

THE DURHAM RECORDER.

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GETS BUST ON THE STATE LAW

The New Hanover Grand Jury Active in Indictments

WILMINGTON STIRRED UP

The Prohibition Statute to Be Enforced Rigidly—Four White Men Already Indicted—Trial Next Term, Possibly—Trial of Stephens on Charge of Murder.

Wilmington, April 10.—Not in years has a grand jury in New Hanover county gone out of the rut of only considering bills sent by the solicitor to such an extent as the grand jury now in session. Quite a number of presentments have been made, and these, of course, will not be acted upon until the next term of criminal court.

Working Up to Enforcement of Law.

It is believed that at least part of the presentments relate to violations of the prohibition law.

Indictments were returned Friday for alleged violation of the prohibition law, one man being indicted in five cases. The unusual activity of the grand jury has caused considerable anxiety to prevail among certain classes in the community.

Not First-Degree Murder.

Examination of witnesses in the case of Joe Stephens, charged with the murder of Ernest Shields during the summer of 1909, was begun Thursday morning. The state rested just before the noon recess. While the state produced some very damaging evidence in the way of threats made by Stephens the night before the murder, it is generally regarded that the state made out a poor case, and unless it is materially strengthened Stephens will probably be released, and certainly found guilty of no greater crime than manslaughter.

Stephens Tells Why He Killed Shields.

Stephens went on the stand in his own defense and said when he shot Shields, he had his hand under his arm choking him, and he was such a powerful man he had no other recourse than to shoot. The state did not have a single eyewitness to the tragedy.

School Teachers Urged To Become Suffragists

Cincinnati, April 10.—At the annual banquet of the Cincinnati Women Teachers' association, Saturday night, Miss Bettie Wilson, wealthy ex-president of the association, surprised her many friends by saying that she will sail for Europe a few weeks hence, to be gone for at least a year; that she has taught for 35 years, and has turned in her resignation, to take effect at the close of the school year.

She owns a large tract of land in Orange Lake, Fla. She announced that she will establish a winter home there for retired teachers. Miss Wilson made three excellent suggestions. She urged the association to begin work for a permanent clubhouse by first renting a room in the Women's Christian association, and to furnish it as a library and rest room for teachers; secondly, to assist Miss Mary Conway in every way possible to make a success of the girls' continuation school; thirdly, Miss Wilson said: "I hope that all of you will become suffragists, in order that the legislature will give us good a school to the girls of Ohio at Delaware as they have given the boys at Lancaster."

Atlanta Wants Big Convention.

Atlanta, Ga., April 10.—At a meeting held here today to complete the organization of a Georgia branch of the National Democratic league a movement to bring the next democratic national convention to Atlanta was formally launched. It is believed that Atlanta's application for the convention next year would have the hearty support of the entire south.

Rixey Case to Come Up Again.

Alexandria, Va., April 10.—The case of C. Jones Rixey, president of the defunct Virginia Safe Deposit and Trust corporation, is to be tried at the term of the corporation court which began today. Mr. Rixey is charged with embezzlement and various other alleged offenses in connection with the collapse of the Virginia Safe Deposit and Trust corporation last summer.

TUG BOATS MOVE STRANDED LINER

Tide And Wind Aided in Freeing Prinzess Irene

Prinzess Irene

New York, April 10.—All day Sunday a small fleet of wrecking tugs strained hawsers in an effort to free the stranded Prinzess Irene from the sands of Lone Hill bar, off Fire Island, where the liner has been help-

less since Thursday. With the help of a favoring wind and tide the big liner was moved 100 feet, and the officers hope now that they will be able to steam to New York without aid today. The vessel having a 14-knot headway at the time she went ashore, became imbedded eight feet in the sand nearly her whole length, but so far as can be ascertained she has not suffered the slightest damage. Captain Peterson is the subject of much sympathy among the passengers of the ill-starred boat.

His story of how he got 15 miles out of his course, and then in the fog ran on to the bar, is credited as revealing one of the mysteries of the seas. According to other navigators, some uncharted current bore the Irene from her path, and the fog prevented accurate reckoning.

Whether the captain will be disciplined or relegated to the command of a smaller boat the North German Lloyd officials decline to say.

SOUTHERN TAKES FORWARD STEP

Traveling Industrial Agent Latest Development For System

Washington, April 10.—As a further step in the direction of aiding in the development of the territory along the lines of the Southern railway system, Mr. M. V. Richards, land and industrial agent, announces the appointment of Mr. W. C. Olds, as traveling industrial agent of that system, with headquarters in Washington, D. C.

Mr. Olds is a man of large experience in manufacturing in the United States and foreign countries, and is to work for the establishment of industrial plants along the lines of the Southern railway system. He is to give special attention to getting into touch with manufacturers in other parts of the country who are seeking new locations. He is to place before them information as to the natural resources of the south, as to sources of supplies for their raw materials, facilities for obtaining coal or utilizing hydro-electric power, market opportunities, the character of labor available, and all other facts relative to the advantages of manufacturing sites along the lines of the system.

JOE STEPHENS IS SET FREE

VERDICT REGARDED AS OUTRAGEOUS BY JUDGE AND PUBLIC.

Wilmington, Apr. 10.—After being out only about 45 minutes, the jury Friday afternoon, shortly before 6 o'clock, returned a verdict of not guilty in the case wherein Joe Stephens was charged with the murder of Ernest Shields in July, 1909. In the first trial Stephens was convicted of murder in the first degree and got a new trial. While not as strong a case was made out as in the first trial, the verdict is regarded as one of the most outrageous ever returned in this county.

When the verdict was returned Judge Peoples said he had held on the bench nine years, and during that time four outrageous verdicts had been returned in courts held by him, two of which were in New Hanover county. He declared that Stephens, under the evidence, was clearly guilty of murder in the first degree, and that if the jury took the unsupported evidence of the defendant in such cases as this as against 10 or 12 witnesses for the state, then the court had just as well be abolished.

Turning to the jury he said: "You can go and need not come back tomorrow. Get out!" After the jury was chosen the chances of conviction were regarded as very slight. The verdict was generally condemned.

Millia Officers Confer.

Washington, April 10.—The executive committee of the National Guard association and the adjutant general of many of the states met at the war department today for an important conference. The leading subject of discussion, it was said, had to do with plans to secure the enactment by congress of the national guard pay bill.

STRIPLING TO GET HIS LIBERTY

Georgia's Prison Commission Recommends Pardon

DECISION IS UNANIMOUS

Generally Believed That Governor Brown Will Make Him a Free Man—He Will Return to Danville—Did Not Escape a Roast—Once Chief of Police in Danville.

Atlanta, Ga., April 10.—Upholding the "unwritten law," the prison commission of Georgia Friday unanimously recommended the pardoning of Thomas Edgar Stripling, convicted and sentenced for life in Harris county, Ga., who fourteen years ago made his escape, afterwards becoming chief of police in Danville, Va.

The application will now go to Governor Brown for action. He has announced that owing to a press of work he will not be able to reach the case before some time next week. So strong has been the sentiment for pardon, however, petitions coming from all parts of the state and from Virginia as well, that it is generally believed the governor will sign the papers and make Stripling a free man.

Return to Danville.

Stripling intends to return to Danville and resume his life there, so recently interrupted by the hand of the law.

At the hearing before the commission the plaintiffs' attorneys confined their efforts to contrasting the character of Stripling with that of William Cornett, the man he killed. Stripling was painted as a Christian, a man of the highest character, a lover of home and of wife; God-fearing and lovable, acting finally only to save his own life.

Cornett was shown in the blackest of colors. Affidavit after affidavit was introduced to prove that he had no respect for women; that he was a loose talker, and that he had not refrained from beating of his consorts. Affidavits from his neighbors, from former employees and from relatives were to the effect that he was repeatedly warned that if he did not stop talking about the wives of other men he would head a funeral procession, and that his only reply was that he was too smart and too quick to be caught napping.

Mrs. T. H. Durham made affidavit that Cornett had asked her for a kiss and was advancing upon her when neighbors arrived, and that she told Stripling and her husband.

Mrs. Stripling also made affidavit that once she received a letter from Cornett. Mrs. Stripling made no reply, but kept the letter and gave it to her husband.

Does Not Escape.

Stripling did not escape a roast or two from affidavits and from attorneys for the Cornetts in the course of their attacks on him. One affidavit was introduced to prove that Stripling and Cornett had been seen together on the afternoon of the killing, and that both were in the friendliest of moods. A letter was read from the editor of a Danville paper saying that Stripling was not wanted in Danville by the majority of the citizens of that place. Another affidavit was to the effect that the two men killed by Stripling, both were shot in the back.

Attorney Cameron, in his speech against Stripling, said that he recognized Stripling as the man who led a mob at Columbus, which lynched two negroes.

Young Bride of Month Tries To Take Her Life

Norfolk, Va., April 10.—With a gash in her throat inflicted by her own hand with a razor, Mrs. W. B. Sawyer, who was married less than a month ago, is at Lawford hospital. She will recover, physicians say. Mrs. Sawyer is only twenty years old. When her husband, awakened Thursday night by her wife had cut her throat. She was sent to the hospital, and the matter was hushed until last night. The woman's husband says his wife suffered from kidney trouble, and while half-crazed with pain she attempted to end her life.

Many Claimants to Estate.

Lahon, O., April 10.—The fight on the part of more than one hundred alleged heirs to prevent the state from obtaining the estate of the late Gen. James W. Reddy, of Wellsville, who died without leaving a will or any near relatives, came up in the Columbus county circuit court today on appeal. The estate is estimated to be worth between \$150,000 and \$200,000, and Judge Hale, of the common pleas court, decided, after a long trial, in which fifty attorneys participated, that it should escheat to the state. There are about fifteen groups of claimants, and they live in England, Ireland, Ohio, Missouri, Iowa, Delaware and Maryland.

TRINITY WON BY SCORE OF 6 TO 2

Game Was Slow Owing to Wet Grounds

CONTEST TOMORROW NIGHT

Prize Will Be Handsome Set of Books Offered by Mr. James H. Southgate, Who Has Done Much to Stimulate and Arouse Enthusiasm Among the Students.

It was at least an enthusiastic crowd of about three hundred fans that braved the drizzling rain which fell throughout almost the whole day to see the third game of the Trinity-Wake Forest series on Saturday afternoon. The Trinity grounds, usually in fine condition, were muddy and only a slow exhibition of the national game could be shown. Coach Adkins was determined to play unless there was a steady downpour of rain, and the Trinity players were anxious to get back at the Baptists for the defeat of the day before. The attendance was the lowest of the season, but had the weather been good the game would probably have brought out the largest crowd of any this year.

Big Bob Gantt did the twirling for the home team and pitched an excellent game, fanning out fifteen men. He had good support, and the visitors' two tallies came chiefly in the fourth and fifth innings. As far as good playing is concerned the Wake Forest men had it on the Methodists, with the exception of the last inning, when all six of Trinity's runs were made. Underwood for the visitors kept the hits well scattered, again excepting the fatal first.

The game started off slowly with the visiting team in the bat, and it looked as if nothing was to be made in the first. But when the home team came to the bat they seemed to have solved the riddle of Underwood, and after Foushee was out on an error by third base by Bundy, Cooper and Anderson, together with a few fumbles and a crack on the head for Henderson, which got him on first, scored six runs for Trinity. The home team batted around in this inning, and then some. After the first inning the visitors brightened up and put up a fine exhibition of ball playing which effectively prevented further scoring.

In the fourth inning singles by Turner, Stringfield and Brown scored one run for Wake Forest. In the fifth, a home on balls and a two-base hit by Utley netted another run. Wet grounds prevented any spectacular plays.

R. H. E. Trinity 600 000 90—6 8 0
Wake Forest 000 110 000—2 7 1
Bob Gantt and Maddox; Underwood and Turner.

Summary.—Struck out, by Gantt, 15; Underwood, 8. Bases on balls, Gantt, 2; Underwood, 5. Hit by pitcher, Gantt, 2; Underwood, 3. Stolen bases, Trinity, 2; Wake Forest, 1. Two-base hit, Utley. Singles, Bundy, Cooper (2), Anderson (2), Foushee, Gantt, Maddox, Mills, Turner (2), Stringfield, Brown, Fauette. Attendance, 300. Time, 2 hours. Umpires, Rowe and Caddell.

TWO BIG STILLS SEIZED

REVENUE OFFICERS MADE LARGE HAUL NEAR KINSTON.

Kinston, April 10.—Revenue Raiders J. E. Cameron and W. K. Merritt have just seized two of the biggest blockade distilling plants that officers have captured or heard of in this state in many a day. Within two miles of Kinston, and only a few hundred yards from the Norfolk and Southern railroad, they captured a plant that included a 235 gallon still and ample equipment operating in a substantial building that had an enclosure in which were 125 hogs fattening on the slops. Two negroes were at work there and one of them was captured. Investigation indicates that this still has been operating for two years. The same officers raided the premises of a three-hundred-acre farm just northeast of Fremont and found in a building that they claim was built in imitation of a tobacco barn as a "blind" a still of 825 gallons capacity, of complete equipment, with the further arrangement that brought steam and hot and cold water for the distilling purposes from a cotton gin boiler in a building some distance away through underground pipes. The owner of the place died some time ago and a brother living in Fremont is executor. He disclaims knowledge of the outfit, and everybody on the premises disclaims having connection with it. The plant had not been used in several weeks, possibly. These are the only two seizures of consequence reported by revenue men in quite a while, the acknowledgment of many officers being that the blockade signals have organized and arranged signals and co-operative watches for the presence of revenuers in a neighborhood that makes it well-nigh impossible to capture them or their stills.

War Bill' Howell Dead.

Wilmington, April 8.—William Howell, 105 years old, and well known in this state as "War Bill" Howell, for his record in both the Mexican and Civil wars, died yesterday on his farm near Goldsboro, N. C. He was very active up to the time of his death, pitching his crop this year.

SOPHS TO HOLD ANNUAL DEBATE

Live Subject Will Be Discussed By Trinity Students

CONTEST TOMORROW NIGHT

Books Offered by Mr. James H. Southgate, Who Has Done Much to Stimulate and Arouse Enthusiasm Among the Students.

Tomorrow evening at 8 o'clock in the Craven Memorial hall at Trinity college the annual sophomore debate will be held.

The question which will be discussed is "Resolved, That the southern states should encourage immigrants to come into their territory." This is a very live and important question, and some interesting and instructive speeches have been prepared on the subject by these embryo statesmen.

Each spring for a number of years, it has been the custom of the members of the sophomore class to contest for the handsome set of books offered by the Hon. James H. Southgate to the best debater in the class. This is essentially a sophomore feature, no other class offering any prize for debating. By this means, Mr. Southgate is stimulating an interest in one of the most important and essential features of college education, and this is doing no little amount of good, as the ability to speak clearly and concisely is one of the finest attributes a young man can gain.

A very interesting program has been arranged. The speeches will be interspersed with selections by the quartet. After the regular program the class will remain to crown the victor with laurels, and incidentally to partake of the courses of refreshments prepared by the fair co-eds of the class. Songs, yells, and a general overflowing of class spirit will prevail. The hall will be appropriately decorated in olive and gold, the class colors.

Dr. Frank C. Brown, of the department of English, who has had this department in charge, has taken great interest in the work, and to him much of the credit for the success of the occasion will be due. Dr. Brown will preside over the debate and he and Mrs. Brown will chaperone the festivities to be held after the regular program.

Much interest in this annual contest has been shown by the students, and a place on the sophomore debate is regarded as one of the highest honors accorded to the members of this class. In the preliminaries held last Monday, those chosen to appear in the final debate are: Messrs. William B. Duncan, H. M. Katelyte, J. A. Rand, W. A. Cade, D. R. Kirkman, S. S. Alderman, Hal A. Hayes, Quinton Holton, G. A. Warlick, and N. I. White. Besides these, Misses Estelle Flowers and Nettie Tillett have won honorary positions on the debate.

This class of '13 is a hustler, and when its members undertake anything, a great success may be expected.

Claim Fraud in Recent Election at Asheville

Asheville, April 10.—The persistent rumors of fraudulent voting in the fifth precinct of this city, which have been heard since the recent commission government election here, took definite shape today when ten reputable citizens of that precinct affixed their signatures to a document in which charges of perjury and fraud are openly made.

The matter is not to rest here, however, but will be carried before the grand jury with evidence and affidavits which, these citizens claim, will convict nine men of perjury and will show that fourteen men voted fraudulently in the commission government election held March 21.

The alleged illegal votes were all cast against the commission form of government, which lost by only eleven votes.

Vote to Increase The Saloon License

Lynchburg, April 10.—The common council Friday night, after two hours' good-tempered fight, adopted the recommendation of the finance committee to increase the retail liquor license from \$1,500 to \$2,500. The recommendation to increase passed by a vote of 8 to 6. The effort to increase the malt liquor license for wholesale places from \$600 to \$1,000 failed by a vote of 10 to 4.

The increase goes to the board of aldermen on Tuesday night for concurrence, and concurrence is probable.

ASK PROTECTION WHILE IN RUSSIA

Jewish Citizens Request Taft to Compel Fair Treatment

ADMIRAL TOGO'S EXPECTED VISIT

Elaborate Plans Being Considered for His Reception in This Country

NAME IS TAGO HAIHACHIRO

The Admiral Comes From an Ancient and Honored Samurai Family, Which Gave Many Distinguished Fighters to Japan—He is Highly Honored in His Native Land.

Washington, April 10.—Elaborate plans are being considered for the reception and entertainment of Admiral Togo Haimachiro, the "Nelson of Japan," who will visit the United States and Canada some time after the coronation of King George in June, which he will attend as the official representative of the Japanese government. In recognition of the high official rank of Admiral Togo and of his fame as one of the greatest sea fighters of modern history the greatest honors will be shown to him and the program will comprise a reception by the president, a state banquet and numerous other official functions of a more or less elaborate character.

It is not yet definitely settled when Admiral Togo shall arrive and how long he shall remain. According to present plans, however, the admiral's visit will be rather brief, as he intends to visit Canada before he sails back to Japan on the steamer Sado Maru, leaving Victoria, B. C., about July 1.

Admiral Togo, who is now about sixty years old, comes from an ancient and honored Samurai family, which gave many distinguished fighters to Japan and reflected credit upon the Satsuma clan, to which it belonged. There was a time when practically the whole Japanese navy was offered by members of the Satsuma clan, just as the Japanese army drew nearly all its officers from the equally powerful and warlike Choshu clan. Nowadays neither the navy nor the army of Japan is entirely given to these, the two most powerful clans of feudal Japan; but many men from all parts of the empire are to be found in both services. When Togo entered the navy, however, practically its whole personnel was Satsuma.

Togo received a great part of his education and naval training at the Naval college, Greenwich, England, where he went through the regular courses of instruction current some thirty or forty years ago. Returning to Japan, he was employed in various capacities. In 1894, when the war broke out between China and Japan, he was in command of the Naniwa, a cruiser of 2,500 tons, one of the vessels composing what was then known as the first flying squadron of the Japanese fleet. He was a mere captain at that time. During the war he greatly distinguished himself and became the idol of the people in Japan.

It was during the early part of the war, in fact before real hostilities had begun, that Togo's ship overhauled the transport vessel Kowshing, flying the British flag, with a British captain and crew and carrying some eleven hundred Chinese soldiers for Assan. Togo signaled the vessel to stop by firing two blank shells, and the British captain obeyed the order. Then Togo sent a lieutenant on board and informed the captain that the ship would not be permitted to proceed but would have to return with the Naniwa to the rendezvous of the Japanese fleet. Capt. Galsworthy, of the Kowshing, was perfectly willing to obey this order, but not so the Chinese officers in command of the troops on board. They refused to obey the order and would not allow the captain and his men to leave the ship.

Captain Togo stood by for some time, in the hope that the British captain and crew would be able to escape from the Kowshing, but finding, after four hours, that there was no hope for this, he hoisted the red signal, indicating that he was about to open fire, and a few minutes later the first and only shell fired from the Naniwa tore through the hull of the Kowshing, wrecking the engines and causing the Kowshing rapidly to fill and sink. Then Togo sent out boats and saved as many of the drowning men as he could. With this feat Togo practically opened the war. After the war he was raised to the rank of rear admiral, and when the war with Russia became a certainty Togo was made commander-in-chief of the Japanese navy.

His conduct of the naval operations during the Russian-Japanese war proved beyond doubt that no mistake had been made in placing him at the head of the Japanese navy. He proved himself a sea fighter of wonderful ability and resourcefulness, a past master of naval tactics, cool, resolute, determined and courageous; quick and alert of perception but calm and unprecipitate in action. He is the idol of his men, and no man, barring the emperor, is loved and honored more in Japan than is Togo.

BIG LEAGUES OPEN SOON

NATIONAL AND AMERICAN PLAY FIRST GAME WEDNESDAY.

Wednesday will be the opening day for the National and American leagues. In the National league the Brooklyn club will play the Boston team on the latter's grounds; the champion White Sox will entertain St. Louis; Philadelphia will play the Giants at the Polo grounds, and Pittsburgh will play at Cincinnati.

The Chicago White Sox will play the Detroit club at Detroit; Cleveland will play at St. Louis, Boston at Washington and New York at Philadelphia.

The opening day in the big leagues will also see the start of the pennant race in the American association. For the initial contests in this organization Milwaukee is scheduled to play at Indianapolis, Kansas City at Louisville, St. Paul at Columbus and Minneapolis at Toledo.

The Southern league will get under way Saturday, with Mobile playing at New Orleans, Montgomery at Birmingham, Chattanooga at Atlanta and Nashville at Memphis.

DANVILLE MAN ELECTROCUTED.

A. L. Golden Touched Chain Suspending Electric Light.

Danville, Va., April 10.—During a severe electrical storm here Friday night A. L. Golden was instantly killed about 9 o'clock by touching a chain that suspended an electric light to the middle of the street. Golden is a watchman for the Riverside Cotton mills. He is a young married man but has no children. Several men were standing near-by and saw him when he dropped to the pavement.

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