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PACKERS **GUILTY**

Government Loses suit Against Chicago Beef Barons of Alleged Sherman Law Violations.

COST OF THE TRIAL OVER HALF MILLION

Jury Deliberates 17 Hours-Court's Charge Stresses the Doctrine of Reasonable Doubt.

was the verdict the jury returned to day in the trial of 10 Chicago packers tion of the criminal sections of the Sherman anti-trust act. The verdici was returned before Judge Carpenter after the jury had deliberated 17

All the defendants were in court when the verdict was read and the not surprised many who feared the long wait between a long-drawn-out sattle in the jury room. District Attorney Wilkeson was deeply affected by the verdict. He refused to comment on the result. J. H. Edwards, one of the jurors, said: "We gave the defendants the benefit of the

government and acquitted are: Louis

). Swift, president; Edward F. Swift,
vice president; Charles H. Swift, director, and Francis A. Fowler, manager
of the dressed beef department of
Swift & Co.; J. Ogden Armour, presdemands.

As matter was task night over the queslization of an increase in and standardization of wages: The managers refused to accede to the demands of the
men and the engineers declined to accept this decision and reaffirmed their ident; Arthur Meeker, director and general manager; Thomas J. Connors, director and general superintendent of Armour & Co.; Edward Morris, president, and Louis H. Heyman, manager of the beef department of

government, was a scathing arraignment of the acts of the packers. He repeatedly asserted that the government had established its case beyond

Instructions from United States District Judge Carpenter heid the juror's of the brotherhood would give attention from 3:19 o'clock until 4:24 full consideration when submitted o'clock. At 4:40 o'clock the jury re-tired to consider its verdict.

Reasonable Doubt Doctrine.
In his instructions to the jury Judge Carpenter laid great stress on the doctrine of reasonable doubt to be e

I charge you particularly that the defendants are not to be convicted merely upon suspicion; they are not to be convicted merely because you think such a conviction might be popular. And here let me say that the matter of the high cost of living, about which we have heard and read so much during the last year. After the or more, has nothing to do with this read so much during the last year. After they had read the reply of or more, has nothing to do with this the managers the representatives of the engineers conferred, and it is

federal courts. It began December 6, 1911, and the jury was sworn in December 19. The first witness was called by the government December 20. The government put 49 witnesses on the stand and introduced 1488 documents in evidence. The record of the case contains 5,000,000 words. it is estimated that the trial cost the packers \$500,000 and the govern-

The first witness called by the gov-erament was Albert H. Veeder, the deap of counsel for the packers and personal legal advisor of the late Gustavus F. Swift, founder of Swift & Co. He gays a graphle description Gustavus F. Swift, founder of Swift & Co. He gave a graphic description of the old packers pool which meterery Tuesday afternoon prior to 1902 and gave the details of the method by which the fresh meat business of the country was controlled. He declared that no attempt was made to fix prices and divide territory after the old packers pool was dissolved in 1902. He also told of the attempt of the Armour, Swift and Morris interests to combine the packing industry into a billion dellar corporation and now the ulan was dropped because of the inability of its promoters to hanned it.

The defense cross-examined every cities at length and in this way got both of its side of the case before

FEDERALS RETREAT

STRIKE QUESTION BEFORE ENGINEERS

Result of the Balloting Will Be Announced on April 10.

New York, March 26 .- Representaives of the Brotherhood of Locome tive Engineers, headed by Warren S. Stone, voted here today to submit to a so-called strike vote the question of an increase and standardization of wages of engineers of the easter Chicago, March 26.—"Not guilty,"

Chicago, March 26.—"Not guilty,"

the verdict the lury returned toin this city.

locomotive engineers' de mands for increased wages on fifty railroads east of Chicago and north of the Norfolk & Western having been refused, moves were made today to submit the whole matter to a referendum vote of engineers to decide what policy shall be pursued. There has been no talk of a strike. Grand Chief Stone said: "We are not talking of a strike. We are a long way from a strike. I do not believe

in strikes if they can be averted."

A two-thirds vote of all the enginers involved will be necessary to call a strike.
The conference committee

managers of fifty railroads of Chicago and north of doubt. We did not believe the gov-ernment made out a strong case."

The 10 defendants accused by the a deadlock last night over the ques-

As matters now stand it appear that the question will have to be placed before the rank and file of the Brotherhood of Locomotive Engineer employed by the railroads for a refer manager of the beef department of endum vote as to what the policy of Morris & Co.; and Edward Tilden, the engineer shall be W. S. Stone president of the National Packing grand chief engineer of the brother ompany.

The case went to the jury late yesorday.

The closing argument, delivered by Special Counsel Pierce Butler for the sion of the managers, and that if the had nothing further to offer, the mat ter would be given into the hands of the engineers for decision.

Mr. Stuart rep.ied that the mana-gers could add nothing to their state-ment and that he hoped the members of the brotherhood would give it

imum wage of \$4.40 per day for p senger service, \$5.25 per day freight service and substantial es for overtime. cised by the jury in determining the guilt or innocence of the defendants in conclusion Judge Carpenter said: that all electrical trains should be manned by engineers at steam rall-

The managers replied that to acquiesce in the demands would mean an increase in wages of about 10 per cent and that they were unable finan-cially to add this burden to their al-

ready heavy expenses. Long and Costly Trial.

The trial was one of the longest of the criminal trials in the history of the stance of which is set forth above. was then drawn up and signed by Mr. Stone and dispatched to Mr.

> After the exchange of letters was stated by a committee of three members of the engineers that there was no strike talk at their confer-ences. Not until the result of the joint conference between the en-gineers and the managers has been submitted to the rank and file of the 25,000 members of the engineers or-unization will the question of walkout be considered, they said.

MOTION FOR ACQUITTAL

Jury Must Decide Guilt or Innocence of Sugar Trust Directors.

DISTRESS IN BRITAIN

London, March 26.—Unless the na-ional miners strike is settled within we or three days and a million left influers return to the plus, the miner enders will return to their respectly listricts to ormalice maintainance an



SHALL THE FAMINE WOLF BE LOOSED?

B'nai B'rith Convention Closed Today After Very Successful Meeting.

The convention of the Independent Order of B'nal B'rith, which has been in session at the Battery Park hotel for the past two days, came to a close today after a morning session was held. The last adjournment was tak-en at 1 o'clock, after Washington City had been chosen as the meeting place for the next convention and the officers for the ensuing year had been

ally good one. The speakers were without exception good and the re-

guide the destinles of the order dur ng the next year were as follows Julius Peyser of Washington, president; Lionel Well of Goldsboro, firs cice president; F. L. Rosenthal of Co-tice president; F. L. Rosenthal of Co-tumbus. Ga., second vice president; Morris Klein of Atlanta, sergeant-at-arms; H. Sternberger of Greenshoro, treasurer; George Solomon of Savan-

The delegates who are here will be gin leaving the city tamorrow morn-ing, but there are a large number

nroving quite attractive to those of them who have never before had the pleasure of visiting in Asheville, and these propose to take advantage of it and enjoy the present opportunity.

At the afternoon session yesterday, there were addresses by Hon. Simon Wolfe of Savangah and Rabbi E. Callsh of Richmond, both of whom had arrived from Atlanta, where they had attended a meeting of the board of directors of the Jewish orphamage which was established by the order. A short address concerning the purpose of the order and the work which has endertaken was delivered by Max Wilensky.

Max Wilensky.

Max Wilensky.

**Isset, Elise, by morphine, announced a mistrial when court opened this morning.

**Miss Crawford probably will soon be greated on bail. A second trial is doubtful. The state contended that Annie wanted the insurance money on Elsie's life. The defense offered the suicide theory and supported it with the defendant's statement that Elise was despondent after the birth of her child six years ago.

ADMITS HIS FAILURE

TO END LABOR STRIKE Max Wilensky.

RASCO IS HANGED

Taft Forces in Control of Indiana Convention

to select four delegates-at-large to Roosevelt forces are fined up to fight desperately for control.

By a vote of 772 to 667 the conjurity over Roosevelt supporters.

Indianapolis, March 26 .- The re- |vention tabled the minority report of ablican state convention met today the credentials committee seating con-The convention adopted a resolution the national convention. Taft and instructing the state's four delegates-

Explosion Buries 79 Men in West Virginia Shaft twelfth day of the search for the fugi-

Welch, W. Va., March 26.-An ex- efforts to reach the other miners. The plosion in a Jed Coal and Coke com-

cause of the explosion is undetermin-

The convention was considered by here this morning imprisoned 79 men. here by the bureau of mines. The first is due to reach here this after-hearing of arguments on motion of the highest count—that is, of great-noon from St. Paul. The state mine on property belong-the attachments on property belong-

mittees as to the growth of the order and its expansion in all lines of work followed out were gratifying in the extreme. The officers chosen this morning to golde the destinles of the order division. IN THE CRAWFORD CASE | IDLE AT LOWELL, MASS. The date for the trial of Floyd and amount than in the car. Victor Allen, Sidna Edwards and Byrd warp and filling yarns.

Be Released on Bail-New Trial Unlikely.

New Orleans, March 26,-The prewho will remain over for a stay of several days or longer. The spring weather that is coming on now is proving quite attractive to those of sister, Elise, by morphine, announced until existing differences between opsiding judge at the trial of Annie 20,000 operatives in the several cotton

TO END LABOR STRIKE

London, March 2s.—In a short appeach in the house of commons today of the fleet, Premier Asquith confessed the government's failure to terminate the coal Pishop F

20,000 MILL EMPLOYES

Manufacturers and Operatives Not Yet Adjusted.

Lowell, Mass., March 26,-Nearly erators and employes are adjusted.

SPOTTING PRACTICE IN CHESAPEAKE BAY

Naval Militia Officers from 18 States Will Witness Battleship Gun-nery Tomorrow.

washington. March 26.—Eighteen states will have naval militia officers present observing the Atlantic battle-ship fleet's "spotting practice," which begins in the Chesapeake bay tomorrow. Gunners of two vessels of the fleet will direct their fire against the old battleship San Marcua. The militia officers will be the guests of the navy department aboard the vessels of the fleet.

Pishop Honda of Japan Dead.

ment's failure to terminate with persent feet thoroughness and impartiality. It is with prefound disappolitment that of Japan, died today from typhold I have to confers that one labors have fewer, and 54. Honda was we know the fewer and for the fewer and for the fewer and few

COURT RESUMED TAFT FOR LOWER AT HILLSVILLE COTTON TARIFF

ed Tomorrow Against Members of the Allen

S. ALLEN AND NEPHEWS

Clan.

STILL PROVE ELUSIVE

Posse's Leader Expects Soon Toll for Distribution Greater in to Capture Them, However -Food Supply Cut Off.

Hillsville; Va., March 26 .- The reonstructed Carroll county court conened today with Judge Staples predding. One hundred people crowded in the little courtroom. They gazed taken up for revision and reductions in awe at a score of bullet holes in the in the rates of duty. white walls and shuddered at the blood-stained floor, reminders of the terrible tragedy of March 14. Attornevs for the Allens declared they vould prove that five shots were fired before Floyd Allen drew his revolver presumed they will endeavor to shift the beginning of the firing to apprehensive court officials. Today's court proceedings were confined to frawing more complete indictments. Won't Return Without Outlaws,

will not return here again unless they have captured the outlaws or are posi-

ive they have clearly escaped." This was the explanation given b officials of the detective agency stadoned here of their failure to receiv reports from the posse in the moun-tains. Some of the men left a week ago and have been deploying in the night. Galax and Mount Airy come telephon Fancy Gap and twenty miles from Hillsville, on the east side of the Blue Ridge and five miles from Floyd Al-

len's home, only a short distance from the North Carolina line. motion by attorneys for Floyd and Victor Allen and Byrd Marion, schedule, the board makes no recom now in the Roanoke jail to have dis-mendations, and suggests no duties in missed the civil attachment levied on their property was over-ruled by Judge Staples on the ground that sufficient notice has been given to the plaintiffs of the intention to fight them. "The temporary interest of the families of the prisoners," he said. "need not be conserved at the expense of the permantent interest of the widows and orphans of the victims of the tragedy." Judge Staples granted to the hith-

one hog and one cow. "Sidna Allen" said Attorney Wise

Staples today opened the Carroll be about 76 per cent of the domestic county Circuit court for the last day cost. of the term so tragically interrupted ing to the ciansmen by relatives of version costs.
the victims of the court house "In many costs."

tragedy.

Judge Staples will empanel a grand Marion will be set probably for April

Detectives in the mountains report-

Ridge, in which the posses often were of this description are sold by the near the Allens, and even found the domestic manufacturer in this coun-

New Indictments Are Expect- Duties Imposed Because of Finishing Often Far Exceed Domestic Cost of Process.

> CONSUMER PAYS MORE HERE THAN ABROAD

the States When Manufacturers' Price Is No Higher.

Washington, March 26 -- President Taft today transmitted to congress the tariff boards report on the cotton schedule with the recommendation that that section of the tariff law be

The president advises congress that the board's investigations have shown that the duties on some cotton yarns is two and three times in excess of the difference of the cost of production in the United States and abroad. The duties imposed because of finishing and are often in excess of the total do-

mestic cost of finishing. Prices paid by consumers in United States are higher than abroad ven when prices received by manufacturers in both places are the same. This is said to be due to the higher ost of distribution here. Plain loths are as cheap here as anywhere, but on fancy fabrics the duties are in excess of the differences in cost and in many cases the duties are greater than the conversion costs of the mills in

the United States.

President Taft asks a deficiency appropriation of \$60,000 for the heard to continue its work during April. reports that developments are expect-ed before nightfall. The posses are centering their efforts near Lambs-that it may prosecute investigations of ourg, where Sidna Edwards was the metal, leather, chemical and sug-stight. It is 19 miles southwest of ar schedules which the president has

directed. The president's message findings. As in its report on the woolits review of a very complex subject. The president says he bases his recommendations on the declaration of the platform on which he was elected -"that a reasonable protective tariff should be adjusted to the difference in

the cost of production at home and abroad." "The report of the board shows the difficulty of stating in general terms difference in costs of production for a poor exemption, which includes ers," the president wrote, "The difonly the bare necessities of life and ferences vary widely according to the

character of the particular fabric. The report shows that the cost of for the plaintiffs, "is a material wit- spinning cotton yarn in this country is ness and his testimony would show greater than in the leading competing just grounds for the attachments." country (England). In the case of or-Hillsville, Va., March 26 .- With the dinary warp and filling yarns, forming tive Allen outlaws proceedings in the mestic industry, the foreign cost of Blue Ridge mountains nearby, Judge turning cotton into yarn is shown to

"The duty on these yarns is two or The three times in excess of the difference

"In many cases, however, on the jury tomorrow to return new indict-ments against the alleged murderers. Production, though by Cost Difference Varies,
"The difference in the cost of weav-

ing yarns into cloth as between this

Defendant Probably Will Soon Differences Between Textile ed today mothing further than that that the competitor, they had been close upon the heels varies according to the character of of Sidna Allen and his nephews sever the fabric. In the case of many oral times during the last day or two cloths of plain weave, the American and hoped to run them down soon.

The posse's leader thinks they will be able to starve out the outlaws by cutting off their communication with moonshiners and other friends. Yesterday's Search.

After another day's hide and seek up and down the southside of the Blue substantiated by the fact that cloths Blue in which the research initials from Sidna's saddle pad, part of his horse's bridal and the remains of a meal hastily eaten by the outlaws on the retreat, the detectives deciared their final assault upon the ganz might be delayed several days.

Able to proceed only at the grey of dawn or the cloudy mist at night-fall, the posses yesterday cautiously picked their way to the edges of several (Continued on page seven.)

Try at prices as low as those charged by the foreign manufacturer in his own country. In proportion, however, as the fabrics become more complicated (and therefore permit of fewer looms per weaver) the American cost of production increases. In the case of most fancy fabrics of complicated weave, the cost of weaving is higher in this country, but on (Continued on page 7) initials from Sidna's saddle pad, part try at prices as low as those charged

MY CHOICE FOR PRESIDENT

If I could Select the Man I Would Name

Mere was management have become at expedit year appropriation

Out this ticket out and mail it to The GasetteNeve, or hand how this office. If you do not care to write your name on the ballon, your name on the ballon, your name out to ballon, you make will be published from time to time and in one will thanks of the roter be given out unless so respected.