LAST EDITION Weather Forecast

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ASHEVILLE, N. C., WEDNESDAY AFTERNOON, AUGUST 27, 1913.

PRICE THREE CENTS

AS THAW WINS

New York Ruled Out in Fight to Prevent Discontinuance of Habeas Corpus Writ.

ATTORNEYS FOR STATE HAVE HARD PROBLEM

Non-Plussed by Turn Event-"Hooray for Harry Thaw" Shout the Canadians.

By Associated Press.

Sherbrooke, Aug. 27.-New York state was ruled out of court here to day in a dramatic preliminary skirm ish with lawyers for Harry K. Thaw the Matteawan fugitive fighting depor-

Superior Judge Globensky, hearing arguments of Thaw's counsel on a motion to discontinue a writ of habea corpus, absolutely refused to enter tain the objections of Hector Veret representing New York. This was greeted with a wild outburst of cheer ing by a thousand Canadian specta

Thaw, rising, bowed in acknow

"Hooray for the British flag! ray for Harry Thaw!" shrieked men and women, standing on chairs, waving handkerchiefs, parasols and hats Thaw bowed three times stage star taking a curtain call be-fore a sympathetic audience. His cheeks were flushed, his big brown eys shone, but he maintained his composure. Men and women struggled forward over chairs and benches congratulate the prisoner.

Criticises Thaw Demonstration. When the New Yorkers and their Canadian lawyers got back their breath they assembled in their hotel. Mr. Jerome called reporters aride and dictated this statement:

We, who represent here the state of New York, are entirely unwilling to comment on the scene that occurred in one of his majesty's courts today. The relations between the bar of the Inited States and the courts of the Dominion of Canada are most friend ly and cordial and we realize keenly the sense of humiliation experienced by our brethren in Canada who are assisting us. Mr. Jacobs, who is associated with us, is present and we would prefer not to say anything with reference to the occurrence of the

Mr. Jerome turned toward Mr. Jacobs and the latter said:

There is nothing I can say. I will say, though, that this is the first instance to my knowledge where such an outburst in any of our courts was Sherbrooke, Que., Aug. 27.-Op-

posing forces in the case of Harry K. Thaw held in the Sherbrooke jail as a fugitive from Matteawan, were in battle array today, prepared for a pany with Maury I. Diggs and Marsha struggle to determine whether Stand-Warrington. ford White's slayer shall remain in his cell indefinitely or be arraigned in court, freed of the charge on which he is held and turned over to the immigration authorities to be sent to Thaw's lawyers, having served no-

tice late yesterday that they given notice withdrawing the habeas corpus writ on which Thaw was to come into court today, maintained that this insured his detention in all until such time as he saw fit to elect trial on the charge of being a fugitive, either before a magistrate or before the King's bench, criminal side, in October. In withdrawing the writ they contended that they were well within their legal righta That was the situation early to

day when Franklin Kennedy, deputy attorney-general of New York, hurrying here after a trip to Ottawa, where he conferred with the Dominion department of the interior with reference to Thaw's deportation, announced that Canadian counsel, acting through the crown prosecutor, would seek to force Thaw into court. Kennedy maintained, morever, that

the move of Thaw's lawyers to aban-den the habeas corpus writ was irre-gular and would at least have to be sanctioned by Superior Judge Arthur

canciloned by Superior Judge Arthur Globensky, who granted it last week. Judge Globensky reached here during the night from Montreal.

Thaw Hears Arguments.

Judge Globensky instructed the sheriff that Thaw should be brought into court during arguments on the question. Nearly all of the lawyers for both sides were in court when this announcement was made. The news spread swiftly and the crowd began to grab seats and standing room.

Jerome, as a representative of the state of New York, came into court at 15 to and took a seat to the front row directly in front of the judges' bench.

Thaw came into court at 10 o'clock, lie was calm and wore a new grey suit. He sat with his back to the spectators and talked easily with his lawyers.

SPEER INQUIRY IS ORDERED BY HOUSE

Judiciary Committee Is Authorized to Conduct Investigation-Mann Compels Disclosure of Allegations Against Georgia Jurist-His Official and Private Conduct Impugned.

By / secciated Press Washington, Aug. 27 -The house oday passed a resolution authorizing at investigation of charges against Judge Emory Speer of the Federal court of Geowia. The investigation will be conducted by a sub-committee of the judiciary committee which riginates impeachment proceedings. In response to repeated demands by Republican Leader Mann, Chairman Clayton of the judiclary committee. who called up the investigation reso-jution, gave the house the substance of the charges made against Judge

Speer in a report from Attorney-Genral McReynolds. These charges set forth that Judge Speer, contrary to the law, employed his son-in-law about his court and

offices; violated the bankruptcy laws violated laws relative to the selection of juries; violated Supreme court man-dates; decided in favor of his son-inlaw in matters relating to fees; used court officials as private servants; allowed the dissipation of assets of es-tates in the custody of the court; es-tablished receiverships without notice to owners; refused to allow the dis-missal of litigation giving relatives generous fees; took money from court funds for private purposes; allowed money to remain without interest is banks in which relatives were inter-ested; unlawfully seized and ordered sold property in litigation; attempted bribery; used drugs.

The resolution was passed without

Relief Just in Time to Save Antarctic Explorers

Dr. Douglas Mawson and Five Companions Found Without Provisions and Very Weak-Had Been Left Because of Ice Danger to Vessel.

Christ Church, N. Z., Aug. 27.—Re-llef arrived just in time to save the Dr. Mawson's expedition was unforives of Dr. Douglas Mawson, the Australian antartic explorer, and his five companions who were left in March last on Macquarle island in the Ant-arctic ocean, when the remaining 24 members of Dr. Mawson's expedition eturned to Tasmania.

The six men were believed to have ample provisions to last them until the antarctic spring, but the commander of a government steamer recently sent to their relief reported today that the explorers had exhausted all their sup-plies and had been living for some time on the hearts and tongues of sea elephants. All of them were obviousin a very weak condition when the

unate in losing by death two of its members, owing to accidents on the ice—Lieutenant Ninnis, an English army officer, and Dr. Xavier Mertz, a Swiss scientist.

The original expedition left Hobart, Tasmania, on December 2, 1911, its principal object being the exploration and survey of the antarctic coast

When the Aurora went to fetch the explorers back early this year, the vessel was forced to leave before takng on Dr. Mawson and five of his companions as she was in danger of being crushed by the ice.

Panel in Second "White Slave" Case May Be Completed Before Night.

By Associated Press.

jurors in the box at the opening of sion not to exhibit officially at the want, pointing to Stephenson. court today, the outlook was for com- Panama-Pacific exposition in San not followed by the immediate clear- pletion before adjournment of the Francisco in 1915. jury that is to try Drew Caminetti on the charge of violating the Mann act, on the subject for a considerable time on the subject for a considerable time. in having taken Lola Norris from last night with Gottlieb von Jagow, Warrington.

The prosecution already had used four of its six challenges and the defense five of its ten, a fact that tended to expedite the proceedings. Chief interest in the case so far has attached to the qualification of prominent wealthy citizens to sit in judgment on the youthful defendant. A. L. White, a prominent lumber dealer of Oak-land; Francis J. Carolan of Burlingame, capitalists and clubman, and E. C. Bradley of Berkeley, manager of the Pacific Telephone and Telegraph company, are three of the members of what the newspapers have begun to term the "millionaire jury."

H. G. HAWKER, AVIATOR, WILL HAVE TO HUSTLE

Has Only 24 Hours to Fly 700 Miles in His Flight for \$25,000

By Associated Press.

Ohan, Scotland, Aug. 27.—Harry G. Hawker, the English aviator who is trying to fly around the coasts of England and Scotland, a distance of approximately 1600 miles, within 72 hours, left here early today to finish his Journey. He had to go 700 miles within the next 24 hours to win the prize of \$25,000. In the first six the second summer track meeting prize of \$25,000. In the first six the second summer trace hereing of \$25,000. In the first six the second summer trace hereing of the fight he covered \$26 which opened last Thursday.

Governor Raiston said this morn-first six the second summer trace.

Decoration for Andy.

rome, as a representative of the of New York, came into court at and took a seat in the front row tily in front of the judges' bench, aw came into court at 10 o'clock, was calm and wore a new grey He mi with his back to the fators and talked easily with his term which takes place tomorrow. A similar decoration was bestowed on Abraham Pieter Cornelis van Karnoberk, president of the Carnegie foundation, and minor distinctions on others conversed to the shingle here, entail (Continued on page 1)

GERMANY DETERMINED

Not to Exhibit at San Francisco Exposition.

By Associated Press, Berlin, Aug. 27,-Germany has no

branches of Germany industry to exhibit in San Francisco, the German government would not revise its decisions in regard to official non-par-

Herr von Jagow replied in the negative, giving as the government's grounds for its action the high cost of an official exhibit, the general disinclination to participate and American's backwardness in attending for

THREAT TO USE TROOPS A line on Caminetti's defense has been revealed in the examination of been revealed in the examination of talismen. It will be that Caminetti talismen. It will be that Caminetti talismen. did not take the Norris girl to Reno for the purpose of living with her.

Gov. Ralston Aroused by Betting on Races, in Defiance

of Law.

By Associated Press. Indianapolis, Ind., Aug. 27.—Two

ing that investigation of conditions at the track was not completed, but that he would soon determine whether or not the state troops shall proceed to

\$40,000 Fire.

By Associated Press.

Espanola, Fla., Aug. 27.—Pire of unknown origin early today destroyed the shingle plant of P. L. Sutherland the shingle plant of P. L. Sutherland there, entailing a loss estimated at Dr. Rosenau of Harvard that under \$48,699. A large quantity of stock laboratory conditions it was possible for the fly to transmit the disease.

Race Trouble After Lynching No Longer Feared-Mob Members Unknown Says Jury.

VIVID ACCOUNT OF ATTACK ON HOSPITAL

Matron Tells How Negro's Slayers Overawed Policemen and Dragged Out Wounded Prisoner.

Charlotte, Aug. 27 .- "That Joe Me Seely, deceased, came to his death b pistol shot wounds in the hands of mob unknown to the jury" was the verdict given yesterday afternoon by he coroner's jury at the inquest held over the body of Joe McNecly, who met death at an early hour in the morning at the hands of a mob composed of some 35 persons.

Solicitor Wilson has taken charge of the case and is conducting a sweep ing investigfation. A reward of \$1000 for each and every member of the mob has been offered by the city. ban has been placed on the sale of firearms and ammunition to any per Some talk has been indulged in non. by the negroes, but it is believed that they will not attempt any retaliation It is believed the police departmen bas the situation well in hand and that a clash between the races wil be avoided.

Attack on the Hospital. The attack by the mob on the hos pital and the dragging of the negro from the institution was told by the nmitron, who said:
"I was in my room, the nurse

duty above and the policemen in the hall. The police pan heard the nois as the door was broken in. Anticipat ing it meant that it was trouble, of them ran down to call 88. He go to the foot of the stairs, so I'm told, when the mob rushed in. He was ordered to throw up his hands and his pistol taken from him and he forbidden to go to the phone. I opened my door to see what was the matter. Some one called to me, 'Shu, your Realizing that a mob was in seesion of the house and that I was Refused to Revise Decision helpless, I shut the door. The night nurse was pursued and forbidden to make an outery. In fact, the whole oor upstairs was in a state of terror. No one screamed, none dared to, and they were ordered not to.

"When the men entered the ward they did not know which negro was Joe McNeely, He, realizing that they were after him for the purpose of taking the law in their own hands, San Francisco, Aug. 27 .- With six intention of changing her recent deci- McNeely cried, That's the man you

mobbers forced one of the "The to say which one was Mc-The negro was stripped of Neely. his night shirt and dragged with iron fastenings on his legs, down the stairs and out into the street, where 25 or 30 masked men were in waiting. A volley was fired, the deon the east side. The negro was left for dead and the lynchers left.

"It was then that one of the police men phoned to police headquarters, and in a few minutes the patrol wagon with other officers arrived, and the oullet-ridden body of the negro taken to the police office. Drs. Davidson and Moore were called. They found and Moore were called. 14 bullet holes in his body, the ma-

The crime for which McNeely for feited his life was the shooting of Policeman Wilson on the streets of this city last Friday. McNeely, alleged to be drunk on cocaine, was shooting his pistol in the street and when the offieer appeared on the scene to arrest cycle he was riding. Wilson in turn shot the pegro and this accounts for his being in the hospital instead of in prison. Wilson is still in a precarious condition, but unless complications set in its is believed he will recover.

Stable Fly Not Disease Carrier

periment Insect Does not Transmit Paralysis,

Py Associated Press. suspected by scientists of being a factor in infantile paralysis, was finally exonerated in a report to the state board of health today by Dr. W. A. Eith avenue and other fashionable Sawyer, director of the state hysienic sections who went away for the sumin-boratory. Dr. Sawyer's report is the mer leaving their houses in the hands of decorators may find upon their rein which he and Prof. Herms of the turn that the work has been completeUniversity of California were unable to the strike of the interto transmit infantile paralysis, was finally exceeded. The consent of general Huerta

The Treasury McAdoo with reference to the amount of government money in the amount of government money in the transmit of each to state credits North ing throughout Mexico, a defining the content of a series of seven experiments of decorators may find upon their retime the Treasury McAdoo with reference to the amount of government money in the transmit of the state credits North ing throughout Mexico, a defining the content of the same series of the interofficial statement says that Greensborn, Raielgh, Charjotte and Wilmingtion are to be the distributing towns, it is known that at the request of Major to transmit infantile paral, so to sick national Painters and Paper Hangers

Stedman Secretary Williams announce.

The consent of General Huerta board to the bear and the city of the transmit infantile paral, so to sick national Painters and Paper Hangers.

The Treasury McAdoo with reference to the amount of government money in the tendence to each state credits North to each state credits North to each state credits North to the amount of government money in the tendence to each state credits North to the amount of government money in the tendence to each state credits North to the amount of government money in the tendence to each state credits North to the amount of government money in the tendence to each state credits North to each state credits North to each state credits North to each surface of the the amount of government money in the tendence to

GLENN TO ACCEPT FEDERAL OFFICE?

Former Governor Has Been Offered Good Berth by President, Says Report, and Will Take It-May Remove Him From Senatorial Situation.

Gazette-News Bureau. Wyatt Building, Washington, Aug. 27.

It is learned upon the highest authority that former Gov. Robert Broaduax Glenn of Winston-Salem nas been offered a good job with the federal government by President Wilson and that he has accepted. While the friends of Mr. Gleen refuse to say just what kind of a job has been red the former governor, it is said that it is a very dignified position and carries with it a substantial salary. Mr. Glenn at one time aspired to a on the interstate commission, a job paying \$10,000 a year the appointment holding good for seven years. The reappointment

of Commissioner Clark and the appointment of Charles E. Marble to succeed Commissioner Lane, who was appointed a cabinet member, elimi-nated the distinguished North Carolinian for this place.

-If Governor Gleen accepts Mr. Wil offer, and it is practically certain that he will, E. J. Justice, of Greensboro, and Overman probably will have the senatorial fight all to themselves Strong pressure has been brought to bear to prevent the news of the offer made the former governor being made public. A close friend of Mr. Glenn gave the sory out and it was then confirmed by a high official in

Pennsylvania Authorities

Food Commission Arrests Dealers for Keeping Food on Cold Storage Since 1906-40,000 Pounds of Game Also Tagged "Unfit for Use."

Condemn 100,000 lbs. Food

Thy Associated Press. Philadelphia Aug. 27.-More 100,000 pounds of meat and which have been in cold s ondemned yesterday by agents for the state dairy and food commission. and warrants were issued today for the arrest of the dealers responsible for the "unfit" products. In addition 49,000 pounds of game, which was

stored in 1911, was tagged as unfit

than for food.
eggs Under the new cold storage act, which have been in cold storage which went into effect August 14 houses of this city since 1906 were there is a penalty of \$500 or imprisenment, or both, for storing beef more than four months; pork, sheep and lamb more than six months; three months; butter and fish, venl. months; fowls, drawn, five months;

LOOKING FOR THE MAN WHO ATTACKED A GIRL WIFE IS UNDER ARREST

Posse Has So Far Failed to Find Assailant of Pretty Miss Bell.

By Associated Press.

Bethseda, Md., Aug. 27.-Emptyanded, Deputy Sheriff Whalen and a 7 years old daughter of a prosperous

The man seized Miss Bell late yesterday while the girl was returning to her home along a lonely road. She dressed, and her struggle and cries for help eventually frightened him off. She is resting easily today although still under the care of a physician.

The police of Washington and Baltimore were notified to be on the look out for the man, as were the authori-ties of the surrounding counties.

SUSPECTED INCENDIARY IN SPARTANBURG JAIL

Arrested for Robbery, It Is THE U.S. HAY FEVER Thought He Burned Misseldine's Store, Tryon.

The authorities of Tryon, where Misseldine's drug store was burned not long ago, think that the fire was set to the building by a negho who is now in the Spartanburg Jaiu. The negro. whose name is not known here, was recently arrested at Spartanburg for robbing a store at Landrum, S. C., and he will not be brought to this state until South Carolina justice is satis-

It is reported that the negro told ome colored people at Landrum that he set fire to a store in Asheville, the

PAINTERS AND PAPER HANGERS ON STRIKE

Manager Says 15,000 Went Out Yes-terday and 5000 More May Stop Today.

By Associated Press is known that at the request of Major The consent of General Huerta to Union, which began all over the city yesterday. It is the largest strike of Julian S. Carr's hank at Darham and painters New York over has had. According to Max Gafft, manager of the union, 18,000 workers went out, and 18,000 workers went out, and 5000 more were expected to quit to day.

Is known that at the request of Major The consent of General Huerta to Union, 18,000 will be a candidate for election as president of the republication of the request of Senator Overman and at the request of Major The consent of General Huerta to Union, 18,000 will be a candidate for election as president of the republication of the request of Senator Overman and at the request of Senator Overman and at the request of Major The consent of General Huerta to Union this part is the consent of General Huerta to Union the part is the consent of General Huerta to Union this part is the consent of General Huerta to Union the part is the consent of General Huerta to Union the part is the part is the part is the consent of General Huerta to Union the part is the pa

No Armed Intervention and Strict Neutrality between

TO ASSIST AMERICANS TO LEAVE MEXICO

Factions Purpose of

the Administration.

President Gets Ovation as He Appears before Congress to Explain Dealings with Huerta.

By Associated Press. Washington, Aug. 27.—President Wilson appeared in person before congress today and laid before the world the details of the United States efforts to bring about peace in Mexico, the facts concerning Huerta's rejection of the peace proposals, and the policy to be pursued now by this government.

The president announced the po tion of the United States to be as fol-

ows: No armed intervention Strict neutrality "forbidding the exortation of arms or munitions of war of any kind from the United States to

any part of the republic of Mexico. Under no circumstances to be "the partisans of either party to the contest that now distracts Mexico, or constitute ourselves the virtual umpire between them."

To urge all Americans to leave Mexco at once and to assist them to get

away in every way possible. To let everyone in Mexico who as umes to exercise authority know that this government "shall vigilantly watch the fortunes of those Americans who cannot get away and shall hold those responsible for their aufferings and losses to a definite reckoning."

"That can and will be made plain beyond the possibility of a misunderstanding," declared the president, Negotiations for the friendly mediation of the United States are open to resumption at any time upon either the initiative of this government or of

Accompanying the presidents address was the reply of the Huerta government rejecting the American proposals. It was written for Foreign Minister Gamboa. It suggested following alternative policy for the

Alternatives Huerta Suggested.

Reception of a Mexican ambassa lor in Washington. That the United States send a new her husband had killed himself after ambassador to Mexico without res-

Strict observance of the neutrality or monetary assistance is given to the rebels."

Unconditional recognition of the Huerta government.

The occasion had not been paralleled in more than a century. No other president since George Washington has appeared before congress on a foreign affair. The senate and house assembled in the house chamber, the senators filing in two by two. As the president mounted the platform where Speaker Clark and Vice-President Marshall were waiting the big chamber was hushed. Attir-ed in a conventional trock coat suff the president stood at the clerk's desk and read his address in the easy conversational tone for which he is noted. Scarcely a sound in errupt-

First pointing out that it was hi duty "without reservation to lay all the facts concerning the relations of the United States with Mexico, the By Associated Press.

Bethlehem, N. H., Aug. 27.—The
United States Hay Fever association
began its annual convention here today with delegate from many easier,
was glad to call itself the friend of ordest of generations to show that disinterest-cichard ed friendship, the president declared serve them without first thinking how we shall serve ourselves."

Describing Mexican conditions and the events that led up to the negotiason outlined how "war and disorder, devastation and confusion, seem to threaten to become the settled for-tune of the distracted country." As friends, he said, this country could wait no longer for a solution of things

n the sister republic.

Things Settlement Depends On.

Presiednt Wilson read his instrucions to John Lind.

"All America cries out for a set-tlement" read the note Mr. Lind bore to Mexico. "A satisfactory settle-ment seems to us to be conditioned to Mexico.

free election in which all will agree to

California Scientists Find after Ex

Woman Says Joseph Sharp Attacked Her and Then Killed Himself.

By Associated Press.

New York, Aug. 27.-Joseph Sharp. who had been employed as a steward cosse returned today after an all- in a restaurant here pending the setnight search for the strange man who tlement of the estate left by his par attacked Miss Anna Bell, the pretty ents in New Orleans, was found dead with his throat cut last night. Although Mrs. Sharp insisted that

> slashing ner with a razor, the woman was placed under arrest charged with jured. The couple had quarreled, declared

> the wife, and in a fit of temper Sharp attacked her as she lay in bed. She telephoned for aid before collapsing weakness due to loss of blood. The charge against the woman, the police said, was prompted by contra-dictory stories she told and by her

statement that Sharp, after he cut his throat, exclaimed, "Well, I did it." This, a physician who examined the hody for the authorities declared, was an impossibility, as death from the throat gash had been practically in-

ASSOCIATION HOLDS ANNUAL CONVENTION

began its annual convention here to-was glad to call itself the friend of day with delegates from many eastern Mexico and hoping for many future cities present to exchange reports of their sneezing affliction. The oldest ed friendship, the president declared sneezer present is Major Richard that "we shall yet prove to the Mexi-Muckle of Philadelphia whose 38th birthday yesterday was celebrated by a dinner given in his honor by 25 of-ficers of the Hay Fever association. Major Mucke has been a sufferer from hay fever for 75 years and was for seven years president of the associa-tion whose fourteenth anniversary is marked by the present convention.

STATE'S ALLOTMENT

North Carolina Gets \$1,300,000 Federal Fund for Crop Mov-ing Purposes,

Washington, Aug. 27. The announcement of Secretary of the Treasury McAdoo with reference to the amount of government money

Gazette-News Bureau

Wyatt Building.