completed the final details of her trousseau.

But the wedding gown was never to be worn, and to-day it lies unfolded, announcing the grief of the young woman. Miss Tutwiler was hysterical with grief when she learned of her fiance's death, and on Tuesday morning was prostrated at her home.

When the body of the young man was carried out of his room, he was found to be dead.

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FIANCE STRICKEN ON WEDDING EVE IS DEAD

Stricken on the eve of his wedding day, R. W. Sutton, 25 years old, of 419 Grady Street, is dead at the Grady Hospital—a victim of meningitis. His bride-to-be, Miss Helen A. Tutwiler, 204 South Pryor Street, is prostrated and his aged mother, Mrs. T. B. Sutton, added this new sorrow to that cast over her by the death of her husband a month ago.

Although but a few doors down the corridor from her son, Mrs. Sutton, who is paralyzed and unable to move, has not been informed of her son's demise. Physicians feared that this second shock would prove fatal to her.

The younger Sutton's death occurred at 10 o'clock Tuesday morning, the culmination of a stroke of meningitis the day before he was to have married Miss Tutwiler, three weeks ago. With the same affliction his father had died.

Fiance Became His Nurse. Following removal to the hospital, his fiance became his nurse. During the three weeks of anxiety which came, when death was ever present and physicians shook their heads in foreboding, the young couple did not despair. Miss Tutwiler kept her recovery made, wedding gown in readiness for the wedding which she was sure would come.

In his conscious moments the young bridegroom-to-be talked constantly of the happiness that lay in store for them when he got well. Surprised and attendant at the hospital heard with anxious hearts the plans for the future.

Her recovery made, wedding gown in readiness for the wedding which she was sure would come.

Mr. Sutton was alone when death came. Miss Tutwiler, exhausted and worn out by her constant vigil at the bedside of her lover, was prostrated Monday when told by physicians that he was no longer alive. She held him in her arms for the last time late Monday afternoon, when already death was at her door.

Continued on Page 3, Column 7.

Are You the Master of Your House? If you are subjected to the whims of a landlord, subject to removal notice at any time... You can own your home if you will take advantage of one of the many bargains offered in the Classified Real Estate advertisements in The Georgian or Hearst's Sunday American.