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VOLUME XIX. NO. 39

ASHEVILLE, N. C., FRIDAY AFTERNOON, MARCH 27, 1914

PRICE FIVE CENTS

CLARK ASSISTS WILSON'S FOES

Speaker's Powerful Influence Is Given to Opponents of Measure to Repeal the Exemption.

VIGOROUSLY DENOUNCES ATTEMPT AT CLOTURE

Fight Now Centers on Propo- sal to Limit Debate Which Will Prove Test of Strength.

Washington, March 27.—The house disposed of routine business in less than 10 minutes and the rule to limit the Panama tolls repeal debate to 20 hours was taken up.

Washington, March 27.—When the Panama tolls fight was resumed in the house today the battle lines were drawn in this manner:

Fifty-five minutes remained for debate on the special rule to limit discussion to 20 hours on the Sims bill for repeal of the exemption on coastwise ships.

Chairman Henry of the rules committee, leading that phase of the contest for the administration forces, was ready at the conclusion of the 55 minutes to "move the previous question," a parliamentary maneuver to shut off debate on the rule and force a vote, the first real test of strength.

Opponents of the administration program, strengthened by Speaker Clark's vigorous denunciation of the attempt at cloture, were prepared to bring every resource into play to beat "the previous question" and thus throw down the bars for unlimited debate not only on the rule but on the repeal bill itself.

On this first test vote hung not only the question of pressing the administration measure through but also the greater one of opening it to amendment for the rule proposes that only one amendment may be permitted to intervene—and that would be one motion to recommit to the commerce committee.

Administration leaders realized that if beaten on the cloture rule the bill itself would be open to amendments, one of which gaining favor today, was to repeal the exemption but specifically to provide that the right to grant free passage to American ships under existing treaties should not be surrendered.

In this way the opposing forces were drawn up to renew one of the bitterest congressional fights of recent years.

Early today there was no visible shift in position of either side. Party lines have been broken; and democrats, republicans and progressives divided into two camps under banners proclaiming either for or against repeal.

Defection of such party chiefs as Speaker Clark, Majority Leader Underwood, Chairman Fitzgerald of the appropriations committee, and others from the president's support made the fight more bitter. President Wilson received early reports from his supporters and was confident that his argument that he was asking no man to change his opinions but to correct a situation, would win the day.

Speaker Clark's vigorous statement denouncing the rule received various constructions.

In Senate.

There was no change in the senate in the status of the repeal bill which rests with the canal committee awaiting developments in the house.

Senator Chamberlain, leading repeal opponent, in the senate, was stated at the situation in the house. "I was lonely when I started this fight," he said, "but we are gaining strength every day. It's going to be the old battle of '74 over again, the Tory element on one side and the masses of the people on the other."

Administration leaders continued to express confidence in the outcome of the controversy.

House administration leaders went into executive session with Representatives Adamson to plan the fight. Those who attended were Representatives Sherley, Adamson, Hardwick, Foster, Flood, Henry, Covington, Sims, Hay and Palmer. It was decided to center the attack upon the attitude of Speaker Clark. The time was divided between Representatives Adamson and Hardwick, the former to make some discussion of the bill and the latter to devote his speech entirely to a reply to Speaker Clark's statement of last night.

Some representative expressed the view that the struggle had assumed the aspect of a contest between the president and Speaker Clark. It was thought possibly the speaker might take the floor and lead the fight on the rule but it was considered probable that he would reserve his attack for the bill itself.

Prince of Bourbon Dead.

Montreux, Switzerland, March 27.—Prince Francis Marie of Bourbon and his two sisters, died here today.

FAILS TO SOLVE ARMY PROBLEM

English Cabinet Has Difficulty Repairing Rift Caused by French and Ewart Defections.

STATEMENT OF PREMIER ASQUITH POSTPONED

Two Generals Seem Determined Not to Withdraw Resig- nations—Another Meet- ing to Be Held.

London, March 27.—Field Marshal Sir John French, who has resigned as head of the British army, was called into the meeting of the cabinet today to discuss his position. It was announced the statement which Premier Asquith had promised to give to the house of commons had been postponed until late today.

The session of the cabinet ministers continued three hours. It was decided that they found difficulty in repairing the rift in the army organization caused by the blow given to it by the resignations of Sir John French, chief of the general staff, and Lieutenant General Sir John Spencer Ewart, adjutant general in the forces. The two generals today seemed determined not to withdraw their resignations, as they considered they had received a rebuff in the government's repudiation of the guarantees which they gave to Brigadier General Gough regarding Ulster.

No solution of the difficult problems confronting the British government was reached at the cabinet council this morning; and it was announced that another meeting of the ministers would discuss the matter before Premier Asquith made his appearance in the house of commons.

The lobbies of the houses of parliament were crowded and all kinds of rumors were in circulation.

VANDEVILLE MAGNATE DROPS DEAD IN HOTEL

Benjamin F. Keith, Proprietor Of "Keith Circuit" Sud- denly Dies in Florida.

Palm Beach, Fla., March 27.—Suddenly stricken with heart failure, Benjamin F. Keith, pioneer vaudeville producer in the United States, dropped dead in his room in a local hotel at midnight. He was 68 years old but apparently had been in the best of health. Only yesterday he was while chair riding with friends.

The theatrical magnate's sudden death came after a conference over business affairs with his son, Paul. The latter stepped out of the room for a few moments. When he returned he found his father dead.

Mr. Keith was born in Hillsboro Bridge, N. H., and until he was 18 years old lived on the farm. Then he saw a performance of Van Amburg's circus and he became a follower of the shows as a laborer. He ventured into the show business for himself several years later and followed it until 1885 when he conceived the idea of continuous performance theatres or vaudeville.

The success of vaudeville was almost spontaneous. In 1906 Keith combined forces with F. F. Proctor, his greatest competitor and for a short time the firm owned a large number of vaudeville theatres known as the Keith and Proctor circuit. Later the firm was dissolved and Mr. Keith organized a new string of theatres now well known as the Keith circuit.

ELEVEN WORKMEN ARE DROWNED; CABLE CAR FALLS IN CANAL LOCK

Frunsbuettel, Germany, March 27.—Eleven workmen were drowned today when a suspended cable car fell into a lock of the Kiel canal.

Japan's Dowager Empress Ill.

Tokio, March 27.—The Dowager Empress Haruko of Japan is seriously ill today at Numazu, a watering place southwest of Yokohama. Suffering from heart disease, her condition causes considerable alarm.

The dowager empress is 64 years old. Her husband, the Emperor Mutsuhito, died in 1912.

Mr. and Mrs. Nicholas Beadles will entertain at dinner tomorrow evening at their home on Church street.

TERMS LIQUOR PROBE SCHEME TO BLACKMAIL

J. H. Lange on Witness Stand Further Says Judge Frank Carter Was a Party To It.

SAYS JUDGE CARTER VIOLATED AGREEMENT

Man Who Plead Guilty to Liquor Law Violation Makes Bitter Attack On Investigation.

There was a sensational occurrence in the Superior court room here yesterday afternoon when John H. Lange made the charge from the witness stand that the liquor investigation conducted here last fall by Superior Court Judge Frank Carter, sitting as a committing magistrate, was a blackmailing scheme and that Judge Carter was a party to it.

Mr. Lange was being cross-examined in the L. F. Davis hearing by J. W. Haynes, an attorney for the defense who was the prosecutor in the investigation before Judge Carter. Mr. Haynes asked the witness a number of questions relative to his being a defendant in the investigation. Mr. Lange admitted that he was a defendant, had pleaded guilty to charges of retailing and had submitted to a fine of over \$2,500 and one-third of the court costs of the entire investigation.

As the questioning continued Mr. Lange declared the entire investigation was a blackmailing scheme. When asked then if he thought Judge Carter had been a party to such a scheme, Mr. Lange answered in the affirmative. He went even further than that by declaring that before he went into court to plead guilty he had an agreement with Judge Carter, through his attorneys, to plead guilty and be fined \$2,500. He declared that Judge Carter violated this agreement after the plea was entered and made the fine over \$2,500.

Immediately following this statement and in explanation of it, Mr. Lange said that Judge Carter's motive in the entire transaction was to even up an old score that had existed, which was that he (Lange) had not voted for him.

Mr. Lange also declared in the course of the examination that the only reason he had pleaded guilty to the charge of retailing before Judge Carter was to keep the case from ruining his business.

The cross examination by which all these declarations were elicited was being conducted in the hearing of L. F. Davis, charged with false pretenses in selling Mr. Lange and Gay Green the news stand in the Langren hotel and withholding from them correct knowledge of the outstanding indebtedness of the place. Both men appeared as prosecuting witnesses against Mr. Davis. Mr. Green admitted his relations with the liquor investigations without apparent heat.

Following is the official report of Mr. Lange's evidence as taken by the court stenographer:

Q. John H. Lange, cross-examined by J. W. Haynes, testified as follows:

Q. Mr. Lange, you have plead guilty recently for the illicit sale of whiskey?

A. No, sir, I plead guilty by agreement to save my business and because I considered it a case of you fellows blackmailing me.

Q. By "you fellows" you mean that Judge Frank Carter was a party to a blackmailing scheme to blackmail you?

A. Yes, that's what I mean to say.

Q. You are now under continued prayer for judgment for three years for your good behavior?

A. That was simply because I hadn't voted for Judge Carter. He asked me if I had voted for him, and when I told him that I had not, and would never vote for him—to get even with me he increased my fine.

Q. What was your fine?

A. It was to have been \$200, but he didn't leave it at that. Our agreement was \$2000, but to get even with me for not voting for him, he increased it to \$2500.

Q. You had a contract with Judge Carter for \$2000?

A. Yes, at the time I plead guilty, but Judge Carter laid down on me because I wouldn't vote for him.

Q. Do you mean Judge Frank Carter of the Superior court?

A. Yes, at least he asked me that question and then changed my fine after I told him I had not and would not vote for him.

Q. And that was on your plea of guilty?

A. Yes.

Dr. and Mrs. H. H. Briggs will return the latter part of the week from a few days' trip to Baltimore.

NEW MOTION IN FRANK'S TRIAL

Notice Given That Extraordi- nary Motion Will Be Filed Day Before the Date of The Execution.

MANY AFFIDAVITS ACCOMPANY NOTICE

Some Allege Affiants Testified Falsely at Trial; Others Charge Conspiracy Of Evidence.

Atlanta, Ga., March 27.—Notice that an extraordinary motion for a new trial for Leo M. Frank, under death sentence for the murder of Mary Phagan, will be filed on April 15, the day before that set for the young factory superintendent's execution, was served on the Superior court here today. The notice was accompanied by a copy of the forthcoming extraordinary motion, which alleges that new evidence favorable to Frank has been discovered since his conviction seven months ago.

Many affidavits are included in the copy of the motion. Several of these signed by witnesses at the trial of Frank, allege that the affiants testified falsely against the accused man. Others charge conspiracy of evidence against Frank and others attempt to establish an alibi for him. An effort also is made to prove that the notes found beside the factory girl's body were written in the basement of the National Pencil factory, not in the office of Frank as James Conley, negro factory, sweeper, and chief witness against the convicted superintendent, testified.

Among the affidavits submitted today and hitherto unpublished is one by C. B. Dalton, declaring false the testimony he gave against Frank's character. Dalton at the trial testified that the defendant had been guilty of misconduct with several women, corroborating statements of Conley in this respect. Dr. H. F. Harris, in an affidavit alleges that a microscopic examination of strands of hair said to have been found on the second floor of the factory and used at the trial to prove that the murder occurred near Frank's office, showed that these strands were not from the head of the murdered girl.

Three affidavits allege that the affiants saw Frank on a street here between 1 and 1:10 p. m. on April 12, the time at which Conley testified he was helping the factory superintendent conceal Mary Phagan's body in the factory basement.

An attempt is made in several affidavits to show that the two notes discovered in the factory basement had been written on faded carbon copies of used order blanks, discarded and placed in the basement many months before the murder. Affiants declare that such blanks had not been in Frank's office, where Conley testified he obtained the paper upon which the notes were written for four years. Faint carbon tracings on one of the notes is alleged to be the signature of a former employe of the factory who worked in a room some distance removed from the superintendent's office.

A half dozen affidavits charge that detectives and legal representatives of the state attempted to secure false testimony against Frank and refused to introduce before the grand jury at and at the trial certain evidence contradicting the state's theory. The state's contention as to the time and place Mary Phagan was killed is refuted in an affidavit declaring that a woman's cries were heard in the factory basement two hours later than the hour fixed in the state's theory as that of the murder.

The filling of the extraordinary motion on April 15 will automatically stay the prisoner's execution, should it be denied. It is expected an appeal will be taken to the Georgia Supreme court, which already has confirmed Superior Court Judge Roan in denying a new trial on previously submitted evidence.

TARDY FRENCH STEAMER IS APPROACHING PORT

New York, March 27.—The French liner La Touraine, whose four days tardiness in reaching this port caused apprehension for a time, was reported 110 miles east of Sandy Hook by a wireless dispatch at 4:30 a. m. today. She should reach her dock late today.

La Touraine is bound from Havre, which she left March 15 with 350 steerage and 209 first and second class passengers. A previous dispatch reported her proceedings slowly with deranged machinery on account of heavy seas.

Carden to Return.

London, March 27.—Sir Lionel Carden, the British minister to Mexico, sails from Liverpool tomorrow for New York on his return to Mexico City.

VILLA DEFEATED, LATEST REPORT

NEBUCHADNEZZAR'S DEEDS RECOUNTED

Inscriptions on Clay Cylinders Found in Babylon Are Deciphered.

New Haven, Conn., March 27.—In- scriptions on clay cylinders in the Babylonian collection at Yale univer- sity have been deciphered. It was an- nounced today, and much information obtained.

One cylinder inscribed for Nebuchadnezzar, who reigned B. C. 605 to 561, recounts his deeds with reference to the restoration and enlargement of the walls and sanctuaries thereabouts. He records the rebuilding of the tower of Babel and the ancient city of Nineveh, recognized as the ancient tower of Babel.

Nebuchadnezzar adds, according to the translation: "I sought and found the foundation stone of the temple of Lagal-Marada, my deity, and laid it upon the foundation stone of Naram-Sin, king, ancient ancestor."

This ancestor presumably lived 3000 years before Nebuchadnezzar. Naram-Sin was the builder of Babylon and perhaps the greatest builder of history.

The Nebuchadnezzar cylinder was found near Nippur on the Euphrates. Another cylinder found by Arabs at the same site bears an inscription of the temple of Lagal-Marada in Murad. The inscription says that Naram-Sin subdued nine hostile armies in a year and carried three of their kings bound before the god Enlil. The record ends: "Whoever alters this inscribed stone may the gods Shamash and Lugal-Marada destroy his estate and exterminate his seed."

Glenn Endorses Movement.

Special to The Gazette-News.

Raleigh, March 27.—Chairman Clarence Poe, of the special committee for calling the state convention of progressive democrats, has a letter from former Governor Robert B. Glenn asking to be enrolled as one of those endorsing the movement for the convention and the issues to be considered.

Submarine Launched.

Quincy, Mass., March 27.—Subma-
rine K-6 was successfully launched
yesterday.

Rebel Leader Completely Rout- ed at Torreon Says Federal- ist Message to Washing- ton Embassy.

JUAREZ HAS BRIEF MESSAGE FROM VILLA

General Orders Speedy Ship- ment South of Monoplane And Railroad Track Re- building Equipment.

Washington, March 27.—Complete defeat of Villa and the constitutionalist forces before Torreon was reported to the Mexican embassy here today in a dispatch from Senor Portillo y Rojas, minister of foreign affairs.

Minister Portillo's dispatch confirming an earlier one from the Mexican consul at El Paso, says the constitutionalist forces were decisively repulsed and driven back several miles from their position of vantage.

Villa's Message.

Juarez, Mex., March 27.—Federal soldiers at Torreon last night failed in a 10-hour fight to retake Lerdo, according to a telegram received here today signed "General Villa." The telegram was dated Gomez Palacio. Lerdo is a manufacturing town in the suburbs of Torreon.

Juarez, Mex., March 27.—Out of the mass of rumors and unconfirmed reports of the result of fighting around Gomez Palacio received here yesterday and early today no reliable information could be gleaned.

From federal sources came the news that General Villa had been beaten; from rebel sources came declarations of victory for the constitutionalist general and from whence none knew came scores of other unconfirmed reports.

One brief message came from Villa himself. It contained nothing concerning the results of his battle. It was a command for speedy shipment of the military monoplane from Juarez and a order that all equipment for rebuilding railroad tracks be hurried south. The fact that the message was sent from Gomez Palacio gave rise to the belief that the message was sent from Gomez Palacio give rise to the belief that the rebel leader had captured that suburb of Torreon and hope ran higher among constitutionalists here.

That Villa had ordered the monoplane was constructed by some to (Continued on page 11)

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It is bound in a heavy cloth. It contains 400 pages, 100 illustrations and diagrams, an index, and two maps (one of them beautiful bird's-eye view of the Canal Zone in four colors).
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