

"CATE" TOLLIVER SHOT BY MOREHEAD MARSHAL

Street Duel at Morehead May End Fatally For Noted Feudist.

Morehead, Ky., July 30. — C. W. (Cate) Tolliver, 46 years old, of Rowan county, is in a local hospital today, suffering from gunshot wounds received in a battle with Alfred Fraley, Town Marshal, in the courthouse yard here late yesterday. His wounds are in the face and shoulder. Fraley escaped with a slight wound.

Tolliver, a survivor of the Martin-Tolliver feud of thirty-five years ago, lives on a farm, nine miles from Morehead.

Fraley, according to C. H. Tolliver, a nephew of the wounded man, objected to Cate Tolliver going on the bond of some prisoner. It is said that earlier in the day the men had met and that in the draw Tolliver got his gun out first and "covered" Fraley but did not fire. Fraley, according to the nephew, later came up on Tolliver and "covered" him. Tolliver, he said, jumped behind a pole and drew his gun. Fraley firing in the meantime, the ball striking the farmer on the cheek. Tolliver fired one shot, which grazed Fraley's side. Fraley then fired twice, one shot taking effect, before the Sheriff halted the firing and placed the Marshal under arrest. He later was released under bond.