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ASHEVILLE, N. C., SATURDAY AFTERNOON, NOVEMBER 15, 1913.

PRICE 5 CENTS

MEXICAN CONGRESS PREPARED TO MEET

be the development upon which the

Refusal to resign or present

ward in its policy of morally sup-porting the constitutionalists.

Capture of Juarez Important

The capture of Juarez by constitu-

which munitions of war might be

south, is expected to have consider-

regine to terms and forced the flight

he Ulidia Comes into Port

With Crew Exhausted

from Fighting.

By Associated Press.

Savannah, Ga., Nov. 15.-With the decks so hot that it is well nigh im-

possible to stand the heat the British

steamship Ulidia, Captain Robert Mc-Clenahan from Savannah for Ham-

burg, which sailed at 3 o'clock yes-

terday, came hurriedly into port this

morning at 5:30 o'clock with a stub-born fire in a cargo of cotton in No. 3

Thee rew which under the direction

cobsen, had fought the fire all night

as the slow and heavily laden freight-

is worn out from the strenuous duty

The master's wife, Mrs. Mabel Mc

Clenahan, was forced to leave her cabin, which is blistered from the

The fire was practically under con-

Chicago, Nov. 15.—The American Academy of Arts and Letters has presented to Augustus Thomas, the

RECEIVES A MEDAL

AUGUSTUS THOMAS

other sections of the hold.

able effect in Mexico city.

for a vigorous campaign

which this government would

Huerta Shows no Sign MAY BE CHARGES Of 1. reding to U. S. Den. nds

CLOSE OF EMBASSY NOT IMPROBABLE

Rumored Marines Will Be Landed If Embassy Is Closed.

situation

By Associated Press.

Mexico City, Nov. 15.—Senators and situation has turned within the last deputies elected recently to form the two days. new Mexican congress in place of the dissolved by Provisional President Herta meet at 3 o'clock this afternoon in their respective houses to choose temporary speakers. Early today President Huerta had given no indication that he intended to alter his program to comply with the de-mands made by John Lind, personal of President Wilson that he prevent the organization f he

It would be no surprise in officia circles here if the American embassy were withdrawn. Nelson O'Shaugh-hessy, charge d'affaires, received a communication from the state depart-ment at Washington last night which bellion against Positrio Diax was the it is believed contained instructions turning point which brought the Diaz governing his actions.

Unless the present plan is abandoned by President Huerta, within the next few hours the men chosen to replace those senators and deputies nov prisoners in the penitentiary will assemble for a preliminary meeting with Manuel Garza Aldape, minister of the interior, as acting temporary chair-man. Ordinarily this post would fall to some member of the previous con-

Formal Session. Today's sessions were expected to b

confined to the formality of selecting temporary officers.

Rumors of Landing Marine Rumors heard yesterday and circulated with additional persistency to day are to the effect that the American embassy will be withdrawn or Monday or earlier. Mr. Lind is cred ited with the authorship of these ru mors and with the additional statement that marines are to be landed as protest against President Huerta's defiance of the Washington govern-

In that event it is probable that Vera Cruz will be evacuated by the federals. It is reported here that the government army commander at Vera Cruz has been instructed in such an event to make no opposition but to withdraw his force to some point of the master and first officer, H. Janearer the capital and there await in-

Senor Garza Aldape, it was reported or fought to regain a harbor of refuge today, was still making the efforts through the American embassy to secure some modification of Mr. Lind's last statement to President Ruerta. He is said to have been in communication with Charge O'Shaughnessy last

May Be Alteration of Plans.

was considered not improbable that there would be an eleventh hour ger of the fire eating its way ito the alteration of the government's plan with reference to the meeting of the with reference to the meeting of the congress today since it was not recongress today since it was not resarded as probable that Washington would recede from the stand announced by Mr. Lind to the effect that constant of the stand announced by Mr. Lind to the effect that constant of the stand announced by Mr. Lind to the effect that constant of the hatch cover but were forced back by Mr. Lind to the effect that constant of the hatch cover but were forced back by angry flames which curied uped by Mr. Lind to the effect that congress should not meet as ordered by

President Huerta.

Washington, Nov. 15.—The United McCauley and Taggart. States government today awaited dispatches from Charge O'Shaughnessy in Mexico City as to the effect of in- \$175,103. structions sent him late last night Secretary Bryan informing coun- trol at 10 o'clock. sellors of provisional President Huerta who have displayed an anxiety to reopen negotiations, on just what conditions this government

would assent to further parleys. As the new Mexican congress, which the United States has refused to recognize as legally chosen, was to be convened by official order late to-

day, it was expected here that defin-ite developments in the situation would materialise.

Officials are confident that Huerta now realises not only that the United States is in earnest in its intention to depose him and many accomplish his elimination by lifting the combarge on arms but also that Great Britain as well as the other foreign powers have assumed more than a possive attitude of acquisscence in the American taking into the work of a life time. Names of combarge on arms but also that Great seven new members also will be entered upon the rolls of the organization.

Awarding of the academy's gold medal for having achieved more in the damatic world than any other American taking into the work of a life time. Names of the Battery Park hotel in the lobby of the hotel this afternoon. Wilke, a guest of the hotel this afternoon. Wilke, a medal for this year and the selecting

Carden's Representations.

The fact that Sir Louel Carden, sion of the academy last night after sion of the academy last night after a banquet. Brander Mathews, promunicating to Huerta intimations of a strong character that he must eliminate himnelf in accordance with minate hi

AGAINST HAMMER

Rumored That His Appointment Will Not Be Un-

opposed.

Gazette-News Bureau, Wyatt Building, Washington, Nov. 15.

Francis D. Winston and William . Hammer who have been recomended for district attorney in North Carolina had better study up on law before they come to Washington, according to a well informed man on department of justice affairs. When they do appear before his royal highness, it is said, Mr. McReynolds intends to ask them some questions. If reports are true the questions will be, in part about as follows:

"What experience have you had before the federal courts of North Sarolina, and other states?

"What class of cases did you have before said courts? "What class of cases have you been employed in Sefore other courts than

new congress from complicating the the federal?" by giving oil concessions Another rumor that has been irculation here is to the effect that charges will be preferred against W. sider illegal, might mean that the American government would go for-C. Hammer when his nomination comes to the senate. Just what the charges will be cannot be stated at this time. But, according to the rumor, they will be a direct result of Hammer's opposition to A. L. Auman, tionalists, an important port through whose nomination for postmaster at Asheboro has been held up because Chihuahua and the large cities to the

> Greensboro attorney. "I have assigned him to one of the biggest cases before the department of justice but I do not care to say today where he will go.

> "The department considers itself fortunate in securing the services of this able attorney."

> Mr. Justice was here today would not discuss his plans, further than to say that he probably would take up his new work within a few It is learned from sources, however, that Mr. Justice will go to the Pacific coast where he will do some very important work for the government.

T. Carter and son, of Mt. Asiry, M. F. Stacey and bride, of hapel Hill, are here.

Wreckage at Bird Rock Island Identified as That of Collier.

By Associated Press. Montreal, Nov. 15 .- The steam col-

lier Bridgeport, sailing from Sydney, heat and steam, and it was only by a Herculean effort that the fire was Cape Breton, with a crew of 42 and confined to the hatch where it was a cargo of 10,000 tons of coal, has discovered. The big ship is hot from been lost and probably all aboard stem to stern and there is some danstem to stern and there is some danannouncement made today by the Dominion Coal company, which char-

by angry flames which curied up-ward. Steam is being forced into the hatch by three fire tugs, the Cambria, tently to make reasonably certain the iently to make reasonably certain the presumption that the lost vessel was McCauley and Taggart.

The ship has a cargo of cotton and linters of 8000 bales, valued at has been received and the opinion has been received and the opinion prevails that they met death in the

icy waters of the St. Lawrence. The Bridgeport sailed from Sydney on November 1, with coal for Mon treal. She was overdue and fears habeen held during the past 48 hours that she had falled to weather the

storm of the past week.
Brown, Jenkins & Co. of London are the owners.

FIGHT IN HOTEL LOFFY

medal for this year and the selecting of new members were made at a serthen had spoken lightly of the acci- federacy at the convention here todent, in a statement make to the Nathan D. Ella of Virginia, had with-

REBELS TAKE

Mexico Captured by Constitutionalists with Small Loss.

THREE AMERICANS ARE KILLED BY FIL

Capture of City Was Result of Federal Board of Mediation Clever Strategy - Rebels Thought to Be Federals.

By Associated Press.

El Paso, Tex., Nov. 15 .- Cludad port of entry in Mexico was captured by constitutionalists under General ancho Villa and General Maclevlo Herrera early this morning with small loss on either side. Three Americans were killed in Juarez during the fight-

The occupation of Juarez by rebels egan at 2:30 o'clock after the men under Villa and Herrera had reached joint committee, ing federal soldiers to the garrison. The rebels detrained undiscovered, placed their artillery and soon every first volley the astounded government troops were assembled and returned the fire, engaging in a battle which lasted for two hours.

Bullets fell thick in El Paso and al the residents here were awakened by the sound of heavy artillery firing. Asheboro has been held up because of the opposition of Hammer and his following.

Americans were kept from the danger cific strike was refused by strike zone by the detachment of United teaders here today. They rejected strike was refused by strike was refused by strike was refused by strike cific strike was refused by strike zone by the detachment of United teaders here today. They rejected duty under Majori E. E. Mitchie with the Federal union's board, on the goods after a conference with the and so far as is known no Americans ground that it was an evasion. President of the conference with the strike was refused by strike to strike was refused by strike zone by the detachment of United teaders here today. They rejected duty under Majori E. E. Mitchie with the Federal union's board, on the ground that it was an evasion. President conference with the conference with the conference with the strike was refused by strike to strike was refused by strike to the strike to the strike to the strike was refused by strike to the strike to the strike to the strike was refused by strike to the strike to the strike to the strike was refused by strike to the strike t in this city were wounded.

Formal Surrender The formal surrender of the city to

the constitutionalists was at 5 o'clock when the federal commander threw of the victorious rebels. At once bands rating a system of dealing with con began playing on the streets and the town rang with "vivas" for the conquerors.

that Juarez was taken. General Villa track with General Herrera was near Chihuahua City Thursday, reported to be attacking that town. Federal troops few officially designed pickets. Th the Chihuahua garrison but Villa senger trains today, manning then never really pushed his attack there. mostly with its own officials. By pre-arrangement trails were made ready to convey his army into Juarez forming the men's demands continulast night while all federal officers in to come to light. President W. I northern Mexico believed him to be Scott of the Sunset-Central system said exerting every energy to take Chihua- this forenoon:

Leaving a small force of men there he took 7000 of his troops on board the train which reached Juarez at the time a federal troop train was expect-ed. Not once was he challenged. Plan of Action.

Under cover of darkness the rebels surrounded the town save the river front, that next to the American border and concerted attack was made with the artillery doing much of the work. The federals were so completeoffered no serious resistance. Colonel the Associated Press correspondent today that he had no idea of the number killed and wounded on both sides. He said he did not believe the loss was heavy.

Refugees from Juarez began to flee over the International bridge into El Paso soon after the firing, though the nouncement was expected later. exodus this morning was much smaller than other times when the city faced

in attack. Many citizens in Juarez were unable YOUTH FROM YANGEY o reach the safety of the American side because of the suddenness of the attack and because to traverse the street after the battle had begun would have been dangerous. The Americans in Juarez were grouped at an American hotel near the Jefetura and a rebel guard was placed to proteot them.

Americans Watch Fight. person to go into Mexico, though ail

the flashes from the night battle.

BULLETIN.

Miss Stevens U. D. C. President. New Orleans, Nov. 15.—Mrs. Dalsy McLaurin Stevens of Mississippi was if the United Daughters of the Con-

Important Port of Entry in S. R. Ry. Strike Situation Assumes More Hopeful Aspect-Mediation Pos-

ONE PROPOSAL IS REFUSED, HOWEVER

sible.

Confers — Commissioner Hange Goes to New Orleans.

New Orleans, Nov. 15 .- The strike Junez, the most important northern situation here today assumed a more hopeful aspect, due to the expected arrival of Assistant Commissioner Hanger of the board, Washington

When advised of statements credit ed to President Kruttschnitt that the company was willing to meet the William Christy, the city in trains thought to be carry- chairman of the Brotherhood of Locomotive engineers in this district declared this was what the unions had been urging all the time. He said thing in readiness to fight. At the Mr. Hanger had assisted in settling similar differences on the Pacific coast and predicted an early settle ment of the difference between the unions and the company.

One Proposal Refused. Houston, Tex., Nov. 15 .- One of two pea e proposals in the Southern Pa-cific strike was refused by strike dent Wilson's move for mediation re mained as the only apparent hope for speedy settlement.

Mr. Kruttschnitt's offer was to dis uss with a representative committee of the strikers the question of inaugutroversies through a joint committe representing all union involved.

It was by one of the cleverest Not one act of violence today had strategies in the history of Mexico been reported on the 2400 miles of idle

In Houston the men appeared to b remaining in their homes except for were rushed to the reinforcement of railroad expected to operate 14 pas

New phases of the 67 grievance

"A number of the alleged grievance relate to matters that have been considered and disposed of or dropped yet now they are resurrected for the obvious purpose of making it appear there are a great many differences." An official statement from union headquarters, after noting that practi-

cally all of 1912 was ocnsumed in negotiations over a working agree ment, said: "The committee had reached a set tlemen of all but a few questions when Mr. Waid, assistant general manager

came into authority and set aside al Cano, spokesman for the rebels, told that had been done and began all over Washington, Nov. 15 .- The federa

board of mediation and conciliation conferred here today on plans to brin about a resumption of traffic on the Southern Pacific railroad pending settlement of the strike.

GETS ROAD SENTENCE

In Police court this morning, with Substitute Judge H. B. Stevens presiding, Troy Evans, the young white Newspaper men were not allowed to boy from Yancey county, who was constituted in three cases of larceny. Mexican rebel soldiers and United drew the only road sentnece impose-States cavalry refused to allow any -one year on the county roads-and an order was entered by the court who sought refuge from the city were granting the hoard of county compermitted to cross into the United missioners the right to hire out the tates.
Hundreds of people of El Paso eral days ago, in a boarding house on gathered at safe distances to watch North Main street, complaint having been made by several of the boarder Many of them were on the Ploneer that they had been missing things plaza and created a small panic among from their rooms. Judge Adams held the onlookers. Splinters of giass from the cases open until Clerk Frank L broken windows showered upon them. Condes could write to the authorities of Yancey county, the former home of the boy, and find out about his past record. This answer was received yesterday and said that the boy's parents were thought of in their neighborhood, but that the boy did not stand so well. suspended in two of the cases and the sentence of one year imposed in Mattle Hurd was taxed with the

elected honorary president donment, was adjudged not guilty.

ORDER IGNORED BY FERGUSON

Several Close Football Contests in South Scheduled Today - Interest Is Intense.

By Associated Press. Atlanta, Ga., Nov. 15 .- With sever

al close struggles scheduled for the day, football interest throughaut the south this morning centered on three refused to recognize the orders regames-Vanderbilt vs. Auburn at cently issued by Judge James E. Boyd Birmingham, Ala.; Georgia vs. Georgia Tech at Atlanta, Ga.; and Virginia vs. Georgetown at Washington. the Cherokee Tanning Extract com-Two drew especially close attention because of their bearing on the S. I. A. A. championships; the third-the contest at Washington-because two strong teams were pitted and because of ancient rivalry. Other important games scheduled

Alabama vs. Tennessee, at Tusca osa, Ala. North Carolina vs. Wake Forest, at

Sewanee vs. Kentucky, at Sewanee,

Tulane vs. Southwestern, at New rleans. Washington and Lee vs. West Virinia, at Charleston, W. Va. South Carolina vs. Davidson, Davidson, N. C.

Florida vs. Citadel, at Gainesville, Clemson vs. Mercer, at Macon. Mississippi A. and M. vs. L. S. U.,

Starkesville, Miss. Eastern Games York Nov. 15 .- Princeton and Yale today staged the football game in which most interest in the

east centered. Outside of the Princeton-Yale game chief attention centered in the Dartmouth-Carlisle game here. Other prominent games in the east

day included: Amherst vs. Williams, at Williams, Army vs. Villa Nova at West Point. Cornell vs. Lafayette, at Ithaca. Harvard vs. Brown, at Cambridge.

John Hopkins vs. Western Marynd at Baltimore. Lehigh vs. Haverford, at Haverford Navy vs. Penn State, at Annapolis. Syracuse vs. Colgute, at Colgate. Trinity vs. Rutgers, at New Louns

Washington and Jefferson vs. Pitts- jurisdiction of the state courts in the urgh, at Pittsburgh.

any, at Buckhannon.

SPANISH STEAMER ON FIRE; PASSENGERS SAFE

The Balmes Burning in North Atlantic According to Wireless.

By Associated Press. Cape Race, N. F., Nov. 15, + The panish steamer Balmes is on fire in he north Atlantic and her passengers have been transferred to the Cunard iner Pannonia, according to a wireess message received from the Pan-The Balmes is a freighter of 2437

ons. It is believed that she carried a ew passengers. She sailed from New rleans October 26 for Galveston, rom the latter port to Havana Octoer 31 and Havana November 6 for adiz and Barcelona, Spain,

The Pannonia is due in New York on Sunday from the Mediterranean. The message received by the operator here made no mention of the crew of

Anti-Slavery Law Passed.

By Associated Press. Manila, Nov. 15.—An anti-slavery aw was passed today by the Philipoine National Assembly after a heated

The measure, which was framed by William H. Phipps the insular auditor. against slavery and incorporates the American laws. The vote in opposition to the enactment of the measure was small in spite of the warmth of the discussion.

White House Reception.

By Associated Press. Washington, Nov. 15.-15.-Pretty set early today flocked to the Conressional club to greet Miss Jessie Weodrow Wilson, the White House brid-elect. The reception was followosts for assault.

Pink Morrison, charged with abantwo bundred of the younger women Ti of the senate and house circles were

Refuses to Recognize Jurisdiction of Judge Boyd in Bankruptcy Case.

MAINTAINS COURTS ARE OFEQUALDIGNITY

Clash etween State and Fed-Court-Result Andrew Company Litigation.

Judge G. S. Ferguson of the Superior court of Cherokee county has of the United States District court, pany, and ordering that the temporary and permanent receivers pointed by the Superior court, the bank of Andrews and all other parties having funds of the mankrupt company to turn all money and property of the company over to the receiver of the United States court. Judge

Ferguson admits that the courts are of different jurisdiction, but maintains that they are equal dignity, and on this ground he refused to allow the orders of the District court to be carried into effect. He has been followed in this stand by A. A. Fain, permanent receiver for the Superior court, and the Bank of Andrews.

A report to this effect, dated No-vember 13, has been submitted to Judge James E. Boyd by Vonno L. Gudger, the permanent receiver named by him, and Judge Boyd has signed an order citing Mr. Fain and the Bank of Andrews to appear before him in chambers at Greensboro on the morning of November 26 and show cause, If any, why the orders of the court shall not be put in effect. In the meantime they are restrained and enjoined from disposing of any of the property of the company or of the fund of \$11,274.29 held in the Bank of Andrews

In his report, Mr. Gudger states that he went to Murphy November 10 and immediately presented to him the orders of the District court. The latter refused to grant the request that the property of the bankrupt company be turned over to the new receiver. Mr. Gudger said that he gave notice then that he would appeal to the state Supreme court but within a few minutes asked and was allowed to withdraw this appeal, as he did not want to appear in the light of recognizing the

Following this action, Mr. Gudger eports that he made demands on Mr. 'ain the permanent receiver of the Superior court, and J. Q. Barker, temorary receiver, that the property be urned over to him. The latter is al-leged to have said: "I refuse to do so." Mr. Barker, it is stated, exhib-ted a receipt for all the properties of the company that had been in his possession, this receipt signed by Mr.

matter.

Mr. Gudger then went to Andrews and made similar demands on the Bank of Andrews, through the cashler. The latter, asked for time to consult his attorneys the name of one of whom is given as Dillard and after this consultation, Mr. Gudger was refused the demand. Then Deputy Marshal McElroy arrived and served the papers of the District court on the bank, the demand of Mr. Gudger was repeated and was again refused. Subsequently the papers served by the deputy marshal on Mr. Fain and Mr. Barker, and the second demands of Mr. Gudger were met with the same refusal as formerly.

While in Andrews, Mr. Gudstates that he received from E. Stine the keys to the plant of the company, went to the plant and posted copies of his orders at the do had a talk with both the night and day watchmen. These men recognized his authority and agreed to follow his authority and agreed to follow his instructions. They were then told by Mr. Gudger that Mr. Stine would act as his agent and that they were to follow his orders.

Second Demand. Mr. Gudger states that he and Mr. McElroy went to Murphy to serve the papers and make the second demand on Mr. Fain and Mr. Parker. They found the latter, but the former had gone to Andrews and they immediately drove back to that point. They found him at the house of the night watch-man, and Mr. Gudger charges that he was trying to secure the services of the watchmen, as in the later conversation the watchmen remarked to Mr. Fain: "As I told you a while ago, I will continue for Mr. Gudger,"

BUFFALO GNAT IS NOT

A CARRIER OF PELLAGRA

By Associated Press.

Spartanburg. S. C., Nov. 15.—The Buffalo grat, described as a carrier of pellagra, has been accused falsely, according to Dr. J. F. Slier of the Thompson-McFadden pellagra commission, who returned today from an investigation tour in Paparas.