

TROOPS CHECK M'COMB RIOT

Lawlessness Culminates This Morning in Dynamite Explosion and Death of Striker. HUNDREDS OF SHOTS EXCHANGED IN FIGHT. Resident of Mississippi Town Fatally Wounded and Others Are Reported Badly Hurt.

McComb City, Miss., Oct. 4.—State troops patrolling the streets have curbed the rioting that began yesterday with an attack on strike breakers enroute south on the Illinois Central and culminated this morning in the killing of a railroad striker and in a dynamite explosion. Leah Healy, aged 45, a striker, was shot and killed near the Illinois Central shops today. His slayer is unknown. The attack on strike-breakers yesterday assumed the proportions of a pitched battle. A special train on the Illinois Central railroad bearing 450 strikebreakers was riddled with bullets and several residents of this town bear marks of the thrilling encounter. One of the injured may die. Fully 1000 shots were exchanged and the belief is expressed here that not a few of the strikebreakers were wounded. This, the railroad officials deny. Before the arrival of the troops last night armed citizens patrolled the streets under orders of Sheriff Holmes of Pike county. The citizens of McComb City are outspoken in their denunciation of the alleged indecent conduct of the strike-breakers as reported from Winona, Summit and Durant. At these points according to telegrams received here, the strikebreakers brazenly insulted ladies who were at the stations when the special train passed. This information served to inflame the citizens of McComb City where approximately 1200 employes of the Illinois Central shops are on strike. Statements issued by citizens of McComb City absolutely contradict the version of the trouble given by representatives of the railroad. After a minor clash between the strikers and strikebreakers near the depot, the train pulled down into the yards behind the city where it was soon surrounded by armed citizens of McComb City, who claim that they went there to prevent a repetition of the alleged indignities charged against the strike-breakers by towns north of this place. The battle opened almost as soon as the crowd got within sight of the train and was kept up until the train got onto the main line and with wide open throttle pulled out for New Orleans. Just which side fired the opening shot in the battle is a mooted question. The coaches were riddled with bullets. Say Strikers Resume Work. Chicago, Oct. 4.—Illinois Central officials say that many strikers are returning to work, but labor union representatives assert their ranks are not depleted and that the road is unable to move half its freight. Eight hundred men are at work in the Burnside shops. The strikers have abandoned picketing.

THE REFERENDUM IS CALLED ILLEGAL

Constitutionality of Direct Legislation Is Attacked in Supreme Court Suit. GOV. WILSON QUOTED AGAINST NEW PLAN. Corporation Terms the Oregon Method a Government by Brute Force.

Washington, Oct. 4.—The task of attempting to put an end to all initiative and referendum legislation in this country was begun yesterday in the supreme court of the United States. Counsel for the Pacific States Telephone and Telegraph company filed a brief with the court attacking a taxing law of Oregon because it was enacted by virtue of the initiative amendment to the state constitution, which is alleged to be in violation of the federal constitution. It is urged first, that the failure of the company to have a hearing before the raising of its taxes by the initiative method placed the telephone company at a disadvantage with others taxed after being heard by the state legislature. In this way it was claimed equal protection of the laws was denied it. The initiative amendment and the Oregon tax were denounced in the brief as violative of the right of a republican form of government, which is guaranteed by the federal constitution. It was contended that in representative legislation the minority rarely, if ever, fails to moderate the wishes of the majority, however, powerful, but that government by direct legislation is government by brute force. Gov. Woodrow Wilson, of New Jersey, was quoted as saying that every government ought to have its law-making body, as "it can no more make law through its voters than it can make law through newspapers." Reference was made to the claim that the initiative method of legislation is a check against corruption of legislators. "It were better," the telephone company contended, "that the struggle against abuse and corruption should continue than that they should be eradicated by the cries and practices of government revolutionary in character and founded on error or injustice." Replying to the contention that the initiative is a reserve power for rare use, the attacking brief quotes from the election records of Oregon to show that in 1904 two measures were on ballot; in 1906, eleven; in 1908, nineteen, and in 1910 thirty-two. It was asserted that no despot or monarch would be permitted to rule in any commonwealth of the nation and yet the "despotism of the multitude is arbitrary and complete as the absolutism of a despot." In this connection President Taft's views regarding the rights of the minority as expressed in his recent veto of the Arizona statehood resolution were quoted.

ITALIAN ARMY OF 20,000 MEN IS READY TO SAIL BUT FEARS A SURPRISE AT SEA



THE ARTIGLIERE IN HARBOR.



OFFICERS ON BOARD THE MARCO POLO.

WORLD MEETING OF METHODISTS

About 500 Delegates from Every Part of the Globe at Toronto.

INAUGURAL SERMON IS PREACHED TODAY

Address Is Planned to Be Read from Every Pulpit of the Church.

Toronto, Oct. 4.—The fourth ecumenical conference of Methodism convened in the Metropolitan church here today with delegates present from every part of the world. Nearly 500 attended.

DEAD NUMBER 38; THE MISSING 40

All But One of the Bodies Recovered at Austin Are Identified. Washington, Oct. 4.—Funeral services for Rear Admiral Schley will be held in St. John's church at 2 o'clock tomorrow afternoon. Interment will be in Arlington. Four companies of marines and two companies of blue-jackets from Philadelphia, Annapolis and Washington and a naval band will form the military escort to accompany the body from the Schley home to the church and thence to Arlington. The army will not be represented in the parade. Delay in advising the navy department of the wishes of the family in regard to a military funeral has operated to curtail the funeral cortege below the numerical strength provided for in regulations as proper honors to be paid a rear admiral. Former Associate Justice Hagner of the District of Columbia Supreme court, Lieut.-Gen. N. A. Miles, U. S. A.; Rear Admirals Remey, McLean, Barker, Cromwell, N. Nicholson and Ghren, will be pallbearers. Seven Hundred Midshipmen to Attend. Annapolis, Oct. 4.—Capt. John H. Gibbons, superintendent of the naval academy, has issued orders for 700 midshipmen to go to Washington tomorrow to attend Rear Admiral Winfield Scott Schley's funeral. The midshipmen will be paraded as a brigade of infantry under arms, and will form a guard of honor in the march to Arlington.



THE NAPOLI.

MAKES NEW ATTACK ON THE RAILROADS

Attorney General Wickersham Begins Fight to Have Principal Coal Carrying Lines Adjudged in Violation of the Sherman Anti-Trust Law.

GOVERNOR GRANTS BATCH OF PARDONS

Four Convicts Go Free on Good Behavior, One's Sentence Commuted.

Washington, Oct. 4.—Attorney General Wickersham by filing a brief in the United States Supreme court today began a fight to have the principal coal carrying railroads, and coal owning companies in the anthracite coal region adjudged in violation of the Sherman anti-trust law. An entirely different attack was made on the corporations from that in Pennsylvania, where the government lost nearly every point. Thereafter appeared that on that date prisoner was sick in Rutherford county under the care of a physician. Prisoner is again sick, having been returned from Buncombe county roads to Burke jail. "Charlie Perry, Durham county, May term, 1911; crime, selling liquor, sentence, six months on roads. Reasons for pardon—Prisoner has contracted erysipelas since his imprisonment. The superintendent of health, the trial judge, the solicitor and the two attorneys who were employed privately to prosecute, on account of his health recommend pardon. I therefore pardon prisoner on condition that he remain law abiding and of good behavior." "James McKinney, Mitchell county, May term, 1907; crime, murder second degree, sentence, 10 years state's prison. Reasons for commutation—In this case the trial judge asked me to review the case in the light of certain evidence not before the jury. The doctor who attended the deceased makes affidavit that he was on his way to court as a witness in the case when he was severely hurt after boarding the train, could not go to court, and was under another doctor's care. He states that deceased told him that he did not want prisoner prosecuted, that he had thrown three rocks at prisoner before prisoner cut him. This evidence if it had been before the grand jury would have had eight in sustaining prisoner's plea of self-defense. The solicitor and the attorney who aided the solicitor recommended pardon, as do many other citizens." "In view of these facts I commute prisoner's sentence to five years." Robert Harrison, a young white man, was tried in Wake Superior court yesterday on the charge of manslaughter, he having caused the death by shooting of Yessie Turner, a negro lad, at Cary last December. The negro boy worked in Harrison's meat market and Harrison shot him with a pistol as the boy entered the front door with a bucket of water. The defense claims that the pistol used was an old one and that Harrison fired through the front door and hit the boy.

TRAIN IN OKLAHOMA LOOTED BY BANDITS

Masked Men Rife Mail and Baggage Cars on the M. K. & T. and Escape. Bartlesville, Okla., Oct. 4.—Three masked men held up a Missouri, Kansas & Texas passenger train running between Kansas City and Oklahoma City, near Okesa, ten miles south of this place, today. They rife mail and baggage cars. They are believed, got little of value. The train was empty.

Tripolitan Lighthouse and Battery are Destroyed by Bombarding Fleet

An Army of 40,000 Will be Landed in Africa Within a Week According to Present Plans—Italy Upheld in Her Attitude by Guarantees of the Triple Alliance.

Rome, via the frontier, Oct. 4.—Official circles ridicule reports concerning certain incidents between Italy and Austria, one of dissensions among the powers regarding their attitude toward Italy. It is stated that what now is happening was arranged among the states in the triple alliance with the adhesion of France and Great Britain, who were bound by the agreement of 1901 to support Italy or at least be neutral whenever she decided to occupy Tripoli. It is hinted that negotiations with Austria and Germany, which preceded the present action of Italy led to a basis for a renewal of the triple alliance, which will expire in 1914, when to the already existing clause another will be added regarding the protection of Italy in her position in North Africa. Great Army Is Assembled. Military attaches at the embassies are following with interest the preparation of the Italian expedition to Tripoli. The general opinion of experts is that the Italian arrangements have been conducted in a masterly manner. Those upon whom the responsibility rests, have succeeded in mobilizing at the points of embarkation one of the largest expeditions ever made by sea in the shortest time. The first contingent of 20,000 men was ready to start yesterday, but delayed because officials wished to be absolutely assured against any surprise at sea. Italian ships are patrolling Sicily and Malta and between Malta and the "heel" of Italy. These vessels signalled the presence of Turkey torpedo boats last night, when they were chased out of the patrolled area they managed to escape under protection of darkness and aided by stormy weather. The expedition is to land nearly 40,000 men within a week and begin operations immediately. Military experts consider the troops' arrangement and equipment perfect. A report that Montenegro is mobilizing her army is officially denied. Rome Notified of Bombardment. It is officially stated that ice Admiral Faravelli sent a message to the government stating that the bombardment of the main batteries at Tripoli commenced at 1 o'clock yesterday afternoon, continuing until sunset. The bombardment was protracted, but none of the Turkish shots reached the Italian ships. Scarcely any of the population remains in Tripoli. The city was abandoned immediately after the bombardment began. Rear Admiral Aubrey, commanding the Italian fleet, reports that in bombarding Tripoli he spared all consulates, hospitals, churches, monasteries and convents, aiming only at the fortifications. Discrimination was made with relative ease, as the range of the Turkish cannon was so short that the ships were enabled to approach the city closely and take accurate aim. The admiral intimated that the bombardment would be resumed today, in order completely to destroy the batteries. One lighthouse and one of the batteries were destroyed. Apparently the Italian government is apprehensive that the Turkish fleet may be able to hamper the passage of transports and great precautions are being taken. The expedition will be started from ports in two seas rather than from south Italy and Sicily in order to minimize that danger and evidently Italy is in no hurry to get the expedition on the way. Another reason for the delay of warlike operations is the continuance of the Turkish cabinet crisis. Clearly the old cabinet is resigning in the

GOVERNMENT WILL AID THE COTTON GROWERS

Plans to Increase Their Profits by Teaching New Methods of Handling Crop. Washington, Oct. 4.—To secure higher prices for cotton by improved methods of handling, grading and marketing the crop, the United States government will co-operate with prominent cotton growers. It is planned to bring to the cotton raisers the full benefit of the increased value possible through careful grading of the crop to correspond with new government standards. These standards have been in hands of cotton exchanges some time and are recognized as official standards of the trade. Agricultural department officials plan to take the crop from plantations selected as experiment points, and the government will use the most approved methods of grading, handling, baling and selling and will make accurate returns of each operation for the cotton growers benefit. It is believed that if better growers will grade the crop carefully in the usual handling, its value will be greatly increased. Farmers associations are being urged to purchase sets of government standards for their own use, but it is not believed that they will do so.

GOVERNORS TO FILE BRIEF WITH COURT

Gov. Harmon Explains Procedure of Protest Against Minnesota Rate Decision.

St. Louis, Oct. 4.—With the arrival of Gov. Judson Harmon of Ohio yesterday, no time was lost in beginning the actual preparations of the appeal to be taken by the governors' committee to the Supreme court of the United States from the decision of United States Circuit Judge Walter H. Sanborn in the Minnesota rate case. Gov. Harmon and Gov. Herbert H. Hadley of Missouri met in the office of United States District Attorney Charles A. Houss. Discussing the task ahead of the governors' committee, Gov. Harmon said: "The governors are attempting nothing revolutionary. The question of state rights is not involved. The only question is whether a state can regulate its own commerce. The committee of governors is doing in this matter just what I have done many times. Under the decision of Judge Sanborn in the Minnesota rate case, the states are left without the power to regulate railway rates on interstate business. Our work will be confined to filing a brief in the United States Supreme court in all the state railway cases. I do not think any of the committee will appear in court and make an argument. The work of the governors was limited to a discussion of the form of brief to be prepared.

THE FUNERAL OF SCHLEY AT 2 P. M. TOMORROW

Washington, Oct. 4.—Funeral services for Rear Admiral Schley will be held in St. John's church at 2 o'clock tomorrow afternoon. Interment will be in Arlington. Four companies of marines and two companies of blue-jackets from Philadelphia, Annapolis and Washington and a naval band will form the military escort to accompany the body from the Schley home to the church and thence to Arlington. The army will not be represented in the parade. Delay in advising the navy department of the wishes of the family in regard to a military funeral has operated to curtail the funeral cortege below the numerical strength provided for in regulations as proper honors to be paid a rear admiral. Former Associate Justice Hagner of the District of Columbia Supreme court, Lieut.-Gen. N. A. Miles, U. S. A.; Rear Admirals Remey, McLean, Barker, Cromwell, N. Nicholson and Ghren, will be pallbearers. Seven Hundred Midshipmen to Attend. Annapolis, Oct. 4.—Capt. John H. Gibbons, superintendent of the naval academy, has issued orders for 700 midshipmen to go to Washington tomorrow to attend Rear Admiral Winfield Scott Schley's funeral. The midshipmen will be paraded as a brigade of infantry under arms, and will form a guard of honor in the march to Arlington.

SHOT ON A TRAIN

Raleigh Man Receives Severe Scalp Wound—The Police Have No Clue. Gazette-News Bureau, Raleigh, Oct. 4. Andrew J. Thompson, a resident of Raleigh, was struck on the top of his head by a 22 calibre pistol bullet as he lay back in his seat today on the Southern train from Goldsboro to Greensboro. A scalp wound was inflicted. The bullet dropped to the floor. The shooting occurred inside the Raleigh limits. Ashley Horne of Clayton set in the rear of Thompson. Thompson is not dangerously wounded. The police have no clue to the man who did the shooting.

MOTOR CAR RACER BADLY HURT

Philadelphia, Oct. 4.—Rounding a curve in Fairmount park at terrific speed today in a Mercer car which they were tuning up for Saturday's 200 mile automobile race, Harvey Ringler, motor racer, and Thomas Bowen, mechanic, were seriously injured today when the car plunged into a tree. One of Bowen's legs fractured.