DAY LOST IN THAW CASE COURT EXCUSES TWO JURORS

Was by Agreement With Counsel—Two More Jarors Secured, Making Up For the Two Who Are Dropped—The New Jurors, John S. Dennee, Traveling Freight Agent, and David S. Walker, Son of John Brisben Walker — Thaw Pleased With the Selections—The Entire Family in Court, Disarming the Usual Reports.

New York, Jan. 29 .- The first big surprise of the trial of Harry K. Thaw came te-day when Justice Fitzald, on the motion of District Atorney Jerome, and with the consent of the attorneys for the man accused of the murder of Stanford White, announced that two of the jurors selected in the early days of the proceedings would be excused from further service. "Without any reflection on the jurymen whatsoever," said the presiding judge, "jurors numbers four and six will be excused." The men in question were Arthur S. Campbell, a superintendent of tele-phone construction, and Harold R. Faire, a printer and publisher of a pamphlet circulated in Wall Street. The court room was crowded for the opening of the afternoon session when the announcement was made.

"By agreement," said District Attorney Jerome, "the reasons for this action will not be made public, but they are of a business nature. Counsel representing the people and the defendant have conferred with the court in regard to the matter and a unanimous decision was arrived at." BESIEGED BY INTERVIEWERS.

When the excused jurymen left the court room they were besieged by questioners. Mr. Faire created a mild sensation in the corridors when he asserted with positiveness that he was utterly in ignorance of any reason why he should be asked to step down. He said:

"The announcement in court was the first knowledge I had of the intended action. In passing through the court house corridors this morning I heard a man remark that two of the Thaw jurors were to be excusto-day. I had no idea that the remark could include me. About three years ago when I was connected with a brokerage concern two detectives from the District Attorney's Simondinger, who had a letter as an you want to know which I am not office, who said they visited the excuse. places which sell unlisted securities, dropped in on me, asked some imertinent questions and wanted to Gleason, for the defense. know if I would be willing to go up to the district attorney's office any heard of the matter."

Mr. Campbell, the second of the excused jurors, declared he "had too laughingly. much respect for the court to give an interview." It was genrally re-ported that Mr. Campbell had asked Mr. Moeller had to be relieved. He begged to be excused when first placed on the jury. TWO NEW JURORS.

One new juror had been added to the trial panel when the excuse of Faire and Campbell was announced and a second one was subsequently secured, thus offsetting the loss of the two previously sworn jurors. When court adjourned there were nine men in the jury box and three vachairs. Forty-six talesmen were called before the two satisfactory jurors were obtained. This exhausted the original panel of 200 men and used up 18 of the new panel of 100, summoned yesterday and in court to-day for the first time. The two new jurors sworn in to-day

were: No. 10-John S. Dennee, traveling freight agent, 38 years of age and unmarried, a native of New Orleans,

No. 4-David S. Walker, real tate broker, 34 years of age, and unmarried, a son of John Brisben Walker. He was chosen during the aftersession and replaced Juror Campbell.

THAW WELL PLEASED.

Thaw seemed to be particularly well pleased with the selection of both Dennee and Walker and smiled when the prosecution withdrew all pending challenges against the tales-men.. As soon as Mr. Dennee said he was a Louisianian Thaw seemed to be in earnest consultation with his lawyers. Mr. Walker was accepted by the defense in spite of the fact that he knew Stanford White and many of the dead architect's friends. Te also had formed an opinion in the case and had expressed it many times. These facts, Mr. Walker declared, however, would not prevent him rendering an entirely fair and impartial verdict. He had not seen White for a year before his death. Thaw's attorneys set a high water mark for peremptory challenges today when they summarily excused from service seven talesmen who had been declared legally competent peremptorily but once. The defence now has 13 of its peremptory challenges left and the State has

FAMILY ALL IN COURT. The members of the Thaw family were all in court to-day and for once disarmed those who had circulated reports of a serious break in the fam-ily relations. Mrs. William Thaw, mother of the prisoner, conversed onstantly. The Countess of Yarouth also talked freely with young ars. Thaw at intervals during the day. Miss May MacKenzie was a participant in many of the family chats, notably during the luncheon recess, when the party sat for a time general conversation.

The prisoner seemed to be in high

pirits and the fact that the actual earing of the case had been put ack a full day or more by the court's action in excusing two of the sworn jurors did not seem to have the least effect upon him. It is now believed that the taking of testimony cannot be reached before Thursday after-

TWO ATTORNEYS ABSENT. Both Attorney Delmas, who is suffering from a cold, and his law part-ner. Mr. McPike, were absent from the defendant's counsel table when the morning session opened. This left a gap of two vacant chairs on the prisoner's right and gave him a clear view of the jurors thus far sworn. He profited by the opportunity to study their faces for some time. Then he exchanged confidences with Mr. Peabody, who sat at his left. Mr. Jerome questioned the tales-

have been reading the papers since the trial began, and if the had been influenced in any way thereby. None of the men put under examination in the early part of the proceedings would admit that they had attached importance to anything outside of the actual proceedings in nourt.

Sidney H. Salomon, a young business man, leomed up as a possible juror until he struck that portion of the district attorney's examination which has to do with the differ-

tion which has to do with the differ-ence between a reasonable and a pos-sible doubt. Salomon was not sure as to where the distinction should be drawn and he was excused by consent.

SAMUEL POPPER, EXCUSED. Samuel Popper, a manufacturing jeweler, went through the segular examination by both the prosecution and defense, but he finally came to grief against a peremptory challenge exercised by Thaw's lawyers. Popper was the first man of all in the big panel originally summoned to declare that he had neither formed an clare that he had neither formed an original part heard one expressed.

diplomatic and consular, and the fortifications appropriations bills, which were on the calendar. Before the session ended these two measures had been disposed of.

Senator Beveridge concluded his child Mr. Hartridge, for the defense, again indicated by his questioning of this talesman that there may be

more than one excuse offered by Thaw for his killing of Stanford White, "Would you object to two or more

defenses?" inquired the prisoner's counsel. "No," replied Popper.

After a consultation among the defendant's attorneys the peremptory

challenge was entered. Only one of the State's alienists was in court to-day. Dr. Austin tion of policy and not of Flint. His associates, Dr. McDonald the point to be considered. and Dr. Mabon, have hitherto attended every session of the court and have scrutinized the defendant closely.

MR. WEEKS A SPECTATOR. Bartow S. Weeks, one of the lawyers who defended Roland B. Moli-neux, was an interested spectator of these mills. In reviewing the many to-day's proceedings.

The original jury panel was exhausted when the 20th talesman was examined to-day. The last of the old list was Henry Peacock, who was challenged peremptorily by the defense. Mr. Peacock was asked by present President of the United Mr. Gleason, of Thaw's counsel, if he States. had any objection to a defense of insanity or if he felt he could comprehend such a defence. The talesman thought he could, but the defendant's attorneys were not satisfied.

The first talesmen of the new panel The first talesmen of the new panel to take the stand was Alphonz J. ed laughter—"I was going to say mine has been in operation for about my dear boy—there are many things."

William Moeller, a decorator and painter, was examined by John B.

"Do you mean by decorator that you do such work as that on these I might be wanted. I said walls?" asked the attorney, pointing 'Yes,' but that was the last time I to the picture of "The Three Fates.'
ever heard of the matter." "Is that a cause for challenge?" interposed District Attorney Jerome "It may be," replied Mr. Gleason

Mr. Moeller had a ion, however, and this let him off the

artistic quality of the court room decorations. JUROR RILES THE JUDGE. There was a slight disturbance in the court room as the new juror Walker was taking his place in the box. One of the talesmen on a rear bench was trying to close the upper sash of a window when a bailiff

spled him. "Sit down," called the officer, Justice Fitzgerald rapped for order and stopped the proceedings. "But judge, your honor, --

tested the talesman. "Sit down," replied Justice Fitzgerald, with a hard rap of his gavel, "The next person who causes an interruption here will get into serious trouble."

FOUR KILLED BY DYNAMITE.

Delayed Blast Results Fatally Party of Italians at Work on South & Western Construction. Bristol, Va., Jan. 29 .- At camp No.

4, of the Walton Contracting Company, on the South & Western Railway near Moccassin Gap, a few miles west of Bristol, four Italians, whose names are unobtainable, were killed at an early hour this morning by a delayed blast. The force was workright of way and had prepared three blasts in a massive rock. The fuses were lighted and the workmen retired to a safe distance until the explosion came. The men then returned to work, when one of the charges that had failed to explode went off, killing four Italians and injuring several others. The bodies of he victims were terribly mangled. The remains of the men will be buried near the scene of the accident to-morrow. The Walton Contracting Company sent to Bristol this afternoon for a Catholic priest to conduct the services.

GULF STREAM CHANGES COURSE

United States Geographic Office at New Orleans Announces This Fact and Will Make a Man Embodying the Changes—The Change Noted Where the Stream Enters the Atlantic.

New Orleans, La., Jan. 29.-The fact that the Gulf Stream has made important changes in its course was announced to-day by the gulf division of the hydrographic office, in charge of Capt. John C. Soley. These the stream leaves the north coast of had been suffering from internal tu-South America until it enters the Atlantic. A map embodying the change will be issue dnext month. Fatal Quarrel Over a Pack of Ciga-

Danville, Va., Jan. 29,-Walter Barksdale, a farmer about 35 years of age, was mortally wounded, and Joe Echols, a young farmer, seriously injured in a duel fought late this afternoon several miles from Danville with shotguns. The men quarreled at a country store over a pack of cigarettes and agreed to return to their homes and secure their weapons and fight the affair out. Barkedale arrived first and, when Echols came up, he opened fire without warning. A large hole was torn in the side of Barksdale and Echols' body was rid-

Washington, Jan. 23.—The Comptroller of the Currency to-day issued a call for a statement of the condition of all national banks at the close

e Power of Congress is Absolute for Both Inter-State and Foreign mmerce and That Both Could be ohibited—The Senate Passes the plomatic and Consular and the rtifications Appropriation Bill. Washington, Jan. 29 .- The Senate

o-day began its session with a lectended that much talking and not enough work was being done. He had particular reference to his inability to secure the passage of the

speech in advocacy of his child labor bill, which has occupied three days. His argument to-day was devoted to the constitutional power of Congress to prohibit inter-State com-merce in child-made goods. He was questioned somewhat closely by Senabroad ground that the power of Congress over inter-State and foreign commerce was absolute, that such commerce could be prohibited altogether, so far as the power was concerned, and that in all cases the question of policy and not of power was CONDITIONS SOUTHERN IN

MILLS. Senator Beveridge presented a number of affidavits setting forth conditions in Southern cotton mills, and asserted that many children under imploring these on the ground to go endorsements which, he said, had been given his bill, he said hearty commendation of the measure had been made by "the man who will be the next standard bearer of the Democratic party," and also the

"I want to know about the endorse-Carmack. "My dear-" began Mr. Beve-

ridge, and then as the remark causgoing to tell you."

BILL MUST TAKE ITS COURSE.

Loan of \$1,000,000 to the Jamestown Exposition, Proposed by Littauer as a Rider to the Urgent Deficiency Bill, Finds Objections,

Washington, Jan. 29 .- Mr. Littauer, of New York, seported to the House to-day the item attached by the Senate to-day to the urgent de-ficiency bill loaning \$1,000,000 to the House consider without further discussion as to the amendment as in committee of the whole, this being the most expeditious way in which to reach the issue. Considerable opposition veloped, Mr. Foster, of jecting to the consideration as pro-

> Mr. Macon, of Arkansas, asked if the loan was of the same character as that made to the St. Louis Ex-Mr. Littauer stated that he would hardly say that it was. Rather than precipitate a debate

Mr. Littauer withdrew the bill with the Senate amendment and the bill will now take its regular course through the appropriations committee for consideration and report. North Carolina Postmaster Confirmed.

Washington, Jan. 29 .- The President sent to the Senate to-day the following nominations:

Postmasters: North Carolina-Estella Cameron, Rockingham Virginia-O. L. James, Abingdon.

LOOKING INTO FREIGHT RATES. Shippers and Railway Officials Testify Before the Inter-State Com-merce Commission Sitting at Ma--Hearing Will be Concluded

To-Day. Macon, Ga., Jan. 29.-In the hearing in a cut on the South & Western's rates, refrigeration and rebates were turned here to-day from Columbus, generally considered. General Freight Agent Green, of the Southern Rail-E. A. Waxelbaum, complainant, in order to show that discriminations and the enginemen and firemen. had been made which were unfavorable to shippers of fruits and vegetand wholesale shippers of fruits were examined, and so exhaustive were the inquiries that the case under inestigation will not be concluded until some time to-morrow. Commissioners Harlan and Clements are giving complainants every tunity for a full hearing.

> PETRIFIED CHILD REMOVED. Remarkable Result of Operation Performed on Gates County Woman at Suoffik, Va.

Special to The Observer. Richmond, Va., Jan. 29.-A mos remarkable surgical operation, which has mystified the physicians throughout the State, was performed at folk yesterday, resulting in the birth of a petrified child. A woman halling from Gates county, North Caromor, as was supposed, and who been similarly afflicted for years, came here for treatment. The physicians deemed an operation necessary to save her life. The operapresence of the unborn child, which had furned to stone. The weight of the child was five and one-half

TO BE AT FAYETTEVILLE.

sody of Rev W. P. Fife Leaves This Morning For Fayesteville, Where Interment Will Take Place—Death Due to Fatty Degeneration

Special to The Observer St. Louis, Mo., Jan. 29 .-- A verdic St. Louis, Mo., Jan. 23.—A verdict of natural death from fatty degeneration of the heart was returned at the coroner's inquest to-day irrothe death of Rev. William P. Fife, the evangelist broker. The body will leave to-morrow morning at 8 o'clock, accompanied by the widow and son for Fayettoville, N. C., the old home. Mr. Fife's other child, a dangeter is stready in Provincellis.

TOO MUCH TALK, SAYS MR. HALE AN EXPLOSION CAUSED BY DUST TO GIVE AID TO COMMISSION

County, West Virginia, the Scene of a Horrible Accident—About 200 Men in the Shaft When the Enplosion Occurred and Every Effort is Being Made to Reach the Entombed Men—At Least 50 or 60 Dead and the Death List May be Swelled to 85—The Scene About Mine a Pathetic One—The Mine in Operation for Over Three Years, But Has Never Been Fully Developed.

Charleston, W. Va., Jan. 29 .- There is at least 50 or 60 persons dead as a result of an explosion in the Stewart mine near Fayetteville, in Fayette county, to-night according to the fications appropriations bills, which last reports received and it is expect-were on the calendar. Before the ed that the number will reach 25 more.

in the mine. Every effort is being made to get to the men who are entombed but there is little hope that any of them are alive.

At the time of the explosion there were about 200 men in the shaft tors who hold that this power does were about 200 men in the shaft not exist, and in replying took the and there is grave apprehension that a great many of them were in the mine when the explosion occurred. A list of the dead is now being compiled and will include at least the number mentioned. Organized effort is being made to get to the men in the mine and volunteers are plentiful. The scene about the mine is a pathetic one, men, women and children crying for their dear ones and

> to their rescue. LOCATION OF THE MINE. The Stewart mine is a shaft 568 feet deep. The development is in the Sewall seam, which ranges in thickness from four to five feet. The mine is located on the White Oak Fuel Company's private line, connect-Railroad at Carlisle. It is located about four miles from Favetteville 3 years or more, but has not been fully developed. The work of development has almost entirely been done houses and tipples have been completed within the last year. The mine is owned by the Stewart Col-Hery Company.

WOMAN LEAPS OVERBOARD.

of M. B. Vanam n Attempts Sui-cide at Elizabeth City Docks— Vanaman Denies Marriage, but Admits Existence of Child.

Special to The Observer. Elizabeth City, Jan. 29 .- Consider-

able excitement was created at the docks here this afternoon when a well-dressed woman, a stranger in this city, attempted to commit suicide by jumping overboard. She was rescued by a spectator.

She claimed that she came here in

quest of her husband, M. B. Vanaman, who had deserted her. In this city she found Vanaman aboard a schooner and created a scene by declaring that he was her lawful band, which he emphatically denies. The woman produced a marriage certificate in which the name had been scratched. Vanaman finally admitted that he knew the woman and had lived with her in Norfelk and that they had one child, but they were not married. A reliable traveling salesman stated that he knew the woman and her people, who lived in Camden, N. J., and that her parents were worth \$200,000 or more. man claims the woman has a husband in Salem, N. J. Chief of Police Bell has wired for particulars.

Officials and Employes of N. & Still Apart.

Reanoke, Va., Jan. 29 .- President ing before the inter-State commerce L. E. Johnson, and other officials of commission to-day the questions of the Norfolk & Western Railway re-O., where they met the heads of the Brotherhoods of Locomotive Engiway, was one of the principal wit- neers and Locomotive Firemen with nesses and was questioned closely by a view to settling differences existbetween the Norfolk & Western was said to-day that the differences have not been adjusted. It is learnables to Eastern and Northern, mar- ed that one of the chief contentions kets. Witnesses from other railways of the men is for an eight-hour day.

> Alabama Motorist Seriously Hurt in Auto Wreek

> Montgomery, Ala., Jan. 29 .- A big automobile running 50 miles an hour. according to the chauffeur, was wrecked near Montgomery to-day and James Hartley, a young man of Montgomery, was seriously Hartley is unconscious to-night and may die. W. N. Cannon, the chauf-feur, and Charles Ingalis, a friend of Hartley, were badly hurt.
> Young Hartley is well known in and around race tracks.

> Rushing Cotton Out of Flood Danger. New Orleans, Jan. 29.—An unusually large amount of cotton is being rushed here because of threatened high water in the upper Mississippl river. Within the past few days about 20,000 bales have reached here from Vicksburg, Natches and other points. A large part of this has come by rail, while all available boats have also been used. The river here is slowly rising, the stage of 18 feet having been reached early to-day.

Assistant General Passe Agent of the A. & W. P. Atlanta, Ga., Jan. 29.-Announce ment was made to-day of the ap-pointment of Jos. A. Higgins to be assistant general passenger agent of the Atlanta & West Point Railroad, a newly created position. Mr. Hig-gins had been with the road for some time and is a native of Richmond, Va.

Marietta, Ga., Jan. 25.—John Buliard, who killed his daughter, Rubic Bullard, in this county last September, was sentanced to day by Judge George F. Gober to be executed March 1. The Supreme Court having affirmed the decision of the lower court his case will probably be speaked to the prison commissioners at once.

Bull Which Contains Amendmento Present Act Defining Relati Between Corporation Commiss and Corporations and Strength ing the Power of the Commiss in Its Regulative Caspeity—Larg Attended Committee Meeting I Drafted Providing for a P. Bureau of Immigration Sustained by Appropriations From State. Observer Bureau. *

The Hollsman Building. Raleigh, Jan. 29. Preparations are complete for a hearing on the reformatory bill by the Senate and House committees at 7:30 to-morrow evening in the hall of the House. Great numbers of ladies will be present from various parts of the State. Many arrived to-day to work for the bill, which is that of Representative Preston. The com-The explosion was caused by dust mittees which will hear the arguments are those on penal institutions and appropriations. A premi-nent speaker will be Mrs. Robert D. Johnston, of Alabama, for ten years past the head of the Alabama reform school. She was a native of this State and a daughter of the late Col. Peter G. Evans. There are petitions for the establishment of a reformatory, one having many thousand

The scene evening will be very spectacular.

This afternoon there was a very important meeting of the Senate and House committees on immigration, at which about forty cotton mill men and several farmers were present, a dozen of whom spoke by invitation. Senator Wood presided. Representative Preston's bill was taken up. said that the agricultural and in-dustrial interests of North Carolina had far outgrown the labor supply. The only relief is in the creation of an immigration bureau. The agricultural department is willing to give the necessary funds. Certain men at Charlotte, who thought they were acting through the State, had got into trouble. The agent had been appointed to secure immigrants, but the Legislature had made no provision. vision. The only way to take this step was through legislative action. Among the mill men present, some

"I want to know about the endorse-ment of the next standard bearer of ing with the Chesapeake & Ohio of whom spoke of the great and the Republican party." suggested Mr. Railroad at Carlisle. It is located growing scarcity of labor, were E. D. Smith, J. W. Cannon, A. A. Thomp-son, W. H. Williamson, F. O. Moring, Mysick, M. A. Droper, M. J. Leake, S. Robinson, Thomas H. Battle and Krutger, the farming interests being represented by E. W. Van Cleve, Lucas and others. It was decided to change the bill as to its fifth section. so that instead of naming five coun-"Canada, Great Britain, Germanent structures, such as head many, Scandinavia, Belgium, Holorigin." it should name three races. This being unanimously favored, a report was ordered on the bill, which

is now in these words: TEXT OF THE BILL.

"Section 1-That the department of agriculture, immigration and sta-IBLICS. prepare and tion all necessary information as to mines, minerals, soils, climates, waters, water powers, fisheries, mountains, industries and all other such information as may be best adapted to advertise attractions and vantages which North Carolina affords to immigrants, and shall make Illustrative the exposition thereof whenever practical in this or foreign countries.

Section 2-That said department shall be authorized in the interest of desirable immigration to agents at such points in this or any foreign country, as it may deem expedient or desirable.

"Section 3-That the agents herein authorized be empowered to make such arrangements with steamship companies and emigration agencies that we have in our country and abroad as may serve the interests of our people bringing desirable immigration to the Necessary expenditures being State. made within the annual appropriation herein provided for this purprovided, nothing herein pose: shall prohibit said agent or agents acting without fee as agent of such citizens of the State as through the department of agriculture. immigration and statistics, who wish to meet the excess expenses of bringing desirable immigrants for their farm or other lands or for any industrial purpose of whatever nature.

"Section 4-That the board agriculture is hereby empowered and directed to set aside from the funds of the department, for expenses and the conduct of this division of its work, \$10,000 annually.

"Section 5-That efforts to secure immigrants shall be confined to the United States and abroad to persons of Anglo-Saxon, Teutonic or Celtic "Section 6-That this act shall be

in force from and after its ratifica-

RAILWAY HEARING. The Senate and House committee on railways devoted the afternoon and evening to hearing the officers

of intra-State roads. Henry A. Page, president of the Aberdeen boro Railway, being principal. He antagonized rate reduction and clared it was a grave error to think that the embarrassment of big railways did not affect the small adversely.

THE SENATE.

The Senate session began at 11 o'clock. Rev. Dr. McNeeley DuBose offering prayer, closing with the Lord's Prayer, repeated by the Senators. The committee on rules offered a resolution allowing the committees on magistrates, judiciary and counties and towns a clerk, for all three. Senator Odell objected to more clerks, saying he saw no need for them. Webb presented the need of these and said that as this clerk was to be allowed only \$2.50, money would be saved. Senator Pharr favored the resolution, which was adopted. BILLS INTRODUCED.

Bills were introduced as follows: By Elbridge: To protect and promote the shell fish industry in the State:

By Holt: To provide for the tion of a fireproof building for the State library and the great collection of relics in the Hall of History. By Buxton: To authorise Mt. to refund its bonded debt. By Thorne: To increase the power of minority stockholders in electing boards of directors of corporations. By Breese: To repeal Sec. 1448 of the Revisal regarding the service of process on foreign corporations. By Stubbs: To amend Section 3622 of the Revisal, regarding penaltica.

By Breece: To erect on the site of the present agricultural building and Supreme Court building, a building centaining suitable officers for the executive and judicial departments,

By Dickey: To correct the spelling of the name of the county seat of Cherokee by making it Murphy and not Murphey, it being named in honor of the father of public education in North Carolina, Archibaid D. Mur-

PASS THIRD READING.

Bills passed third reading as fol-To allow Burlington to levy a tax for sewerage bonds, to amend the charter of Saluda, and that of Roper. To allow Jones county to issue

bonds for Trent river bridge.
To correct the spelling of Murphey.
To amend the Revisal regarding water supplies, by requiring good drinking water to be furnished, under penalty. To provide for impounding hogs in

Tyrell. To repeal the tax on dogs in Frankin county. To give the anti-jug law to Lincoln and Catawba making the place of delivery th eplace of sale.

To appoint R. H. Ricks, T. V. Avent and I. F. Finch the board of education for Nash. To require high schools and leges having fifty or more boarding pupils to have a night watchman. To change the name of Ashpole, Robeson county, to Fairmount,

To allow Vance county to elect county commissioners. appoint trustees for Coddle Creek, Iredell county, railway bonds. The money is ready, but the creditors do not desire payment, To prescribe the pay of jurors in

Rutherford.
To prohibit killing pheasants in anson for five years. The Senate concurred in the resolution appropriating \$20,000 for the Jamestown Exposition, the House having made this immediately available without waiting for taxes to of this bill and by the gods I propose come in. By Douglas, to amend the that the people shall know it." law relating the killing of birds in

House. To regulate the running of automobiles and vehicles driven by steam and electricity on public roads, a number of towns asked to be excepted. Various objections and amendments were made. The bill was rereferred to committee on propositions and grievances.

Senator Beilamy's bill with a fail penalty for parties who temporarily committed larceny of an automobile met with objections as being too se-It was referred to the committee on propositions and grievances to be considered with the general automobile bill. To prohibit the waiving of bills in

certain cases, this to be done only by counsel employed or by order of the court.

THE HOUSE

Speaker Justice called the House order at 10:30, and Rev. R. T. Vann prayed. Petitions were presented as Winborne: To protect railway pas-

engers against accidents and un-Gaston: Regarding game laws for Gaston county. Julian: To repeal the homestead

law and enact a garnishment law. Bills were introduced as follows: Eringhause: To amend the charter of the Elizabeth City Savings

Royster: To establish a dispensary at Creedmore. Kennedy: To incorporate Garland. Clifford: To allow Dunn to vote on establishing a dispensary; also to restore Harnett county to the general law regarding cities and towns. Gordon: Allowing High Point to substitute 5 per cent. for 6 per cent.

Brewer: To incorporate Grove City, Craven county. Gibbs: To amend the landlord and tenant law in regard to those raising crops.

Hooker: To re-enact the

chartering the Washington & Vandemere Railway. Parks: To validate a stock law election held in Ashe county four years ago.

Manning: To settle the debt due by the State University to the late David L. Swain; also to amend the Durham county game law, Turlington: To confer special powers upon deputy Superior Court clerks.

Requiring insurance companies to make deposits with insurance commissioners. This bill requires that all life, fire, accident and sick benefit insurance companies, exin North Carolina shall keep on deposit in some safe place in the State. designated by the insurance commissioner, an amount in cash or good marketable securities, to be designated by him, equal to 30 per cent. of the gross premiums received by the company from policies issued on property in this State, or to persons residing in this State, as shown by each annual statement.

BILLS PASSED.

The following bills passed final reading: To regulate fishing in Black river, Sampson county.

To pay State witnesses before grand juries in Mitchell, Watauga, Yancey and Caldwell half-fees when not a

bill is found. To amend the Revisal license of attorneys by requiring applicants to give certificates of moral character and prove this to the satisfaction of the courts. To allow full pension for loss of himself and had heard no more an arm and a leg.
To amend the Randolph game law.

The general bill for the relief of sheriffs and tax collectors allowing them to collect back taxes. To give the corporation commission authority to compel railways to provide depots or stations in than five miles of each other in cer-To regulate hunting in Henderson county. To permit cities and towns demn lands for cemeteries under certain conditions.

To protect deer in Northampton.
To make public drunkenness in
Moore, Richmond and Scotland a To put Stanley in the anti-jug territory. To prohibit killing deer for 10 years in Cherokee, and to prohibit the killing of pheasants and grouse for four years in Ashe.

To change the name of Summer township, Guilford county, to Gor-

To give McDowell county the stock law of 1908.

To protect 'possums in Catawba.

To appoint magistrates in certain townships in Yancey.

To increase the pay of jurors in

BEVERIDGE SPEECH ENDED AT LEAST 50 DIE IN MINE CONTROL OF CORPORATIONS State museum and hall of history LEVER ASSAILS CANNON

l up—Proposes That the P all Know Where the Object Amendment Offered by ath Carolinian Ruled Out Point of Order—Free Seed Pars graph Voted in the Agricultura Appropriation Bill Again—State Must Execute Their Own Pure

Washington, Jan. 29 .- Representative Lever, of South Carolina, stirred up a hornet's nest in the House to-day when he offered to the agricultural appropriation bill and amendment appropriating \$3,000,000 for the purchase of the Appalachian and White Mountain forest reserves. He said twelve States were interested in the movement, and many Governors had personally solicited the Speaker of the House to permit the bill to come before the body on its merits, but through mysterious influences, he said, the Speaker was continuing to hold the bill up and he wanted the country to know the facts about the measure.

Mr. Tawney objected to the personal attack on the Speaker, and said he would object to further considera-

WANTS PEOPLE TO KNOW IT. "Oh, it's not a personal attack on the Speaker," replied Mr. Lever. an outspoken statement as to where objection to the bill is. Personally I have profound regard for th Speaker, but he and some of his henchmen are blocking consideration Mr. Tawney replied that he was Hertford and Martin-sent to the not questioning the motives of the gentleman from South Carolina, but

he was questioning the language Mr. Lever tried to make it appear that the agricultural committee was unanimously in favor of the bill, but Mr. Haugen, of Iowa, with considerable warmth, replied that he had not voted in favor of the measure and he gave notice that he would vote against it if the bill should ever get before the House.

HOT RETORT FOR IOWAN. "You vote against four-fifths of the good propositions that come before this House," hotly replied Mr. Lever. Mr. Wadsworth made a point of order against the amendment. was sustained, but not until Mr. Lever had been heard.

The agricultural appropriation bill occupied the House most of the day and as usual when the amendment striking out the free distribution of seeds was reached, the members from the farming districts out-voted those from the cities, reversed a ruling of the chair by a vote of 136 to and restored paragraph has been the law for a number

vears. The recommendations of the committee on agriculture to increase the salaries of the chief forester, Pin flot, and the chief of the bureau of chemistry, Dr. H. W. Wiley, from \$3,500 to \$4,500, went out on points of order.

STATES MUST EXECUTE THEIR OWN LAWS.

An important amendment adopted that no part of the money appropriated for expenses in the outforcement of the national pure food law should be paid to any Strte, city or district official, the amendment being based on the treaty that the States should execute their own pure food laws and the government

do the same. The House to-day passed the Senate bill increasing the board of customs appraisers in New York from ten to twelve, and also passed Senate bill making provision for conveying a strip of grou...d in St. Augustine, Fla., known as "the for school purposes

ATTACKS COTTON SPECULATORS.

Representative Livis ston Wants De partment of Corn.ierce and Labor to Investigate Fluctuations of the

Washington, Jan. 29.—Representative Livingston, of Georgia, peared before the House committee on inter-State and foreign commerce to-day and urged favorable action on his resolution providing for an in-vestigation by the Department of Commerce and Labor of the fluctuations in the cotton market, with particular object of ascertaining winether such fluctuations have resulted from the "character of con-tracts of alleged sales and deliveries made on the New York Cotton change."

The extensive dealing in futures was denounced by Mr. Livingston, the cotton growe who said that and cotton spinners of the United States are absolutely at the mercy of cotton speculators. He mentioned the 30 classifications of cotton which formerly existed and called attention to one fact that 11 of these have cotton manipulators Livingston spoke of his attempt to have cotton amanipulators barred from the meils as frauds, he was threatened with a because of his action, but advisrepresentatives of the cotton operators that he would furnish \$500 to assist in the prosecution of a suit against the threat.

Many quotations were made Mr. Livingston from a report of Senate committee on agriculture of forestry on the condition of the ton industry made in the third of sion of the Fifty-third Congress.

ARRESTED FOR VAGRANCY.

6. G. Leonard, of Raleigh, With Fire 820 Bills in His Possession, Nabbed by Richmond Officers. Special to The Observer.

Richmond, Va., an. 29.—8.
Leonard, of Raieigh, N. C., a great Murphey's Hotel and the posses of five \$20 notes, was placed us arrest last night, charged with grancy. The police, since the result about the arrest of the alic railway baggage thieves have the keeping a close watch on strangers. Leonard, who has been the city three weeks, with appare