Day in Court Again, the Ac-i This Time Being Brought by tockholder to Secure Annulment land Im Co.—Judge B. F. Long Sits With-out Jury and Reserves Decision for Thirty Days—Fach Side Repre-sented by Able Counsel—Previous Litterster.

Special to The Observer.

Special to The Observer.

Newbern, March 17.—The suit brought by Mr. Hill to effect the annulment of the lease of the Atlantic Morth Carolina Raifroad to the Howland Improvement Company was heard here to-day before Judge B. F. Long, of Statesville. The plaintiff Long, of Statesville. The maintiff was represented by Owen H. Gulon, William A. Clarke and Larry I. Moore. The Atlantic & North Carolina Railroad was represented by Col. J. M. Pearsall, its general counsel. ApHe gave as the reason for signing day. The following names have been pearing for the lessee, the Howland the original bill that the people would added to the list of known dead:

Improvement Company, were ex-Governor C. B. Aycock, former State ing was concluded, but no decision was announced. Judge Long stated that he would defer the announcement of his decision for 30 days. The famous "Old Mullet" road again has had its day in court. Judge Purnell,

of the United States Court, put the road in the hands of a receiver twice during 1904. The State authorities arrested his first receiver for conspiracy, and it was the sensation of the hour. A few months later another suit was brought, and he appointed other receivers. Chief Justice iller granted a supercedeas, and these

Then Governor Aycock, at the reques of practically all the stockholders, and with almost the universal approval of the State, announced a purpose to lease the road. He called for propositions, and several of them were made. By all odds the best one made was by Mr. R. S. Howland, of Asheville. The most public notice was given and a special meeting of the stockholders was held for the expurpose of making a lease at ad City on Sept. 1st, 1904. A spetendance ever known of stockholders was esent. No one opposed the lease except Mr. Claude Foy and the county of sum of \$75,000. Pamlico. The lease was overwhelmingly approved by the stockholders, and the TO SELL BAY SHORE RAILROAD officers and directors were ordered to execute the same. They met agreed upon the lease, but, before signing it, the lease itself, ready for execution, was presented to the stockholders, they approved it again, and it was executed by

cure their performance of all the agreelease stands, will connect the two by building from either Washington, N. C., to Newbern or Kinston, They have bought the lines of steamers running from Elizabeth City to Newbern and Wasington. They are building a bridge nearly three miles long across the sound at Beaufort, and contemplate building to Cape Lookout. They have already spent more than \$26,000, in addition to the earnings of the road, and in addition to their purchase of the properties aforesaid. They have entered into other obligations of a like character. All the stockholders, except the county of Craven, which voted for the lease when it was made, and Mr. Claude Foy, who has always opposed it, and Mr. Hill, are now earnestly fighting to sustain the lease. Mrs. Florence P. Tucker, of Raleigh, is lease stands, will connect the two by

always opposed it, and Mr. Hill, are now earnestly fighting to sustain the lease. Mrs. Florence P. Tucker, of Raleigh, is the largest private stockholder owning about \$135,000 of the stock. Collector E. C. Duncan is the next largest. Mr. about \$125,600 of the stock. Collector E. Duncan is the next largest. Mr. Charles M. Busbee owns quite a block. There is a mortgage on this road for quite a sum. The stockholders feel that if the lease is declared invalid, the road will have to repay to the leasens what

There is a mortgage on this road for quite a sum. The stockholders feel that if the lease is declared invalid, the road will have to repay to the lessees what money the lessees have paid out. The road cannot pay this sum, and the State would never issue bonds to save it. Therefore, if the lease fails, the road will again be placed in the hands of a receiver, and this time, without hope, it will be foreclosed and sold, the stockholders getting but little.

Mr. Hill, the man who brought the suit, had at the time of the lease only one share of stock, for which he gave 59. While the whole State was agitating on the lease subject and the papers full of it, and the fact that a meeting was to be held on the 1st of September to consider a lease was published in all of the papers, Mr. Hill says no notice was sent to him, and that he did not know anything about it until a few minutes before the train left; that he hurried to the depot to take the train, so as to go down and yout his one share, out of the above the train to take the train, so as to go down and yout his one share, out of the above him a great demonstration of their delight.

The trial was the second for murder mying in sold of the general pistol battle in which partisans of the two local political factions engaged in front of the city hall on Feb. 9 last. Kearney and "Babe" Dyer were killed in the affray and of the murder of Dyer, Tim McBride was a member of one faction and the Dyer brother other.

PREACHER WIFE-MURDERER?

In Trial of Indiana Minister Witness Testifies to Seeing Him Leave Barn Before Body Was Found Hanging in It.

New Albany, Ind., March 17.—In the trial to-day of Rev. U. Sutherlin, with wife mying about the papers, out of the above him a great demonstration of their delight.

The trial was the second for the identity with a great demonstration of the indianal cannot be two local political factions engaged in front of the eity in which partisans of the two local politics in which partisans of the two local politics in which partisans of th the train left; that he hurried to the depot to take the train, so as to go dewn and vote his one share, out of the eighteen thousand shares, against the lease. But it was the 1st of September, a sulky hot day, and he was a very fat man, and he got to the depot just as the train pulled out, and therefore he missed attending the meeting. However, shortly after the lease was effected, instead of seiling his share of stock, which he could have sold for 865.00, he bought another, at current prices, and not for more than a year after the lease was effected did he think of bringing a suit. He admitted out cross-examination that he was not paying any of the organises of the suit, employing lawyers, or anything, but that the expenses were being paid by

other people.

The State claims that there was full authority to leans the road, and that it would be an act of the rankest injustice to annul the lease after the lessees have done so much and spent so much money, relying upon the same as a valid con-

# DIFFICULT TO PROTECT JEWS.

Checkmated by Russian Reaction-ary Clique—Reported Shooting of Refugees Sent Back From England Partially, Confirmed.

Partially. Confirmed.

St. Petersburg, March 17.—There is already evidence that only a check and not a defeat has been administered to the reactionists who are conducting the anti-Semitic agitation. Premier Witte, after he had forced a decision of the cabinet to suppress the agitation, knowing the andactry of his opponents, took the precaution privately to ask Jewish leaders to notify him instantly whenever the Jewish inhabitants of any locality were threatened. stantly whenever the several stants of any locality were threatened. In order to place him in a position to lusist that measures be taken to protect them. The Jewish leaders,

e shooting of undestrable refugees at back to Russia from England, pri-

THE A. & N. C. LEASE CASE RIPPER REPEALER NOW LAW.

Philadelphia "ripper" repealer passed at the recent extra session of the Legmade a matter of record until Mon-day. Governor Pennypacker failed to

ties and the directors of supplies, of victims by fire.
Governor Pennypacker vetoed the Two telegraph of ections of the law which disturbed held chiefly responsible for the disthe latter two officers, but approved the sections which related to the departments of public safety and works. their sentiment at the polis. After the recent November election Benator F. A. Daniels, Senator F. M. ed in city and State, Governor Penny-Simmons and A. D. Ward. The hear-packer called a special session of the Legislature to pass reform measures. Included among these were the "ripper" bills. The Governor, however, re-fused to reverse himself and the re-peal of the "ripper" becomes a law without his signature.

# RECEIVER FOR IRON COMPANY.

rederat Judge Appoints Birmingham Man to Charge of Lookout Mountain Company's Assets, Valued at \$1,300,000.

Montgomery, Ala., March 17.-Upon a bill filed in the United States deliver the train order: Circuit Court to-day from the southern division of the nonthern district of Alabama by Col. J. Ratelle, of New York city,, and J. H. Frantz, of Management of the train order.

"I was asleep: that's all."

It developed to-day that Lively, who was 'the regular day operator at Swallows, had, besides performing his other duties, worked on Thursday night for Columbus, O., both of whom are largely interested in the affairs of the company, Judge Themas G. Jones appointed Charles A. Stillman, of Birmingham, receiver of roperty and assets of the Lookout Mountain Iron Company. This property is valued at \$1,300,

said to amount to one-half of this Batelle and Frantz are bondholders and stockholders of the com-The receiver gave bond in the pany.

The debts of the company are

Federal Judge Waddill Orders Prop-erty, Now in Receivership, to be Sold at Auction in Norfolk—Must

Norfolk, Va., March 17 .- The Bay the officers of the two companies, in the presence of the stockholders, and in their celver's hands for two years or more, of the Rio Grande deny that Lively was to-day ordered sold by Federal and way if he had done so his ac-The lesses took charge of the road and general subsection in Norfolk at a time and subsection in Norfolk at a time and place to be designated by the special commissioners of sale after thirty

The purchasers of the railroad are to 6, on the Monon, which left Louisville ments contained in the lease. The bonds pay down at the time of the sale \$50. for Chicage this morning, was deare there yet. They have bought the 000 in cash and the remainder on the railed at Horseshoe Bend shortly after Norfolk & Southern Railroad, and, if the purchase price within thirty days un- 11 o'clock this morning. Five passenss the time is extended by the court gers and the baggageman were for good cause. The purchase price jured, according to the report given for the sale to be confirmed must be out by the Monon officials here, but something over \$350,000. The commissioners named to make the sale of the road are Thomas H. was rounding a curve, and all the cars Wilcox, Floyd Hughes, Milton C. El

liott and Tazewell Taylor. SAVANNAH RIOTER ACQUITTED

## In Second Murder Trial Growing Ou of Pistol Battle Between Political Factions Jury is Out Only 20

annah, Ga., March 17.—George H.
was to-night found not guilty of murder of Policeman Patrick Kear-The trial had lasted four days. The Savannah,

the trial to-day of Rev. U. Sutherlin, charged with wife-murder, Mrs. Laura Whittingill testified to seeing Sutherlin drive away from his barn two hours before Mrs. Sutherlin's body was found. Lee Pennington testified to finding the body of Mrs. Sutherlin in the house with a rop end tied to a transom. There was no evidence of a struggle. A rope swing had been taken from the barn and it was this rope that was tied around the dead woman's neck.

# HERR MOST, ANARCHIST, DEAD.

Cincinnati, March 17—Herr Johann Most, the anarchist, died to-day of Here Most came to this city on Monday on the invitation of friends and has been the guest of Adolph Kraus, of Cutter street. He was to have delivered a lecture in Chicago on Wednesday night, but on account of an attack of srysipelas was obliged to oancel his engagement, although the attack was not regarded as serious. Up to a few hours before Mont's death his physicians expressed confideath his physicians, expressed dence that the patient would rec

ow, March 17.-The

Railroad Telegrapher at Swallows.
Col., Admits Being Asleep When
One of the Trains to Which He
Should Have Belivered Orders Went
hy to Its Doom—Had Worked
Night Before for Night Operator—
Both Men Discharged and Indictmenta Are Expected—All of 22
Injured Expected to Recover.
Duable Col. March 12 Pueblo, Col., March 17 .- Twenty-two

Two telegraph operators are not

uster. A coroner's jury will begin an investigation of the accident on Man-

were erroneously included in the

death list last night. be identified. S. F. Lively, the operator whose failure to deliver the train order resulted in the collision, has not been arrested and it is considered probable that no action against him will be taken until after the coroner's

William Van Deusen, the night op William Van Deusen, the night opera-tor. Van Deusen is said to have ab-sented himself from the station on Thursday without obtaining the approval of his supervisors.

Both men have been discharged. Denver, Col. March 17 .- At the

fice of the general manager of the Denver & Rio Grande Railroad to-day the announcement was made that S. F. Lively, night operator at Swallows, was wholly responsible for the col-lision at Adobe yesterday. He was at his post, it is said, rain No. 3, to which he was to have delivered an order, went by. Later he reported to the train dispatcher at eblo that train No. 3 had not passed Swallows.

Two operators are employed at Swallows. The regular shift was from 7 sultation with the Chinese minister sultation with the Chinese minister and President Roosevelt regarding the safety of missionaries in China. Train on the Monon Derailed and Several Hurt.

Louisville, Ky., March 17.-Train No. der jumped the track while the went off the rails. The baggageman's leg was broken and four or five pasengers were slightly hurts Attempt to Wreck Pennsylvania Train

Barely Averted. Greensburg, Pa., March 17.-An tempt to wreck east-bound limited train No. 6. on the Pennsylvania Railroad near here last night was frus-trated by a shifting crew finding a switch and frog spliced near tower. The discovery was made just two minutes before the limited

Detectives are working an investiga-B. & O. Train Runs

Switch. Weshington, Ind., March 17. Pas sanger train No. 12 on the Baltimore & Ohio Southwestern ran into an open switch here to-day, badly dam the engine, wrecking several cars and injuring three persons. . The railroad detectives claim that the switch was purposely thrown and are working on the case.

# CARS DERAILED.

Wreck Near New London Blocks Traffic, Necessitating Annulment of Trains on Yadkin Division—None Injured-Accident in Salisbury.

Special to The Observer Salisbury, March 17.—The Yadkin passenger train, due here to-night at 7:15 o'clock, was annulled owing to a wreck below New London this after-The mixed train was headed to wards Norwood, the turminus of the road, when a spread in the rails threw passenger and two freigh cars off the track. No one was hurt, traffic is completely demoralized. The Whitney train has a juncture with the main line a mile above the wreck and came in on time. The Yadkin will run on regular schedule to-morrow, provided the wrecking crew, which has provided the wrecking crew, which has not yet gone out, can get to work on the debris. The Whitney train runs Sunday and carries mail.

This afternoon Robert Cauble, a young man employed as brakeman on the Southern, had his ankle broken in an accident on the yard. He was on a car which was under the area. on a car which was under the sheds when an engine backed up from Spenwhen an engine backed up from Spender and ran into his car. In his effort to jump and save himself, he
broke his leg and skinned up his face
badly. The young fellow was taken
to the Whitehead-Stokes Sanitarium
and treated. No one else was hurt.
Dave Coller, a young white man employed by M. L. Wyatt at his quarry,
four miles from the city, was thrown
to the ground by the derrick, his leg
being broken below the knee. The
young fellow was given medical attention afful is better to-day.

Reyeuse Officer Banks, who has
been doing such fine service, has quit

# WRECK'S CAUSE: DEATH LIST 22 HOUSE BALKS AT AGREEMENT MINE WORKERS YIELD POINT

esentative Repourn's Reported Statement That His Committee
Won't Let Senate Hearings Determine Type of Canal Causes Misgivings That No Agreement Will be
Reached—Appropriations for Carrying on Work Are Certain to be
Reported, However, and it is Assumed That the President Will
Push it in Accordance With Lock
Plan.

Washington, March 17.-The Senate committee on inter-oceanic canals Senate hearing to determine the type be able to agree upon a bill deciding session of Congress is long continued.

In the event that no bill is passed, RAY FIELDS, aged 10, Keystone, the appropriation committee undoubtedly would report the amounts neces MRS. BELL WEBB, Keystone, Wwo. sary to carry on the work until next MRS. GRACE CROWLEY'S BABY, session and the canal commission sary to carry on the work until next would proceed with the construction of Mrs. William Burnside, her daughter a local canal, under the plans advo-and grandchild, said to be from Kan-cated by the minority of the board of velt, in his message transmitting to All the injured, it is believed will re- Congress the reports of the majority cover. It is not likely that the re- and the minority of the board, said mains of any of the other victims can that he favored the latter, which was that he favored the latter, which was for a lock canal, and that if the ques ion was not determined by Congress that type would be constructed. offers a solution is opposing factions should be unable to agree.

### UNITING IN JAPAN.

Representatives of Southern Northern Churches Decide to Unite Their Forces in the Mikado's King-

Special to The Observer. Greensboro, March 17.-Bishop C. B. Galloway, of Jackson, Miss., and Rev. Dr. James Atkins, of Nashville, Tenn., church South, will arrive here to-morrow morning. The former will occupy the pulpit of West Market Street M. E. church, South, at the morning ser vice, while the latter will preach there to-morrow night. During their stay in Greensboro they will be guests of Mr. Charles H. Ireland. They are en route home from Philadelphia, where they attended a joint meeting of committees from the M. E. church, South, with reference to uniting their missionary work in Japan. They agreed upon a basis of union and what will be known as the Methodist Episcopal Church of Japan, They spent to-day in Washington in con-

# BANK OFFICIALS PLEAD GUILTY

President and Cashier of applying Funds.

Cleveland, O., March 17.—Charles M. Traver, former president of the First National Bank of Connaut, O., and O. C. Little, cashier of the same institution, pleaded guilty before Judge Tay lor, of the United States Circuit Court here to-day to one of the indictments funds of the bank. They were then sentenced to the Ohio penitentiary to six years' imprisonment each. Traver and Lillie were indicted last October of 60 counts, in which they were charged with making false entries in the books of the bank, perjury (which consisted in swearing to the false tries) and misapplication of the bank's

Travers and Lillie's operations resulted in the closing of the bank previous to their arrest by the United State authorities.

# MANCHESTER CLOTH MARKET.

Makers Were Not Disposed to Seek Orders Against Easier Tendency of Cotton and Week's Business Rather Decreased.

Decreased. In March 17.—With makers deeply sold and not seeking cotton, inducting caution on the part otton, inducting caution on the part of buyers, business for the week rather decreased. Low shirtings were taken for India, principally Calcutts, when delivery is not protracted, but the fine qualities were quiet. China absorbed cocasional odd descriptions, while South America and the Levant again provided fair-sized orders for Mexican and T cloths. Prices generally were unaltered, with sellers steady.

Yarns were quiet. Spinners of American crops required full rates despite the reduction of cotton. Consequently the transactions in anything but the finest sorts were on a small scale.

### PREIGHTS IN FATAL COLLISION One Trainman Killed and Two Mortally Injured in Louisiana.

Shreveport, La., March 17.—In a head-on collision between two freight trains of the Louisians. & Arkansas Railroad at Long Springs, La., this morning, one trainman was killed, and four others injured, two fatally. An order had been issued for one of the trains to take a sidin, which order, it is said, was overlooked, resulting in Giles, fireman, The following were fatally injured

H. S. Morgan, conductor, bod; crushed; W. L. Winchester, fireman right arm crushed and internal in number of cars derailed.

#### ALL TO WOMAN'S SUFFRAGE. Will of Susan B. Anthony So Dist of Estate Amounting to About \$10.

Rochester, N. Y., March 17,-The will

of Miss Susan B. Anthony was offered for probate to-day. The estate Irish in Rome Honor the Day. is left to the womens' suffrage Rev. Dr. Anna Shaw, of Philad has and Lacy B. Anthony, of Philadelphia, dant single form of the particle of the control of the

\$100,000 Fire in New York. York, March 17 .- A fire in the to-night caused damage of \$100,000. Lavy & Kadane, manufacturers of hosiery and underwear, the Columbia Austin Underwear Company, the Pioneer Shirt Company, the Star Suspender and Neckwear Comany, and S. Rosendeld, manufacturer of underwear, occupied the building.

# OPERATOR FELL ASLEEP CAN'T DECIDE CAN'AL PLAN WILL DEAL BY DISTRICTS

General Strike is Made Highly Improbable by Decision of Union Of-ficials to Regard Resolution of Former Convention as Eliminated From Consideration by Present One -Operators Greatly Pleased-Convention Votes \$5,000 for Defense of Alleged Assassins of Ex-Gov. Steunenberg—Favor Woman Suff-Steunenberg-Favor Woman Suff-rage and Kill Resolution for Govent Mine Ownership.

Indianapolis, March 17.-It can be stated authoratively that the officials heard with many misgivings the re- of the United Mine Workers of Ameriported statements by Representative ca have decided to allow the Ryan Hepburn that the House committee resolution to be eliminated from con- orator of the first order and a tornad sideration and will act upon the as-sumption that the adoption of the re-port of the scale committee has vir-is just old enough to be eligible for the would not be willing to accept the sideration and will act upon the astually repealed the resolution which Senate. prevented one district from signing an agreement with the operators until all districts had come to an agreement.

Which is a scholar and segment with the operators until all the state near his age, is a scholar and agreement with the operators until all the state near his age, is a scholar and agreement. The scholar and the scholar All resolutions offered to the miners' convention to-day which endeavored vided, of course, Rowan doesn't go Republican, as our neighbor. Stanly, did Ryan resolution were quietly sent to the state capture of the miners. The position of the miners. the resolution committee without comment. The position of the miners' for an occupant. Chairman Boyden is going to end the leaders with reference to the Ryan resolution will enable the operators agony early by having the primary and and miners to deal by districts if there are the convention early. He will next week call the executive committee together for the convention of determining a date for the the resolution committee without comthe mine workers.

for the legal defense of C. H. Moyer, from the Baptist church.
W. D. Haywood and Pettibone, officers of the Western Federation of death of Mr. Coleman Farris, who died
Miners, who are under indictment in
Idaho, charged with conspiracy. The
convention adopted a resolution favorconvention adopted a resolution favorwell see. convention adopted a resolution favorwoman suffrage and defeated

offered by Frank Hayes, a delegate young men as a savings institution and from Illinois. The resolution was supported on the floor by President Mitchell and Vice President Lewis. The chell and Vice President Lewis. The tent property. It is proving a splendid executive board was authorized to thing and is an incentive to the young board was authorized to spend additional funds for the defense of the men if more money should be

Monday morning in honor of St. Patrick. Nearly 1,000 of the delegates Day parade.

## NEW CONCERN FOR LENOIR.

enoir Realty and Insurance Company Chartered With \$50,000 Capital-Wake County Teachers' Meet-

Observer Bureau, 122 South Dawson Street. Raleigh, March 17.

The closing session of the Wake County Teachers' Association was held to-day, adjourning about 1 o'clock afremarkably successful initial convention of three days. Permanent organization was effected to-day by First National Bank of Conneaut, the election of County Superintendent O., Get Six Years Each for Mis- Z. V. Judd president and the enrollment of more than 100 members. The Wake County Association for the betterment of Public School Houses and Grounds also perfected its organiza-tion during the session with Miss Edith Royster as president and over 150 members, including ladies of Raleigh. State Sueprintendent J. Y. Joycharging them with misapplying the ner delivered a comprehensive address on the "Privileges and Opportunities of School Committeemen," and Dr. F. P. Venable, president of the University, treated in a most interesting and masterly manner, "The Place of Public Schools in Our Educational System," declaring that they should be a direct stone to the colleges and ther to the University.

Last evening, in the course of an address by Prof. C. L. Coon, of the State department of education, on State department "How to Teach Reading." he declared that the beginners' readers in use in the public schools of this States "are uncommon rot" and that is was a shame to tolerate them, "for they lead the children not to the light, but to the darkness;" that "there is nothing lift the children in them that will above the dirt and the only good thing about them is the pictures. A charter was issued this morning for the Lenoir Realty & Insurance Company, of Lenoir, capital \$50,000 au

thorized and \$10,000 subscribed by J. H. Beall, T. B. Lenoir and others. Many friends throughout the State will learn with deep regret of the serious sickness of Mr. R. H. Bradley. marshal of the Supreme Court and grand tiler of the North Carolina grand lodge of Masons.
Dr. P. E. Hines, one of Raleigh's

oldest and most honored physicians, who suffered a serious stroke of par alysis two weeks ago, is considerably improved; so much so that he is able to sit up a little while every day. However, he has not regained the use of his left side.

# TO MEET IN CHARLOTTE.

North Carolina Trained Nurses' Asso-ciation Will Hold Session Here in Special to The Observer

Greensboro, March 17 .- A speciation was held at the Benbow his afternoon for the purpose arranging for the annual examination and annual meeting to be held in bills. harlotte the same time North Carolina Medical Society conthere in May. The executive mmittee is composed of Miss Mary Wyche, president of Watts Hospital, Durham; Miss Cleone Hobbs, resident sition. He also advocated, at the re-nurse at the State Normal College quest of patriotic women of Virginia, here, and Miss Constance E. Pfohl, of that \$30,000 be appropriated to pre-Twin-City Hospital, Winston-

Postoffice Inspector C. B. Keene, of Washington, arrived here yesteray on an investigating trip regarding he charges which have been preferred against Mr. C. P. Frazier, whose nomination as postmaster here is still hanging fire.

Rome, March 17 .- There were abunly to the Irish in Ireland, but to those cross the seas.

#### Agricultural Writer Well - Known

Nashville, Tenn., March 17 .- Col. seph B. Killebrew, aged 75, died here to-day, Col. Killebrew was Scoretary of Agriculture of Tennessee for a of Agriculture of Tennessee for a number of years and was widely known as a writer on agriculture and industrial subjects.

### ROWAN POLITICS.

Messrs. Whitehead Kinttz and J. H. Horah Candidates for Senatoria Honors—An Early Primary—Salis bury News Notes.

Special to The Observer.

Salisbury, March 17.—The State sera-torial enigma, along with other esateric political problems, is clarified by the de-cision of Senator Wright not to enter the contest. The nomination will be be-tween Whitehead Kinttz and Jas. H. tween Whitehead Kluttz and Jas. H. Horah, young lawyers who seek the honor in the most dignified manner. It seems now that Editor John M. Julian and Major Walter Murphy will go to the lower House and it is also known that many of Mr. Murphy's friends will press him for the speakership. He would not have a superior anywhere. No man can surpass him as a parliamentarian and as a speaker of the English. He is an orator of the first order and a tornado He can outspeak anything in that ever went to the State capitol-pro

Robbins and other operators who favor signing by districts even if an advance in wages is given are greatly pleased over the position by the leaders of the purpose of determining a date for the primary election. The committee will result in the purpose of determining a date for the primary election. The committee will result in the purpose of determining a date for the primary election. The committee will result in the purpose of determining a date for the primary election. The committee will result in the purpose of determining a date for the primary election. The committee will result in the purpose of determining a date for the primary election. The committee will result in the purpose of determining a date for the primary election. The committee will result in the purpose of determining a date for the primary election. The committee will result in the purpose of determining a date for the primary election. The committee will result in the primary election are primary election. The committee will result in the primary election are primary election. The committee will result in the primary election are primary election. The committee will result in the primary election are primary election. The committee will result in the primary election are primary election. The committee will result in the primary election are primary election. The committee will result in the purpose of determining a date for the primary election. The committee will result in the purpose of determining a date for the primary election. The committee will result in the purpose of determining a date for the primary election. The committee will result in the primary election are primary election are primary election are primary election. The committee will result in the primary election are pre the purpose of determining a date for the the mine workers.

The convention to-day voted \$5,000

Bay's will conduct the funeral to-morrow

vell here.
The Mutual Investment Company, resolution declaring in favor of the corporation for the most part composed government ownership of mines.

The resolution to vote aid to the officers of the Western Federation was designed by Frank Haves a delegate that the corporation for the most part composed of young men, has almost completed two pretty new residences on North Main street, between Salisbury and Spencer, this organization was designed by the men to put their money in trust rathe

than trust in money.
Saleeby, the candy man, to-day sold more than 4,000 pounds of his own manu-The convention then adjourned until factured candy. All the room behind his factured candy. All the room behind his factured candy at the room behind his counters was taken up with sales girls and the store was aswarm with people largely from the country. He is preparing to enlarge on account of the great wholesale trade that he has built up. He has as pretty store as there is in the

# REV. A. R. BERKLEY CALLED.

Young Episcopal Minister Asked to Become Rector of St. Barnabas, at Greensboro, Succeed-Special to The Observer.

Greensboro, March 17 .- The vestry St. Barnabas Episcopal church held a meeting last night and ex-Berkeley to become rector filling the place made vacant by the resignation of Rev. Dr. H. Baldwin Dean, on account of declining health. Rev. Mr. Berkeley is considered one of brightest young men in the Episcopa ministry. He is at present the churches at Mayodan and Madison, having been ordained last fall. He resided here several years ago with his father, who is a well-known Southern Railway official. tioned in Atlanta, Ga. There was a report in circulation of the probable consolidation of St. Barnabas and St. indrew's Episcopal churches and it s learned from a reliable source that the likelihood of this combination is very remote, as members of both congregations and Bishop Joseph Blount Cheshire oppose it.

### GEORGIA PEACHES NOT HURT. Weather Predictions Alarm Growers

However, and To-Day Will Tell the Atlanta, Ga., March 17.-Reports from prominent fruit growers in this mmediate section say no damage was done to the peach crop by last night's cold. The local weather bureau pre dicts frost and freezing weather tonight, in which event, fruit growers say, the peach crop will be materially damaged.

Rome, Ga., March 17 .- The fruit crop was not injured by the cold snap yesterday. If frost falls to-night, dambe done.

Adairsville, Ga., March 17 .- It is es imated that peach buds in this section were damaged 25 per cent. last night. Peach growers say, however, that the rees will stand a loss of 60 per cent. of the buds.

Macon, Ga., March 17.-The fruit rop was not damaged in southern or entral Georgia last night. Fears are entertained for to-night.

# ON JAMESTOWN APPROPRIATION

House Committee Holds Hearing and Fixes Friday as Date for Vote on Bills—Representative Lamb Argues for \$2,250,000 Measure.

Washington, March 17 .- The House

committee on industrial arts and exing of the executive committee of positions held an executive session to the North Carolina Trained Nurses' day on Jamestown Exposition appropriations, and after two hours of discussion, fixed Friday, March 23, as the time for a vote on the Jamestown Representative Lamb, of Virginia addressed the committee urging the appropriation of \$2,250,000 for government participation and assistance in

the general expenditures of the expo-

serve historic relics on Island and to build a suitable wharf for the landing of tourists. Representative Maynard also dressed the committee and at the con-clusion of the meeting said he was of favorable action of the exposition bills.

Kansas City, Mo., March 17 .- The

Consolidated Brotherhood of Bollermakers and Iron Shipbuilders of Amer ca, at their annual convention at Kansas City, Kan., to-day declined to endorse the ship subsidy bill now up in Congress,
George F. Dunn, of Indianapolis,
Was elected grand president. Oren
Ruefly, of Roanoke, Va., was elected
Ruefly, of Roanoke, Va., was elected

louth Atlantic district.

Knoxville, Tenn., March 17.—W. P. Chell, a prominent and wealthy citin of Knoxville, was found dead in a to-day. Heart failure is supposed have been the cause of death.

# HOLTON-BLACKBURN CASE

ANTAGONISTS FACE TO FACE

The Two Tag Heels Appear Be Sub-Committee in Hearing Sub-Committee in Hearing of Charges Blought by the Repre-sentative Against the District At-torney to Head Off Confirmation Former Huris Denial at Latter-Ne Decision Reached by Com Holton Faction Files Amdavit t Effect That Blackburn Told White key Man That \$5,000 Would De District Attorney.

BY W. A. HILDEBRAND.

Observer Bureau. 1417 G Street N. Washington, March 17.

of the District Attorney Holton was given careful, if not anattention to-day by the sub-committee of the Senate judiciary committee. The committee, which is comprised of Senator Foraker, chairnan, and Senators Kitridge, of South Dakota, and Blackburn, of Kentucky, began its labors about 10 o'clock and did not leave the committee room until aout 1 o'clock. Mr. Holton had not been summoned but he came to look after matters and he was one of the first to arrive at the committee room, He was told that his presence not be needed for awhile, but that

he might be called in later. MR. BLACKBURN ADDRESSES COMMITTEE.

Shortly after Mr. Holton left, Mr. Blackburn went to the committee com and was heard in opposition to the proposed confirmation of the dis-trict attorney. In dispassionate and deliberate words Mr. Blackburn re-counted the things which, in his opinion, unfitted Mr. Holton for the office. He alluded to the numerous charges tablished by court records, show that Mr. Holvon had een remiss in t discharge of his official duties, while charges could be proven if the committee, cared to exercise its priviege of summoning witnesses. attend the hearing, but, from the gos-sip floating about to-night, it is understood that Mr. Blackburn's remarks Holton had used his office to promote his private political fortunes and ha retrained from bringing indictments in cases wherein his political friends. were involved. Mr. Blackburn tioned the Green case, which figured in the charges which H. S. Anderson has made against Mr. Holton, Green is a son-in-law of W. S. Hyams, and the claims made that Mr. Holton re-

MR. HOLTON CALLED IN. Mr. Holton was, about this time, then only a small table stood between he Tar Heel antagonists. Mr. Holton, in reply to a question by a member of the committee, said that Mr. Blackburn was assistant attorney at the time he complained that Green had been indicted, and that Blackburn charge of the grand jury. Members of committee questioned Mr. Holton particularly with reference to the in-dictment of Mr. Blackburn, usking into possession of the information that Mr. Blackburn had accepted a fee practicing before the Department. Holton replied that it was only a months ago that he learned that Mr. Blackburn had accepted money for services for appearing before the De-

At this interesting juncture proceedings a tinge of the dramatic by hurling across the table, "Yes, i you know now that I never got a ar for such service." Of course, Holton did not pursue this line of argument any further, because if he had been able to prove then and there that Mr. Blackburn had profited by such practice he could not have done so without giving away the hand that he will play when the case comes to trial mext month.

NO DECISION REACHED. The Blackburn people are claims that they have won the first touch-down because, after reviewing the evilence and charges, the committee cided that no decision would be arrived at for the present. It is thought another meeting of the committee will be held in about a week. A SENSATIONAL CHARGE.

The Holton people varied the proeedings in the matter of bringing charges by filing an affidavit which they expect to go a long way towards queering the eighth district Congress-man. John L. Casper, president of the Casper Rectifying Co., of Winston-Sa-lem, affirms that, while he was in Greensboro recently, he was approached by Congressman Blackburn who said that, if he, Casper, could induce those engaged in the distilling and rec-tifying business to raise a fund of \$5,-000 to be used in opposing the confirmation of Mr. Holton, he, Blackburn, would guarantee that Mr. Holton would never be district attorney. No alluwas made to this rather sensational affidavit during the hearing and it was stated that Mr. Blackburn's attention was not called to the document.

until Monday and will reply to ac new charges which Mr. Blackburn with the committee to-day. ANOTHER ALLEGED ASSASSING

Miners' Executive Commi-rested for Complicity in berg Murder—Allegations Foreman of Grand Jury E Early Crop of Baseball Ga Caldwell, Idaho, March 17.—A gram received from Onkley, I states that J. L. Simpkins, memb the executive committee of the ern Federation of Miners, had be arrested near there. An officer be sent to Oakley to identify bring back the prisoner. Simpkin wanted in connection with the as

The sensational allegation against A. B. Moss, former for the grand jury which indicted H. Moyer. William Haywo George A. Pettibone, were a tained when testimony in the was taken to-day before Distr