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RALEIGH, N. C., FRIDAY MORNING, DECEMBER 24, 1909

PRICE 5 CENTS

THE WEATHER

Maximum temperature,

42 degrees: minimum temperature 22 degrees; total precipitation for 24 hours ending 8 p. m., 0

Leads all North Carolina Dailies in News and Frculation

OTHER SIDE OF THE U.S. GIVES AID TO BROKAW PICTURE. THE INSURGENTS

Defendant on Stand in His Extends More Than Mor-Own Behalf

al Support

2 YEARS OF MARRIED LIFE CARING

Mr. Brokaw Denies Emphatically the Charges of Drunkenness and States That He is Not a Drinking Man-Denies Striking His Wife, But Admits That He Called Her a Liar After She Had Used a Stronger Term -Other Incidents.

(By the Associated Press.) New York, Dec. 23 .- W. Gould

Brokaw, whose wife is suing him for separation with alimony of \$60,000 a year, took the stand in his own defense today and swore in the court room at Mineola, L. I., that his father-in-law, Joseph A. Blair, had threatened to kill him because he loved her too When he told Mrs. Brokaw of this threat she laughed and said: "Don't mind father, Billy; he's crazy." Mr. Brokaw described the night

when his wife took poison. In minute detail his lawyer led him through the two years of their married life, with painstaking attention to the charges of drunkenness, cruelty and abusive language brought against him in the testimony of his wife. Brokaw made a good witness. His

attitude was easy and his answers mony contradicted her own.

was flushed from a long walk -or

He had never struck his wife. never struck anyone in my life." of meeting some woman. I denied it.

were taken to her home on the sly. drinking agreement with your wife?"

when a guest had changed his wife's nd not the imitation. "If Mrs. Brekaw drank champagne, she was the only one who knew it," he testified.

Shown a list of objectionable names which Mrs. Brokaw said her husband applied to her when angry, Mr. Bro-

"Of course I do not use such lan-"Tell us what happened on the socalled poison night," directed Mr. Mc-Intyre.

"On that night," he said, "I had ie Marquis Hermosa and others to Mrs. Brokaw did not come After dinner I went to her She did not an-Then I said. 'Mary, I want to in.' She did not answer. Finhy I pushed in the door. She was urlous. I told her I only wanted to

kiss her good night, and left.

"When I came upstairs again Mrs. Frokaw was not in her room. I could not find her, and got a nurse to help ne hunt. After a search, the nurse called to me from a room at one end of the hall. I got there tast in time o see the nurse struggling to take something from Mrs. Brokaw's mouth. t was some kind of a white tablet. reamed, 'My God, she's dead.' "

"Did you do anything to cause her o take the poison? "Absolutely nothing."

Denial after denial of assertions hade by his wife in her testimony as obtained from Mr. Brokaw by ale attorney. (Continued on Page Five.)

will telegraph you tomorrow, the 24th, Will you tell the court of your five thousand dollars, and they will send another five thousand if needel. asked John F. McIntyre, his counsel. Navy Department has instructed Cap- American musical compositions unswered Brokaw. "We tain Shipley to land whatever surplus wanted to mix ginger-ale with aeriat- supplies can be furnished from our notional song, is still a national air d water until it was the exact color ships now at Bluefields, and orders and second only to "Dixie" in the popof champegne, I wished to appear to will be given the Prairie now at Colon frink with my guests and yet to not to transport immediately to Blue-drink. This mixture bubbled and it fields, from the stoces intend for the was harmless. I have used it for marines, or from the Panama Canal plies as you may ask for within the following an incident at table limit of five thousand dollars to be lass so that she got real champagne arate with Shipley in the distribution of supplies, payment for all of which, both those landed from ships at Blue-

> Rama. The dispatch follows: sight of the sick and weary, tottering through the streets is horrible, half Sonneck's volume is not for free disare mere boys. The emergency hos- tribution. pital established by the Des Mo'nes and Tacoma contains ninety wounded. the city hospital sixty. Few of the surrendered army had shoes or blankets. Scores were almost naked, all are in a pitiable condition. Estrada is furnishing them with blankets, clothing, shoes and food as best he can. Flour, beans, rice, sugar, coifee and condensed milk are needed instantly to feed the starving Zelayan soldiers. Disease and death threatens unless they are properly given best

"The great and sudden demand for proper clothing and food for the suffering is a problem for the provisional government whose resources are ex-

JANUARY-PROFITS OF THE

BIG FOUR.

(By the Associated Press.) New York, Dec. 23 .- The bullish enthusiasm which has attended the cotton market in its recent advances today realized for the first time in five years 16 cents a pound for the staple on the New York exchange. While the May option, at 16.01 today was the only cotton on the list to reach the 16 cent quotation, the entire list advanced slightly and still holds higher than at any time since the Sully boom in 1904. The bull campaign now on is said to be headed by Col. W. P. Brown and Frank B. Hayne, of New Orleans, who were associated with Sully five years ago, and by E. G. Scales and James A. Patten, the Chicago grain operator. The aggregate profits of this "big four" are rumored to amount to about \$18,000.000.

The bulls now predict 17-cent cotton before the end of January. The

Under Orders From Secretary Knox American Red Cross Funds Will Be Extended for the Care of the Injured at Bluefields-Medical Corps of Warships at Bluefields Install Hos

pital Ashore-Bread Instead of Bullets the Watch Word of the State Department. (By the Associated Press.) Washington, D. C., Dec. 23 .- Follow-

ing a peremptory warning to President Madriz that the United States will hold him personally responsible for the safety of Americans in the western part of Nicaragua, the State Department tonight extended more than moral encouragement to the revolutionists. Under orders from Secretary Knox, American Red Cross funds are to be expended in caring for the sick and wounded troops of both the Estrada and Zelayan armies, more than 2,000 of whom are incapacitated in This move on the part of the United

States is expected to be more efficacious than the dispatch of a strong force. pale. Her head tossed watchword of the State Department scornfully when her husband's testi- and it is generally believed that the prospects of food and medical atten-"The times when Mrs. Brokaw said tion will win over more men from the I was drunk," he testified, "my face government ranks than any other plan overnment ranks than any other plan hat could be adopted.

According to the latest reports, the that could be adopted,

"I medical corps of the various war veshe sels now at Bluefields has installed swore. Mrs. Brokaw knows I could hospitals ashore, where scores are benot harm her." He admitted that he ing cared for. The procession of sick STANDS FIRST IN AMERICAN had called his wife a liar. "Yes," he and wounded men through the town said, "I called her a liar, but not until is said to be pitiful, and although Esshe had called me a d- liar. I had trada is doing everything in his power been out and when I came back, to relieve the suffering, his resources

With a view of relieving the situaed with the American Red Cross and immediately afterwards dispatched the marriage and that she had promised following dispatch to Thomas Y. Moffatt, United Ctates consul at Blue-

stood from the servants that cocktails "The American National Red Cross Commissary Department, such supcabled you tomorrow. You will sep-

> be recouped from Red Cross funds." The dispatch of this telegram followed close on the receipt of a report from Consul Moffat, depicting the state of affairs in Bluefields. story of the suffering of the defeated Zelayan soldiers was brief, but graphic. Incidentally, he reported that more than 900 men were killed on both sides in the recent battle at

fields and those sent from Colon, will

food and care. (Continued on Page Five.)

PREDICT 17 CENT COTTON MASHED

AND THAT BEFORE THE END OF JOHN M. CROWELL MEETS DEATH AT SALISBURY BY FALLING UNDER MOVING TRAIN.

> ecial to News and Observer.) Crowell, aged 40 years, met Instant Cook's claims, and such verdict has death in Salisbury last night by fall- been generally anticipated. Wm. L. Cook declared that he believed his His remains were picked up in frag-

> day for interment. He was a painter by trade, a member of a prominent family in Stanley which he said he was hurrying to Cocounty. The cause of his death is a

J. F. SPENCER FESIGNS.

John D. McGregor Depointed County Commissioner to Fill Vacancy. (Special to News and Observer.) Wadesboro, N. C., Dec. 23 .- J. F. Spencer today resigned as county commissioner of Anson county and John Ostend, although there is a possibility

SANTA CLAUS UP TO DATE



Take Legal Action

(By the Associated Press.)

bill of intervention in the Norfolk and

tion seeking to estop delivery of the

Rathbone Martiner, of Providence, R.

lic auction in Norfolk, December 7.

erty be delivered to them under al-

leged contract of purchase and re-or-

ganization at New York in January,

1909, by which a new \$14,000,000

bond issue with interest guaranteed

why the bill should not be filed. Mean-

FUNERAL OF "LITTLE TIM."

Will Be Buried Today as Per His

(By the Associated Press.)

Dying Wish - Thoughtfulness of

Bur" me Friday morning. I want

the poor boys on the bowery to have

Flags at the city hall were at half

their Christmas dinner Saturday and

so as not to spoil their Christmas."

mast today by order of the mayor.

Medal for Peary.

(By the Associated Press.)

stock to the Philadelphians.

Southern sale is held up.

The interveners ask that the prop-

Delivery to Them.

LEADS THEM ALL WOULD ESTOP THE

SONGS AND MUSIC IN PA-TRICTIC POPULARITY.

(By the Associated Press.) Wachington, D. C., Decr 28 Dister Philadelphia Financiers has finally been officially proclaimed as first in American songs and music in patriotic popularity."

Such is the vardict of O. G. T. Sonnack, chief of the division of music of the library of Congress, who has just issued from the government press Yankee Doodle" though no longer a ularity contest.

The origin and evolution of "Yankee Doodle," "Star Spangled Banner," "Hail Columbia," and "America" are treated in full detail in Mr. Sonneck's volume.

He has furnished as far as possible. correct version of both text and music of all four pleces. Fac similes of the original manuscripts are produced in the volume

The history of "Yankee Doodle" is described as "a perfect maze of conflicting stories" and countless addito and variations from the original. As many as fourteen variations of the "Star Spangled Banner" are noted, accompanied by a gradual Southern Railway receivership litigaprocess of polishing and modification. The year in which "America" was first sung in public is fixed as 1832, but the exact place and date was not defistrictly a product of the United States "Two thousand starved, emaciated in both words and music, in contraprisoners have been brought here distinction to "Ameria" and "The Star from Zelaya's surrendered army. The Spangled Banner," both of which partly originated in England.

NO TRACE OF DR. COOK

University of Copenhagen Expects to Hear Nothing Further From Him. (By the Associated Press.)

Copenhagen, Dec. 23 .- The University of Copenhagen having received no communication from Dr. Frederick Cook since ist verdict was rendered no longer expects to hear anything further from the explorer. Dr. Salo monsen, rector of the university, said today that he was convinced that Dr. Cook would remain in hiding as long as possible. He believes that Dr. Cook

REPORT ON MT. McKINLEY. ill Be Delivered to Board of Gov-Today—Cook's Brother

Thinks Explorer Has Met With (By the Associated Press.) New York, Dec. 23 .- The report of

the special committee which investigated Dr. Cook's claims to have reached the summit of Mount McKinley will be delivered to the board of governors of the Explorer's Club tomor-While the investigators will not body mashed into a jelly. John M. they do not deny that it discredits Dr. brother, Dr. Frederick A. Cook, had ments and sent to New London, met foul play abroad, and he feared Stanley county, his former home, to- that he had been murdered. "I had a letter from Dr. Cook early

this week," said the brother, "in penhagens with the proofs of having mystery, as no one witnessed the acci- found the north pole. He should have reached Copenhagen before this, and as he had been threatened with violence, I fear that his enemies have overtaken him."

No Trace of Cook.

Brussels, Dec. 23 .- No trace can be found of Dr. Cook either here or at

NINE MEN

AND A SCORE OR MORE THOUGHT BE ENTOMBED IN ILLINOIS

(By the Associated Press.) St. Louis, Mo., Dec. 23 .- Eight men were killed and 400 others had narrow escapes in an explosion of gas in mine Coal Company at Herrin, Ill., late to-

Open lamps carried by employes

The dead: Seek to Prevent the Receivers of the W. T. Pierce, mine engineer. Road From Delivery of Property to Eugene Barrett, assistant engineer. Phomas Williams, assistant manager. the Norfolk and Southern Reorgan-Unidentified boy, about 16 years old. ization Company Under the Pur-George Snyder, miner. Salvatore Greeco, miner. chase Bid of \$8,500,000 Made by Piertro Romeo, laborer. Thomas Harborer, miner. Rhode Island Capitalists Ask for

James Guinney, superintendent of the mine and Robert Hueston, maniger, headed the first relay of rescuers Despite the black damp which flowed Norfolk, Va., Dec. 23.—Philadelphia into the chambers adjoining those in financiers, headed by J. W. Van Dyke, which Pierce and his party were killed, these men went into the workings. After sending to the surface three unconscious persons the rescuers next

found the bodies of Snyder, Greeco and Romeo. The efforts of the rescuers to penetrate more deeply into the workings properties and franchises of the said were repulsed by increasing banks of after-damp and they were forced to nitely ascertained. "Hail Columbia" is Southern Rallway Company" under the letreat, leaving the bodies of Pierce

purchase bid of \$8,500,000 made by and his companions Fire also began to gain headway and it is not expected that the bodies I:, when the property was sold at pubcan be recovered before tomorrow. Tonight all efforts are being directed towards fighting the flames

News of the disaster spread rapidly and there was a rush of hysterical women and crying children to the shaft house. The damage to the min cannot yet

for five years would replace the old be accurately estimated. The colbonds with delivery of 53 per cent of liery is one of the oldest in this section and few accidents have occurred Late today Judge Waddill entered an order citing the defendants to show Pierce, the engineer, who lost his cause at Richmond, December 30.

life, formerly was a Federal inspector while confirmation of the Norfolk and of government work on the Mississippi river.

MONUMENT TO JEFFERSON, Further Legislation Necessary Before

Matter Can Be Arranged.

(By the Associated Press.)

Washington, D. C., Dec. 23 .- Furth-New York, Dec. 23 .- The funeral toer legislation by Congress will be morrow of Alderman "Little Tim" Sul- necessary before the \$5,000 approprilivan, bowery benefactor and political ated by that body in 1904 for proleader, will probably draw one of the curing a site and plans for the prolargest and most picturesque crowds posed monument to Thomas Jefferwhich has ever assembled on the East son will be available. In 1996, Au-Both city officers and promgustus St. Gaudens, then in poor inent church men will attend as will health, consented to make designs for delegations from the many societies the memorial, but his death interand clubs of which he was a mem- vened before the work had been finished. There is a law requiring un-Close nersonal friends of 'Little expended balance yearly to be turned Tim" will be the nall-bearers, while into the treasury, the comptroller of Salisbury, N. C., Dec. 23.—With his pow divulge the text of the report, the honorary pall-bearers include the treasury in response to an inquiry accident happened here today by well authenticated report is current among others Charles W. Murphy, from the commission having the mat- which a Kinston lady will probably that Congressman John M. Morehead. leader of Tammany Hall, and Timothy ter in charge as to whether the \$5,- lose the sight of one of her eyes. L. Woodruff, Republican State chair- 000 was still available for the purpose for which appropriated, has replied sitting room this morning and was " was "Little Tim's" dying wish: in the negative.

MILITARY RETURNS.

I want you to get me out of the way. Two Leaders, Taken to Selma.

(By the Associated Press.) from the Selma companies of the State | the eye, but this is not certain at this militia returned today from Magnolia, time. Chicago, Ills., Dec. 23.—The Chicago the scene of the race trouble earlier Geographic Society has awarded the this week, having in charge Dee Fitz Helen Culver gold medal to Com- and Clint Wesson, two negroes, said mander Robert E. Peary, U. S. N., for to have been ring leaders in the troudistinguished services in exploration. | ble. Sheriff Grant requested that the

SHERIFF ARNOLU WARM FIGHT AS TO ON BROWNSVILLE A STREET VENDER

Appears as Witness Be- Merchants Register a Vigfore Court of Inquiry

orous Kick

QUALIFIES HIS AFFIDAVIT HIS

Which Played Such a Conspicuous Part in the Famous Attack in the Senate of Senator Brown on the Administration's Course in Regard to the Brownsville Affair-Affidavit Has to do With the Confession of Brown and Convers.

(By the Associated Press.) Senate of Senator Foraker on the ad- under the direction of W. F. Smith.

of H. E. Brown and William Lawson against the city.

would have been impossible for ods, he could dis drink under a certain porch in the popularly ho was heart of Monroe, as Lawson claimed greatest hero since the war. while there was an ordinance and a injunction. State law against drinking in public

fession as "the most shameful perver- that no man could meet.

'A" of the Chicago and Cartersville court that he once said to Convers worth of odds here now, \$1,000 on the confess to him, he would "take care" of the mine are believed to have caused sponsible for this statement which, he duce to the rear his place of selling the disaster. There were three men acknowledged, might be interpreted goods, amounts to practical confiscaand a boy in this party and all are as an offer of money, but not so in- tion and that there is no right in-

davit being presented in testimony, asserting "that the court would be If the injunction paper isn't gotten kept clear of political issues," was not introduced.

THE UTAH LAUNCHED

The Greatest Battleship in the United

(By the Associated Press.) Philadelphia, Pa., Dec. 23.-Uncle Sam's greatest battleship, the Utah, was launched today at Camden N. J. The fighting leviathan slid down the ways as Mary Alice Spray, youngest daughter of Governor Spry, of Utah. cracked a bottle of champagne on the armor plate and christened her. The big hull dipped into the water

and glided from the ways as nicely as if a superhuman hand had picked her up and dropped her into the water. A when another move is made. half dozen tugs in waiting darted out and made lines to the ship and towed her back to the moorings A multitude that crowded to every

vantage point saw the launching. The Chatham line, was burned. workmen were nearly an hour knockng away the blocking that was between the new fighting ship and the sea. Members of the Mormon church sat upon a platform built for them near the prow of the ship.

When the launching was all over Senator Reed Smoot turned to Mormon elders and said: "It may be a coincident, but it is nappy one that the launching of this

ship should take place on the anniversary of the birth of Joseph Smith." Senator George Sutherland, also of Jtah, was present. Governor Fort, of New Jersey, was one of the guests. A record in construction was made in the building of the Utah. months and eight days elapsed from

But He Gives Bond and Continues to Sell Fruit at a Chenp Rate-Will Fight Case in Courts-Residence of Dr. Wilson, Near Chatham Line Burned-Census Supervisor Blair in Durham Looking Over Situation. (Special to News and Observer.) Durham, Dec. 23 .- The city is to-

Washington, D. C., Dec. 23 .- Quali- day reasonably excited over the matfying in several particulars his affi- ter of special license revoked last davit, which played such a conspicu- night against H. A. Lutterloh, street ous part in the famous attack in the merchant selling fruits and the like ministration's course in regard to the The traveling merchant was stopped Brownsville affray, former Sheriff E. this morning and arrested, but put up

C. Arnold, of Monroe, Ga., today ap- the bond and continued. The city peared as a witness before the mili- aldermen, mayor and city afterney tary court of inquiry investigating the have been working this afternoon upon the proposition and the law firm His affidavit was offered by Senator of Braham and Brawley will appeal Foraker in rebuttal to the affidavits to Judge Biggs for an injunction

to the effect that Boyd Conyers, one The street wagon sells apples, of the seldiers discharged as a result oranges and nuts about 50 per cent of the shooting-up of Brownsville, had under the merchants. He had been confessed his connection with the paying a license of \$12.50 a month in one privilege and a State and coun-In that document, Arnold said that ty tax of \$100 a year. By his meth-Lawson and Conyers to have taken a the street by the call to the wild and to have done on the day that Conyers poor people were able to reach the talked to him about the Brownsville lefty prices of Christmas goods and incident. Today Arnold said that there was universal opposition to the

The merchants appealed for proin operation in Monroe, it would have tection. They argued that they pay been possible to have taken a drink tax, rent, clerk hire and all appur on the street without being arrested. | tenances and when the season of big He said further that when ne de- sales and large profits came upon nounced Brown's statement of a con- them, they were against competition sion of what did take place," he un- wagon, they declared, had Main and derstood Brown to have chained that every other street for its selling room. he was relating what Conyers had the largest store in the world. They said in the presence of Brown and put up a good protest and the other

man was heard from The former sheriff admitted to the He answered that he has \$1,400 that there was a great deal of money way and that this is a violation of in the case, and that if Conyers would the principle of vested rights. Moreover he argued that to stop him after of him. He said Brown was not re- he has paid his license, and to revested in the city to revoke his license. Captain C. R. Howland, recorder of The city stands pat and the subdued he court, objected to Arnold's affi- sale of goods goes on with a part of the "holler" gone,

> out tenight or tomorrow, somebody will have to crawfish. world of opposition to the stopping of the man. It is perhaps the best concrete example of protection yet board declared this afternoon. Smith failed to make good in the mercantile business here and left. He doesn't rent or pay tax in the city except this privilege tax, and it undoes the merchant. Yet it is the greatest blessing to the poor folks at all, in fact to all of the consumers, and there you are. There are certainly two arguments to this thing of protection and free trade."

Messrs, Bramham and Brawley have their papers ready for procedure,

From Route No. 7, nine miles in the country there came the news yesterday evening that the residence of Dr. H. F. Wilson, living near the

The winning of many enemies in a community infested by moonshiners caused the reports yesterday that these vicious people had stuck the torch to a house incomplete. Dr. Wilson immediately denied it, and said that he thinks the fire is the result of one that had been built in the chimney the evening before. He discredited the incendiary theory altogether.

Dr. Wilson moved to Durham during the summer and started to practice here after spending a few weeks at a hospital taking special work. Leter he concluded to return to the country and had begun a very pretty country home. This week he put on an extra number of workmen and intended the laying of her keel to her launch- to have the house ready for occupancy (Continued on Page Two.)

SHOT IN THE EYE THIRST FOR PUBLIC PIE

PISTAL CARTRIDGE SWEPT INTO CONGRESSMAN MOREHEAD BE-FIRE EXPLODES AND DOES DAMAGE

(Special to News and Observer.) Mrs. Sarah Fields built a fire in her sweeping the floor when a pistol cartridge that had inadvertently been swept into the fire exploded and the builet struck her in the eye. It was friends says Mr. Morehead has become Negroes Supposed to Be Ring at first supposed that she was fatally hurt, but a physician who was hurriedly summoned, found only a super-Selma, Ala., Dec. 23 .- Lieutenant- ficial wound of the eyeball from which Colonel J. E. Carter and a detachment she may recover without the loss of

Rural Carriers.

(Special to News and Observer.)

COMES INFATUATED WITH WASHINGTON LIFE,

(Special to News and Observer.)

of this district, has decided to accept a renomination. Ever since his first and last election he has been quoted as saying that under no circumstances would

infatuated with Washington life. GIVEN 20 DAYS.

Negro Who Was Beating a F to in a Box Car. (Special to News and Chserver.) Rocky Mount, Dec. 23.—Abram

Perry, a negro, was given 20 days on the roads for heating a train. came in from Elm City, in a sealed Washington, D. C., Dec. 23 .- J. D. car load of brick. His cries to be re-The medal will be presented at the negroes be brought here for safe-keep. Shaw is appointed rural carrier and leased brought an officer, who took Thirty-eight other negroes are beld in the fall at Linden.

D. McGregor, of Lilesville, was apthat he left Ostend by steamer last annual dinner of the society here Janheld in the jall at Linden.

No. 8 at Fayetteville.