

The Only Associated Press Newspaper in Western North Carolina

BITTER DENUNCIATION OF EVELYN THAW'S MOTHER MARKS DELMAS' ADDRESS

Eloquent San Franciscan Denounces Mrs Nesbit In Unmeasured Terms.

WILL NOT PLEAD THE UNWRITTEN LAW

Says Client Has Ample Protection In Written Statutes of State of N. Y.

SLIGHTLY COLDER. (By Associated Press.) WASHINGTON, April 8.—Forecast for Tuesday and Wednesday, North Carolina—Fair and slightly colder. Tuesday, Wednesday fresh west winds.

His story was true and was told to Harry Thaw formed the subject of the argument for more than an hour. Mr. Delmas declared that the only evidence the district attorney had to bring against the girl was "the miscalled affidavit" procured by Abraham Hummel.

Speaking of Hummel, Mr. Delmas again drew heavily upon his bitterest invective and declared that it would require more than the word of a perjured man to send Harry Thaw to an ignominious death. Hummel was accused by Mr. Delmas of having committed deliberate perjury upon the stand in the present trial when he swore he was not acting as Evelyn Nesbit's counsel, and that no action was contemplated in her behalf.

Justice Fitzgerald today ordered the jury locked up until end of trial. The judge's charge to the jury will undoubtedly be delivered immediately after the district attorney concludes.

Declaring that he would not base his plea upon the unwritten law because his client found ample protection in the written statutes of the state of New York, Mr. Delmas made a striking appeal to the sympathies of the jury, and Thaw's insanity at the time the homicide was committed was not even hinted at.

With flushed cheeks, but dry eyes Mrs Evelyn Thaw heard her life history repeated to the men who are to judge her husband, and bowed her head as her mother was denounced in the bitterest terms and tones the eloquent lawyer could command.

"Even a beast protects its young," he declared with scornful emphasis, "but this unnatural mother deserted her daughter in this city of millions to be betrayed by a false friend, to be lured into a gilded palace and there left the victim of a gray haired man, wounded, bleeding and devoured."

Mr. Delmas went with great detail into the life Evelyn Nesbit had led up to the meeting with Harry Thaw. In all of his remarks he referred to her "this child" for child he said she was today. He told of Thaw's great love for her and his efforts to rescue her from "the clutches of Stanford White, whose achievements in his profession were an aggravation of his crime."

Mr. Delmas before beginning his attack upon Evelyn Thaw's mother poured out a torrent of invective on Stanford White, whom he said observed the fate she suffered at Thaw's hands. Mr. Delmas declared that God heard the cry of the fated child upon whom Stanford White had fixed his gaze and had determined should be his.

He quoted from Scripture that "He who afflicts a fatherless child shall perish" and declared that Providence had sent Thaw to avenge the wrong.

The attorney declared that Thaw was his wife's only protector—that he came into her life when she was on the downward path, told her that no matter what the world thought of her she was to him an angel. He took her to be his wife, ready to share the burdens that a mother had helped to place upon her daughter.

Mr. Delmas accused Mrs. Nesbit of having lived upon the wages of her daughter's ruin. He sought to picture to the jury what he termed the sinister surroundings in which the girl had been reared and in doing so he mercilessly attacked the mother. Mr. Delmas rose to the highest point of his address today when he told the jury that the girl's mother was the one who had furnished District Attorney Jerome with the arrows with which to wound a cross examination which he declared would live long in the annals of criminal history, but which left the girl a wreck, unshaken in all her essential traits. That Evelyn Nes-

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Ambassador Tower Guest of Honor.



CHARLEMAGNE TOWER

NEW YORK, April 8.—Charlemagne Tower, American ambassador to Germany was the guest of honor tonight at a dinner tendered him by the New York Staats Zeitung, at the Manhattan Club, at which over 300 persons prominent in business and official life in New York and other cities were present.

Hermann Rider, editor of the Staats Zeitung, presided, and the toast list included speeches by Ambassador Tower, S. N. D. North, director of the census, Congressman Richard Bartholdt, and Melville E. Stone.

Ambassador Tower made the principal address and in the course of his speech dealt largely with the relations between the United States and Germany. The other speakers also referred to the connection between the United States and the German Empire.

New York Railway Company's Plant is Destroyed by Fire

(By Associated Press.) NEW YORK, April 8.—Fire early today destroyed the combined car barn and power plant of the New York City railway company, covering the greater part of the block bounded by Lenox avenue, 147th street and Seventy-third street. The loss will reach a million and a half dollars.

More than three hundred cars were burned and the plant, except for the electrical department, was destroyed. One fireman, Captain J. Ryan, was killed under a falling wall and half a dozen firemen and others were more or less seriously injured.

MANY CALLERS PAY THEIR RESPECTS TO THE PRESIDENT

(By Associated Press.) WASHINGTON, April 8.—Governor-elect Hoke Smith of Georgia who is en route to New York from where he will sail for Europe, called at the White House today with several friends to pay their respects to the president.

Mr. Smith was asked for an expression on national politics, and made the following responses: "The new president has got to be a man who represents the interests of the masses of the people."

"The president and I talked about the presidential nomination said Senator Smith. The president said that there was also amount of good men who could make good presidents."

Joseph R. Buchanan, with the president today. He declared that the president would be the best man for the job.

At the president's side, said Mr. R. B. This is to say that his position as a friend of the president.

Captain R. Ryan, who was his crew and the crew of two other were working in an engine outside the building when an explosion in the paint room on the 4th floor, ripped out the west wall, sending one of the men down to the basement and continuing to knock down other men in the engine. A fireman with a pole and shovel at once set to work to clear their comrades out of the engine. Ryan was burnt by his crushed. Still alive when taken out. A priest, still by his side and administered last sacraments of the Church before he died. One by one the other men were taken out.

SECRETARY TAFT HOLDS CONFERENCE WITH INSURGENTS

(By Associated Press.) WASHINGTON, April 8.—The rebellion of the insurgent army against the government of the Philippines, which Secretary Taft and Assistant Secretary Bacon, made a tour of inspection in the Philippines, today held a conference with the insurgent leaders.

Mr. Taft declared that the government would not use force against the insurgents, but would try to bring about a peaceful settlement.

CREW TAKEN OFF WRECKED VESSEL

(By Associated Press.) NEW YORK, April 8.—The crew of the wrecked vessel was taken off today by the tugboat.

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WILL DISCUSS EDUCATIONAL WORK IN SOUTH

Association of State Superintendents Meets at Pinehurst, N. C.

WILL OUTLINE PLANS FOR FUTURE WORK

Meeting Was Informal and Adjournment Was Taken Until Wednesday.

(By Associated Press.) PINEHURST, N. C., April 8.—The Association of State Superintendents of Instruction of the United States, met here tonight to organize and outline plans for the future educational work and for the betterment of the public school system in the south. The meeting was of an informal character, and adjourned until Wednesday when reports will be received from the various state superintendents and from the campaign committee of the Southern Educational Board.

The state superintendents present were S. A. Myers, of Tennessee; W. B. Merritt, of Arkansas; J. J. Kohn, of Alabama; O. B. Martin, of South Carolina; J. Y. Jovner, of North Carolina; and W. O. Winfree, of Kentucky.

Professor J. Y. Jovner of Raleigh, N. C., was elected president of the State Superintendents Association, to succeed S. A. Myers, of Nashville, the retiring president. W. B. Merritt, of Atlanta, Ga., was chosen secretary.

A large number of prominent educators arrived tonight for the tenth annual educational conference for the south, which will meet here tomorrow for a four days session. The delegates will be welcomed to the state by Governor R. B. Glenn.

AFFIRMS DECISION OF LOWER COURT

WASHINGTON, April 8.—In an opinion of Justice McKenna of the supreme court of the United States today affirmed the decision of the United States circuit court for the Western District of Tennessee in the case of "Cherokee Hunt" in eastern border of Memphis, Tenn. vs. The New York Cotton Exchange. The suit was brought in the circuit court by the exchange to secure an injunction to restrain the cotton brokers from granting to their clients a 100-100-100.

The principal point of a controversy was that of jurisdiction and the court, holding that stock quotations are property, decided the case in favor of the exchange.

DECISION HANDED DOWN IN FAMOUS ISLES OF PINES CASE

WASHINGTON, April 8.—That the title of "Pines of the Isles of Pines" was a trademark and that the defendant had used it in violation of the trademark law, was the decision handed down in the famous case of "Pines of the Isles of Pines" by the United States circuit court for the Southern District of New York today.

The case was brought by the Pines of the Isles of Pines, a company which has a trademark on the name "Pines of the Isles of Pines" and which has a right to use the name in its business.

FATAL SHOOTING BETWEEN FARMERS

(By Associated Press.) FARMINGTON, N. C., April 8.—A fatal shooting between two farmers took place here today. The victim was a farmer from the neighboring county.

The shooting took place in a field near the farm. The victim was shot in the chest and died shortly thereafter.

POWDER EXPLODES KILLING THREE MEN

(By Associated Press.) FARMINGTON, N. C., April 8.—Three men were killed and several others injured today by an explosion of powder in a mine near Farmington, N. C.

PUERTO CORTEZ ABANDONED BY HONDURANS

Defenders Left the Port Two Days Before Nicaraguan Troops Appeared.

DECIDED THAT THE WAR WAS ALL OVER

Civil Authorities Assumed Charge of City Government and Closed Saloons.

(By Associated Press.) NEW ORLEANS, April 8.—That Puerto Cortez was surrendered without fighting and that about 1,500 Honduran soldiers abandoned the port two days before the Nicaraguan troops appeared, was the information brought here tonight by the steamer Anselmo from Puerto Cortez.

That Hondurans did not desert their post through cowardice according to these dispatches, but decided that the war was over. They returned to the banana plantations where most of them had been employed as laborers before the war began.

United States marines closed all saloons in Ceiba after the abandonment of the port by the Hondurans. The following proclamation was issued by Commander Fullam of the Maritima and Virgil C. Reynolds, United States vice-consul:

"The generals of the Honduran army having left Ceiba, the civil authorities will assume charge of the city government. All liquor saloons will be immediately closed and will remain so until the United States ship Marietta will patrol the streets and assist the civil authorities to preserve order, and protect all foreign and private property. The soldiers are banded as friends of Honduras. All persons are warned that there must be no disorder or violation of the laws of Honduras and all are advised to remain in their homes for the present. In case of Nicaraguan forces attack Ceiba they will not interfere with the law-abiding people and there need be no alarm whatever."

AMERICAN INTERESTS WERE WELL PROTECTED

MOBILE, Ala., April 8.—Advices received here today from Commander W. F. Fullam of the U. S. Gunboat Marietta, via steamer Columbia, said that there was no trouble on the evening of April 7, the Nicaraguan army having evacuated the port. The Marietta carried on board the greatest concentration of gas masks, and a small amount of food. The vessel proceeded to Ceiba by the Marietta to protect American interests.

It had been feared that the Honduran army would have been able to capture the Marietta and that American interests would have been endangered.

E. H. HARRIMAN WAS UNABLE TO APPEAR

(By Associated Press.) NEW YORK, April 8.—E. H. Harriman was unable to appear today in court today to testify against Paul W. Hunt in the case of "Pines of the Isles of Pines" in the United States circuit court for the Southern District of New York.

Harriman's attorney, John C. Quinn, declared that his client was unable to appear because of illness.

CHAMPION STILL RETAIN TITLE

(By Associated Press.) NEW YORK, April 8.—The title of "Champion" was retained today by the champion of the world in the sport of polo, Fred Hunter, who defeated his opponent today in a match at the Polo Grounds.

Hunter's victory was a decisive one and he retained his title as champion of the world.

ROOSEVELT IS HEIR TO A CAT

President is the Sole Beneficiary Under the Will of Lulu B. Glover.

WILL ACCEPT ESTATE BEQUEATHED TO HIM

Fortune Goes to Charity and Cat is Being Cared For by His Orders.

(By Associated Press.) NEW YORK, April 8.—President Roosevelt is the sole beneficiary under the will of Lulu B. Glover, of No. 2089 Lexington avenue, which was filed in the office of the surrogate today. No petition was filed with the will and the value of private bequests are therefore unknown. The main part of the will, which is very brief, reads as follows:

"I give to Theodore Roosevelt at my death everything that is mine, household furniture, personal property, jewelry, diamonds, estate, all money in bank to my credit and my cat, Snow Drop, and everything that is mine I give to Theodore Roosevelt a debt greater than I can ever repay in this world, and in this way I wish to show I am not ungrateful. He has been my good angel, who guided me through life and was my only true friend in trouble. I gladly give my little all to him and only wish it were millions instead of so small an amount. I hope he will accept it in the spirit I give it and with God's blessing."

It has been announced that President Roosevelt will accept the estate bequeathed to him and turn it over to some New York charity. The cat is being cared for now under the directions issued by the president.

ROOSEVELT WILL NOT GRANT INTERVIEW.

(By Associated Press.) WASHINGTON, April 8.—The president has declined to grant an interview to Mrs. Ida Von Joussen, who has complained to the state department that United States minister to Sweden, Charles H. Grew, refused to present her to King Oscar.

Mrs. Von Joussen arrived in Washington Saturday night from New York. She had a note to the White House seeking an appointment with the president in order to make a verbal statement of the case. Secretary Lusk deferred her to the state department as the branch of the government which would properly take up the matter.

CANNOT BE TRIED ON DIFFERENT CHARGE.

(By Associated Press.) WASHINGTON, April 8.—That a fugitive from justice in the United States who had been extradited from Canada on one charge cannot be imprisoned on another charge, was declared today by the supreme court of the United States in the case of "Cherokee Hunt" in eastern border of Memphis, Tenn. vs. The New York Cotton Exchange.

The court's decision was a unanimous one and it affirmed the decision of the United States circuit court for the Southern District of New York, which ordered the release of the defendant on a writ of habeas corpus.

DEPUTY SHERIFF SHOT AND KILLED.

(By Associated Press.) FARMINGTON, N. C., April 8.—Deputy Sheriff John Henderson of Farmington, N. C., was shot and killed today by a farmer from the neighboring county.

The shooting took place in a field near the farm. The deputy sheriff was shot in the chest and died shortly thereafter.

The farmer who shot the deputy sheriff was arrested today and is being held in jail.

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ABSCONDING EXPRESS CLERK IS FINALLY LANDED IN JAIL

(Special to The Citizen.) SALISBURY, N. C., April 8.—R. W. Gray, who five months ago absconded with an unknown amount of cash belonging to the Southern Express Company, was captured in Buffalo, N. Y., Saturday and was today landed in jail here. The arrest was made by general agent H. M. Monnell, of the Thief Detection Agency who brought Gray to this city turning him over to the sheriff.

Gray, who was a trusted clerk of the Express Company, was bonded for \$3,000 while the amount of his shortage is said to be less than \$2,000. He is seventeen years of age, takes freely and has made a full confession of his guilt and will throw himself on the mercy of the court. Since his disappearance early in November, he has been on a tramp steamer to South America and later spent several weeks in New York.