

FIVE PERSONS ARRESTED IN THE HAWKINS CASE

Abner McCall and Wife, George Bradley and "Boney" Bradley Are All Remanded to Jail Without Bail.

TWO OF THE PRISONERS TO BE BROUGHT HERE

The Solicitor Desires that They Be Confined Separately and Henderson Jail is Rather Crowded.

Special to The Gazette-News.

Hendersonville, March 9.—Chief of Police Garren, who has labored steadily and spent his private means since last summer to find evidence that would lead to something tangible in the Hawkins case, leaves on the Carolina Special this afternoon with the Bradley brothers, who will be lodged in Buncombe jail to await trial. Their attorneys protest against this, on account of the trouble and expense in going to Asheville for conferences.

Rumor has it today that the person next wanted in connection with the case is a man, and that he is now in Florida. He is supposed to have performed the operation that killed Myrtle Hawkins, according to this latest talk.

Hendersonville, March 9.—The expected arrests in this correspondence yesterday afternoon occurred between 5 and 6 o'clock. George Bradley, Abner McCall and his wife, Beatrice McCall, were taken into custody on a warrant charging them, together with a woman unknown to the jury, with murder. "Boney" Bradley, a brother of George, was arrested as accessory before the fact, and Dan McCall, father of Beatrice McCall, as accessory after the fact. The woman "unknown to the jury" is presumed to have performed an operation the result of which was Myrtle Hawkins' death.

True bills on these indictments were returned by the grand jury at 5:15 o'clock. Immediate application was made for warrants, and the police at once arrested the Bradleys and Abner McCall. The latter declared his innocence and George Bradley refused to talk.

Sherriff's officers arrested Dan McCall and his daughter at their homes in the outskirts of the town. Application was made for Dan McCall's release, which was granted, he giving bail in the sum of \$10,000 with the following sureties: Brownlow Jackson, W. J. Davis, president of the First National bank; K. G. Morris, vice president of the same institution; R. C. Clark, A. Pickett, J. O. Williams and C. E. Brooks, cashier of the Citizens bank. Notice was given that Judge H. G. Ewart, coroner, would this morning apply for release of his clients under habeas corpus. The names of all these persons have been freely used in connection with the case, except that of "Boney" Bradley; Abner McCall, especially, having been directly interrogated at the coroner's inquest as to his responsibility in the agency of the girl's death.

Ball Release for Bond. Application for the release of the other four defendants was made before Judge Foushee this morning at 10 o'clock. The application was resisted by the solicitor and by Station & Rector for the private prosecution, Judge Ewart representing the McCalls and W. A. Smith the Bradleys. It was set forth that first degree murder could not be charged; that the defendants had been under suspicion for a long while as a result of the inquest and had not left the community and it was absurd to think they would do so. The nature of the case considered, it was argued that incarceration would be an unwarrantable hardship. The motion was refused as to each of the defendants, and all were remanded to jail to await trial at the May term of Superior court. The prosecution stated to the court that for obvious reasons the defendants had been confined separately, and that it was deemed necessary that such separate confinement be continued. Owing to the crowded condition of the Henderson jail it would be necessary to send two of them to the Buncombe jail. This was ordered, and it was left to the defendants to agree who would be sent to Asheville. It is understood that the Bradleys will be sent, probably reaching Asheville on the Carolina special at 7:20 this evening.

The defendants appeared in court looking haggard, but perfectly composed. The arguments as to bail consumed nearly two hours. It is believed that none of them would have any difficulty in making bond.

All Hendersonville is of course deeply interested in the developments in this much discussed case. The attitude of neighbors, however, as might be expected, is different from that indignation that would be aroused by a crime committed in anger or from motives of cupidity. Community sentiment naturally takes into consideration that all these people were friends of the dead girl and that if the allegations concerning them are true as commonly under-

stood, they were aiding her in the effort to save her good name. "Boney" Bradley. Dr. John H. Williams of Asheville came to Hendersonville at the summons of the grand jury and identified a photograph of Myrtle Hawkins as that of a girl who called at his office last summer. He told the grand jury that a man called at his office and said he was there on behalf of a man he described as his friend. He asked Dr. Williams if he would perform an operation on a girl and the doctor emphatically said no, but if he would send the girl to his office in company with a respectable woman he would make an examination. The next day the girl of the photograph called and told her story, and requested him to perform an operation, which he promptly refused. The doctor was called into an adjoining room, and when he returned the girl was gone. Dr. Williams was directed Wednesday to a pool room in Hendersonville where "Boney" Bradley was. He endeavored to engage Bradley in conversation, but without success. He is not positive, but thinks Bradley is the man who called at his office. The man now wears a beard, and Dr. Williams would be able to say for certain whether he is the man if this were removed, he says.

A Stubborn Case. Since the discovery of the decomposed body, later identified by her brother as that of Myrtle Hawkins, in Geocola lake on Sunday, September 19, an enormous amount of effort has been expended in searching out evidence that would connect these persons with the girl's death. To find objects for the finger of suspicion proved an easy task; the discovery of tangible evidence was another matter. A professional and presumably a skilled detective was called into the case and made some discoveries, but nothing conclusive. Local and visiting newspaper men went over the case piece by piece. Solicitor A. Hall Johnson attended the inquest and assisted in the endeavor to unearth its mysteries. The local officers of the law have been constantly alert for information. Slowly, but by bit, enough evidence has accumulated to enable the grand jury to find true bills. It has been a stubborn case. The suspects, if guilty, have evidenced steady nerves or remarkable lack of imagination.

The Coroner's Inquiries. What the coroner's jury empaneled the day following the discovery of the body may have suspected, and what definite information it may have received is not known. At any rate, it returned a verdict that "the deceased came to her death by means unknown to the jury."

Soon thereafter newspaper reports declared the existence of evidence of a crime. Rumor became rife; public opinion clamorous. On September 15 a second inquest was convened, and on the twentieth a second verdict, essentially the same as the first, was returned.

Facts were developed that the girl and George Bradley had been friends; that the father of the girl previous to her disappearance, the Thursday before the body was found, had questioned her and secured from her a promise to write her mother, telling her of her condition; that she had done so, saying she was going away; that she and Mrs. Beatrice McCall were intimate friends; and that she died as the result of a criminal operation.

All the persons arrested yesterday, except "Boney" Bradley, testified in the second inquest and all stoutly denied having any knowledge of or complicity in the girl's death.

BRITONS HOPING SCOTT ALSO REACHED HIS GOAL

Peary Supports Surmise That Both Explorers Arrived at Southern Point.

London, March 9.—While Captain R. Amundsen's triumph is generally acknowledged as complete the Norwegian explorer is hailed as the conqueror of the south pole, many Britons are still clinging to the hope that Captain Scott's return may furnish a dramatic climax to the antarctic story. The Royal Geographical society is awaiting news from Scott before committing itself. Rear Admiral Peary, Sir Ernest Shackleton and Dr. Charcot are prominently displayed in the newspapers as supporting the surmise that both the British and Norwegian explorers may have reached the goal and each remained in ignorance of the other's success.

Unfilled Steel Orders.

New York, March 9.—Announcement was made today by the United States Steel corporation that unfilled orders on February 29 totaled 5,454,439 tons against 5,372,721 tons on January 31.

TAFT'S CAMPAIGN NEARS COLLAPSE

President's Manager's Refusal to Accept Primary Test Aids Roosevelt.

Gazette-News Bureau. Wyatt Building, Washington, March 9. The progressive pressure for popular primary tests of public opinion and the Taft manager's insistent refusal to accept any such usage of sentiment, has already rushed the Taft campaign to the point of a collapse. While Chairman Dixon of the national Roosevelt committee, is foreing his demand upon the Taft organization, and while the Taft people are sparring for wind and time, the Roosevelt tide is rising so high that machines, committee office buildings, organizations, state and local bosses, are losing their moorings. In a statement yesterday Chairman Dixon called attention to this situation and accused the Taft organization of a rule or ruin policy that proposes to run the party or wreck it.

Happy Over Greensboro Message. Senator Dixon was more than happy when he received a telegram from Greensboro saying 80 per cent of the district leaders in North Carolina were for Colonel Roosevelt.

The crisis in this situation has been precipitated by the Taft organization's repudiation of the remarkable primary held in Kansas City. The regular organization planned the primary, and the Taft people made no protest against it until it was over, and Roosevelt had polled 15 votes to Taft's one. Then the Taft bureau announced that it would not accept the result; would regard the primary as illegal and unauthorized, and would send a contesting delegation to Chicago. To this Senator Dixon retorted with his rule or ruin bulletin.

Dixon's Statement. "The attitude of the Taft managers toward the presidential preference primaries has not been more boldly and unflinchingly indicated than in connection with the primaries held Thursday in the Fifth Missouri district" (Kansas City), said Dixon. "The regular republican organization provided for the primary in a perfectly regular way. Over 5,000 voters went out on presidential preference, and Mr. Roosevelt received a trifle more than 15 to Mr. Taft's 1. Immediately the Taft managers announced that the primary was illegal and would be contested at the national convention. They will hold a rump convention and select Taft delegates from the same district.

"This can only be construed as a deliberate announcement of a purpose to contest wherever Taft delegates are defeated and Roosevelt delegates chosen. There will be just as much justification for contesting the Roosevelt delegation, who are certain to be chosen in every state that has a presidential preference primary law, as there is for a contest in the Fifth district of Missouri.

"This sort of procedure makes perfectly plain the rule or ruin policy of the administration managers. They seem obsessed with the idea that before the federal officeholders and the expected acquiescence of the national committee, they can select and seat their own sort of a convention at Chicago, utterly regardless of the preferences of the people of the various states and districts. They will only succeed if they have already begun to discover that this will not succeed. Seemingly they are already planning to destroy the party if they cannot absolutely control it. The Roosevelt delegation whose election was asserted by the primary on Thursday, will be seated at Chicago; there need be no concern on this point."

DRUG OVERDOSE KILLS Jennie Edwards, Once a Well Known Singer, Dies in Hospital at Raleigh.

Gazette-News Bureau. The Hotel Raleigh, Raleigh, March 9. Jennie Edwards, doing musical numbers at a local theater, died in a hospital here this morning as the result, it is thought, of taking an overdose of Veronal. She came here sick Thursday from Winston-Salem and went to bed, never regaining consciousness. She was about 59 years old and is said to have been once a famous singer. She was a member of the Actor's union, but all telegrams sent have been unanswered.

TRANSPORT TO CHINA

The Warren Sails from Manila with Part of the 15th Infantry on Board. Manila, March 9.—The United States transport Warren sailed for Taku, near Tientsin, with 17 officers and 428 men of the Fifteenth infantry today. Crowds gathered on the quay to bid the soldiers farewell.

PASS LAW TO PREVENT COUSINS MARRYING

Annapolis, Md., March 9.—The house of delegates today passed a bill prohibiting first cousins from marrying in Maryland after July 5.

CLARK FORSEES DEM. VICTORY

Declares His Party Has Kept Faith With the People and Redeemed Election Promises.

HE DEFIES PRESIDENT TO VETO TARIFF BILLS

Says This Issue and That of Trust Control Insure Republican Defeat in Coming Election.

Frankfort, March 9.—Speaker Champ Clark was a guest in the capital of this native state today. He returned to the Kentucky legislature the record made by the democratic party in congress. "We have absolutely kept faith with the people," he declared. "We have redeemed or are redeeming every promise made to win the elections."

Declaring the tariff and the question of trust control will overshadow other issues in the coming presidential campaign, Clark said: "President Taft, it is said, proposes to veto any tariff bills we pass. We welcome the issue. We do not believe it can be blinked at, postponed, minimized or shunted out of the way. The present tariff laws raise \$230,000,000 annually and it is estimated that every time one dollar goes into Uncle Sam's coffers under the high protective tariff system, about \$3 goes into the pockets of the tariff barons. This being true, then a high protective tariff costs the people of this country a billion dollars and a half yearly. It is a gross outrage and cruelly upon the taxpayers."

Clark said that on the strength of this condition he hoped for independent support of the democratic candidate this year. Clark declared the republicans undauntedly would attempt to cloud impending issues and "fire or away from the tariff and trust question because they realize that on these issues we will defeat them most decisively."

JUNIOR ORDER MAN ATTACKS COUNCIL

Noyes Intimates Raleigh Body's Censure Was Caused by Simmons' Opponents.

Gazette-News Bureau. The Hotel Raleigh, Raleigh, March 9. John Noyes, member of the national legislative committee of the Junior Order today declared that Capital City council, Jr. O. U. A. M., of Raleigh exceeded its authority in passing (if it passed) a resolution asking that he be expelled from the council because he asked the Junior Order council to urge the adoption of the Hilteter test in the Dillingham immigration bill, and he intimates that the Raleigh council's action was inspired by opponents of Senator Simmons. Noyes says he did not know Simmons until this week and had no interest in his re-election. He says the Farmers' union and other organizations in the movement. He made the statement, he says, in justice to himself and Simmons.

GERMAN MINE WORKERS THREATEN TO STRIKE

Walkout of 200,000 Men Comes Next Week Unless Wages are Raised.

Berlin, March 9.—The miners' leaders announced today that over 200,000 miners would strike in the West Phalian district next week unless the mine owners reversed their decision not to allow the miners a 15 per cent wage increase.

ON WAY FROM DANCE ARE KILLED BY TRAIN

Arrival of Train at Station with Bugger's Fragments on Pilot Reverses Tragedy.

Martinsburg, Va., March 9.—Returning from a dance last night Mr. and Mrs. J. Henderson Seibert were fatally killed by a Baltimore & Ohio limited train at Van Clevensville crossing. Nothing was known of the accident until a busy top was found on the engine pilot when the train stopped here. The horse was uninjured. Continued on page two.

TAFT TAKES UP COLONEL'S CAGE

"Crude and Revolutionary" Terms the President Applies to Plan Roosevelt Outlined at Columbus.

HOW HE WOULD DEAL WITH CORRUPT JUDGES

Proposes Tribunal to Remove Them for Cause if Impeachment Method Is too Cumbersome.

Toledo, O., March 9.—President Taft spoke here last night upon the recall of judges and the recall of judicial decisions. His remarks could be interpreted as a reply to the recent speech of Colonel Theodore Roosevelt at Columbus, at which the colonel advocated those policies, although the president did not refer to Colonel Roosevelt or his speech, by word or inference.

"Utterly without merit or utility, and reactionary instead of progressive; crude, revolutionary, fitful and unstable were the terms in which the president referred to the recall method of reversing judicial constructions of the constitution. "I have examined this proposed method of reversing judicial decisions on constitutional questions with care," President Taft said. "I do not hesitate to say that it lays the axe at the foot of the tree of well ordered freedom and subjects the guaranties of life, liberty and property without remedy to the fitful impulse of a temporary majority of an electorate."

The president began with a reference to the development of representative government in the United States. The best government, he said, and that which was most certain to provide for and protect the rights of every class, was that government in which every class had a voice.

"Government by unanimous vote of the electorate," he said, "is impossible and therefore the majority of the electorate must rule. We find that government by the people, is therefore, under our present system, government by a majority of one-fourth of those whose rights and happiness are to be affected by the course and conduct of the government. This is the nearest to a government by the whole people we ever had. Women's suffrage will change this and it is doubtless coming as soon as the electorate can be certain that most women desire it and will assume its burden and responsibility."

"Minority Must Be Protected. "It is long ago recognized that direct action of a temporary majority of the existing electorate must be limited by fundamental law; that is by a constitution intended to protect the individual and the minority of the electorate and the non-voting majority of the people against the unjust or arbitrary action of the majority of the electorate."

President Taft quoted at length from Daniel Webster's speeches on the necessity of maintaining checks and balances in a constitution to secure the guaranty of individual rights and well ordered liberty; and then led up to his discussion of the judiciary. "It is a complete misunderstanding of our form of government," the president said, "or any kind of government, to assume that judges are bound to follow the will of a majority of an electorate in respect of the issue for their decision."

The judiciary, he said, was not representative in the sense that the executive and the legislators were, whether judges be appointed or elected, because they must enforce the law as they found it. "In many cases before the judges that temporary majority is a real party to the controversy to be decided," the president continued. "It may be seeking to deprive an individual or a minority of a right secured by the fundamental law. In such a case if the judges were mere representatives or agents of the majority to carry out its will they would lose their judicial character entirely and the so-called administration of justice would be a farce."

For Reform in Procedure. At this point the president repeated his former declarations that the judicial system was not as perfect as it might be made and called attention to his speeches and messages to congress urging reform in procedure. He spoke of delays and the costs of litigation.

"But these humdrum defects and their tedious remedies," he declared, "are not of the spectacular character to call for political discussion or to attract effort from politicians in the passage of remedial legislation. The formidable attack upon our judiciary now is that the judges do not respond sufficiently to popular opinion. It is said that courts are interpreting their obstructive power to the enforcement of legislation looking to the relief of the oppressed by declaring laws unconstitutional and by so-called judicial legislation in interpreting into statutes words not intended by the legislature. Such charges if reduced to specific instances, the president thought, could be shown to be unfounded for the most part, but for the purposes of his discussion he might admit that Continued on page two.

ROOSEVELT MEN ARE ORGANIZED

SAY BLEASE STOOD IN WITH GRAFTERS

Charges Made Against South Carolina Governor in Dispensary Investigation.

Columbia, March 9.—Allegations that Governor Cole E. Blease before and since his election to the governorship had been in close association and full sympathy with dispensary grafters and statements that charges by him against the Ansel dispensary winding-up board were "false and outrageous," were features of the testimony given by Dr. W. J. Murray of Columbia and J. Steele Bryce of Yorkville yesterday before the legislative committee which is investigating the manner in which the liquidation of the former state dispensary has been conducted by two successive boards. Dr. Murray was chairman and Mr. Bryce, a member of the first or Ansel winding up commission, summarily dismissed by Governor Blease for "incompetency."

Mr. Bryce denied charges made by the governor in messages to the general assembly that the Ansel board was "incompetent and had benefited unlawfully from its work." He demanded to be confronted by his accuser. Senator Wharton of the investigating committee said Governor Blease had been asked to appear, but had refused.

NO FAVORS SHOWN AMERICAN VESSELS

Bill Fixing Canal Tolls Is Agreed Upon By House Committee.

Washington, March 9.—The bill for the government of the Panama canal zone and the operation of the canal was agreed to today by the house interstate commerce committee. It would give to the president authority to fix tolls within certain limitations, a maximum of \$1.25 a ton being prescribed with a minimum not below an amount sufficient to maintain and operate the canal. No preference would be given American ships.

Ships owned or controlled by railroads and operated with intent to restrict trade, or ships engaged in any agreement or "ship ring" or combine under the terms of the bill would be prohibited from passing through the canal.

PITNEY'S NOMINATION IS HELD UP BY SENATE

Opposition Develops to the President's Choice for Supreme Court Justice.

Washington, March 9.—The senate yesterday confirmed President Taft's nomination of Mahlon Pitney, chancellor of the state of New Jersey, to succeed the late Associate Justice Harlan on the Supreme court bench, and then set aside its action for further consideration because of opposition to Executive Pitney which developed in executive session. The discussion was sufficient to arouse friends of Chancellor Pitney and to make some of them apprehensive that the nomination might be rejected. His sponsors, however, expressed the belief that he would be confirmed very soon.

DOOMED TO DEATH

Gen. Jules Coica, Haitian Military Tyrant, Found Guilty of Causing Death of Ten.

Port Au Prince, March 9.—General Jules Coica, the Haitian military tyrant, was condemned to death by a jury today on charges of instigating the fusillade three years ago in which three of his own brothers and seven others were murdered.

State Central Committee Formed in Endeavor to Throw the Delegation to the Colonel.

SUCCESS OF MEETING SURPRISES PROMOTERS

Speakers Declare the Chicago Delegation Will Be Practically Solid for Roosevelt

—Piedmont News.

Gazette-News Bureau. Daily News Building, Greensboro, March 9.

The supporters in North Carolina of Col. Roosevelt as the republican nominee for president, after an enthusiastic meeting—rather two meetings—here yesterday adjourned late in the afternoon. Just as a joke adjournment was taken to "meet next in Raleigh on May 15." That date happens to be the time for the state convention, when delegates to Chicago will be selected. The attendance exceeded the expectations of those responsible for the Roosevelt movement. There were more than 50 republicans from every section of the state and those familiar with state political affairs and leaders of the party when the party was a fighting unit recognized among the pro-Roosevelt forces many of those former party leaders. They came from the east and from this west while the piedmont section contributed its quota.

Enthusiastic speeches were made during the two meetings; there was an exchange of views among the Roosevelt sentiment; resolutions were adopted and a state central committee composed of eight men in addition to one member from each of the ten congressional districts was appointed. This committee will organize and the fight for delegates favorable to Col. Roosevelt for president will be launched.

The members of the committee for large are T. T. Hicks of Henderson, John E. Fowler of Clinton, M. S. Harshaw of Caldwell, V. S. Lusk of Buncombe, J. E. Little of Mecklenburg, Charles E. Grout of Mitchell, Charles H. Cowles of Wilkes and Z. V. Walker of Davidson. The members from the congressional district are: First district, member to be selected; J. M. Membrane of Kingston, second; Thon. E. Owen of Clinton, third; J. J. Jenkins of Siler City, fourth; R. T. Pease of Germantown, fifth; D. H. Senter of Elizabeth City, sixth; R. H. Biecker of Lexington, seventh; H. S. Williams of Concord, eighth; J. P. Newell of Charlotte, ninth; Charles French Toms of Hendersonville, tenth. One resolution presented by Mr. Pearson of Asheville pledged the party in North Carolina to Col. Roosevelt; another resolution by Mr. S. well called for instructions to primary for Col. Roosevelt. Many talks were made, some short, others of some length, but all of the same tenor; that the sentiment in the various counties are the several congressional districts among the rank and file of the republican party is for Col. Roosevelt. Those who expressed themselves after the meetings declared that Col. Roosevelt would get practically a solid delegation from North Carolina, if in fact, every delegate was not instructed for the former president.

Street Railway Fare Reduced.

An interesting announcement was made yesterday by the North Carolina Public Service corporation, operators of the street car system in Greensboro, to the effect that effective tomorrow a fare of 5 cents from Greensboro to Pomona over the recent extension would be inaugurated. Heretofore the company has charged a 10-cent fare for continuous passage from the city to Pomona and there has been no little objection by the people of that suburb. When the company opened up its extension past Lindley Park and on to Pomona it inaugurated a system of five-cent fare from the park on to Pomona. The people objected and a boycott was instituted. The boycott was effective to a more or less degree and the company realized that to make the line popular it would have to make the fare popular and consequently the 16-cent fare has been abandoned and a five-cent fare substituted. This means that for a nickel one may ride over any line of the system and likewise have the privilege of a transfer. H. M. Fabson, a citizen of Browns Summit, near Greensboro, is in St. Leo's hospital in a serious condition as a result of taking by mistake a dose of poison. Mr. Fabson swallowed the tablets Thursday night thinking that he was taking a stomach medicine. Continued on page six.

MY CHOICE FOR PRESIDENT. If I could select the man I would name. Name: Address: Cut this ticket out and mail it to The Gazette-News, or hand it in at this office. If you do not care to write your name on the ballot, you can write it in a registry book provided at the office. Results will be published from time to time and in no case will the name of the voter be given out unless so requested.