

Full data concerning the weather will be found today on page two.

GERMANY LIKELY TO REPUDIATE ACT

Washington Expects Not The Least Trouble Over The Frye Sinking

BERNSTORFF AGREEABLE

Ambassador Wires Home That, While Captain May Have Thought He Was Doing Right, United States Probably Has a Just Cause To Ask For Damages

(By the Associated Press.) Washington, D. C., March 13.—Germany will repudiate the action of the Captain of the Prinz Eitel Friedrich in sinking the American ship William P. Frye and make reparations for the loss of the vessel and cargo, in the opinion of German officials here.

Count Von Bernstorff, the German ambassador, after a visit to the State Department today, indicated that he believed the case would be settled without much difficulty. He told Counselor Lansing that the captain of the Prinz Eitel had told Captain Boy-Ed, naval attaché of the German embassy, as to the sinking of the American ship, but the ambassador reserved his own opinion on the commander's action, saying he had no instructions from his government.

Capt. Thierichens, of the Prinz Eitel, informed Captain Boy-Ed that his only guide while at sea for many months and thus out of communication with his government, was the declaration of London. This would permit the destruction of a neutral vessel if carrying a cargo more than half of which could be proved to be contraband, provided it was impossible to take the vessel to a home port without endangering the captor's warship.

Since war's outbreak Germany has defined its views on shipments of conditional contraband and contended that foodstuffs must be proved to be actually the intelligent forces of an enemy before they can be seized.

The German ambassador sent to his government a full report of the sinking of the German captain and the reasons for the latter's action.

Give Damages of Liability.

It was said on good authority that his report to his government, the ambassador pointed out that, while the captain acted as best he could under the circumstances, being ignorant of the status of the contraband situation, it would not affect the necessity for the payment of damages and the making of reparations by the German government, thought it would be an important factor in relieving the commander from personal liability.

W. D. Sewall of Bath, Maine, owner of the Frye, and Captain H. H. Kibben, its skipper, conferred with officials of the Treasury and State departments. The captain gave in detail his story of the sinking of the Frye and is turned over to the American government, copies of the papers of his ship. The German captain withheld the originals, in accord with his rights under international law, State Department officials said. Captain Kibben left tonight for his home in Baltimore.

Press Reports Tell All

Counselor Lansing said nothing had been brought to his attention which had not already been disclosed in press reports. Captain Kibben, Mr. Lansing said, had asserted that the Eitel Friedrich came north on a course far out to sea and turned due west into Newport News because of lack of provisions and the need for repairs.

The question of damages was discussed briefly between the owner of the Frye and the State Department, who indicated that if the sinking of the Frye was proved to be an aggravated case, punitive damages in addition to the value of ship and cargo must be asked. They pointed out that England paid 25 per cent punitive damages in the famous Alabama case during the Civil War.

State Department officials said the next step would be drafting of a formal claim which could not be completed until definite information had been received from owners of the cargo. As yet the Department knows very little of the consignees or persons to whom the cargo was said to have been sold while enroute and conditions of the sale. As soon as that data is obtained the case will be ready for presentation to Germany. Some officials, however, believed it was likely that some word would be received before that from the German foreign office offering voluntary settlement of the case.

Although Navy Department officials had under consideration the time to be given the Prinz Eitel for repairs, an announcement was made at the State Department it was said all neutrality phases of the case practically had been disposed of.

The report that two Germans taken off the American ship Frye had been held by the commander of the Prinz Eitel for further military service was brought to the attention of Counselor Lansing, who said the State Department had been informed that the men were German subjects and had voluntarily enlisted in the commerce destroyer's crew.

Beelia Much Interested

Berlin, March 13.—(By Wireless to Sayville, N. J.)—Berlin newspapers give much space to the report from Newport News, telling of the arrival there of the Prinz Eitel.

Much prominence is given a London dispatch saying American public opinion is wrought up on account of the destruction of the William P. Frye by the Eitel.

"In the absence of definite or official information no comment on the incident is made by any of the newspapers."

The Entrance Guarded

Norfolk, Va., March 13.—The observer at Cape Henry reports a three-stack cruiser, nationality unknown, which lay about twelve miles off shore from the point yesterday afternoon until 6:30 this morning, when she departed.

Residents of Virginia Beach say two cruisers, supposed to be British, lay off that point last night, using their searchlights.

VILLA ASKED TO PAY FOR KILLING

Northern Chieftain Holds The Purse Strings of Dual Coalition

A FULL INVESTIGATION

State Department Will See Just Where The Full Blame Lies and Will Secure Reparation; Famine Sorely Tries The Inhabitants of Sonora

(By the Associated Press.) Washington, March 13.—Demands by the United States upon General Salazar, Zapata commander in Mexico City, for the punishment of soldiers who murdered John B. McManus, an American citizen, and adequate reparation to McManus' family, were repeated today to General Villa.

"As Villa and Zapata," said Secretary Bryan, "have been co-operating, I thought it was a good idea to make representations to Villa as well, so that the offenders would be punished."

As General Villa has been practically in control of the finances of the Villa-Zapata government, the question of an indemnity to the family of McManus, it is believed, will be settled by the northern chief. General Salazar already has promised to punish McManus' slayers.

Mexico City was reported quiet late today. The State Department's summary of conditions in other parts of Mexico said:

"The department is informed that the occupation of Piedras Negras by the Villa faction gives it complete control of the coal region of Coahuila. Food order has been established in Piedras Negras and merchants have reopened their stores. Communications will not be interrupted. The Villa faction has for a few weeks on account of several large bridges having been dynamited by the Carranzistas.

Progress Not Shut Up.

A dispatch dated March 12 from Vera Cruz states that General Carranza has announced that the gunboat Zaragoza at Progreso will detain any vessel found operating in loading cargo and that he expects to occupy the port operating by land and sea. The Constitutional authorities at Progreso also has been ordered to detain any vessel found operating in loading cargo and that he expects to occupy the port operating by land and sea.

"The department is in receipt of a report dated March 5 covering the general political situation in the Sonora district. It is stated that General Maytorena has dispatched a large force to the south to repel the reported advance of Carranzistas under General Turbe.

Famine Rages in Sonora.

It is said that the phase of the Sonora situation now most serious seems to be the scarcity of food.

"It is said that the army of General Carranza in its march from Chihuahua across the mountains into Sonora, lost 1,200 horses from starvation and exhaustion. Several men also died, as did many of the 800 women and children who accompanied the expedition."

Enrique C. Lorente, Villa's representative here, issued a statement tonight regarding the McManus case which says:

"Some Doubt in McManus Case."

"There are certain features about the McManus case which give rise to a suspicion that the deceased might not have been entirely without fault. It is stated, he was guilty of having killed three Zapatistas when the latter entered Mexico City some months ago. It is equally possible that he might have been detected in sniping on Wednesday last when the same troops again entered the capital. In that case he may have been shot by way of reprisal, which circumstances would tend to relieve the Mexican government from responsibility.

"On the other hand, he may have been wrongly shot by an irresponsible group of soldiers. Should investigation develop that such was the case the American people may be assured that the provisional government of Mexico will make reparation through the payment of a money indemnity to the family of the deceased.

"In this incident we will be guided by the policy of the United States in cases in which foreigners have met death by mob violence within its territory. In conformity with that policy we desire only a reasonable time within which to complete an investigation, and when that is accomplished, prompt and suitable action will be taken."

JAPANESE TROOPS IN CHINA DOUBLED

Tokio Say Only "A Shifting of Troops" But The Old Garrison Stays

(By the Associated Press.) Peking, China, March 13.—The Chinese government has official information to the effect that the second Japanese squadron, comprising 20,000 soldiers, has sailed for China.

Arrival of these troops will increase the number of Japanese soldiers in the garrisons in China to nearly 60,000.

The new troops will be distributed in Manchuria, Shanghai, Tien-Tsing and Hankow, where present Japanese garrisons number 20,000.

It was made known in Tokio several days ago that new forces would be dispatched to the Japanese garrisons in China. It was explained, however, as merely a shifting of troops.

Subsequently, it was intimated that the garrisons now on duty would be retained pending settlement of Japan's demands on China.

E. FRIEDRICH IN MORE TROUBLE

Two Members of Frye Crew Probably Held Against Their Will

WASHINGTON ON THE LINE

Furthermore, Herr Thierichens Has Failed To Give Information Twice Requested By Collector Hamilton; British Warships Have Gathered Outside Roads

(By the Associated Press.) Newport News, Va., Mar. 13.—Developments concerning detention by Commander Thierichens, of the Eitel Friedrich, of two members of the crew of the American ship William P. Frye, sunk by the Friedrich led today to a renewal of the inquiry into the circumstances and further negotiations with the Washington government.

Charles Frank and Robert Rogge, two members of the Frye's crew, were not released when Captain Kibben, skipper of the ship, was taken ashore, the commander of the Friedrich stating at the time that the men were Germans and still held to service under German arms. When Collector Hamilton's agents looked into the matter it was stated that the men had made no protestations against their being detained nor had they requested Captain Kibben to add them to the crew.

Statement Changes Case.

Today, however, two members of the Frye's crew were examined by Collector Hamilton after they had made statements that one of the detained men remained on the Eitel Friedrich against his will. After conferences with Washington officials, the telephone room stated that the two men of the Frye's crew were taken late today and will be forwarded to Washington. Collector Hamilton would not discuss the case tonight, but he is expected to make an inquiry was being made.

Thierichens Has Not Replied.

Late tonight, Commander Thierichens had not complied with the action of the collector, but he was asked by the custom authorities here, asking him to forward as soon as possible his specific request as to the time he desires the United States government to yield him for retention of the German warship still in ship yard here. Two letters requesting this information have been sent to the German commander by Collector Hamilton, who remained at his post late tonight in the hope that the answer would be received. It is the wish of the local authorities to get all the official information concerning the Eitel Friedrich into the hands of the Washington authorities by Monday if possible.

Crewer Causes Excitement.

The Eitel Friedrich slipped out of dry dock early today and headed to a pier nearby. There was some commotion when the ship began to move, particularly because masters of incoming merchant ships had reported sighting and speaking to British warships off the Virginia Capes last night and early today. But officials here say that the Eitel must be prepared to leave before the warship is sent across again into the warship's scow.

It also is pointed out that until neutrality requirements regarding foreign battleships of a belligerent nation in port are complied with, she cannot go. In the case of the Friedrich this has not yet been done.

Agents of the French liner Florida, sunk by the Friedrich near Florida, are planning to take care of Portuguese and Turkish immigrants taken by the German ship. Arrangements are being made to take them to New York Monday and then to their original destinations in South America.

TRAIN UNHITCHES HORSE

George Coley Awakes to Find Horse Killed

(Special to The News and Observer.) Goldsboro, March 13.—George Coley took a party to the vicinity of the bridge over the old Asylum road in his back last night. George had been very busy that day and felt "tired" on the return trip. The long road led the way back to Center street, however, and as they were growing as all good back horses should until the railroad crossing was reached. At this point George awoke in time to see his horse disappear. George says that up to this point he had a perfectly good nag and in another instant he "was natchly vanished." He saw his horse and then he didn't.

The mystery was unraveled by finding the carcass of the animal a few feet down the track. A passing train caught the horse and simply jerked him out of the carriage and left the vehicle and George unharmed at the roadside. And it was done so smoothly that the carriage was not moved out of its tracks and the engineer did not know he had struck an object.

\$5,000 ASKED FOR SLAP.

Former Durham Constable Struck Man While Prisoner.

Durham, March 13.—Superior Court since yesterday afternoon has been taken up in the trial of the case of N. A. Gee against ex-Constable Raymond Hall.

Mr. Gee is suing the former constable because of mental anguish and humiliation that resulted from a slap which Hall administered while Gee was a prisoner in the police station of Durham.

The incident happened on the first day of November, 1912, and at that time attracted a good deal of attention because of the publicity that was given the action of the constable in slapping a prisoner's face, when the man was held by other officers, and when it was supposed to have the protection of the law.

Since that time Mr. Hall has been defeated for constable.

The whole story of the incident has been reviewed in the trial of this criminal action, of Gee against Hall, who admits that he slapped the prisoner, but puts up as his justification that Gee was cursing him at the time. Gee is asking for \$5,000 damages.

BRITISH COLLIER SUNK BY TORPEDO

Since Wednesday Seven English Ships Have Suffered By Submarines

FOUR LIKELY WERE LOST

Three Others Only Captured. Since War Began 88 Merchant and Fishing Ships Lost By England; Dresden and Kron Prinz Wilhelm Busy in South Atlantic

(By the Associated Press.) London, (10:35 p. m.), March 13.—The admiralty announced tonight that the British collier, Invergowrie, was torpedoed today off Crosswall, England, and sunk. All the crew were saved.

The admiralty announcement says that since the tenth of March, seven British merchant steamers had been torpedoed by submarines. Two of these, it is stated, were sunk and of two others it is said that the sinking is not confirmed. Three were not sunk.

The two steamers officially reported sunk are the Invergowrie and the Inching, which was torpedoed off the Selly Islands on March 12th. The crew of the Inching was reported rescued.

The two steamers whose reported sinking is not yet officially confirmed are the Florance, which was torpedoed at the mouth of the Bristol Channel on March 11th and all her crew were reported rescued, and the Andalusian, which was attacked off the Selly Islands on March 12th. The crew of the latter vessel is reported rescued and the Andalusian was torpedoed in the English channel March 13th and has since been towed into Charleston by a fishing vessel.

The steamer Headlands was torpedoed March 12 off the Selly Islands. It is reported that her crew was saved.

The steamer Hartland was torpedoed March 13 off South Hook in the Irish channel. Twenty-nine members of her crew were picked up and two were lost.

British Have Lost 88.

London, March 13.—(9:30 p. m.)—The admiralty, announcing tonight the total number of British merchant ships reported lost through submarine action since the war outbreak, says 88 merchant vessels were sunk or captured, of those 54 were victims of hostile cruisers, 12 were destroyed by fishing vessels and 22 by submarines. Their gross tonnage totaled 309,743.

In the same period the total arrivals and sailings of overseas steamers of all nationalities, of more than 3,000 tons net, were 4,756.

Forty-seven fishing vessels were sunk or captured during this time. Twenty were blown up by mines and 27 were captured by hostilities. Twenty-four of those captured were caught on August 25 when it is understood, the Germans raided a fishing fleet.

Kron Prinz Wilhelm a Busy Craft

Buenos Aires, Argentine, March 13.—The date upon which the French steamer Guadeloupe was sunk off Brazil by the German auxiliary cruiser Kron Prinz Wilhelm was February 21. This shows the Guadeloupe crew of 15 men and 145 passengers were three weeks on board the British steamer Chase Hill before they disembarked at Pernambuco yesterday.

The Dresden Still Active

Valparaiso, Chile, March 13.—It was learned today that the British ship Conway Castle sunk off Corral, Chile by the German cruiser Dresden was sent to the bottom February 27.

The Conway Castle's crew was brought into Valparaiso yesterday by the Peruvian ship Layton. The date of the sinking shows the Dresden was active in the South Atlantic for three weeks after the Falkland Island engagement of the Falkland Island December 8.

No Grain for Distillers

Luxemburg, Via London, at 12:55 p. m.—The Diet today empowered the government to expropriate grain and provisions and prohibit the use of grain for distilleries.

DR. GRAY SHIPS CATTLE

Brought From Mountains for Winter Feeding.

(Special to The News and Observer.) Davidson, March 13.—Dr. W. H. Gray had shipped from his farm yesterday a carload of beef cattle, which he has fed since winter. He shipped to him some 100 head of cattle, which he will ship another carload shortly. The prevalence of the foot and mouth disease in the United States and the rush of cattle to market as a consequence has seriously affected the price this spring and winter. It is hard to recover at present prices. This bunch of cattle has gained about 150 pounds each during the winter averaging now about 1,075 per head. Layers in this section find it hard to recover at present prices. This bunch of cattle has gained about 150 pounds each during the winter averaging now about 1,075 per head. Layers in this section find it hard to recover at present prices.

THAW HAPPIEST MAN IN NEW YORK

After Acquittal He Whistles Like a Boy in Cell The Tombs

LONG LITIGATION AHEAD

The Big Fight in Courts Now Is Whether Prisoner Can Be Returned To Matteawan; He Will Labor To Establish Sanity; Fear Aides Acquitted By The Verdict

(By the Associated Press.) New York, March 13.—Harry K. Thaw, acquitted today of conspiracy in escaping from Matteawan, food tonight a retort of the determined effort of N. Y. State to send him back to the asylum. In his cell in the Tombs he whistled like a boy and seemed to be the happiest man in the city.

Almost endless litigation seemed to be in store as the result of the verdict. The words of acquittal had scarcely died on Foreman Bailey's lips when Deputy Attorney General Cook moved to have Thaw recommitted to Matteawan. This was opposed by John B. Stanchfield, chief of Thaw's counsel, on the ground that the court already had under advisement a motion to return Thaw to New Haven, where he would be kept in case the conspiracy charge was proved. The motion was argued and Stanchfield's counsel in favor of his return to Matteawan.

Back to His Old Cell.

In the night, Thaw was taken to his cell in the Tombs, where he whistled and sang like a boy and seemed to be the happiest man in the city.

Thaw's four allies in his whirlwind automobile flight through four States from Matteawan to Canada were acquitted by the same verdict which acquitted Thaw and were discharged. Deputy Attorney General Kennedy while satisfied with the verdict issued for as it related to Thaw, said that he had exceeded a conviction of Thaw's accomplices.

An appeal from Justice Page's decision in the motion to return Thaw to Matteawan was regarded almost as a certainty, regardless of what the decision might be. The case, therefore, would likely remain in the courts for months before final disposition.

Before returning his verdict acquit-

CLINTON GIRL, BRIDE OF LYNCHBURG MILLIONAIRE, FORTY YEARS HER SENIOR

(Special to The News and Observer.) Lynchburg, Va., March 13.—Phillip A. Krise, aged eighty-two years, reputed to be Lynchburg's wealthiest millionaire, and Miss Minnie Evelyn Johnson, an instructor in art at Randolph-Woman's College, were married this evening at the groom's home. The bride, formerly of Clinton, N. C., is more than forty years the junior of her husband. The wedding was a quiet affair at New York City.

WITTE, RUSSIAN BUILDER, IS DEAD

Count Sergius First Premier Broad Empire of Czar Ever Had

BUILT ROAD TO PACIFIC

Gave Bounties To Industry and Started Commerce of Russia To Grow; Friend of People, Forced To Resign By Aristocrats, Later Becomes Hero of The Nation

(By the Associated Press.) London, Mar. 13.—Count Sergius Julowich Witte, Russia's first prime minister, died last night, says a Petrograd dispatch to Reuter's Telegraph Company. His death was due to influenza.

Count Witte, who was born June 29, 1849, at Tiflis, was one of the Russian plenipotentiaries at Portsmouth, N. H., in the negotiations for peace with Japan in 1905. He afterwards was made a Count and appointed President of the new ministry, but retired in 1906 and has held no important post since.

Count Witte was regarded as in some respects one of the most remarkable men Russia ever had produced.

A Commercial Builder.

Regardless of his work as statesman his chief fame in Russia rests upon his development of manufacturing industries, the expansion of railroads and the placing of the monetary system upon a gold basis.

Although always a firm supporter of the monarchy, he recognized the needs of the people and had democratic tendencies. His father's side his family was of common origin, but his mother was a descendant of the Ruriks, the old rulers of Russia, and as a result of the Romanoff dynasty.

After his graduation from the University of Odessa, Witte entered the railroad service. He mastered the intricacies of tariff rates, and his advancement was rapid. Meantime he had married a sister of General Fiodoroff. He first attracted attention at the capital during the Russo-Turkish war by his administrative capacity in the movement of army supplies.

Promoted Siberian Road.

He went to Petrograd in 1879 and in 1882 Alexander III appointed him minister of railways and communications and soon afterwards minister of finance. It was then that he began to develop his great scheme for creation of a home market and the wide extension of Russia's railroad system which eventually took the Siberian road to the Pacific.

In his policy along these lines Witte gave every power of the state. He gave subsidies and government orders until factories and mills were running full blast. Then he had the state take over the distilleries and under the plan of regulating the liquor traffic he had the state take over the vodka business of the empire, thus vastly increasing the government revenue.

His crowning achievement was regarded as the establishment of the gold standard.

His Policy in regard to anarchism, which he desired to develop only from a commercial and not from a political viewpoint resulted in powerful indignation against him, which resulted in his removal from office in 1906. He went to Paris, but returned to Petrograd when the Russo-Japanese war broke out. He was one of the few ministers who remained in the government during the revolution. He became National Hero.

At the outbreak of the revolution he was successful in keeping the terms of the 1892 agreement in force. This was done by his ability to bring about an agreement with the revolutionaries. He was a hero of the revolution.

Witte was a member of the Jews, but several occasions in his life he demonstrated his sympathy for the Russian people. He was a friend of the people and was one of the few ministers to survive social recognition for her.

Time passed and he, even during the height of his power as finance minister it was seen that the emperor informed him bluntly he must resign. He was married.

A victory, however, came at last, when he was given the title of count and appointed premier, and the emperor received Countess Witte at her palace.

When, in 1905, the imperial manifesto was issued which granted some of the demands of the people for a share in their government, Witte became premier in the first cabinet. His appointment as premier of the cabinet of ministers was announced a week later, and pledged his support to the plan for a constitution of the national assembly.

Enemies Force Retirement.

Because of the opposition of powerful interests opposed to democratic reform he experienced considerable difficulty in forming a cabinet. There were serious labor troubles and threats by the Poles to proclaim a revolution. Witte was advised by the Emperor to declare law in Poland. The number of the Premier's enemies steadily increased, and the demand for his removal gained strength. Dissatisfied with his treatment at the hands of the Emperor, and feeling it was beyond his power to restore tranquility, he resigned December 7, 1905. His resignation was accepted officially, however, May 3, 1906.

In his farewell message to Count Witte, Emperor Nicholas thanked him cordially for his services to the Empire and expressed his regret at the shattering of his health by his arduous labors. Shortly after his retirement Count Witte left Russia and visited various health resorts, undergoing several operations.

HARRY THAW AND HIS HIGH PRICED LAWYERS



HARRY THAW



PHILANDER C. KNOX



WILLIAM A. STONE



JUDGE A. R. PAGE



JOHN B. STANCHFIELD

MORGAN J. O'BRIEN

FOUR COSTLY LAWYERS AND JUDGE AT HIS TRIAL

If Harry Thaw, now on trial in New York for conspiracy in escaping from Matteawan Asylum, does not win his liberty this time, it will not be because he failed to have the highest priced legal talent. In his trials for the murder of Stanford White he had lawyers who did not, in the opinion of scores of other lawyers, handle his case well. This time he has selected advisory counsel Philander C. Knox, former Secretary of State, William A. Stone, former Governor of Pennsylvania, John B. Stanchfield, the highest priced trial lawyer in New York City, and Morgan J. O'Brien, formerly on the bench of the Appellate Division of New York.

White Messrs. Knox and Stone have appeared in the trial room in New York, they have been advising Thaw or for conspiracy in escaping from Matteawan Asylum, does not win his liberty this time, it will not be because he failed to have the highest priced legal talent. In his trials for the murder of Stanford White he had lawyers who did not, in the opinion of scores of other lawyers, handle his case well. This time he has selected advisory counsel Philander C. Knox, former Secretary of State, William A. Stone, former Governor of Pennsylvania, John B. Stanchfield, the highest priced trial lawyer in New York City, and Morgan J. O'Brien, formerly on the bench of the Appellate Division of New York.

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