

LEADS ALL NORTH CAROLINA DAILIES IN NEWS AND CIRCULATION

VALUABLE GIFT TO TWO BATTLESHIPS... HALL OF HISTORY SAYS THE SENATE... As a Tribute to the Late Naval Appropriation Bill Ensign Worth Bagley Passes

NOTED CONNING TOWER \$184,000,000 THE AMOUNT... CAPTAIN SCOTT IS ABOUT READY TO START IN SEARCH OF THE SOUTH POLE... ACTION TAKEN ON TWO GUARDS KILL GIFTS TO CHURCH DEPT NOT CONVICT

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The Debate Centered About the Battle-ship Question—The Bill Also Includes Two Fleet Colliers, Five Submarine Torpedo Boats, Six Torpedo Boat Destroyers—Senator DeLoach Relates Some History Concerning the Venezuelan Episode

Washington, D. C., May 23.—Voting down 24 to 29 an amendment offered by Mr. Burton to authorize only one new battleship instead of two, the Senate today passed the Naval appropriation bill. The bill carries an appropriation of almost \$184,000,000. It was before the Senate for two days, the debate being confined almost exclusively to the battleship question.

Two important amendments were adopted today. One of them offered by Senator Johnston appropriates \$450,000 for the purchase of torpedo boats "whose vitals are below the normal load line"; the other by Senator Jones, eliminates railroad, county and municipal bonds from the securities which may be deposited by contractors.

The naval increase for the fiscal year ending June 30, 1911, provided by the bill, is as follows: Two first-class battleships to cost not exceeding \$1,000,000 each. Two sub-marine torpedo boats not exceeding a total of \$2,500,000. Six torpedo boat destroyers to cost not exceeding \$1,000,000 each.

The provision inserted in the House bill requiring that the battleships and fleet colliers should be built under the "eight-hour law," was retained by the Senate.

Senator DeLoach, of New York, related some history concerning the Venezuelan episode of the first Cleveland administration. "An intimate friend of mine who also was an intimate friend of Lord Salisbury, then the British Prime Minister, told me," he said, "that when the President's message was promulgated Lord Salisbury said to him, 'I believe that on account of the manner coming down on the Civil War, America means to have a war with Great Britain at some time and I believe now is the best time when America has no navy.'"

Mr. DeLoach continued to make a change of views on the question of navy increase. He said that last year he had given his vote for the naval program, because of the President's representations of the possibility of forming a coalition with the British, but now, having reached the conclusion that war was next to impossible, he had decided to vote for the Burton amendment. He proposed an amendment making an appropriation for the direct purpose of procuring international peace, but it was ruled out on a point of order.

Mr. Heyburn expressed the opinion that there should be a continued increase of the navy until the completion of the Panama Canal.

The Democrats voting for two battleships were Clark, of Arkansas; McEnery, of Louisiana; and Taylor.

GOES TO WINSTON-SALEM. Agent G. A. Fisher transferred from Salisbury—Little Girl Injured—Greenhouse Cut Out of Run.

WASHINGTON HIGH SCHOOL. Disciplinary Summary by Rev. W. A. Lambeth.

RECEIVED NEAR BEER TAX. Action Taken by Wilmington Board of Aldermen—\$300 Tax and Restrictions.

DEATH OF INFANT DAUGHTER. (Special to News and Observer.)



Crew of the Terra Nova. Previous for the Long Voyage.

BUILDING AND LOAN MEN

THE NORTH CAROLINA ASSOCIATION MEETS IN CHARLOTTE TODAY—NATIONAL ASSOCIATION WEDNESDAY AND THURSDAY.

(Special to News and Observer.) Charlotte, May 23.—The North Carolina League of Building and Loan Associations will convene in this city tomorrow at 11 o'clock in its seventh annual session, thus giving ample time for all those arriving on the morning train to participate in the opening meeting of the association.

There will be three sessions of the State League, at 12:00, at 5:00 and at 8:00 in the evening, and an attractive program has been prepared for the various gatherings.

The North Carolina League of Building and Loan Associations stands close to the top in the ranks of the various State organizations, having under the tactful and masterful direction of its officers many of whom have come from Charlotte, achieved a success that needs almost no commendation.

The national association meets here on Wednesday and Thursday for a two days session and this plan makes it possible for each member attending the State organization to attend also the national meeting, thus gaining much benefit which can be used to the improvement and building up of the State's associations.

The United States Association of Local Building and Loan Societies convenes Wednesday and approximately one thousand delegates and visitors are looked for.

DEATH OF DR. L. HUSSEY. Was an Excellent and Highly Esteemed Citizen of Duplin County.

(Special to News and Observer.) Warsaw, N. C., May 23.—Dr. L. Hussey, the oldest and most prominent physician in the county, died here last night at 11 o'clock. Cause of death, general break-down, due to his advanced age.

Dr. Hussey was born in Onslow county, July 1831, and was, therefore, nearly 79 years of age. He is survived by his devoted wife and by the following sons and daughters: Mr. John J. Hussey, of Atlanta, Ga.; Mr. Chas. W. Hussey, of Winston, N. C.; Mrs. W. B. Aaron, of Olive, N. C.; Messrs. N. Hussey and Edwin D. Hussey, of Charlotte; Mrs. J. D. Mairland, Jacksonville, Fla.; Mrs. J. H. Newberry, of Raleigh; Misses Louise and Nellie Hussey, of Warsaw. All these are present to attend the funeral of their beloved father. One daughter, Mrs. Emma Whitaker, of Jacksonville, Fla., preceded her father to the grave by six months, she having died last November.

In the death of Dr. Hussey his family loses a loving father and the community an honored and useful citizen. He was a genuine type of the true Southern gentleman, loved, honored and respected by all classes. He lived above the usual bickerings and petty strifes so often seen and smugged in the ambitions for wealth, power, and position.

OTHER TEACHERS ELECTED. To Fill Vacancies Caused by Resignations at Wadesboro.

(Special to News and Observer.) Wadesboro, May 23.—Some weeks ago Prof. J. H. Melver was again elected superintendent and principal of the school, and all the teachers resigned with the exception of Miss Inez Caudle, who resigned her position. Since the election Miss Orla Deas and Miss Lucy Hawkins have been elected to fill these vacancies; Miss Beattie Trice, of Wadesboro, for the 7th grade. She has taught two years in the city school of Asheville. Miss Beattie Cofess, of Smithfield, for the second grade, and Miss Annie Lee Harper for the first grade. These are all experienced teachers and come highly recommended. The school has just closed a very successful session.

REDUCED NEAR BEER TAX. Action Taken by Wilmington Board of Aldermen—\$300 Tax and Restrictions.

(Special to News and Observer.) Wilmington, May 23.—The Board of Aldermen tonight reconsidered their former action placing the near-beer license at one thousand dollars per year and adopted a tax ordinance, providing for the forfeiture of license for violation of the law, will also prohibit bond of \$100 to be given by each dealer. No licenses will be allowed, unless most close interior inspection, and they be inspected at any time by the chief of police or any other under his direction.

ROOSEVELT'S QUIET DAY. GUEST AT LUNCHEON OF TWENTY BIG GAME HUNTERS—TAKES TEA WITH MR. AND MRS. CARNEGIE.

(By the Associated Press.) London, May 23.—Mr. Roosevelt is enjoying the quietest day thus far of his European tour, and is getting something like a real rest. The throat still bothers him and his voice is husky.

Decision of Southern John L. Fox of Anson Had Presbyterians Knocked Guard Down CAUSES A WARM FIGHT WAS TRYING TO SHOOT

Assembly Adopts an Optional Form of Conveyance Whereby Future Donors May Be Assured That Their Gifts Will Remain Forever in That Organization.

(By the Associated Press.) Lewisburg, W. Va., May 23.—Despite the protest that the action might hinder union with some other church the Southern Presbyterian church in General Assembly here this afternoon adopted an optional form of conveyance whereby future donors may be assured that their gifts will remain forever in that organization.

The fight over the proposal was the most earnest of any contest of the assembly. Judge Frank B. Hutton, of Abingdon, Va., led the forces in favor of the adoption of the form, having presented a majority report of a special committee.

Rev. C. R. Nesbet, of Nashville, Tenn., submitted a minority report signed by himself and was the leader of what proved to be the majority on the floor. Dr. W. L. Lingle, of Atlanta, Ga., played the role of an unsuccessful compromiser. He wanted the assembly to adopt no form.

The contest on the floor was inaugurated by Judge Hutton. He read the form of deed, providing that the property given to any church institution to the church could not be diverted to any institution beyond the control of the church.

The discussion became interesting when Dr. Nesbet declared that the action proposed by Judge Hutton would provoke an untimely discussion of Organic Union. He asked that the church be left to "follow where the Holy Spirit leads."

"My conscience tells me," said he, "I let this go without protest. I will be a sinner."

Putting up costiveless in court-room fashion, Judge Hutton set to work to defend his report.

"Who's leading the Holy Spirit," he demanded of the minister with an explanation that he was not facetious? Does any one know where the spirit is going to lead us. How do we know that will interfere with the leading of the spirit?"

Judge Hutton said that this would not permit organic union. He explained that it merely provided a form whereby a person could give property to the church and that it would never be diverted to any institution outside of the Presbyterian church.

"Your assembly asked our committee to draw such a form and we did it. And you accuse us of trying to stir up a debate on organic union and of being sinners."

Dr. Nesbet got the floor long enough to say that the report was dangerous because it provided for the assembly giving its influence to this kind of donation.

"I hope that never again will I ever be appointed on a committee with three lawyers," said he. The debate became more interesting in their earnestness, frothed gentlemen became oblivious to their surroundings.

The Rev. Dr. M. L. Lacey, the very personification of dignity and reverence, so far forgot himself as to put out a foot in the palm of his hand as to say, "I'll bet you—"

Laughter for the first time during the assembly put to rout the Presbyterian dignity of the august body. The gray-haired old man changed his statement, "I venture—"

Finally Judge Hutton's report was adopted by a vote of 166 to 75. During the day the Rev. J. D. Lacey, of Texas, was elected permanent clerk over Dr. John R. Herndon, of Tennessee; Dr. A. M. Frazer, of Virginia, and E. M. Craig, of Alabama.

While in Woods Near Fair Grounds Knocked Down Guard Hunted and Took His Knife While Negro Convict Aiding Him Setaud Guard Hayes, Guard Smith Shooting Fox Twice When Guard Hayes Released by Aid of White Trusty Ended the Conflict by Shooting Desperate Convict.

In a dare-devil attempt to escape from State's Prison Guards, John L. Fox, a desperate convict from Anson county, yesterday morning shortly after seven o'clock knocked down one guard and seized his magazine rifle, covered another guard, who shot him twice, a third guard, who had been seized by a negro convict, confederate of Fox, being released by the blow of another convict, then shooting Fox, who died instantly.

The attempt to escape was as desperate a one as has occurred in years, and took place in the woods a half mile north of the Fair Grounds, where a party of twelve convicts had been taken to clear out underbrush for a rifle range being constructed. It was only by the quick action of N. L. Smith, of Wake county, that he was not shot and giving aid in releasing Guard C. Hayes, of Wake county, was a white convict, Robert Hanner, of Stanly county, who has yet two years to serve for bigamy. It was a narrow escape for the guards which ended in the death of Fox.

John L. Fox, of Wadesboro, is the white convict who on August third of last year escaped from the State's Prison by placing a dummy figure in his cell, staying from supper on pretense of being sick. He hid out and during the night escaped, being recaptured in New London, Conn., on March 15, while working as a barber, that being his trade. He was about thirty years of age and was sentenced in May, 1909, for manslaughter, his term being twelve years. It is the understanding that he had killed two men in his time and at the State's Prison he was regarded as being cunning and resourceful, but not desperate, though as he had made one escape shackles were kept on him as a preventive of a getaway.

and one escape from the State's Prison, C. and after his body was removed to the Brown undertaking establishment a message was sent to her. No arrangements have as yet been made as to the disposal of the body of Fox.

The Arrival in the Woods. By permission of the Board of Directors of the State's Prison a convict force is now at work clearing away the brush north of the Fair Grounds, to be used by the Raleigh military and the State military as a rifle range, and yesterday morning a squad of twelve convicts, two of whom are trusties, went to the range in two wagons, being in charge of three guards, and no trouble was anticipated.

The squad went in two wagons, Fox being with the two-horse team on the front seat of which sat Guard Geo. C. Hayes with a shot gun, next Robert Hanner, the white trusty who was driving, while on a back cross the rear of the wagon sat Guard H. H. Huntcutt, with a Mullan magazine rifle, and on the seat of the second horse-wagon was Guard N. L. Smith, who had a shot gun. Among the convicts in the party were Carl Kelly, just sent up from Beaufort county for thirty years for killing Mr. Fox, and Featherston, who was just recaptured in Jersey City after being out since 1896, Robert Hanner, the bigamist from Stanly county, John Steele, the Negro convict recently captured in the front seat of the wagon, and a knife noted about him. The convicts in the party were Carl Kelly, just sent up from Beaufort county for thirty years for killing Mr. Fox, and Featherston, who was just recaptured in Jersey City after being out since 1896, Robert Hanner, the bigamist from Stanly county, John Steele, the Negro convict recently captured in the front seat of the wagon, and a knife noted about him.

As the wagons stopped in the woods Fox arose and quick as a flash had a knife out of his pocket and struck at Guard Huntcutt with the knife, which struck the gun and at once gave Huntcutt a violent blow which knocked him off the wagon, the desperate convict seizing the magazine rifle, and as he started to jump took aim at Guard Smith who had leaped from the second wagon, but Smith was the quicker of the two and as Fox threw up his gun Smith shot away, and then the second time, the load of buckshot striking Fox in the stomach and breast, some going into the wood-work of the gun.

Fox stood on the ground when a third shot came, this from Guard G. C. Hayes, who had been having trouble on the front of the two-horse wagon. As Fox struck Huntcutt, the negro convict Merrill McIntosh, threw his arms about Hanner and tried to hold him. At this Robert Hanner sitting next to Hayes, struck the negro full in the face and struggling aided Hayes to free himself from the negro. As Hayes got loose he jumped to the ground and sent the third shot into Fox, who at once fell during the struggle, which of his shots killed him is not known, as all in his body are buckshot.

Preparing for McIntosh. As Fox fell to the ground Guard Smith covered McIntosh with his gun and called to him "don't you move or I'll blow your brains out." In which the negro replied, "I ain't going to do nothing else," and McIntosh of the time that all the convicts were of the State.

(Continued on Page Seven.)

IRISH POTATO CROP. Shipments Being Made From the Elizabeth City Section.

(Special to News and Observer.) Elizabeth City, May 23.—The steamboats of the LeRoy Steamboat Company, brought in large quantities of Irish potatoes from different points on the line. The weather is extremely favorable to the trucking crops and sweet potatoes are reported to be coming forward very promisingly. A big yield of this crop is expected through this section, which is a great Irish and sweet potato country.

Prices on Irish potatoes are fair and the outlook for considerable quantities of money from this crop alone looks good to the truckers of Eastern Carolina. Some big shipments are expected to go forward from this section next week.

Col. W. T. Old, cashier of the First National Bank, who has a nice farm near here, reports that he has been very successful this season in his Irish potato crop. Out of two barrels of seed he has shipped 42 barrels of Irish potatoes, which is not a bad yield by any means.

MR. JOE WHITTY DEAD. A Heavy Illness Visited the Dover Section.

(Special to News and Observer.) Dover, May 23.—Mr. Joe Whitty, a farmer in the neighborhood of Lewis Chapel, died yesterday of pneumonia. He was about forty-five. He is survived by his wife. The body was taken to Pollockville today for burial.

A heavy hail storm visited this section yesterday afternoon, but the damage is supposed to be slight.

Officers of Company M. (Special to News and Observer.) Wadesboro, May 23.—Company M, Second North Carolina Regiment, National Guards, has elected the following officers: Captain, Adam Lockhart, first sergeant, W. B. Ross, second sergeant, T. P. Caraway, third sergeant, M. D. Regall, fourth sergeant, J. P. Teal, fifth sergeant, F. C. Dawson, quartermaster, sergeant, W. C. Inman, Jr.; corporals, T. J. Covington, T. P. Jones, W. J. Ross, George Patton, G. L. Burns.

FIRE AT EMPORIA. Saw Mill Burned—Loss About One Hundred Thousand Dollars.

(Special to News and Observer.) Emporia, May 23.—The sawmill department of the Emporia Manufacturing Company, of North Emporia was totally destroyed by fire at an early hour yesterday morning. The plant was valued at about \$100,000. About 40 per cent is covered by insurance. About 500 men will be thrown out of employment.

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