### TILLMAN MAKES ANSWER ENATE AS A "MINSTREL SHOW"

pologizes, First to Carmack, Then a All Senators Referred to, and inally to Whole Senate—Foraker tesolution Again To-Day.

Washington, Jan. 21.-Few featres of the spectacular were missing from the proceedings of the Senate to-day. The Brownsville affair was the subject of controversy, and the day began with the announcement of compromise resolution which ight both Republican and Democratic Senators together on the basis of ordering an investigation of the facts of the affray, without bringing into question the authority of the President to dismiss the negro troops,

When the "harmony" testimonials were all in, Senator Tillman took the floor and delivered a speech in reply to the recent criticism of himself by Senator Spooner. This speech began with a satirical picture of the Senate as a "minstrel show," which Mr. Tillman later said was his first and last attempt to be "funny," an attempt which at its conclusion brought a stinging denunciation from Senator Carmack in resentment of allusions to him. This was preceded by a serious reply from Senator Spooner on the attitude taken by Mr. Tillman on the race problem, all finally resulting in a session of nearly two hours behind closed doors.

The secret session was followed by a brief open one, in which Mr. Tillman made a profuse apology to Mr. Carmack, to all Senators whom he had brought into his first "essay in the line of humor," and finally to the whole Senate. "I very much regret that I ever undertook to be funny, and I will never do so any Mr. Tillman then withdrew all he had said in his "funny essay" and said it would not appear in The

CARMACK ACCEPTS APOLOGY. This apology was at once accepted by Mr. Carmack, who regretted he

nad questioned the motives of his friend, and he too withdrew words he had uttered in protest, Mr. Foraker made a final attempt

to get a vote on his resolution, but objection was made, and the matter will be taken up to-morrow immedistely after the morning business has peen disposed of. Mr. Carmack remarked jocularly that there were not more than 15 or 20 Senators desiring to talk, and Mr. Foraker, feigning seriousness, retorted hotly that the Senator need not think the Democratic side of the chamber could monopolize the talking. Mr. Carmack explained that he was only trying to be funny, that it was his first attempt and he would never make another. As Senators were laughing heartily over this parting sally, adjournment was taken at 6:15 o'clock,

During the entire day the galleries of the Senate were crowded to their capacity, and the debate was also istened to by seemingly a majority of the 1 tembers of the House of Representatives, who occupied all available seats and standing room in

the chamber.

If the Filipino was unfit for suffrage, he asked, how could the negro be fit for it? He said there was a grave question as to whether the 14th and 15th amendments to the constitution were ever legally adopted. He doubted if there would ever be a change in the constitution.

Mr. Tillman wanted the negro to have equality under the law, a right to acquire property and protection in its possession and the right to pursuit of happiness-"provided his hapiness does not interferre with mine."

RACE HATRED GROWING The South, he said, was offering up anywhere from 40 to 100 maidens and matrons to this "modern beast," anhually. Race hatred, he said, was growing. The North to day had a dillion dollars of capital invested in the South and self-interest made it the duty of the North to move, to do semething to relieve the situation. At his conclusion Senator Tillman was applauded.

At this point Mr. Tillman turned his attention to Senator Spooner's recent attack upon him. He had not ntended to speak again on Brownsville, but "the unprecedented actions and utterances" of the Wisconsin Senator had made it necessary. "WORTHY OF URIAH HEAP."

Mr. Tillman declared that in Sena-Spooner's recent speech "his manner was as insulting as it is possible for a Senator to assume" and that the attack on himself was unparalleled, intentional and in cold blood. It was acting worthy of Uriah heap." Mr. Tillman asked, Since when did Senator Spooner become the censor of Senators?"

Explaining the conditions in his State during the "carpet pag" government in justifying the riot and "bal-lot stuffing." Mr. Tillman said: "We have not shot any negroes in South Carolina on account of politicts since 76 we haven't fund it necessary." He said he would not call the negro baboon, "I believe they are men," he said, "yet they are so akin to monkeys that scientists are look-

ng for the missing lift yet."

Mr. Tillman declared that the south had nothing to fear from an estigation of the whole race ques-

senator Tillman, in that portion of his speech containing the offensive remarks which he later withdrew, with an apology to the Senate, said the press had denominated him "the burnt cork artist of the Senate," and he added if he were "entitled to this appelation or that of "pitchfork Ben" at one end of the minstrel line vertainly fire alarm Joe' (Senator Foraker) ought not to be ignored at the other. We both do the Orlando and Furioso act admirably."

CULBERSON AND DANIEL. Senator Culberson was designated as performing a solo on the "bones" in praise of the President; Senator Daniel was called "the brilliant and courtly Senator from Virginia, wasse.

rado, the State recently bought at auction by one Guggenhelm, and the swan's song is a dirge for the dying Democracy of the North, stabbed in its vitals by Ben's pitchfork. His act is very pathetic indeed, and always brings tages that the swan of Sec.

nesseean, who was once a Enight, a very hot spur in the lists, whose spear has rung true and clear upon the visor of the usurper at the White or of the usurper at the White and who has made the sparks House and who has made the sparks of the Senate bill to promine toring in many an onset; but his spear head is broken off; he has been unhorsed, but before retiring from the lists he selzes a garland of flowers and placing it on his headless weapon (now, alas no longer of any use) he lays it at the feet of the victorious Roosevelt as a peace offering and joins the ministrels to sing a last of Representatives Williams, of Mississippi; Robinson, of Arkansas, and song to the victor of Brownsville, sissippi; Robinson, of Arkansas, and who whistles Democrats to come to Hardwick, of Georgia, criticised the White House and lick the band alleged activity of Republican Natural Control of the Cont which has so often smote them. His tional Chairman Cortelyou, during speciality is a song renominate our the last presidential campaign, in idol or give us back our platform.

the White House over the wire and President Roosevelt. The acts as a receiver and repeater, a Representative called upon the Reveritable chameleon in his accuracy publicans to refund to "widows and in reproducing White House colors, orphans" the \$48,000 contributed to the array at line array at li we have a Senator hailing from Massachuetts, the home of the sacred cod, where the Adams vote for were brought out in the recent in-Douglas, and Lodge walks with the surance investigation in New York. Almighty

THE POMPADOUR ARTIST. "As the middle man we have the pompadour artist from Georgia, whose speciality is to never answer any question and who depends upon his voice to carry conviction to lais

est feat is walking on eggs without breaking the shells.

Badger State, an acrobat and juggler of international reputation. He is been a lawyer, is noted throughout as to whether any one doubted Prest-the land for his ability to get on dent Roosevelt's ability to bring either side of any question and maintain the negative or affirmative in any argument with great force and fervor. He sings bass, alto, soprano or tenor, and is superb in any role." Rep Mr. Spooner said that he had no doubt Mr. Tillman would regret some of his expressions of to-day when his anger subsided. He declared himself without subsided. He declared himself without malice or without any deliberate purpose to offend Mr. Tillman when he spoke the other day, as the South Carolina Senator had charged.

He declared that Senator Tillman had

He declared that Senator Tillman had to day gone beyond any utterances that he had ever before heard when the latter had said that as Governor of South Carolina he had not used the machinery of the State government to prevent the violation of the laws. "To larse from law is to lapse into barbarism," he declared, and added that the man who justifies such a course offends against our civilization. when Mr. Spooner took his seat Sen-ator Teller obtained recognition, but said he would yield briefly to Mr. Carmack, who was also addressing the chair. Mr.

Carmack said: CARMACK TAKES FLOOR. "Mr. President: I was not in the chamber in the early part of the speech hade by the Senator from South Carolina (Mr. Tiliman). I believe that no Senator here has given more frequent or severer provocation for retort than the Senator from South Carolina has done and no Senator has complained more often bitterly of having been made the victim of offensive remarks. No Senator victim of offensive remarks. No Senator upon either side of the chamber has ever made remarks about the Senator from South Carolina as studiously offensive as the Senator from South Carolina with-out provocation whatever has seen fit to

make of a number of his colleagues in this chamber. "The Senator from South Carolina saw "The Senator from South Carolina saw fit to include me in his personal remarks without any provocation whatever so far as I can judge. I have no feeling by resentment toward the Senator from South Carolina, for without making any personal application I wish to say that with respect to some men it is a misfortune rather than a fault that they do not know how to speak the language of courtesy and good feeling.

"The Senator from South Carolina saw fit to allude to the fact that I had been defeated for re-election. It was a retort so obvious, so easily within the reach of the most grovetling controvernial faculty that I am not surprised that it should have been suggested to the intelligence of the Senator from South Carolina.

A TELLING BLOW.

A TELLING BLOW. 'The Senator from South Carolina did not need to lift his belly from the dust to attain to the height of that great retort. I believe it to be true. Mr. Presideu, and I say it with pride, that the fact that my service terminates is a fact that my service terminates is a matter of regret to nearly every Senator upon this side of the chamber and I be-lieve to most of the Senators upon the other side of the chamber. I doubt very much whether that could be truthfully said with respect to either side if the Senator from South Carolina was in my position.

"Mr. President, the Senator from South Carolina says that my spear is broken and that I have taken a garland of flowers upon that broken spear to the White House. Broken or unbroken that spear has never been dipped in the filth of the gutter. I am glad to say that that shattered spear will be withdrawn from here unstained with dishonor, unstained by any act of mine with anything that approaches that name."

When Mr. Tillman rose to reply, Senator Teller moved that the doors be closed and the audience excluded. The motion was seconded by several Senators, and the Senate went into closed session at till p. m. The closed session was devoted entirely to an effort to have expunged from the Congressional Record that pertion of Mr. Tillman's remarks relating to other Senators which he char-"Mr. President, the Senator from South

lating to other Semtors which he cha acterised as "the minstrel show."

### COAST LINE TRAIN WRECKED.

New York and Florida Vestibuled Train 88 Crashes Into Freight En-gine on Open Switch, Killing Engineer of Passenger and Injur-ing Four of Freight Crew,

buled train No. 88, Atlantic Coast Line, at 8:20 o'clock at Yemassee, a junction point 52 miles from Charleston. The train, which was running at a fair speed, went into an open over to court in the sum of \$2,000, switch and grashed into the engine of in default of which he was sent to switch and crashed into the engine of a freight train on the siding. Engineer Johnson of Florence, on train 88, was killed and Engineer Horton and three train hands of the freight were injured. The train, composed of a baggage car and seven Pullmans, caught fre at one end and all except one car were, burned. It was mid that there were only a few passengers.

nuse, De Men on and Hardwick, R Pact That Republic

Washington, Jan. 21.—Discu of the Senate bill to prohibit cor-

idol or give us back our platform.

"Next, as the negro preacher and telephone artist in the show, wao on occasion gets in communication with cratic candidate, and the defense by Georgia surance Company, the facts of which He referred to Mr. McCall, late president of the company, and "Andy" Hamilton, who was said to have received money from insurance companies for use in politics,

gentlemen were Democrats.

were to do so. The Democrats apsupple, sly and foxy, and having once plauded a question by Mr. Williams dent Roosevelt's ability to bring about a return of contributions by insurance companies "if he exerted his great power, influence and popu-

> Replying to this question, Mr. Robnson said it is a well-known fact that the Republican chairman has been promoted in office and he had not been asked to make restitution of the funds "taken from widows and orphans."

Representative Grosvenor, of Ohio, said he would vote for the bill so as

A bill was passed authorizing the Secretary of Commerce and Labor to investigate and report upon the "inmoral, educational dustrial, social, and physical condition of women and child workers in the United States." The measure has already passed the

Senate. After the passage of a number of bills under suspension of the rules the House passed the District of Columbia appropriation bill, and at 5:10 p. m. adjourned.

### ON PEONAGE IN THE SOUTH.

Representative Federal Legislation to Define Status of the Employer and Employe. Washington, Jan. 21.-Federal legslation to more certainly define the status of the employer and employe. particularly with reference to the alleged practice of peonage in the South, is being formulated by Representative Sparkman, of Florida, for presentation in the House.

In a statement to-day Mr. Sparkman indicated the extreme difficulty of drafting a bill which would give dequate, or in fact, any measure of relief, particularly to the employer of labor, who, he said, was often placed at great disadvantage owing to the rigor of peonage prosecutions in the Federal Courts. It was a frequent occurrence, he said, for negroes to make charges of maitreatment against their employers simply for the purpose of being summoned as witnesses fee is paid sufficient to support the negro in idleness during the pendency of the suit. There were, Mr. Sparkman maintained, many points wherein justice results from the present mode of legal procedure in determining charges of peonage for which correction is needed. Mr. Sparkman has not completed the draft of any measure which as yet meets his approval.

# CHURCH'S SLAYER ARRESTED.

High Point Man Who FatallyStabbed

High Point police force that Walter Hudspeth had been arrested at that place this morning, and had acknowledged that he was the assailant of Church. Chief Gray left for Kerner and resulting a resolution was adopted calling for the special election to allow the people to vote on the question. The order for the special election was called in purpose and resulting at the special election was called in purpose. be held as an accessory in the crime committed Saturday. The arrest of the man who uid the cutting was ef-

pecialty is oratory and who works NO CORPORATION MONEY A SUBSTITUTE BY FORAKER THAW TRIAL POSTPONED

the President in Relation There-to," Were Inserted as P. indorsing President sees Satisfaction and ding Amendment— ints on Exchange of Cordial Compliments Bisckburn and Foraker.

Washington, Jan. 21 .- In accordance with an agreement reached today by Republican Senators, a substitute resolution on the Brownsville but this question was introduced in the Senate by Mr. Foraker. The substitute reads as follows:

"Resolved, That without questioning the legality or justice of any act hereby authorized and directed, by sub-committee, or otherwise, to take room. His wife arrived at the prison and have printed, testimony for the too late to see him. She did not go purpose of ascertaining all the facts to the court house. with reference to or connected with for persons and papers, to administer oaths, to sit during sessions or recess of the Senate, and, if deemed advisable, at Brownsville or else-where, the expense of the investi-gation to be paid from the con-tingent funds of the Senate."

Mr. Sherman, of New York, put into The Record that both of these gentlemen were Democrats.

The resolution is identical with that introduced by Senator Foraker on December 19 last, except for the gentlemen were Democrats.

"Then comes to the star of the trouple, 'Gumshoe Bill, from 'Old Missouri.' He can dance the highland fling on top of a ten-rail fence and never touch the ground, but his great—

gentlemen were Democrats.

Mr. Williams declared it to be a declaration against raising the question of legality of the President's act. The words "without questions in the legality or justice of any act of the President in relation thereto," the court room during the brief Mr. Mann, of Ilinois, opposed the were inserted as the result of the bill on the ground that corporations conference called to harmonize the "Last we have the artist from the should be permitted to contribute to differences of Republican Senators agger State, an acrobat and juggler election expenses if rich individuals after the introduction by Senator Blackburn of his amendment to endorse the president.

In presenting his resolution Mr. Foraker said that he had heretofore amended his original provision so as to make it meet with the view of his colleagues, and he added that the modification now presented was for the same purpose. He believed that the present change did not in any way alter the effect of his previous resolution or narrow the scope of the "When the facts proposed inquiry. "When the are ascertained," he continued. will be in the situation of not having raised the question in any way, and we will not be precluded in any

Senator Lodge expressed his entire satisfaction with the modified reso-lution and withdrew his pending amendment to the original Foraker resolution.

enator Blackburn. the much discus amendment, asserted that the modidifference, he maintained, ed credit for securing the change. TILLMAN MAKES COMMENTS.

An exchange of cordial compliments was then indulged in between Messrs. Blackburn and Foraker. which led Mr. Tillman to that the incident reminded him of the biblical passage, "how sweet it is brethren to dwell together in unity." Continuing, Mr. Tillman declared "that the Senator from unity." Massachusetts has squeezed through a small hole to get back to the majority of his party." He also said: The Senator from Kentucky, Mr. Blackburn, has squeezed out of the very same small hole to get back to the consciousness of rectitude and non-partisan purpose with which he offered his amendment. I congratulate the Senator upon the fact that all of us are united for once."

Senator Carmack expressed would give the details of the midcould get to work on the investiga-

Senator Tillman said he knew that the whole South "would tumble over itself to support the President because we don't want negroes in the army at all."

## WILL VOTE ON \$250,000 BONDS.

Buncombe Commissioners Decide to Submit Macadamization to People and to Set February 2f as the Day. Special to The Observer.

Asheville, Jan. 21.—The citizens of Asheville and Buncombe county will vote on the question of issuing \$250,000 in bonds for the macadamizing of the roads of this High Point Man Who FatallyStabbed New York Employe in Quarrel is Captured at Kernersville.

Special to The Observer.

High Point, Jan. 21.—A long distance teelphone message from Kernersville informed Chief Gray of the dampaign to carry the election in favor of the bonds.

All the adjourned message and the day of the days between this and the day of the special session election the Good Roads Amociation and others interested in the question of orads will wage an active dampaign to carry the election in favor of the bonds.

of Churen. Chief Gray left for Kernersville at once and returned with an experimental and the prisoner this afternoon. Will Hudspeth, a brother of the slayer, was arrested last night in Greensboro, and was brought here by a High Point officer this morning. He was placed behind the bars and will was placed behind the bars and will the city and the country.

Charleston, S. C., Jan. 21.—News the man who uid the cutting was efwas received here to-night of the fected by a Mr. Stafford, of Lernerston Williams, asked about a press
dispatch from Atlanta stating that The body of young Church lies the road was being promoted to be and taken hold of the Georgia & Florida Railway enterprise for the purpose of developing and operating it. We have gone into this business with the object of unloading an immature un-dertaking on possible competitors, as has been suggested by some unfriend-

a baggage car and seven Pullmans, caught fire at one end and all except one car were burned. It was midd that there were only a few passengers northbound on board and only one was hurt. The name of the passenger and extent of injuries could not be learned to-night.

Captain C. J. Tilghman was in charge of the vestibuled train and Conductor A responsible to the court of the united states to-day entered an order directing that each of the District Court for the eastern district of Tennessee and enter into a personal charge of the vestibuled train and construction of the personal charge of the vestibuled train and construction that each of the court of the District Court for the eastern district of Tennessee and enter into a personal charge of the court review the appearance. The testimony in the construction of the Circuit Court of the Cir

MUST NOT AID IN ELECTIONS FORMER RESOLUTION AMENDED BEGINS TO MORROW MORNING Step as He Entered the Cour Room—Arose Early and Seemed Anxious for Trip Across the Bridge of Sighs—District Attorney Asked Postponemen, of Trial to Wednes-Postponement of Trial to Wednes-day to Give Time for Concinding One Pending, Which Was Allowed —The Special Panel of 200, From Which Jury is to be Selected, Ex-New York, Jan. 21.-The trial of

> murder of Stanford White, was today postponed until Wednesday morning at 10:30 o'clock. Thaw was not brought into the court room, The defendant was , held in the prisoners' room in the criminal courts building during the time the roll of the 200 talesmen, summoned of the President in relation thereto in the special jury panel, was being the committee on military affairs is called. He was up bright and early, anxious for his trip across the bridge from the Tombs prison to the court

> > walked with a springy step. He was accompanied by his counsel, District Attorney Jerome appeared before Justice Fitzgerald and explained that counsel in the pending case, that of Mathew Hilgert, the maker of "magic boots," believed they could conclude the trial Wednesday. He therefore asked that the special panel called for the Thaw case be excused until Wednesday morning. The court ordered that

The prisoner

this be done. All persons, other than the 200 men from among whom the jury of 12 is to be selected, were excluded the newspaper men were held outside the court room during the brief proceedings.

Thaw's sister, the Countess of Yarmouth, and Mrs. George L. Carnegie visited him in the Tombs this afternoon

Clifford W. Hartridge, Thaw's chief counsel, is quoted as having said to-day that he will place experts on the witness stand during the coming trial to testify to Thaw's sanity. Howard Nesbitt, brother of Harry

Thaw's wife, came here from Pittsburg to-day and went to the district attorney's office, where he was questioned by Assistant District Attorney Garvan. It was stated unofficially that young Nesbitt might be called as a witness for the prosecution and his testimony would be in defense of Stanford White's reputation.

BY-LAWS TO BE AMENDED.

New York Cotton Exchange Approves Recommendations of Governors and Will Vote

New York, Jan. 21,-The members author of of the New York Cotton Exchar Blackburn to-day approved several amendments to the by-laws of the exfied resolution was satisfactory to change as proposed by the board of "There is not a shadow of governors, and ordered a meeting to be held Wednesday for balloting on the amendments which I offered and the amendments. The object of the the modification to the resolution amendments, the object of the which is now proposed." He claim- cure a revised form of contract that cure a revised form of contract that will redound to the interest of the cotton trade generally, as well as the exchange.

Summarized, the amendments are: The elimination of the following grades from those deliverable on contract: Strict, good, ordinary, tinged, low middling, stained and all of the quarter grades. Deduction by the classification

committee or appeal committee on classification for gin cutting to be one-half grade or more, instead one-quarter grade or more.

### FOR FRAUDULENT USE OF MAILS

Wealthy Attorney of Indianappolis, Ind., Pleads Guilty Before Grand Jury and is Fined \$1,500.

Indianappolis, Ind., Jan. 21 .- Philander H. Fitzgerald, a wealthy at-Senator Carmack expressed the torney of this city, who was indicted hope that some Republican Senator at the last session of the Federal grand jury on the charge of using the night conferences, in which he said mails with intent to defraud, appear-the compromise had been formed. ad before Judge A. B. Anderson toed before Judge A. B. Anderson to-Senator Scott remarked that the day and entered a plea of gullty. He negro soldiers involved would all be was fined \$1,500 and costs. The indict-dead before the Senate committee ments related that the allleged fraud was in relation to the "1904 colony" located in Georgia. It was related that this colony had been established at St. George, Georgia: that Mr. Fitzgerald had the town of St. George surveyed and planted and had sold a large number of lots. From the sales so made it was alleeed Mr. Fitzgerald received about \$70,000 of which \$35,000 was not accounted

# SHEA CASE JURY DISAGREES.

Announcement Made That New Trial of Teamsters' President at Chicago Will be Made at Once.

Chicago, Jan. 21.-The jury in the conspiracy trial of Cornelius P. Shea, president of the International Brotherhood of Teamsters, reported a disagreement this afternoon. The jury was discharged.

The jurors stood seven quittal and five for conviction. Notwithstanding the fact that the trial just closed has been the longest and most expensive trial in the of Cook county, the announcement was made by the State attorney's office that arrangements will be made at once for a second trial.

Cuban Officials Fined for Cock Fighting.

Havana, Jan. 21 -General Jos Miguel Gomez, the Liberal presidential candidate; ex-Congressman Mendjeta and Gen. Monteagudo, the two latter also being Liberals, were \$50 each this morning for cock fighting. General Pino Guerra, the exrevolutionary leader, was to have appeared in court on the same charge, but excused himself on account of filiness. The defendants claimed that they did not intend to break the law, but only wished to make a demon-stration of Cuba's national sport to some high American army officers.

Arrangements Made for Baptist Anniversaries in May 1907, New York, Jan. 21-General arTWO NEGROES HELD

Special to The Observer.

Miss Shelton Persists That Hudson is the Negro Who Assaulted Her-Of-ficers Believe Steptoe the Guilty One.

Lynchburg, Va., Jan. 21,-After an investigation, which could hardly be termed a preliminary hearing, held this afternoon in Amherst county, accross the J'ames river from Lynchburg Justic Dawson held Peter Hudson and Herbert Steptoe, negroes, for the grand jury on the charge of criminal-Harry K. Thaw, charged with the ly assaulting Miss Gladys Shelton, on January 7. The negroes were brought here from Roanoke, being met at the station by the Lynchburg home guard, which escorted them across the James into Amherst county, A detachment of police guarded the bridge and kept the crowd back. After the investigation the negroes were taken back to Roanoke, Miss Shelton clung to her original identification that Hud-

that, while in stature he looked like the man who assaulted her, she appeared happy and confident and could not say if it were he or not. From the questioning of Commonwealth's Attorney Evans of the negroes consul that it is evident that the authorities think Steptoe is the culorit and that they will endeavor to that they will endeavor we convict Hudson, the first negro held will be him. It is more than probable that able to prove an alibi. It is said that Steptoe has made a written statement, which he can not substantiate.

son was the negro who asked her for

bread. She spent some time looking

Steptoe over and finally concluded

NEGROES RETURN TO AMHERST At Hearing Miss Shelton Identifies

Hudson as Man Who Assaulted Her, but Later Says She Believes Steptoe Was Her Assailant.

Roanoke, Va., an. 21.-Sheriff Beard, of Amherst county, came here to-day and took back to Amherst for preliminary hearing Herbert Steptoe and Peter Hudson, two negroes accused of outraging Miss Gladys Shelton near Monroe two weeks ago, and who had been here for safe keeping. Hudson was identified by Miss Shelton as her assailant, but detectives declare Hudson is innocent and that they have sufficient evidence to convict Steptoe of the crime. A military company joined the officers at Lynchburg and acted as a guard at the hearing across the river from that city. Miss Shelton identified Hudson as the negro who entered her home. After leaving the stand she stated to the officers that she believed Steptoe was the man who assaulted her. The negroes were returned to Roanoke jail tonight

JUDGE PURNELL HEARS 22 SUITS

Plaintiffs in 23 Cases Against Cape flow of Land by Back-Water Lose Out in Montion to Remove to State Courts - Charters Granted to Greensboro Security Company Council Lumber Company and Engle Land Company

Observer Bureau

The Hollaman Buliding, Raleigh, Jan. 21. Before Judge Purnell there was a hearing in 22 suits against the Cape Fear Power Company, which owns the Buckhorn Falls Electric Power Plant on the Cape Fear River, these being for alleged damages by the overflow of land by backwater, due to the great dam of that company. The plaintiffs were represented by J. A. Long and T. M. Argo, who made a motion to remand the suits to the State courts. This motion was resisted by Womanck & Hayes, James E. Shepherd and R. T. Gray. The

motion was denied. stockholders. It is said North Caroling is the only State in which insurance companies are thus chartered. Other charters are granted to the Council Lumber Company at Council, \$50,000, and the Engle Land Company, Winston-Salem, \$100,000. A, fine of \$50 was imposed upon the Southern Railway here for its failure to provide automatic gates at the railway crossings in the city. While other places all over the country have had such gates for a great many years. Raleigh has not had them until within a few months past, when the Seaboard put them up, but the Southern has never ' made any provisions of the kind. The latter road appeals from the fine. Insurance Commissioner Young is informed by the Hartford Life In-

surance Company that it will not do any business in North Carolina this He remarked that the company had no general agents here. President John Wilber Jenkins, of the North Carolina Society in Baltimore, announces that it will give its banquet at the Rennert Hotel January 25th. The speaker will be Sen-ators Overman and Tillman, Congressman Claude Kitchin, Cardinal libbons, who lived so long in this State and who was in charge of churches in Wilmington and Raleigh for many years; Governor Warfield. Mayor Timanus, Dr. Charles G. Hill and President Jenkins.

CORONER SCARES "CORPSE."

Coroner Ramsey Answers Hasty St mons to Investigate Supposed Death of Negro Hit With Brickhat— Proves to be Bloody, But Much Alive—Darkies Flee Forthwith. Augusta, Ga., Jan. 21.-Corone Ramsey was summoned to a saloon in the suburbs to-night by a hasty

message to the Schune, a negro, had been murdered by Peter Allen. When Mr. Ramsey and party arrived the victim, who had been struck a frightful blow on his head with a brick, was lying bloody and motionless on the pave-ment, surrounded by 100 gaping

Preparations were made to move the body to a nearby house and hold an inquest, but when hands were laid upon the supposed corpse, it sudden-ly boited upright of its own volition, and began as evidently delirious dis-sertation on craps. The crowd split to-day as follows:

Meetings of the Missionary Union, the Home Mission Society and the publication Society, at Washington, of the Southern, Baptist convention, Richmond, Va., May 16-21 inclusive; meeting of the Southern, Baptist convention, Richmond, Va., May 16-21 inclusive; meeting of the general convention of the Baptists of North America, Jamestown, May 22-23.

In all directions instantaneously as if disintegrated by an explosion. Heating if disintegrated by an explosion. Heating if the complete consciousness and was told by a reporter that the coroner had come to hold an inquest over him, and was ready to proceed. Real fear convulsed the features of the injured man, and he began a pitcous supplication for mercy, oridently believing that his Supreme Court of South Salance. He will recover,

### CARMACK SCORES TILLMAN

RUPTURE BARELY AVERTED

Carmack, Patterson, Other Minority Sena Differed With Him on Brow Case—Carmack Replies With and Senate Goes Into Executi sion—Meanwhile Aldrich's don-Meanwhile Alleran Ship Collines Steers Republican Ship Collines Shoals and Party Mea Agree Satisfactory Resolution May Not Return.

BY W. A. HILDEBRAND.

Observer Bureau, 1417 G. Street, N. W. Washington, Jan.

To-night the United States Sen eadership is happy and contented, while Senate Democrate are rather dole ful and unhappy. The superb Aldrich discipline has served once more to extract the Republicans from a most precarious situation, superinduced by Brownsville business, which threate to disrupt the party. President Roosevelt had let it he understood that he would regard the act of Republicans who voted against the Blackburn resolution recognizing his authority to discharge the negro battalion, not only as a rebuke to him in this immediate matter, but that he would feel warranted in concluding that such Republicans were hoping to embarram him in his efforts to curb the the trusts and corporations. As many Senators declined to view the situation in this light it will be seen that a crisis

faced the party. Correspondently great, therefore, wa the rejoicing in the Republican came when it was announced that a way to harmony had been found through a resolution introduced by Senator Foraker, which does not raise the question of the legality or justice of the President's action in discharging the negroes. Not only did the Republicans heave a sigh of re-lief when they were pulled out of this admittedly deep hole, but they had the plessure of hearing the Democrats, who have for two days been rejocing at the evident discomiture of their opponents, say mean things about one another.

CARMACK SCORES TILLMAN. Senator Tillman, in replying to some things said about him by Sensor Spooner, took occasion to take a fall out of Senators Carmack, Patterson, Dan-iels and other minority Senators who leis and other minority Senators who had taken issue with him. The scene was a rather striking one when Mr. Carmack, following Mr. Spooner, arose to reply to the strictures of the South reply to the strictures of the South Carolinian. Packed galleries and the crowded Senate chamber listened with deathlike stillness, when Carmack declared that the Senator from South Carolina didn't have to take his belly from the dust in order to rise to the level of a certain retort. There were some who suspected there might be another Illiman-McLaurin affair.

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While Mr. Carmack was still on his feet trying to say more, Mr. Teller, who had been up for several moments, but who had obviously arisen for snother purpose, moved that the doors be closed and the galleries cleared for an executive session. There came from the Republi-cans a quick second to this motion and it was then that the spell was broken; Later when the gallery doors were thrown open, Mr. Tiliman apologized to verybody and this helped so ad taste was left in the Democrats were not pleased with the day's doings, although the resolution as finally agreed upon was rather distanted in the certain Republicans.

Senator Penrose did not return to-day so no step was taken respecting the Joyce matter from Reidsville. Senator Simmons expressed himself as confident to-day that a sub-committee would be appointed to go into this matter. It was stated that Chairman Adams remained, stated that Chairman Adams remained, however, until this morning in the hope of seeing Mr. Penrose, but was disappointed in not finding him and left during the afternoon for home. Collecting the firm on the said, has been left on guard. Col. Pearson left during the afternoon with Chairman Adams. ternoon with Chairman Adams, and will return at once to Morganton.

BLACKBURN TO MEXICO? Mr. John Crouch left to-night for Greensboro with the papers of the Tar Heel Company, which show the persons who subscribed stock, together with the amount of their stock. The debts of the A charter is granted the Greense concern will be paid, but stockholders boro Security Company, which is an insurance agency, capital stock of the st intended to return to the State and try to buy the Tar Heel plant when it is sold by the receiver, but it is not likely that he will do this. In all probability he will go to Arizona or Mexico, where Col. Pearson has mingled mining inter-

Senator Overman to-day secured the passage through the Senate of his bill granting a pension of \$20 a month to Mrs. Stonewall Jackson:

RECENT CHANGE IN BARRACKS

Second Vice President and Minister of War of Venezuela Told by Com dant at Trinidad That He Will Shoot First Man Who Attempts to Enter.

Caracas, Venezuela, Jan. 20, vis Willemstad, Curacoa, Jan. 21-During the night of Jan. 16, Second Vice President Gomez and Minister of War Araujo, having reason to believe that an out break was impending, attempted to change the officers at the Trinidad barracks here and to place in that building 200 of their own soldiers. Commandant Baza, a distant relative of President Castro, who in command at the barracks, refu to allow the changes to be made, de-claring he would shoot the first man who tried to enter. Not being desirous of bringing out a crisis at the prese moment, Gomez stationed troops guard all the points of egress from the barracks and prevent the removal of war munitions which, it was sus-pected, Commandant Bass contemplated sending to Gen. Alcantara, the administration candidate for dicta-tor. The situation is now quiet. Bass. remaining undisturbed at the bar-racks, but an outbreak is believed to be possible at any moment.

BUCHANAN SUIT IS DISMISSED. Former Circuit Judge of South Caro-lins Had Brought Action Involv-ing Amount of Salary Duc.

Washington, Jan. 21 .- The case O. W. Buchanan, against the State of South Carolina, involving a ques-tion as to the amount of the salary of Buchanan as a State cricuit jungs in South Carolina from 1895 1899, was dismissed to-day by Supreme Court of the United Sta for want of jurisdiction. The pute was due to the fact that the