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ASHEVILLE, N. C., SATURDAY AFTERNOON, JANUARY 11, 1913.

PRICE THREE CENTS

Senate Measure a Copy of Fed. eral Act-Compulsory Education Proposal before the House.

WILLIAMS MEASURE PASSES 2ND READING

House Holds Brief Session-Legalized Primary and Corrupt Practices Bills before Legislature.

Special to The Garette-Noves. wed a number of local bills and adjourned. Dellinger of Gaston introduced a statewide compulsory attendance act, requiring pulsory attendance act, requiring children between the ages of seven and 12 years to attend school wherever practicable. In the senate Victor S. Bryant introduced a bill relating to the liability of common carriers by railroad to their employes in certain caser, that being a copy of the law passed by congress two years age and held constitutional by, the United States Supreme court. Bryant's bill would apply the same principles to the railroads in the state.

The Williams bill regarding the floating indebtedness of Asheville passed second reading.

Representative E. J. Justice's bill for primary election sys-

bill for primary election sys-tem provides for the primary or tem provides for the primary on the first Tuesday in September next preceding each general election in November, except those years when there are to be elected preidential electors, and in those years the pri-mary shall be on the first Tuesday in June. The primaries are to include United States senators and congress-

men.

Section 2 provides for preferential balloting in the June primaries for president and vice president of the Enited States, and delegates at large to the melloral conventions and congressional district conventions and congressional district conventions shall be bound by this preferential ballot of the party, the logalized primaries, of course, applying to all parties. The primaries are to be held under the general election laws except as otherwise specified in the bill. The state board of elections is to name county boards at a meeting on the tenth Tuesday preceding the primary election and the latter in turn name the registrars and judges of elections for the primaries. Circumstantial evidence shall be valid for convicting persons for faisely participating in any primary and voting with a party with which he has not and does not intend to affiliate. The burden of proof is on the person voting to show homest change of party affiliation. proof is on the person voting to show honest change of party affiliation. Persons to enter the primaries as can-didates, too, must publish primary ex-penses ten days before and after the primary.

A schedule of fees to enter the pri

A schedule of fees to swher the primaries includes \$250 each for governor, congressmen and senator; state officers, \$160; licutenant governor, \$50, and candidates for other offices, \$10 each, this money to be used for primary expenses, and any residue turned into county treasuries. The primaries are to be preferential, first and second choice.

and second choice.

The bill also provides a schedule of fees for entrance of candidates for county offices. Extensive and complete machinery is provided for holding the primaries and making re-

ing the primaries and making returns.

The Corrupt Practices Bill.

The corrupt practices act introduced by Mr. Justice makes it a misdemeanor punishable by fine and imprisonment for failure of any officer of election to prepare the election or primary books and make proper returns, to persist in acting as such officer after removal and due notice thereof, interfere in any manner with the election officers in the discharge of their duties; builterous conduct calculated to disturb these election officers in discharge of their duties; to bet or wager any money on any election; to intimidate any cuter from voting his sentiments by threaks of discharge of their duties to bet or continuents by threaks of discharge of their duties; to bet or wager any money on any election; to intimidate any cuter from voting his sentiments by threaks of discharge or other retailation; to spend money that is not reported in the interest of an condidate. The bill pakes it a felon punishable by not less than four months impresonment and 11000 fine to retail only register in any precinct or realizer is more from one procinct; to sell only solution for anything

## SHOOTS DETECTIVE AND MAKES ESCAPE

Police Trap Baited for Highwaymen with Bank Messenger and \$300 Disastrous-Officer Dying, Messenger's Skull Fractured, Running Fight Through Streets.

By Associated Press.

New York, Jan. 11.—A squad of detectives balted a trap for highwaymen today with a 60 years old bank messenger and a satchel contain \$2300. The highwaymen took the balt. One detective was shot and will die; the men and rolled to the cobblestone mensioner was beaten senseless and with him.

perhaps has a fractured skull, and a pitched battle with builtets peppering houses like hail, was fought on the fast Side. One of the highwaymen their pistols at the other fleeing high-

East Side. One of the highwaymen escaped. The other was captured.

The messenger, Foter E. Plunkett, left the Union Exchange National ban, where he had been employed for 10 years, with his satchel in his hand, and a cloud of detectives disguised as laborers trailing him. With the satchel were currency and allyer for the weekly payrolls of two factories. As Plunkett stepped into actories. As Plunkett stepped into he darkened hallway of one of the

wayman. The thief fired as he fiel and keeping the pack at his heels, durted down a side street, through traffic, into a hallway and out the back door, over fences into the sinest and disappeared leaving behind a bul-let pierced overcoat. The satchel, dropped in his flight, was found intact, ten feet from the factory doorway. One of the fugitive's bullets found a

mark in James A. Watson, a detective, entered his back and passed nearly through his body. He cannot recover. The man who was tripped to the factories, two men sprang up from no-where, beside him. One of them crumpled him up senseless on the flagging before he could cry out. The assaliant used a blackjack. The other highwayman grabbed the satchel and both darted away. The factory did

### Navy Department Stands By Goat Admiral Abhors

Unsympathetic Officials Demand Explanation of Doyle's Order Banishing Mascots after One of Them Dishonored Uniform by Butting Admiral Inside It.

Washington, Jan. 11.—When "Whiskers," the beliligerent billy goat of the battleship New Hampshire, butted Rear Admiral Doyle on board the ship off Norfolk, Va., the other day, he also butted that officer into an invitation at the hands of the navy department. While suffering from wounded feeling and sundry contains the admiral ordered all pets and mascots off the war vessels under his jurisdiction. The department now wants an official report of the order and reasons therefor from Admiral Doyle, who is commandant of the Norfolk navy yard.

Navy department officials are inclined to sympathize with the sailors,

Career of Popular New York Politician.

New York, Jan. 11,—By court order, t was learned today Congressmanelect Timothy D. Sullivan, who long has been a prominent figure in New Vork legislative affairs, is to be fornally committed to a private sanitarlum in Yonkers. "Big Tim," as he is populars known in the East Side sec-tion of the city, has been in the Yonkers manitarium for several mouths to recuperate, it had been said, from a servous breakdown. Up to now, however, he has been a voluntary patient, but upon application yesterday in part two of special term of the Supreme pourt, made upon the petition of a step-brother, and step-sister of the igned an order formally committing

Step Regarded as Ending New Haven Must Divert Itself of Properties, Declares

State Body.

By Associated Pres Boston, Jan 11 .- "It is the consen sus of intelligent opinion that the New York, New Haven and Hartford rallroad system already has exceeded the proper limits of combination and that unless it proceeds voluntarily to divest

uniess it proceeds voluntarily to divest itself of some of the properties now held by it, some other effectual means will be found for accomplishing that result."

This is one of the comments on the New Haven system made by the Massachusetts railroad commission in its annual report published today.

The commission says that the road already has taken steps in this direction under the recent act of congress, relating to the Panama canal by arranging for the disposal of its steamship lines. The report continues:

"The management apparently is doing everything in its power to meet the demand for better service. Nevertheless it seems imperative that some section be taken by the public authorities to assert a more effective control over the system."

### CANAL CONSTRUCTION

Two Army Appointments are Confirmed by the Senate in Executive Session Today.

CONTINUE FIGHT ON MOST NOMINATIONS

Democrats Adopt Rule taht Only Army, Navy and Diplomatic Posts Will Be Given.

Tait's appointments, pending in the senate, came today when at an executive sension, Brigadier General James B. Aleshire was confirmed as a major general, and Surgion General George M. Lorney was confirmed as a brigadier general. This action followed a morning caucus by the democrats, but the lines are still so sharply drawn between republicans and democrats that no further confirmations are expected in the immediate future except on army and navy and diplomatic appointments.

pointments.

The senate spent an hour behind closed doors before it announced contirmation of the two army appointments. The democrats at their caucus shortly before had adopted the resolution of Senator Meyers of Montana that only army, navy and diplomatic appointments should be allowed to go through without objection. The senate did not act on the case of Brigadier General W. W. Witherspoon or Colonel John McClernand.

The deadlock between the democrats and the republicans is expected to continued over the majority of 1300 nominations now sending.

CIPRIANO CASTRO.

By Associated Press.

New York, Jan. 11.—The writ of habeas corpus in the case of Cipirano Castro was dismissed by Judge Holt in the United States District court to-day.

Washington, Jan. 11.—Immigration officials when they heard Judge Holt's decision said probably they would proceed to determine Castro's eligibility to enter the United States under the immigration law. The decision of

and the republicans is expected to continued over the majority of 1300 nominations now sending.

Washington, Jen. 11.—Efforts by democratic senate baders to make an agreement with the republican forces for a joint sending the to go over President Taff's recent appointments that should be confirmed by the senate met with failure yesterday.

Attempt at a compromise was the result of a meeting of the special committee appointed by the democratic cancus in December to evolve a method of handling the hundreds of appointments that have been sent in by the president since December 15. Leaders informally proposed to the republicans that five members be selected by each party to take up the publicans that five members be se-lected by each party to take up the task of "weeding out" the pending nomintions. A number of republicans were called together to consider the proposal and promptly rejected it.

The outcome of the fallure will be a renewal of the fight between the two

parties next week. It is expected that an executive session of the senate wat be held Tuesday or Wednesday. The republican forces then will insist that nominations be taken up in their resular order and that no discrimination be shown against any of the Taft nom-

Republicans declared there would

be no attempt to fillibuster avaiust the democratz or to keep the senate in continuous executive session; but un attempt would be made at once to force an issue with the democrats as the method of procedure upon the various appointments.

"To submit the question of he minutions to committee would require the holding of a republican a seus," said Senator Smoot. "That was not practicable and we concluded for that to dother reasons that the preferable clan was to allow the nominations of cone before the entire senate in the anail way. We shall insist that the calendar be taken up in the order in which the nominations appear.

# IRESSED AS BOY, GIRL

Arrested after 320 Miles-Spends Four Days among Unsuspecting Tramps.

## Castro Writ Dismissed By Federal Judge Holt



Decision of Van Valken-

burg and Pollock.

Washington, Jan. 10 .- The invest

ation of the conduct of two federal

ludge Pollock of the district of Kanis asked for resterday in a poli

City, Mo., presented to the house by

appointed receivers for the Kansus Natural Gas company, which it is d is controlled by the United Gas com-

the Kansas City Gas company.

The resolutions charge that the de-

City of light and fuel and that he is

being "aided and abetted" in his pur

pose by Judge Van Valkenburgh.

The Kansas Gas company was a pipe line company and furnished nat-

ural gas from Oklahoma to the Kan-sas City Gas company, which distrib-

uted it for 27 cents per 100 cubic feet.

Both companies are alleged to be owned and controlled by the United

States Gas Development Co. of Phila-deuphia, which, it is said, also controls

the "Welabach Street Lighting com-pany of America, upon the application of which the appointment of receivers was made by Judge Van Valkenburgh

DEEDS COMMISSIONERS

Governor Blease Revokes all Their Commissions to "Purify" the Public Service.

Ry Associated Press.

Columbia, S. C., Jan 11.—All commissions of constables in the state of South Carolina and of all commissioners of deeds for South Carolina in other states and foreign countries are revoked in prociamations received by a local newspaper from Governor Cole L. Blease early today. The proclamations were for publication, as advertising.

Revocation of the commissions, according to the proclamations, is effective January 31, 1913. Desire to
"purify the public service" is the reason for the governor's action in regard
to the commissioners, as attact in the
proclamations. No explanation of the
removal of the constables is given.

Goes to Examine Rockefeller.

By Associated Press.

Washington, Jan 11.—Dr. C. W. Richardson of Washington, was to be in Miami, Fla., today to examine William Rockefeller at the instance of the house money trust investigating committee to determine whether the inanctor's condition will permit him to give testimony. Dr. Richardson was expected to reach Miami early today and examine Mr. Rockefeller immediately upon his arrival from the Halaman.

AND CONSTABLES OUT

Representative Borland of Missour !. The resolutions charge that Iucge Pollock and Judge Van Valkenburgh

New York, Jan. 11.—The writ of Congress Asked to Investigate

the immigration law. The decision of the New York immigration inspectors

## TWO KILLED, THREE HURT WHEN CAR TURNS TURTLE

Harry and Ernest Bornemann Lose Lives in Accident at Savannah.

By Associated Press. Jan 11.—Harry Bornemann of Savannan and Ernst Borne mann of New Orleans, cousins, were instantly killed this morning at 1 o'clock in an automobile accident on Norwood avenue, a part of the Sav-anaah automobile course. Willie Manigault, the colored chauffeur of the car, was injured also and may possibly die of his hurts. M. Jacob and Baron George Knoop of Mossow, who were in the car were slightly inbroken.

It was Harry Bornemann's car that was wrecked. Baron Knoop was driving. The party had been out since shortly after 5 o'clock in the afternoon and were returning to the city from a spin around the automobile course when the tragedy occurr-

The six cylinder car was being driv The six cylinder car was being driven out of Norwood into LaRoche avenue when the right rear tire burst. There was a terrific report and the car became unmanageable. Instead of taking the turn as it should, the big machine veered sharply to the left and rolled over. The Memrs. Bornemann were caught under the car and instantly killed. Their bodies were mangled. The machine smashed the bodies of the two men to a pulp almost.

## CRUELTY AND MURDER IN KANAWHA STRIKE ZON

Congress Asked to Investigate Conditions Alleged by "Mother" Jones.

Judge Heard Refuses to Annul Decree which Separated Smelting King from

First Wife.

LACK OF EQUITY IS BASIS FOR DECISION

But Court Denounces First Proceeding as Fraudulent -Mining Man Has Remarried.

By Associated Press Chicago, Jan 11.—The application of Mrs. Grace Brown Guggenheim to have her divorce from William Guggenhelm annulled was dismissed by

Judge Heard here today for want of Mrs. Guggenheim based her application on the allegation that when she obtained her decree she swore er-

roneously that she was a resident of

Grace Brown married the million-ABUSED THEIR POWER aire mining and smelting man in and the decree of divorce was entered the next year with allmony in the lump sum of \$150,000.

Since the divorce both parties have

Since the divorce both parties have re-married.

According to Jacob Newman, of counsel for William Guggenheim, Mra. Guggenheim's first husband was Charles Herbert of Washington, D. C. A divorce separated them. The marriage with Guggenheim came next, but, Mr. Newsan stated, they lived together only three days. After this divorce Mrs. Guggenheim married Jules Roger Wahl, a Frenchman living in New York.

"They lived together four years," related Mr. Newman, "when Wahl returned to France. Whether the report is true that Wahl's narents had his marriage annulled in France I do not know."

Mr. Guggenheim married Miss Amy Steinberger, by whom he has a son, judges, Judge Van Valkenburgh of the western district of Missouri and

Steinberger, by whom he has a William, jr. Sued After Third Marriage.

It was after Mrs. Guggenheim had married Wahl that she filed suit in New York state for divorce from Gug-genheim, claiming that the Illinois diis controlled by the United Gas "uni-pany of Philadelphia, who were-"friendly to the itnerests, design rad-purpose," of those two companies. A further charge against Judge Policzk vorce was illegal. The case went to the Supreme court of that state, where her bill was dismissed. In 1809 she filed another suit to set aside is that he issued an order to the re-ceivers directing them to charge an increased price for gas delivered to the original Illinois divorce, but Judge Honore denied her right to file her petition after the lapse of eight years. The present suit was in chancery and claimed that Guggenhelm knew she tions of the judges is an unfair use of judicial power and destructive of the fundamental rights of the people. It was not a resident of Illinois when

Mrs. Guggenheim, or Wahl, claim is further charged that Judge Polthat she does not want money, but wishes to ascertain beyond doubt lock is depriving the people of Kunsas whether the divorce was legal.
Judge Heard, in giving his decisi

criticised the divorce laws of Illinois and urged that steps be taken to change them. He declared that both Mr. and Mrs. Guggenheim procured the divorce of 1901 by fraud.

### MANY MANUFACTURERS HEARD AS TO METALS

Proposed Duties on Articles From Steel Pins to Jewelry Considered.

By Associated Press.

By Associated Press.

Washington, Jan. 11.—A phalanx of heads of hig industries testified today on reductions in the metal schedule of the tariff before the house committee of ways and means. There were representatives of the tin plate, iron ore, jewelry, sewing machine, wire, steel, chain, iron ore, jewelry, plus, chain, iron ore, jewelry, plus, chain, thorite, gas mantle, steel pen and wood screw, taxtile, machinery and hardware and other industries.

Among the wilnesses were John A. Topping of New York, president of the Republic Iron and Steel company. C. B. White of Newars, N. J., provident of the Chemical Refining company. R. Crawford of Pittsburge, president of the McKecapurt Tin Plate company; Henry R. Towns of the American Hardware company at Blumfurd, Conn., Windsor T. White of Cleveland, for the White Sewing Muchine company; Thomas K. Niedringan of Blumfurd.