

THE WEATHER TODAY:
For the State,
Fair; Warmer.

The News and Observer.

THE WEATHER TODAY:
For the City,
RAIN.

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ON THE BACK SHE WANTS THE VERDICT

At Noon the Twelve Be- gan Deliberating.

THE HOURS DRAGGED

Night Comes, Yet the Strain of Sus- pense Was Unbroken. With Interest at Fever Heat Nan Patterson and the Public Await the Decision.

(By the Associated Press.)
New York, Dec. 22.—The Patterson jury was finally locked up at 11.30, it being found impossible to arrive at a verdict to-night. Court will not reconvene until 10 o'clock to-morrow.

Full Story of the Day.

New York, Dec. 22.—Nan Patterson, former show girl, spent an anxious evening in the criminal court's building awaiting the result of the deliberations of the twelve men who shortly after noon today were sent to jury room to decide whether she should be branded as the woman who fired the shot that killed Caesar Young or liberated to join her family.

She had expected a speedy verdict, and had even packed her belongings and left them in a cell which has been her home for several months, but evening came and the jury went to dinner, and returned to its deliberations with no sign of what the verdict would be.

The suspense of the early days of the trial when Prosecutor Rand put witness after witness on the stand to complete a chain of circumstantial evidence against her, returned, although outwardly Miss Patterson seemed to maintain the same quiet demeanor that characterized her from the beginning.

A Breeze of Rumors.
As the afternoon passed into evening various rumors were spread about the criminal court's building as to the doings in the jury room.

"The jury stands ten to two for acquittal," was one of the rumors.
"One man is holding out," was another.

Some had the hardihood to name the juror upon whose refusal to acquit hangs so much for the former actress.

The fact that one of the jurors after the charge of Judge Davis today, had asked that he might take the revolver with which Young was killed to the jury room gave rise to stories that the jurymen were spending much time in experiments. But all these rumors were but idle talk apparently, for not an authentic hint reached the corridors of the court building as to what was actually taking place.

Outside Scores are Waiting.
The great interest which the trial of Nan Patterson has attracted was never evidenced in a more pronounced way than this afternoon and evening. Excluded from the corridors of the court building, several scores of persons stood outside the main entrance in the slush and snow and cold to wait for the verdict.

In the corridors of the building near Judge Davis' court were a hundred newspaper men and women keeping a constant vigil and picking up here and there the scraps of information which filtered from no one knew where, concerning jury, defendant, and attorneys.

During the evening the lawyers interested on either side of the case, called at the building but did not remain, having made arrangements to be called in case an agreement was reached.

With Fate in the Balance.
Miss Patterson, after the jury retired this noon spent the afternoon and evening behind her cell in the Tombs and what is known as the "pen" on the third floor of the court building.

Most of the afternoon was spent in the Tombs. As she was led from the court after the jury retired she witnessed a marriage ceremony between two prisoners and congratulated them for a moment her face brightened as though she had forgotten her own troubles, but soon after resumed its look of sad calm.

While she was in the Tombs this afternoon she opened numerous telegrams and letters from relatives and friends congratulating her upon her defense and expressing the hope and wish that her freedom was near at hand. One of the messengers was from her mother, who has not been able to attend the trial, it is said she hoped to have her daughter home for Christmas.

This evening after her dinner she was taken to the "pen," where she was joined by her father, who has been constant in his support of the daughter since she was first accused of the crime and who has been her faithful ally and companion every day in court.

No one else saw Miss Patterson during the evening and the fact that she was taken from the cell to the court building indicated that she still expected a verdict, notwithstanding that the jury had consumed hours in discussion without reaching a finding.

One of her counsel was about the building this evening but did not see his client.

The Mother's Letter.
The abiding faith of the young woman was shown shortly after 6 o'clock

tonight when she expressed the opinion that the jury would acquit her.
"I almost feel sure I will leave here tonight," she said. "I think will not stay out all night."
When she said this her face was tense with nervousness and in her hand was the massive she had just received from her mother. It read:
"Dear Nannie: We look for you to-morrow because father sent word that the jury would set you free and send you to me tonight. I dreamed last night that you were with us again and it was Christmas day. God grant that the dream comes true, Nannie, and that I will soon have my little girl again."
Watching the Jury.
At 10 o'clock the crowd of morbidly interested people about the court house gathered on the West street side of the building, where they could see the little room in which the Nan Patterson jury was sitting. This room is on the second floor of the structure and though the curtains were drawn any movement made on the inside was plainly silhouetted.

Half of those gathered were women, and for a time the people were quiet. Finally, however, becoming impatient, various cries were set up, and at the jury-men and this was continued for a long time.

The Twelve Deliberating.

The jury began its work of considering the evidence about 12.25. At 2 o'clock the twelve men were escorted to a Park How restaurant for lunch and an hour after again took up the case. At 7.20 o'clock the court officers again opened the jury room and the men went to dinner. The men were a solemn looking lot and during

(Continued on Page Five.)

TORE OUT HER LIFE

She Was Using a Rapid Fire Gun Cartridge as a Hammer.

(By the Associated Press.)
Detroit, Mich., Dec. 22.—Mrs. Thomas E. Barnes was killed today in her home at 203 Pine street by the explosion of a "one-pounder" rapid-fire gun cartridge which it is supposed she was using for a hammer in the Christmas preparations for her two baby girls. How the explosion occurred is not definitely known as she was alone with the children but it is said by friends of Mrs. Barnes that she had used the cartridge for a hammer at other times. The cartridge had been in the possession of the Barnes family for some time and it is said to have been given to Mrs. Barnes by her brother, William Mayhew, a gunner in the United States navy, and who is thought to be attached to the United States torpedo station at Newport News. The woman's right hand was torn off at the wrist, her left hand was mutilated, part of the cartridge penetrated her breast and cut her heart and lungs and her back was also cut by parts of the shell.

Mrs. Barnes had left the children in the kitchen so that they would not see her preparing for the Christmas tree which was to be set up in the archway between the parlor and sitting room. Evidently she had been re-arranging the curtains of the archway so that the candles of the tree would not set the curtains on fire. Using the cartridge for a tack hammer she was instantly killed by the explosion.

Neighbors found Mrs. Barnes dead on the floor exactly as the spot selected for the Christmas tree. Mrs. Barnes and her husband had lived here less than a year, coming here from New York.

SEVEN SUFFOCATED

Air Shaft Draws Smoke From Burning Build- ing Into Mine.

(By the Associated Press.)
Boliver, Pa., Dec. 22.—Seven men were suffocated today in the number two soft clay mine of the Hesse-Hammond Fire Brick Company, near here. The cause of the disaster was most peculiar. A small building about 16x20 burned down at the mouth of the mine, the air shaft from the working to the surface, some distance from the mine, acted as a sort of funnel and drew into the drift the heat and smoke from the fire, thus suffocating the men before they could reach the opening. As soon as it could be done, the burning shaft was torn away and rescuers rushed into the mine, but already he had succumbed to the heat and smoke, and others were in a dying condition. One more died while on the way out and another after they had reached the fresh air. The men were not burned in any way.

practically all of the men in the mine were foreigners and those killed were Austrians.

The property loss is trifling not amounting to more than a couple of hundred dollars. It is supposed that the fire was started by a miner who went out to the shaft to cut his dinner. He is thought to have upset a lamp and ignited some oil.

There is scarcely anything a girl enjoys more than making a fool of an old man unless it is to be made a fool of by a young one.

A nice thing about being in trouble is how smart you will think yourself to have gotten out, if you do.

HAVE RUSSIANS RETAKEN THE KEY?

Chinese Report Recapture of 203 Metre Hill.

ANOTHER HILL TAKEN

Tokio Reports Driving the Russians From an Eminence North of Hous- anyentao on Pigeon Bay.

Nothing Thence About 203 Metre Hill.

(By the Associated Press.)
St. Petersburg, Dec. 22.—General Kuropatkin has telegraphed to the General Staff that he has received a report from Chinese sources to the effect that the Russians have re-captured 203-Metre Hill at Port Arthur, with the rums mounted by the Japanese.

Kuropatkin's dispatch, which is dated December 21, also reports further reconnaissance of both the Russians and Japanese but says they were not productive of important results.

The weather at the front is sunny and the thermometer registers fourteen degrees Fahrenheit.

Another Japanese Success.

(By the Associated Press.)
Toio, Dec. 22.—A dispatch received by telegraph to-day from the Japanese army before Port Arthur says:
"The right column of the army at 5 o'clock this morning taking advantage of the enemy's excitement drove the enemy off an eminence north of Housanyentao on Pigeon Bay and occupied the position and at 7 o'clock dislodged the enemy from a height on the peninsula west of Housanyentao, which we occupied, capturing one small gun. After the Japanese occupation of the position the enemy made a counter-attack but was immediately repulsed. At present our occupation of the positions is practically secure."

Japan's Warships Far South.

(By the Associated Press.)
Singapore, Straits Settlement, Dec. 22.—Two Japanese cruisers called here this morning and left at noon. They reported that two Japanese battleships, two first class cruisers, two second class cruisers and twelve torpedo boat destroyers were nearby steaming west.

Kanamura Ships Move.

(By the Associated Press.)
Shanghai, Dec. 22.—A squadron of powerful cruisers under Admiral Kanamura has gone south to the China Sea to meet the Russian Second Pacific squadron.

An Important Capture.

(By the Associated Press.)
Tokyo, Dec. 22.—A p. m.—The Japanese troops have captured some important positions on Higen Bay.

CRASH NEAR MONTGOMERY.

One Man is Killed and Four Persons Are Injured.

(By the Associated Press.)
Montgomery, Ala., Dec. 22.—In a head-on collision between a freight and work train on the Atlantic Coast Line, which occurred eight miles from Montgomery, one man was killed and four persons were more or less seriously injured.

The dead, Jim Rhodes, flagman, body cooked under the boiler.
Injured: Henry E. McDonough, engineer, skull fractured, in serious condition; Carl Tally, fireman, arm broken, badly burned and burned; Thomas Walker, fireman, toes cut off, caught under engine; C. P. Ward, flagman, arm broken.

JAMES O. REAVIS ACCEPTS.

Position of Co-ordinate Secretary of Foreign Missions of Presbyterian Church.

(By the Associated Press.)
Asheville, N. C., Dec. 22.—Rev. Dr. R. E. Campbell, of Asheville, chairman of the committee appointed by the General Assembly of the Southern Presbyterian Church to elect a co-ordinate secretary of foreign missions, has received a telegram from the Rev. James O. Reavis, D. D., of Dallas, Texas, announcing his acceptance of the office of secretary, to which he was elected by the committee several weeks ago.

WILKIE'S RESTAURANT.

Yesterday afternoon Wilkie found in the store a bootblack badge, which the police found belonged to a negro, named Thomas Garland. Before arresting Garland, the officer located his sleeping quarters and found many articles of stolen property. Garland was arrested, placed in jail, and will be given a hearing tomorrow.

Clerk of the Federal court, S. L. Trogden, has resigned his position as custodian of the Federal building here. Postmaster Tyre Gienn, has been appointed to the place and has accepted.

Rev. J. F. McCulloch, professor of Mathematics at the Adrian College, of Adrian, Mich., arrived last night to spend Christmas with his family here. A movement is on foot to get the various boards of trade here to invite the President to spend a day in Greensboro, when he makes his proposed Southern trip.

Mrs. Kate Lambeth, an estimable Christian woman of Oak Ridge, died at her home there yesterday and will be buried at Union Chapel, four miles from here, tomorrow. Rev. S. J. Kirk, officiating. She was the daughter of Samuel Westbrook, a celebrated and successful merchant of Guilford county, and sister to the Westbrooks, who have made such a reputation in the nursery and trucking business in this county. She was 65 years of age, leaves no children, and survived two husbands, Dr. George Faucett, of Guilford, and Mr. George Lambeth, of Hendersonville.

Yesterday afternoon Ed. Brown, col. of Brown Summit, found when he entered his home, that it had been broken into and robbed of all his clothes, his gun, watch and \$11 in money. George Van Hook, a negro of Brown Summit, was arrested here this morning for the theft.

TOM DEWEY HERE

Spent Last Night With Family in Goldsboro.

Will go to New Bern This Morning to Surrender Himself and Stand Trial.

The late Southern train that passed through Raleigh at 8:30 last night had on it as a passenger a man whose name has been on every lip in North Carolina during the past year—Thomas Dewey, former cashier of the Merchants and Farmers Bank of New Bern. He looks older, thinner and is much broken. His face bears the sign of mental suffering, and the light of happiness has gone from his bright eyes.

Last night he reached Goldsboro shortly after ten o'clock, and spent the night with his family. This morning he will go to New Bern to surrender himself and stand trial upon the charge of wrecking the bank of which he was cashier.

Since he left New Bern so suddenly he has been a wanderer upon the face of the earth. In California this month in Texas the next month, and going from one place to another, having no fixed abode. His friends say that he could not stand that life longer. Nobody expected his trial upon the charge of wrecking the bank of which he was cashier.

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This morning at eight o'clock ex-Cashier Dewey will leave Goldsboro for the court, to stand trial upon the charge of wrecking the bank of which he was cashier.

He will surrender himself to the sheriff. The case is bailable and he will probably give bond for his next appearance at Craven Superior court.

The return of the former cashier was wholly voluntary. He was not under arrest and no officer of the law will know that he is in the State until they read The News and Observer.

Next morning he will stand trial upon the charge of wrecking the bank of which he was cashier. The reward offered by the Governor did not locate him. He just made up his mind to return to his home in New Bern and stand trial and suffer the mortification and humiliation rather than spend his days as a wanderer. He is deeply penitent and sorely regrets the step that led him to the defalcation, but has come to the point where he feels it to be his duty to stand trial for the offence.

THE LAST CENT IS PAID.

The Bonded Indebtedness of \$10,000 on Greensboro Female College.

(Special to News and Observer.)
Greensboro, N. C., Dec. 22.—The Alumni Association of Greensboro Female College, upon purchase of the property, assumed a bonded indebtedness of \$10,000. Every cent of this had been paid off, except a bond for \$100, which was strangely not sent in, and could not be located. It came in yesterday and today was redeemed for the last penny, principal and interest.

SHOT DEAD BY HIS OWN GUN.

Rutherford College, N. C., Dec. 21.—Stovall Hill, a boy fifteen years old, accidentally shot and killed himself yesterday while returning to the house from a woods near by. While shaking a pile of brush his foot slipped causing the hammer of the gun to strike a log thus discharging the entire load into his neck.

FIGURES OF THE LATE ELECTION

Decrease in Vote of Near- ly Half a Million.

POINTS OF INTEREST

Among Them May be Noted That Roosevelt Received 409,822 Votes More Than McKinley and Par- ker. 1,277,772 Less Than Bryan.

(By the Associated Press.)
Chicago, Dec. 22.—The official canvass of the votes cast November 8, for presidential electors was completed today when the result was announced in Minnesota, North Dakota and Washington. The Associated Press is, therefore, able to present the first table giving the official vote of all the forty-five States. The total is 13,508,496, against 13,968,574 in 1900, a decrease of 460,078.

The ballots were divided as follows:
Roosevelt, Republican, 7,627,632;
Parker, Democrat, 5,030,054; Debs, Socialist, 391,587; Swallow, Prohibitionist, 260,303; Watson, Peoples, 114,637; Corcoran, Socialist Labor, 33,453; Holcomb, Continental Labor, 330; Texas and Virginia, 1,746,763; and over Parker 2,547,578. In 1900 McKinley had 467,046 more than all the other candidates and 859,984 more than Bryan.

The vote for Roosevelt was 409,822 more than for McKinley, while that for Parker was 1,277,772 less than for Bryan.

McKinley polled more votes than Roosevelt in Alabama, Georgia, Kentucky, Louisiana, Maine, Maryland, Mississippi, New Hampshire, North Carolina, South Carolina, Tennessee, Texas and Virginia. Roosevelt got more than McKinley in the other thirty-two States. Parker received more votes than Bryan in Delaware, Georgia, Mississippi, New Jersey, New York, North Carolina, South Carolina and West Virginia, while Bryan got more than Parker in the remaining thirty-seven States.

Official Vote by States.

The following table shows the official vote in each State for the two principal candidates.

State	Roosevelt	Parker
Alabama	22,472	19,857
Arkansas	46,869	64,434
California	205,226	89,294
Colorado	124,687	109,105
Connecticut	111,082	72,909
Delaware	23,714	19,260
Florida	8,314	27,046
Georgia	24,093	33,472
Idaho	47,753	18,483
Illinois	632,645	327,607
Indiana	369,239	274,345
Iowa	307,907	149,141
Kansas	210,873	84,890
Kentucky	205,277	215,107
Louisiana	11,989	47,768
Maine	64,427	76,630
Maryland	109,927	109,446
Massachusetts	257,822	165,746
Michigan	351,866	124,339
Minnesota	216,541	25,187
Mississippi	3,147	53,280
Missouri	321,447	295,847
Montana	34,292	21,773
Nebraska	45,750	31,832
Nevada	6,867	3,982
New Hampshire	54,179	33,905
New Jersey	256,164	164,566
New York	859,533	683,381
North Carolina	114,482	124,121
North Dakota	62,595	14,253
Ohio	600,096	344,674
Oregon	60,455	17,521
Pennsylvania	846,849	337,939
Rhode Island	41,805	24,839
South Carolina	69,271	52,863
South Dakota	72,583	22,902
Tennessee	105,369	131,653
Texas	50,308	167,229
Vermont	52,244	35,432
Virginia	46,682	80,628
Washington	101,504	28,098
West Virginia	132,608	100,850
Wisconsin	280,184	124,107
Wyoming	20,489	8,520
Totals	7,627,632	5,030,054

(*) One Republican elector; (**) highest Democratic elector.

Party Gains and Losses.

The Republicans made gains over their vote of 1900 in thirty-two States and the official figures show losses in thirteen.

The total gains of the Republicans were 738,948 and the total losses 312,249, net gain 426,699.

The Democrats polled more votes in eight States than in 1900, but less in thirty-seven. Their total gains were 20,792 and the total losses 1,231,491, net loss 1,210,699.

Roosevelt carried thirty-two States against twenty-eight by McKinley and has 336 electoral votes under the apportionment of 1900. McKinley had 292 and the apportionment of 1888, there having been an addition of 29 by the last apportionment.

A CHICAGO BRIDE FOR MR. B. L. DUKE

A Marriage in Gotham that Surprises Durham.

IT WAS SECRET ONE

Miss Webb of the Great Western City is Mr. Duke's Third Wife. The Couple were Wedded Tues- day and Have Sailed for Europe.

Durham, N. C., Dec. 22.—(Special.)—News reached here to-day and late this afternoon was verified, that on Tuesday evening Mr. B. L. Duke, of this city, was secretly married in New York. Miss Alice Webb being the bride. They were married, it is said, by Dr. Parkhurst. The rumor is that yesterday morning they sailed for Europe and will be absent from this country some two months.

The bride, it is learned, lived in Chicago, being the junior member of a firm doing business at No. 112 LaSalle street. It is also said that she is a large owner of Independent Cuban Tobacco Manufacturing stock and owns other interests in this country.

Very few people in Durham know of the marriage at this time. The announcement will be a great surprise to all, his family as well as other relatives and his friends. Mr. Duke left here on November 23rd, stating that he was going to New York on important business. Since then nothing has been heard from him until the news came that he was married.

So far as can be learned this evening he has been completely withdrawn from the member of his family or with his private secretary, W. G. Braham, who has charge of his business affairs.

As soon as the news of Mr. Duke's marriage reached here your correspondent called on Mr. Braham and asked him about the matter. "I know nothing directly concerning the matter," said Mr. Braham. "Mr. Duke left here on November 23rd, going to New York on important business matters. I went with him as far as Richmond and he went on to New York. Since then I have heard nothing from him. Continuing Mr. Braham said: "The business transactions of Mr. Duke are open and above board, and while I have never heard of the bride I am satisfied that his usual good business judgment has been manifested in this case. As I have not been advised of the marriage I can neither confirm nor deny the rumor. I represent him in a business capacity and am not supposed to be kept posted as to his family affairs. I have nothing for the press."

An hour after this your correspondent again called on Mr. Braham and he confirmed the marriage. He had been in communication with some friends in New York and these friends wired that the marriage was solemnized on Tuesday evening. This, Mr. Braham stated, was the first direct information that he had of the marriage.

His Third Marriage.

This is Mr. Duke's third venture on the matrimonial sea. His first wife, a Miss McMannen, of this county, died a number of years ago. Later, a few years ago, he was married to Miss Minnie W. Woodward, of Chattanooga, Tennessee. The late divorce proceedings, at which time Mr. Duke secured divorce by compromise, are still fresh in the minds of the people of the State.

The divorce was granted on March 24th of this year. There were intimations of a hard local fight over this matter and Mrs. Duke had employed able counsel to represent her. One of the attorneys was a Congressman from North Carolina and he came to Durham to make the fight. Mr. Duke had very able counsel. At the last minute there was a compromise and an agreed verdict was returned by the jury. The divorce was both a divorce and Mrs. Duke retained the only child, Woodward. She and the child are now at Pasadena, California.

In regard to this matter it is learned that in order to bring about the compromise Mr. Duke paid to his wife the sum of \$30,000. There is no record showing this, however.

The grounds on which this divorce was brought were that Mrs. Duke had deserted her husband two years prior to the time of bringing the suit and that she had refused since that time to sign any deeds or papers transferring real estate. Mr. Duke is a large holder of real estate and he brought the suit in order to clear title to his property.

Considered Very Wealthy.

Mr. Duke is considered a very wealthy man. He is a son of Washington Duke, the founder of the Duke business here. He is known for his ownership of the great American Tobacco Company. Several years ago he failed in business but recuperated his lost fortunes, paid off all of his accounts and since then has accumulated large holdings. He is supposed to be worth a million dollars or more.

Mr. Duke holds large blocks of tobacco stock, and speculates on a large scale. In addition to this he owns business interests in all parts of the country, being the principal stockholder in the Keeley Institute at Washington, having much mining interests in Tennessee; owns oil interests in Texas and California; and has property scattered throughout the western part of the country.

Nothing is known about where he will make his home in the future, but it is supposed that he will reside here.

A DESPERATE FIGHT

His Blade Against Bruin's Teeth and Claws.

Marshal R. J. Crawford at Close Quar- ters With a Bear Plunges His Knife into Its Throat.

(Special to News and Observer.)
Asheville, N. C., Dec. 22.—News was received here today of an interesting and exciting bear hunt in the Smoky Mountains this week, participated in by thirteen sportsmen of the western section of the State, and including Deputy United States Marshal R. J. Crawford, who, it is declared, has killed almost as many bears as the famous Tom Wilson, of Yancey county.

According to the story told here, the hunters chased a bear into the laurel thickets, where it turned on the dogs and a furious fight ensued. During the encounter and before bruin was dispatched, two of the dogs lay dead and Mr. Crawford had engaged in one of the fiercest hand to hand encounters that he had ever experienced.

When the bear turned into the laurels the undergrowth was so thick as to effectually put out of commission the hunters. Mr. Crawford, finding himself confronted by the huge animal and unable to use his gun, drew his hunting knife and after a battle of a few minutes, succeeded in plunging his blade into the bear's throat, and ending its life with several other thrusts.

TO SACK THE TOWN

Unless the French Consul and a British Subject Are Given Up.

(By the Associated Press.)
Tangier, Dec. 22.—A courier from the east of Tangier, states that tribesmen have surrounded Alcazar and threaten to sack the town unless the French consul and one British subject are handed over to them.

Death of Miss Georgia Casey.

(Special to News and Observer.)
Goldsboro, N. C., Dec. 22.—The death of Miss Georgia Casey, daughter of Mr. and Mrs. Andrew Casey, occurred at the home of her parents in West Centre street yesterday afternoon at 4.30 o'clock. Miss Casey was about twenty years of age.