VOL. XV. NO. 47.

ASHEVILLE, N. C., MONDAY AFTERNOON, APRIL 4, 1910.

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WITH THE POPE

Vatican to Set Restrictions and in Roosevelt Refused to Consider It.

CORDIAL WELCOME GIVEN BY THE KING OF ITALY

The Colonel Tells Emmanuel of His Adventures in Africa, and the King Is De-

Rome, April 4.-The determination of Mr. Roosevelt to forego an audience with the pope rather than subscribe to conditions imposed by the vatican has created a sensation. This unfortunate and unexpected incident overshadows every other feature of the distinguished American's visit.

Mr. Roosevelt had made no engagement to address the Methodists or other religious bodies of Rome, but, at the same time, thinks he should not make promises as to what he will or will not do.

It would appear today that o far as the vatican and Me. Roosevelt are concerned, the incident is closed.

Sharp Criticism by Mgr. Falconio.

Washingtor April 4 .- Sharply critcising the work c. the Methodist church in Rome as "insulting agitation and offensive proselytism which constitute a real warfare against the pope and the Catholic religion," Monnor Falconio, papal delegate to the United States, commented upon the Roosevelt incident with the vatican. The papat edelegate declared that the pope nor the cardinal secretary of state was to blame for situation which he described as "the intolerable condition created for the holy see by the Methodists in Rome." Mr. Fairbanks Comments on the In-

Indianapolis, April 4.-Former Vice President Fairbanks said today: "No one can question the absolute right of the pope to extend his hospitality to or withhold it from whomsoever This is a matter which lies wholly within his own discretion. If he prescribes impossible conditions American may refuse to accept without intent to affront. In fact, no American can accept an audience at the vatican except upon condition that he shall speak when, where and to whom he likes, regardless of character or creed. The principles of religious liberty so dear to American must be upheld by us without fairer-Protestants alike. It goes without saying that I fully commend Mr. Roosevelt's decision.

Col. Roosevelt and the King.

Rome, April 4.-King Victor Emmanuel today received Mr. Roosevelt at the Quirinal. The occasion afforded an opportunity for another exhibition of admiration of the public for the former president. His majesty diafly welcomed his guest, speaking in excellent English. They remained n private conversation for about quarters of an hour.

Mr. Roosevelt, it is said, expressed pleasure in again meeting the king following the short interview which they had a year ago at Messina on board the battleship Re Umberto. The king, it is learned, said he had been awaiting with great interest the return of the ex-president, as he desired to hear from his own lips the report of his African adventures. Mr. Roosevelt gave a brief account of his aporting experiences. Expressions of friendship on behalf of their respective countries were exchanged, the Italian sovereign reiterating his admiration for America.

Had Been Gracious.

Fellowing the audience Mr. Roosevelt said the king had been so gravelt said inc arms, both to him percious and flattering, both to him personally and to his country, that he felt
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he should not make public anything Stone receiver of the Majesty invited Mr. Rooseven to The closel by State Bank with him tomorrow morning. The Doughton. Doughton. Sovereign explained that though they Doughton. "Sanitary Sunday." April 24, is cerwould dipe at court tonight, he desired to talk with his guest further alone. From the Quirinal Mr. Roosevelt drove to the Pantheon, where he placed wreaths upon the tombs of King Victor Emmanuel II., "The fathers of his country" and King Furthers.

er of his country," and King Humbert.

As the former president left the Pantheon, he was cheered by a large crowd which had congregated outside.

A pleasing increant at the Pantheon was a charge meeting of M.

Although the definite negotiations relative to the sudience ended before Mr. Rosseveit left Egypt, the announcement was withheld until after Mr. Rossevalt reached Rome, at the

J. K. JOHNSON SETS UP CLAIM TO SHARE OF LARGE ESTATE



Boston, Mass., April 4.-J. K. John- September, Johnson said he saw none

Daniel Blake Russell, heir of Daniel article appeared which stated that the Russell of Melrose, who left an estate of \$700,000, and brother of Wil- any time. The Fresno man says he liam C. Russell, the other son of Dan- was afraid his brother (William C. iel Russell, was brought face to face Russell), and his friends would be with William C. Russell in an office arrested if he did not do something in Beacon street. Their attorneys re- for them, so he decided to divulge his to have been injured through the neg fuse to divulge what took place. A man who was present at the in- brother.

terview states, however, that William . Asked how much money he had . C. Jeclared that Johnson was not his when he engaged Senator Cartwright, brother and that his claims were pre- he said \$20. posterous. He declared furthermore clared that he furnished the funds for that it was outrageous to submit a the eastern trip. man, who wanted to mind his own affairs, to such an interview.

In an Interview Senator George Cartwright of California and the any one in the east or that there, was claimant told how they happened to any one here to whom he could look come on here. Although stories of for his fee in the event of the failure the Russell case have been appearing of the expedition. He said he could in the west ever since it began, last not tell what his next move would be.

on of Fresno, Cal., who says he is of them until February 21, when an case had reached such an acute stage timt arrests were likely to occur

wanted to come east," he said. He denied that he was retained by

FROM THE CAPITAL PRESENTS LIST

ing-Corn Planting Now in Progress in Wake Section.

> Gazette-News Bureau, Chamber of Commerce Rooms, Hollemon Building. Raleigh, April 4.

Raleigh gives the contract for paving its principal streets to the Peters Asphalt company and the work is to egin this month. The Belgium block, taid in 1887, will be taken up. Corn planting is actively in prothis section. Some corn has

been planted two weeks. There were good rains last night from Raleigh northward. Charged With Arson.

Insurance Commissioner Young is informed that a warrant is issued for W. I. Hill, charged with burning a dwelling at Lexington. At Sanford a preacher was arrested, charged with arson. At Salisbury the white Episcopal preacher named Barne, who is charged with burning a store after the removal of goods, will not be tried until April 7. The commissioner says the evidence against him is very strong and that \$1000 worth of the goods removed were found at place. He was at one time a preacher

The Pittsburg Life and Trust company is licensed to do business in North Carolina.

A charter is granted the Greensboro Title and Abstract company; one to and one to Montgomery Publishing

tainly to be well and extensively ob-served. Ten thousand copies of the Bulletin of the State Board of Heaith, containing suggestions for sermons and re-dings are being sent to min-laters. All denominations endorse this great movement for the public health and determination to stamp out tuber-

The new city administration, which The new city administration, which came in here one year ago, headed by Mayor Stanhope Wynne, has certainly made good. There is a handsome balance in the treasury, the city is immensely improved and there is advance along all lines.

The Raleigh Merchants' association has given its very hearty endorsement to the caudidacy of Henry C. Brown for the democratic nomination for corporation commissioner.

It is expected that Christ Epi

"It didn't cost very much, and I

Capital City Has Let Contract for Pav- Has Names of Witnesses He Wishes Summoned in the Ship Subsidy Investigation.

> Washington, April 4 .- Inquiry was begun today by the select house committee into the alleged ship subsidy obby.

"We are going to have a fair and Oleott. Representative Stenerson of Fowler Elevator company and the Minnesota, who introduced the resolution calling for the investigation. presented a list of witnesses he wish-

THE COMMITTEEMEN WILL MEET TONIGH

Those Interested in Membership Cam paigh for Y.M.C.A. Will Tonight Report on Work.

Tonight at 7 o'clock the committee men in the Y. M. C. A. senior membership compaign will meet at association hall for luncheon. After the Guilford County Fair association lunch the names of members that have been secured today will be post ed on the bulletin board and then the workers will exchange names that they have been unable to secure. Up to Saturday night 75 member had been secured leaving only 45 to pership up to the 700 mark. As 47 of this

LOCAL OPTION ELECTIONS

Fate of More Than 1335 Saloons D volved—Vote I: Said to Be Heav-iest Ever Polled There.

betroit, April 4.—The face of mor-than 1335 saloons is being decided to-day in local option elections in 18 counties in Michigan. The vote is said to be the heaviest ever polled on

is issue in Michigan. Particular interests centers in the

FAVORS ROADS

Supreme Court Decides Against State of Arkansas in Matter of Providing

W. H. MICLER IS

AWARDED \$10,000

Court Decides in Favor of a Former Conductor of the Southern Railway Com-

Washington, April 4 .- Holding that the action of Arkansas in requiring the railroads to furnish cars for local chipments within five days from the time they were ordered was a burden on interstate commerce, the Supreme court of the United States reversed the Supreme court of Arkansas.

Decision in Miller Case. W. H. Miller, formerly conductor of the Southern railway, was today awarded by the Supreme court of the United States, \$10,000, to be paid by the railroad company for injuries received in a railroad collision in Hall county, Ga., in 1904.

This affirmed the decision of the Georgia courts. Miller was alleged identity and come on here to save his ligence of the railway and its employes in the second train,

WIROGRAPHS:

Late Afternoon News Stories I Condensed Form of World's Big and Little Events,

Mrs. Kelleher Set Free. Cambridge, Mass., April 4.—Mrs Mary Kelleher of Somerville was set free by order of the court at the request of the district attorney, who said the evidence was not sufficient to warrant her prosecution upon the indictment charging her with six mur-

The Jans Released. Manila, Apirl 4.-The two Japanese who were arrested for attempting to purchase photographs of fortifications

have been released upon orders of the

secretary of war.

Wolgast to Fight Baldwin. Milwaukee, April 4 .- Ad Wolgast, the lightweight champion, in a letter received here says he has signed for a fight of 45 rounds with Matty Bald-

win, on June 27. The Loss One Million Omaha, April 4.—The total loss of last night's fire is placed at nearly \$1,900,000, well insured. The heaviopen investigation," said Chairman est losers are the Nye, Schneider,

Maney Milling company. Judge Williams Dead. Portland, Oregon, April 4.—Judge George H. Williams, the last member

Prof. Harris' Trial Postponed. Manassas, Va., April 2.—The trial clouds at a terrific speed.

of the nobles in joyous occasion. Va., charged with the murder of W.

Serious Anti-Pernylan Riots. Guayquil, April 4.—Serious anti-Peruvian riots occurred during the night. Mobs attacked the Peruvian legation at Quito and the consulate demanded war with Peru.

KILLED BY ELECTRIC WIRE

Wallace Boullineau, a Lineman, For merly of Asheville, Killed in Blemingham.

A private message received here bership up to the 700 mark. As 47 of this afternoon from Birmingham, the 75 secured are now members it Ala., gave information concerning the looks as if the committeemen are tragic death there last night of Wal-going to reach the 700 mark. Already lace Boullineau, formerly a residen tragic death there last night of Walgood work has been done this morn-ing and it is expected that the list as lineman for the Western Union in will number almost 90 by tonight. The Alabama city. Particulars of the tragic death were not obtained other

CAL OPTION ELECTIONS

BEING HELD IN MICHIGAN

Of More Than 1335 Saloons Indived—Vote Is Said to Be Heaviest Ever Polled There.

Heroit, April 4.—The fate of more

tragic death were not obtained other than that Mr. Bouilineau was killed by a power wire tast night.

Mr. Bouilineau was at one time in the employ of the Western Union as lineman here. His brother, Ernest Bouilineau, died about three months ago and the mother now resides in Greenville, S. C. Wallace Bouilineau was a nephew of Mrs. Means of South Liberty street, and of J. C. Wallace.

MANY WERE DROWNED WHEN . BRITISH SHIP WENT DOWN

Falmouth, Eng., April 4.—The four Palmouth, Edg., April 1984 April

IDEA IS EDMUNED ROSTAND'S FOR 50 YEARS FACE MISS MAUDE ADAMS';



Miss Adams has been selected by Charles Frohman to play the title role in Rostand's "Chantecler." The play will be done into English by

THEIR ASCENSION **ENDED IN DISASTER**

German Aviators Attempted Flight Yes- Chicago Visitors Will Be in the Keepterday, With the Result That Three Men Are Dead.

Germany, April 4 .- The German balloon Pommern, which made an ascension here yesterday afternoon, met with a series of accilents, which ended in a disaster under the most tragic circumstances in Superintendent R. E. Simpson of the the Baltic state. Three men lost their Knoxville division of the Southern lives, including the radical member of railway has arranged to conduct from the reichstag, Werner Hugo Del-

juries, while the fourth was rescued in a serious condition.

The Pommern, carrying Delbrueck, Benduhn, and a man named Hein, aswind at the time was blowing a hurricane and the Pommern broke away
ville and all will come together to before she had been completely bal-

A chapter of accidents began immediately. The balloon collided with overturning the basket. It then dash- rival, of Prestient Grant's cabinet, died tory, destroying the smokestack. With great altitude and disappeared in the

a detachment of military, which had A. Thompson, associate editor of the assisted in the ascent, ran along the Warrenton Virginian, in the streets of roads expecting the basket to break Warrenton last May, set for today, is away. The balloon, however, was not postponed until April 25. munde, 36 miles northwest of Stettin. over which it passed at a height of 6000 feet in the direction of the sea. Tugs followed in its track and one

of them, which had outdistanced the others, was almost directly under it

aboard the vessel. Describing their terrible experience, Herr Sommellhart, when he had been revived, said:

lines and the factory roof had the most horrible consequence. Del-brueck sustained a broken leg and a severe injury of the head. Benduhn had an arm and leg fractured. Heln received bad contusions of the head. was knocked senseless, but recovered in a moment to find that I had a crushed knee and chest. The net-work around the envelop was torn Ga., vetoes a bill abolishing the state in such a manner that we feared dispensary. out, and we would crash down to the rein to liquor dealers. earth from a height of 6000 feet. He said he believed the bill to unconstitutional.

ing, from Knoxville Here, of Members of the Order.

A train entirely in charge of nobles of the Mystic Shrine from the tip of the engine's pilot to the wave of the rear markers of the Pullman is what and South Carolina, Virginia, West Chattanooga to Asheville the party of years since that district has 150 shriners of Medinah temple of ber of the party were drowned, a third Chicago on their way to New Orleans of the court. It has only been a deoccupant of the car was picked up to attend the sessions of the Supreme aconscious and died from his in- council. Mr. Simpson has arrange to have one of the finest engines of the system pull the train, while from who was acting as pilot; a banker, the engineer down to the flagman, the Herr Sommelihart; an architect, Herr whole crew will be nobles. Mr. Simpson will meet the special train at cended early in the afternoon. The Chattanooga and the Asheville com-

Asheville. The local Shriners are meeting with great success in their request for automobiles to convey the visitors about telegraph wires, which broke, almost the city immediately after their ar-Practically every owner of a ed into the roof of a neighboring fac- machine has volunteered its use for the occasion. With the special train More Than a Thousand Attend Sunday the basket swaying wildly and half of all decorated and the royal welcome its ropes cut, the balloon soured to a and parade they will be greeted with here, it is planned to make the stay of the nobles in the city a grand and

IN HAMPTON ROADS FOG

A Large Hole Stove in the Indian's Side, the Newport News' Bows Sprung.

Norfolk, April 4.-The Washington and their property to the value of the sea. The tug steamed to the spot and Miners' steamer Indian collided in \$20,000 was destroyed. The Rioters quickly, but the work of rescue was the sea. The tug steamed to the spot quickly, but the work of rescue was difficult. Already Delbrueck and Benduhn had disappeared, but Sommelihart and Hein were clinging to the ropes, and they were dragged The land the sprung, with several bent plates.

The ladder were land was arranged and the pupils and The Indian was bound from Baltimore to Boston, via Newport News,

"Our collision with the telegraph DISPENSARY ABOLITION BILL VETOED BY HASKEI

Believes It Is Unconstitutional Says It Has a Joker Concealed in It.

The governor says every second the gas bag would alip bill contains a "joker" that gives free

Bill to Stop Fat Frying Reported by Committee

Washington, April 4.—The McCall the committee on election of the pre-ident and vice president and member of congress. The bill will be take age contributions and expenses, was up by the house two weeks from bill, providing for publication of cam-paign contributions and expenses, was favorably reported to the house by day.

It Is 69 Years Since a Supreme Court Justice Has Been Named from this Circuit.

CIRCUIT IS ENTITLED TO NEXT APPOINTMENT

From Every Standpoint of Good Logic,

Gazette-News Bureau, 46 Post Building. Washington, April 4.

It has been exactly 69 years since a member of the Supreme court of the United States has been selected from the fourth judicial circuit. The third circuit has not been represented on the court since the retirement of Jus tice Shiras in 1903, and the second circuit ceased to be represented on the highest tribunal in the nation with the death of Justice Peckham during the present year. Now that Justice Brewer is dead the eighth district no

onger has membership on the court There are nine circuits comp he federal judiciary of the United States, the divisions being by states, and in the making of them population was the basis. The theory of the law in providing for this arrangement of the federal judiciary was that the appointing power would give to each circuit representation on the But that practice has not been followed by presidents in recent years. At the present time there are three members of the court from the Sixth district, the same being Justices Har-lan, Day and Lurton. There are also two justices on the court from the second circuit, Judges Holmes and Moody. There was a more equitable geographical distribution of the justices by circuits prior to the appointment of Justice Day than at any time in recent years. All of the nine cir-cuits were then represented save the fourth, and the third was favored Justices Brown and Shiras halling from the state of Pennsylvania, which

is in the third circuit. cuit, comprising the states of North Virginia and Maryland, every standpoint of good logic entitled to the vacant appointment on the Supreme court, it having been 69 cognized in the selection of a member cade ago that all the circuits save the fourth had representation

Peter V. Daniel is the last member of the court appointed from the fourth circuit. He was a Virginian and was named by President Van Buren in the

THE BAPTIST CHURCH

School and Plans Are Made for the Future.

"Overflow Day" at the First Baptist Sunday school yesterday was an epoch in the history of the school. It was more than a success and the officers and teachers and students enthused with the more than 1000 attendance and the success of the day immediately laid plans for a campaign to increase the enrollment from a little more than 1000 to 1500 and others, was almost directly under it. Norton, April 1. No selected. An interesting program was arranged and the pupils and teachers and officers of the Sunday school went to work with a vim to reach the high-water mark for attendance and have not less than 1000 present. When the Sunday school cers went from the class rooms yes-terday into the main Sunday school auditorium and "overflowed" into the church a count of noses showed that church a count of noses showed that more than 1000 were present and that "overflow day" was a success. The Baraca class numbered 72 while the Philathea class numbered 78. November 1, 1909, the Sunday school set the standard to get 1600 pupils enrolled by January 1, 1910. At that time the enrollment was but little more than 600. The first Sunday in January the enrollment showed more than 1000 and now the Sunday school has determined to increase this enrollment during the spring and summer months to 1500 and thus make the Sunday school the largest in the state of North Carolina.

EIGHT GIRLS INJURED