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### DEMOCRATS MOST BE ON THE JOB

#### Man Who Fails in Rules Fight in Disgrace

### ROOSEVELT FOR INSURGENTS

#### Former President Will Come Out in Favor of the Rebels in the House, It is Declared—Efforts to Effect a Compromise Has Failed—Insurgents Declare That They Can Win

Washington, D. C., March 12.—Any Democratic member of the House who is absent from his seat Monday will be in disgrace. That is the sum and substance of the comment of Democratic leaders of the House, who are now in the city.

Republicans are putting out stories to the effect that there is dissension among Democrats over the revision of the rules. They are mentioning no names, but they are charging disloyalty on the part of House Democrats in order to intimidate Republican insurgents. The insurgents do not show signs of weakening, and declare that they will line up thirty strong Monday.

If all the Democrats in the House are present, action will result in making the House a deliberative body for the first time in many years. It is up to the Democrats to be on the job, and if it so happens that any member is absent he will be the recipient of an unenviable character of publicity.

Tonight the claim is made that ex-President Roosevelt has declared in a forthcoming editorial in favor of the Republican insurgents of the House. This information has been the occasion of much uneasiness today among Speaker Cannon's lieutenants and his band of regulars, who have the expressed sympathy of President Taft.

Altogether the situation is the most interesting that has arisen in the House since Tom Reed made hat body a one man affair.

Efforts Toward the Compromise Fail.

Washington, D. C., March 12.—Three important developments occurred today in the House of Representatives. The adoption in the House of the rules of the sixtieth Congress to govern the incoming Congress.

A compromise, fathered by Senator Cummins, of Iowa, and presented to the regulars by President Taft, failed to unite the Republicans. A satisfactory working agreement was entered into by the Republican insurgents and the Democrats. The name of Theodore Roosevelt was put forward as an insurgent sympathizer.

The compromise was one that the insurgents have had under consideration ever since the report became current that President Taft desired its adoption. The compromise was rejected by the House on Monday. After the organization of the House on Monday it was provided that a resolution should be passed authorizing a committee of five to investigate the rules and report on proposed changes at the regular session in December. It was proposed that the insurgents should be allowed to name four of the members of the committee, the Democrats six and the regulars five. The latter five were to be Representatives Mann, of Illinois; Currie, of New Hampshire; Kiefer, of Ohio; Smith, of Iowa, and Stevens, of Mississippi.

For the regulars, a Representative from Indiana, replied that the compromise was acceptable if amended so as to allow the Speaker to appoint the committee, the regulars being given to the insurgents in its composition. The leaders of the insurgents subsequently declared that they would accept no such suggestion, but would insist that the Speaker will exert his influence to bring the two branches of the party together, however.

For more than two hours this afternoon the steering committee of the insurgents were in conference with a committee consisting of Minority Leader Clark and Representative Underwood, of Alabama, who represented the Democrats.

The insurgents, it is said, convinced the Democrats that they will deliver thirty votes for any proposition they desired to propose on Monday. The Democrats promised to furnish 170 votes against the previous question on motion on the admission of the old members. This is the only Democratic strength, less two, there being one vacancy on account of death and one member being seriously ill. As 195 will be a majority, the allied forces claim the victory.

The program tentatively agreed upon by the allies was to vote down the previous question on the adoption of the old rules on Monday, and if the amendment to the rules providing for a committee to select members is voted down to propose that the committee on rules be elected by the House. The Democratic conference are said to have expressed assurance that they could line up the entire Democratic delegation for the latter amendment, but they were not so certain as to the former.

The regulars claim to have the promises of several Democrats not to vote with the party for the various amendments, and deny that the insurgents have won a majority. "I have never yet, as whip fallen down on a roll of the House," declared former Representative Watson

### LUMSDEN GETS EIGHTEEN YEARS

#### No Appeal Will be Taken in the Case

### TAKES SENTENCE MANFULLY

#### Former Governor Aycock Makes Final Appeal for Clemency—Judge Malone, in Sentencing Young Inventor to Sing Sing, Comments Upon the Gravity of His Offense in the Eyes of the Law.

(Special to News and Observer.)

New York, March 12.—John C. Lumsden, the young Southern and lawyer of Raleigh, N. C., who was shot in Snydeman's office at No. 33 Broad street on December 19, last, was sentenced to Sing Sing prison today for not less than eighteen years for more than nineteen and one-half years by Judge Malone in the Court of General Sessions. He had been convicted of manslaughter in the first degree.

While receiving sentence, Lumsden stood erect, his arms folded across his chest, and looking the judge straight in the eye. Afterwards he turned on his heel, and with friends and thanked his counsel and walked from in front of the bench. The prisoner, formerly a soldier, has a military bearing and a close-cut countenance that makes him a striking figure when he faced Judge Malone. Lumsden was an inventor of a vibratory massage machine, in which Snydeman had been financially interested, and it was during the part of a quarrel concerning money matter (Continued on Page Four.)

### TAFT COBLET'S SCORED BY BRYAN

#### Not a Reformer in it He Declares

### NO PROGRESSIVE ELEMENT

#### Cooperation Attorneys Form Major Part—Suggests That the Taft-Roosevelt Talk in Georgia Last January May Have Materially Aided Nagel to Land His Job.

Lincoln, Neb., March 12.—Mr. Taft's cabinet come in for some caustic criticism in today's issue of the *Commoner*. Mr. Bryan says: "Does the President's cabinet strike you as a reform cabinet?" "Secretary of State Knox, ex-attorney of the trust, after a conference with Mr. Frick, an attorney-general, advises the killing of the only anti-trust bill passed by the House in recent years. He is likely to encourage the President to attack the trusts?" "Secretary of War Dickenson, attorney for the Illinois Central Railway, an ex-Democrat, drawn away from his party by his corporate connections." "Secretary of the Treasury Nagel, who left the party when the party separated from Wall street." "Attorney-General Wickersham, not known for any activity in connection with regulation of monopolies of a national character." "A chief executive selected a more conservative cabinet?" (Continued on Page Four.)

### WAR BEGINS IN CENTRAL AMERICA

#### Nicaraguan and Salvadorean Gunboats Engage

### U. S. MAY INTERVENE

#### Diplomatic Negotiations With Nicaragua Broken Off by Washington and Mexico Looks for Investigation at Early Day—Mexican Herald Advocates Annexation

(By the Associated Press.)

Mexico City, March 12.—It is persistently rumored here that war has broken out between Nicaragua and Salvador, and that there has been an engagement between the Salvadoran gunboat *Presidente* and the Nicaraguan gunboat *Monomomo*.

The Mexican government is without official advice as to the truth of these rumors.

The *Herald* today advocates annexation of the five Central American states by Mexico. The general opinion here is that intervention is inevitable and Mexico looks to the United States to make her initial move.

Relations Broken Off.

Washington, D. C., March 12.—Diplomatic relations with Nicaragua were practically broken off today by the State department, which ordered Secretary of Legation Gregory, at Managua, to return home, leaving the legation in charge of a consul, who will have no diplomatic capacity.

### FINAL PLEA FOR COOPERS IS MADE

#### Attorney For Defense Justifies Shooting

### PRESERVATION, HE SAYS

#### Judge Anderson, Principal Lawyer for the Accused Men, Declares That Either Robin or Colonel Cooper Had a Perfect Right to Shoot Carmack Before He Fired Upon Them.

(By the Associated Press.)

Nashville, Tenn., March 12.—The sixteen-inch gun of the defense's batteries was fired upon the State today with telling effect when Judge James McFerrin Anderson began his argument in the trial of Col. D. E. and Robin Cooper and John D. Sharp for the murder of former United States Senator E. W. Carmack. Judge Anderson, who is considered the ablest criminal lawyer in the State, is chief counsel for the defense. Strangely enough he was a close personal friend and political supporter of Senator Carmack. Although in bad health and worn with the strain of ten weeks of active work, his speech today, instead of bedimning his reputation, has been added only luster to it.

TWO—COOPER.

Anderson is not a dramatic orator. He adopts no theatrical devices. He does not speak in metaphor nor indulge in sentimental appeals. Only once did he refer to Senator Carmack as "the old soldier" and not once did (Continued on Page Five.)

### CONTEST TAKES PLACE OF TARIFF DISCUSSION

#### Politics, Murder Trials and Difficulties of Labor Organizations Are Matters of Secondary Importance in the Tar Heel State During These Gentle Spring Days

### MANY NEW ENTRANTS GROW INTO LISTS

#### Some Real Wise Contestants Are Devoting Most of Their Time to Securing the Votes That Come With Subscriptions, While Others Spend Considerable Time in Gathering Up the Daily Ballots—Ample Time to Enter the Race and Win One of the Forty-Four Prizes.

It isn't a matter of what Gifford Pinchot thinks of the tariff on lumber, nor is it a question of what the jury will do in the Barnack-murder trial in Nashville, or whether the operators are pulling to the farms of the coal mines—no, all of these things are interesting in their place, but right now the people of North Carolina are interested in one of the greatest newspaper ventures ever undertaken in this section of the country. That's right, you guessed it, the first contest in the history of the State is a district-wide \$100,000 voting contest. That is the absolute "no more beyond," the last word, so to speak, in the newspaper line.

Although this contest is only about a month old, yet it is attaining proportions and creating a style of comment over the State, the largest thing ever attempted this far South. But after all, it is only in keeping with the *News and Observer's* usual manner of doing things. As a newspaper should, it is putting on a big contest. Big is a small word but as implied in this contest it means a great deal more than large.

Scores are Interesting.

If you are on a train any place in this State, just sort of note how eagerly those staid old traveling men turn to the score every time it is published. They have friends in all parts of the State and there isn't a district in which some friend is not a contestant. Then if you look long enough, you'll see them snip out the coupon which is good for ten votes. That coupon, with others, finds its way to the contest department and some candidate receives a boost from an unknown source—all of which is very pleasant and gratifying to said candidate.

It might be well to again call attention of candidates to the fact that a new rule has been made regarding the voting. The box at the top of this story explains it concisely, but for fear you haven't read it, the contest man wants to explain again that no candidate can win a district with more than 5,000 votes over and above the score of the leader in the preceding publication. That's simple enough and obviates the necessity for long winded appeals to the limit. You will not be permitted to cast more than enough votes to put you 5,000 ahead of the leader the last time the scores were published. So you can look at your score and govern yourself accordingly.

Chance at Eight Prizes.

It's a mighty big proposition, this \$100,000 voting contest, in which forty-four prizes are to be given away. Every candidate has a chance to win the \$2,000 White Steamer touring car, the \$850 Ford touring car, the \$750 Henry F. Miller Grand piano, a \$400 piano, a \$300 diamond watch, a \$200 account of \$100 in cash, a \$100 buggy or a \$50 Turkish rocker. Just remember that please, you have eight prizes in front of you. The one you win depends entirely upon the limit. If you'll be satisfied with a \$50 rocker, why just go out and conduct a \$50 campaign, but if you're going to make an effort to win the White Steamer, don't conduct Turkish rocker campaign, that's all.

What is seemingly proving the most popular feature about this big contest is that it has been so arranged that five prizes absolutely MUST go into each district. That makes a separate and distinct contest in each of the eight districts, and where the candidates in a district are all known to each other, it makes a nice, clean, little "folks" sort of a trial of strength which leaves no bitterness and brings forth only the best efforts of every contestant.

After Subscription News.

If you have been making the scores you will be surprised perhaps to note that many of your friends who are contestants are sending by leaps and bounds. That is, they don't average a few hundred at a time, but they send coupons as they are collected by them. They are evidently of the opinion that it pays to let the scores take care of themselves while the subscribers are required to do their collection. It is a sure way of securing subscriptions. You know one new subscription brings you 10,000 votes and you may be getting a number of subscribers, and the time required to gather in that number of coupons votes.

Time to Enter Race.

A great many people who have no intention of entering the contest are apparently determined to win that \$100 buggy which is offered as a consolation prize. A large number of new names is received each day by the contest department and the

### HORNE PLACED IN WADESBORO JAIL

#### Man Who Shot Passerby at Peachland Arrested

### BRITISH NAVAL PROGRAM

### FOUR DREADNOUGHTS AMONG THE PROVISIONS FOR THE COMING YEAR.

(Special to News and Observer.)

Wadesboro, N. C., March 12.—Hush Horne, charged with having shot and seriously injured Fairley Moore, near Peachland, yesterday morning, was brought here and placed in jail tonight. Horne was arrested at his home this afternoon, and remanded to jail by Justice Baucum to await the result of Moore's injuries. Horne did not resist arrest; the officers expected it and did not attempt to arrest him until he was secured a posse of his friends. Horne was quiet and claimed if it is that he said that he was not shooting at Moore.

Horne has had trouble before. He shot a man at Polkton seven years ago. At that time Horne was taking the part of a friend who was in difficulty.

Moore is at his home and is in a critical condition, the bullet passed through his left lung. He repeated the statement that he had no difficulty with Horne, and was driving to town. Passing the house he was shot. No words had been spoken.

### HE BATTLED WITH SEA AND CREW

#### Captain of Dismasted Ship Had Hard Time

### NO SETTLEMENT IN MINE DISPUTE

### TWO YEARS FOR KILLING RIVAL

(By the Associated Press.)

Philadelphia, March 12.—The conference between the sub-committees of the Anthracite mine workers and operators to arrange a new agreement to go into effect at the expiration of the present working arrangement, failed today after this afternoon without result.

While the prospects are not as bright as they were for a peaceful settlement, there is still hope that radical action by either side will be avoided. The executive boards of the workmen and operators will meet tomorrow issue a call for a convention of the miners of three Anthracite districts to be held in one of the mining towns for the purpose of considering plans for further action and then will follow another conference with the operators before March 31. The counter-proposition of the mining companies to renew the present agreement for another term of three years will be placed before the convention by the executive board of the workmen, national President Lewis, of the union, said after today's meeting that the suggestion for another conference came from the operators.

There was but one session of the sub-committees today, and it lasted from 2 until 5 o'clock. Mr. Lewis did most of the talking of the men at today's session, while all the operators on the committee, except President Baer, of the Reading Company, took part in the general discussion. Mr. Baer was ill and left the conference before it adjourned. During the discussion, Mr. Lewis says, several of the operators again referred to the statement made in conference yesterday that some of the coal companies had been considering the advisability of asking all of the companies to agree upon a 10 per cent reduction in wages because of industrial conditions, instead of thinking about an increase. President Lewis further said that it was not made as a suggestion nor as a threat, but was mentioned, the operators told him, as showing how some of the companies felt in regard to present mining conditions. Mr. Lewis held them, he said, that the same workers would not think of considering such a proposition if it were ever made.

(Continued on Page Four.)

### OPERATORS AND MEN STILL AT ODDS

#### Pinson Sentenced in the South Carolina Affray

### THIRTY-FOUR TORNADO'S DEATH LIST

### HORSE SHOW THIS YEAR

(By the Associated Press.)

Laurens, S. C., March 12.—Overruling a motion for a new trial, Judge Prince this afternoon sentenced Wade Cochran Pinson to two years in the penitentiary for the killing of Thornwell Boyce last November.

Guilt of manslaughter with a recommendation to mercy was the verdict returned by the jury today in the case. The jury had been out all night, its deliberations occupying sixteen and a half hours. Counsel for the defense gave notice of a motion for a new trial. Pinson was in court and seemed unmoved by the verdict. The jury reached an agreement only a few minutes before it reported. Pinson shot Boyce on November 6, last. Boyce had taken supper with Miss Evelyn Brown, a beautiful young woman, with whom Pinson was infatuated. Pinson's invitation to take supper with him had been refused by the girl and later when all three were driving in a buggy, with Boyce sitting on Pinson's lap, the shooting occurred. The prosecution claimed the tragedy was caused by jealousy, inflamed by liquor and the defense claimed the shooting was accidental.

Pinson is released on a bond of \$1,000, signed by his father and uncle. The appeal will be made to the higher court on ground of error of rulings and change of the presiding judge.

### FINED FOR TRYING TO FIX JURORS

#### Sensation in Elizabeth City Arson Trial

### OFFERS A \$50,000 PURSE

### AUSTRALIAN WANTS JEFFRIES AND JOHNSON TO GET TOGETHER.

(Special to News and Observer.)

Elizabeth City, N. C., March 12.—The case of I. L. Hooper, charged with arson, has been in the hands of the jury since 3 o'clock yesterday afternoon, and yet the twelve men have come to no verdict. At 9:30 this morning the jury was summoned before Judge Peebles and reported 9 to 3. This afternoon at 6 o'clock they stood 11 to 1. It is generally believed and apparently well founded, that the majority stand for conviction. Current opinion is that the one juror will present a verdict.

A sensational feature of the case was the arrest of J. H. Pasterfield, a local blacksmith, on the charge of tampering with the jury. He was fined \$50 and costs.

To Meet in Atlantic City.

Mobile, Ala., March 12.—The Southern Classification Committee, which is in session today, announced that the next session will be held at Atlantic City, N. J., in July.

### BARRELLERS IN FIGHT

#### Ox Seymour Fired for Knocking Down and Hitting Arlie Latham.

### DUNCAN IN WASHINGTON—SEA WELL AND HUNDLEY OUT.

### SPARTANBURG THREATENED

(By the Associated Press.)

Ball Players in Fight.

(By the Associated Press.)

St. Louis, Mo., March 12.—A Post-Dispatch special from Marlin, Texas, says: "Cy" Seymour, center fielder of the New York National League team, was discharged by Manager McGraw today following an encounter between Seymour and Arlie Latham, coach of the team.

Seymour met Latham in the hall leading from their rooms to the stable, and snatched him down and then hit him on the cheek, according to the special. McGraw was a witness to the affray and immediately ordered Seymour discharged. Seymour would have nothing to say, and Latham declared that he would never forgive Seymour.

### BOOSTING SEAWELL'S GAME

#### DUNCAN IN WASHINGTON—SEA WELL AND HUNDLEY OUT.

### SPARTANBURG THREATENED

### FIRE IN BUSINESS DISTRICT PROMISED TO BE ENORMOUS.

(By the Associated Press.)

Spartanburg, S. C., March 12.—A fire in the heart of the business district of Spartanburg threatens to become the most destructive in the history of the city.

The Cleveland building is already in ruins and the Bank of Spartanburg building is in danger.

Already Goes 2,000 Feet in Air.

(By the Associated Press.)

Friedrichshafen, March 12.—The Zeppelin airship, which went up from Lake Constance this morning, attained an altitude of over 5,000 feet, a record height for steerable balloons. Various reports were received that the airship was in danger of being destroyed.

### STEAMER BURNED TO WATER'S EDGE.

#### Queenstown, Md., March 12.—The Chesapeake Bay steamboat Love Point, Captain Clarke, belonging to the Maryland, Delaware and Virginia Railway Company, was burned to the water's edge while lying at the wharf at Love Point, at 11 o'clock last night. No lives were lost. The Love Point was valued at about \$90,000 and was insured. The origin of the fire is unknown.

### DYNAMIC CANNON'S PASTIE.

### MOBILE, ALA., MARCH 12.—

(By the Associated Press.)

Columbus, O., March 12.—Albert Freiser, of Newark, who claims to be a brother of John Freiser, member of the Legislature, created a mangle in a saloon today by pulling out a quantity of dynamite from his pocket and announcing that he would blow up the State house. The police arrested Freiser.

### TO MEET IN ATLANTIC CITY.

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