

BILL FOR TAX TO ADVERTISE CITY PASSES

Title: "To Aid in the Development of the City of Asheville."

HOUSE ADJOURNS IN HONOR OF MR. HAYS

Bill Passed by Senate Limits Number of Challenges in Capital Cases.

(Special to The Citizen.) RALEIGH, Feb. 6.—The senate today passed the house bill to authorize Asheville to extend a certain percent of taxes in advertising the city, the bill being entitled "To aid in the development of the city of Asheville." Senator Britt introduced a bill to exempt railway mail clerks and rural free delivery carriers from jury duty. Wilson introduced in the house a bill to create a board of improvement commissioners for Marshall and another to extend the powers of the Marshall building committee. The general assembly adjourned today in memory of Thomas N. Hays, the young member from Wilkes county, news of whose death reached the capitol this morning. The resolutions were offered in the house by Representative Harshaw, of Caldwell, the minority leader, and in the senate by Senator Lee. Mr. Hays had never been able to attend the sessions of the house, to which he had been elected just after his return home from Wake Forest college, but in the meantime rapid consumption had claimed another victim. The expressions of grief and sympathy of the house were ordered spread upon the journal and a copy sent to the family. The speaker appointed Messrs. Caudill, the colleague of the deceased member, Crumpler, Carver, Buck and Tomlin a special committee to represent the house at the funeral at Purlair in Wilkes county, the home of the representative whose vacant seat now draped in mourning and garlanded with a wreath, has been the only sad feature of this term of the legislature. A joint resolution offered by Mr. Morton was adopted unanimously to the effect that the state pay the funeral expenses. To Limit Challenges. In the senate, the substitute for the Barham and Starbuck bills as to pre-emptory challenges in the trial of capital cases was passed. It gives the defendant eighteen and the state twelve and provides that none be stood at foot of the panel. The joint judiciary committee of the house has prepared a substitute for the Gorman bill, which allows the defendant twenty and the state eight and none at foot of panel. Speaker Grahams bill was for twelve each and none at foot of panel. Once more the question of early adjournment was suggested in the upper branch by a joint resolution that the finance committee report the revenue and machinery bills by February 15 and that no more new bills be introduced after that date. It was tabled. The senate set the Guilford-Alamance judicial district bill for a special order on Wednesday next. A bill was passed by the senate, insuring to employees of railroads their personal property exemption in cases where they are sued for debt from without the state. In the house the special order was the bill recommended by the committee on health calling for the school education prerequisite to taking the examination for license to practice medicine, but a motion by Mr. Bowie to postpone consideration until next Saturday was carried. Mr. Taylor has introduced a bill to prevent renewing suits within one year after a non-suit is taken when no complaint was filed or where there was a dismissal under the Hindu act, for instance for lack of evidence to go to the jury. The purpose of the bill is to do away with vexatious renewals of suits when there is no real virtue in the case. To require assessment companies in the state to make deposits with the state treasurer is the object of a notable bill by Representative Connor. Representative Martin proposes to exempt laudanum from the act of 1907 limiting the sale of narcotics. A bill of considerable interest is one by Dr. Gordon to extend the powers of the state board of health to employing a secretary for all his time, giving him assistants and calling for aggressive work. It increases the appropriation from two thousand to ten thousand dollars.

BATTLESHIPS HEAD FOR HOME SWEET HOME

Leave Gibraltar for Hampton Roads on Last Lap of World Cruise.

SIXTEEN U. S. SHIPS IMPOSING SIGHT

Perfect Maneuvering Wins Admiration of Foreign Naval Officers.

(By Associated Press.) GIBRALTAR, Feb. 6.—With the bands on board playing "Home Sweet Home," the fleet of sixteen battleships under Rear Admiral Sperry left Gibraltar at 11 o'clock this morning for Hampton Roads on the last lap of its famous around the world cruise of 42,000 miles. One hour later the vessels were well clear of the land and steaming westward in double column formation at a speed of ten knots an hour. They will follow the southern route to Hampton Roads, a distance of 3,600 miles, and about 1,000 miles off the American coast they will be met and escorted home by the third squadron of the Atlantic fleet under Rear Admiral Arnold. The difficult operation of getting the sixteen huge battleships out of the narrow war basin of the port and under way was accomplished with a skill and perfection of maneuvering and detail which won the admiration of all the foreign naval officers, who watched the proceedings critically from land and sea. Admiral Sperry directed the whole operation from the after bridge of the Connecticut. At 8.55 a stream of multi-colored signal flags on the flagship communicated the order to get under way to the Georgia, the Nebraska, the New Jersey, the Rhode Island and the Virginia, lying at the rear of the basin. Vessels Start. As the flags came fluttering down five minutes later the designated battleships cast off their last lines and, like freed Leviathans seeking escape, slowly swung their noses in the direction of the beaches in the breakwater. Twisting and turning to the clanking of the engine gongs, they crept out, the Georgia leading the way with Lieutenant-Commander George W. Kline on the bridge. Then followed the other vessels. Although it is not customary to fire parting salutes, the Devonshire, the flagship of Rear Admiral Sir James Goodrich, R. N., admiral superintendent at Gibraltar, which had taken up a position at the entrance of the harbor, hoisted and saluted the American flag as the Connecticut passed out. Admiral Goodrich and Admiral Litvinoff of the Russian navy, signalled "Good bye; pleasant voyage." Admiral Sperry replied laconically, "Thanks." The Connecticut steamed majestically along the line of the waiting American vessels, took its place at the head of the column and set the guide flag, "five of clubs." The fifteen other vessels wheeled gracefully in behind the Connecticut and with the black speed cones run up to the yardarms the imposing procession, which was over three miles long, moved to the south, soon left the ancient pillars of Hercules behind and steamed through the straits and out to the sea.

CAP. QUALTROUGH IS SUSPENDED

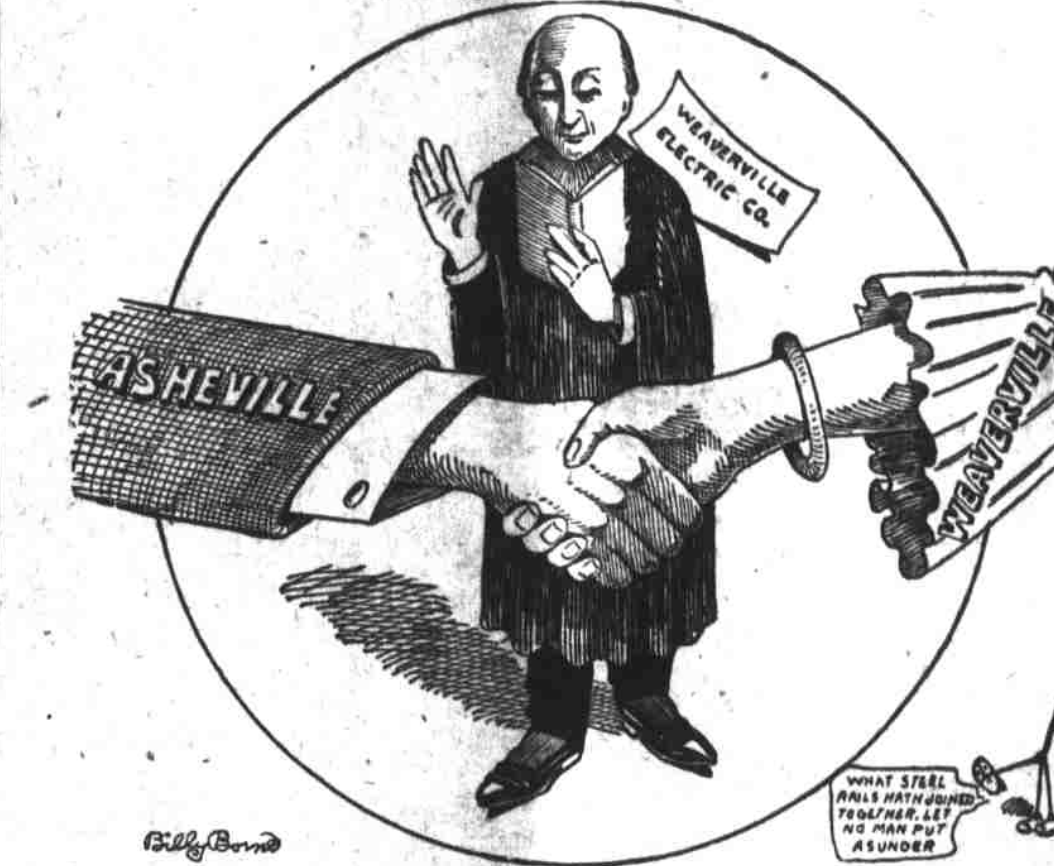
(By Associated Press.) GIBRALTAR, Feb. 6.—Capt. Edward F. Qualtrough of the battleship Georgia, having been found guilty by court-martial of being intoxicated while on duty and of conduct prejudicial to the good of the navy, has been suspended from duty for six months, with an additional punishment of the loss of ten numbers in rank. Rear Admiral Sperry, commander-in-chief of the Atlantic battleship fleet, has approved the findings of the court-martial, but the secretary of the navy must take official action on the recommendation for loss of numbers. Captain Qualtrough has been detached from the fleet and ordered home. He will go as a passenger on the Georgia. Lieutenant-Commander George W. Kline, who was placed in command of the Georgia, will continue in command on the homeward journey.

WOMAN SENTENCED FOR KILLING YOUNG BRIDE-TO-BE WITH AXE

(By Associated Press.) ROANOKE, Va., Feb. 6.—At Rocky Mount, Va., today Lucy Mitchell, a young white woman, was convicted of second degree murder and sentenced to the state penitentiary for fifteen years for killing Miss Minnie McBryde on the latter's seventeenth birthday and on the eve of her wedding last October. Miss Mitchell lived with the McBrydes. She and

Miss McBryde quarreled about some flower seed. Miss Mitchell struck her victim on the head with an axe, crushing the skull. After killing Miss McBryde Miss Mitchell endeavored to hide the body in some weeds near the house. After the murder Miss Mitchell was brought to Roanoke for safe keeping and was held here until the trial.

They Will Soon be Joined.



FAVORABLE REPORT FOR FIRE ESCAPES

House Committee Acts Favorably on State-wide Law for Fire Protection.

(Special to The Citizen.) RALEIGH, Feb. 6.—The bill by Senator Klutz carrying general fire escape regulations for the entire state North Carolina being now without any general law in this regard, was passed upon favorably this afternoon by the senate committee on insurance. It prescribes the character and capacity of entrances and exits for public halls, theatres and places where general meetings are held and requires fire escapes of adequate character for all hotels and other public buildings of more than two stories. The committee also passed upon Senator Blow's bill to require the registration of fire insurance policies with the clerk of the county court, this getting an unfavorable report. Senator Blow's idea was to have this record of policies open to the public so that a property owner could know when any of his neighbors were over-insuring with a possible view to getting burned out for profit. Insurance Commissioner Young advised the committee that this end could be best attained by enacting a law that would make it a misdemeanor for any property owner to over insure.

BANKRUPTCY LAW UNDER DISCUSSION

Clayton's Amendment Repealing Law of July 1, 1898, Voted Down.

(By Associated Press.) WASHINGTON, Feb. 6.—Under a special order, the house of representatives today considered the bill amendatory to the national bankruptcy law. By way of substitute Mr. Clayton of Alabama offered an amendment repealing the bankruptcy law of July 1, 1898, with a proviso that proceedings under the law begun prior to the time the act shall take effect shall not be affected. On division the Clayton amendment was lost, 110 to 143, but the Alabama member forced a roll call on the final vote. The vote recorded year 111; nays 182, and the Clayton amendment was rejected, the effect of which was to continue in force the bankruptcy law. The discussion then turned to the amendments of the present law as proposed by the present bill. The amendments were all agreed to and the bill was passed and the house adjourned.

CONSOLIDATION IS RUMORED

(By Associated Press.) CHICAGO, Feb. 6.—It was rumored in railroad circles today that a consolidation had been effected between the Chicago and Alton, the Toledo, St. Louis and Eastern, Iowa Central, Minneapolis and St. Louis, Chesapeake and Ohio, and possibly the Cincinnati, Hamilton and Dayton railroads. Edwin Hawley, who with his associates disposed of the Colorado and Southern property to the Burlington a short time ago, is said to be slated for the presidency of the new combination.

DISMEMBERED BODY PACKED IN TRUNK

(By Associated Press.) NEW HAVEN, Conn., Feb. 6.—A body, supposed to be that of May Hazleton, a negro woman, cut up and packed into a trunk, was discovered late tonight in an apartment where she and her husband, James Hazleton, had been living.

POLAR EXPEDITION IS NOW ASSURED

The Storthing in Christiana Vote Capt. Amundsen's Subsidy of \$18,000.

(By Associated Press.) CHRISTIANIA, Feb. 6.—Captain Roald Amundsen's polar expedition is now assured for the Storthing today voted him a subsidy of \$18,000 necessary for the outfitting of Nansen's famous ship, the Fram. There was considerable opposition to the measure, but it was finally carried by 57 votes to 34. Speaking recently on the outlines of his plan, Captain Amundsen said: "I should say at the outset that this is not to be any dash for the pole but a carefully worked out scientific expedition having for its object the fullest possible investigation of the north polar basin. I will not take more than ten persons. "I propose to start early next season and to be absent five or six years. I am adopting no new methods, no airships, balloons or motors, but simply using the old system which we know and have tried, namely, a good vessel, good sledges and good dogs. I am in no hurry to be the first man to reach the pole. The idea underlying the whole expedition is to use the means already provided by nature as proved by the drift of the Fram, and to avail myself of the currents which are constantly running across the pole. All my equipments will come from Norway, but I shall call on the north coast of America for my supply of dogs."

THIRTEEN ARRESTS FOLLOW RAIDS

(By Associated Press.) DANVILLE, Va., Feb. 6.—Thirteen arrests for illicit traffic in intoxicating beverages were made tonight following a series of raids participated in by practically every member of the local police force. Plans for the spreading of a drug net have been in course of operation for several days and it is reported that information on which the raid was made was furnished by detectives employed by the Law and Order League, an organization whose purposes are to enforce local option laws. The raids tonight were on a number of places in the heart of the business section and several women from the tenderloin district. Nearly all arrested furnished bond for their appearance before the mayor's court Wednesday. In nearly all of the places visited by squads of officers were found quantities of whiskey and beer.

RACING MAN GETS SENTENCE

(By Associated Press.) NEW ORLEANS, Feb. 6.—Mark Roasberg was today declared guilty of violating the so-called Locke anti-racing law at the Suburban race track on January 22 and was sentenced to pay a fine of \$350 and serve seven months in the parish prison, by Judge Prentice Edgington, of the district court of Jefferson parish. Roasberg, who is better known in racing circles as "Jack Sheehan," announced that his attorney would take an appeal to the state supreme court.

BARBECUE DINNER FOR ROCKEFELLER

(By Associated Press.) AUGUSTA, Ga., Feb. 6.—John D. Rockefeller was the honor guest at a barbecue dinner given by the Beech Island farmers today. He made a short speech in which he said that he was no farmer but his people as far back as he could remember were farmers. He said that the farmers during his forefathers' time were not farmers like the farmers of today, that they went after the business in a haphazard kind of way. Mr. Rockefeller complimented the roads of this county and said: "I believe the thing farmers most need is good roads. It will save them much. You will save in hauling and also in the length of the life of your stock."

W. J. BRYAN HURLED FROM AUTOMOBILE

Machine Plunges into Trestle Work. Bryan Jammed Against Rail.

(By Associated Press.) TAMPA, Fla., Feb. 6.—While returning from Sutherland college, where he delivered his lecture, "The Prince of Peace," this afternoon, William J. Bryan came near losing his life, on February 13, Lincoln's birthday, riding threw a tire on a bridge near Tarpon Springs and plunged into the trestle work, throwing the occupants out. Mr. Bryan was on the side next to that which struck the woodwork and was jammed against a rail and suffered considerable injury. At first it was thought that his leg had been broken, but when he arrived at Tampa an examination revealed that the leg was only badly bruised. Mr. Bryan is scheduled to appear at St. Louis soon and at Springfield, O., on February 12, Lincoln's birthday, where he makes the principal address, and it may be that he will have to cancel these dates. He is in his rooms at the Tampa Bay hotel and is suffering much pain.

FOUND GUILTY OF POISONING WIFE

Jury Recommends Mercy for Jones. Friday will be Motion for New Trial.

(By Associated Press.) DANVILLE, Va., Feb. 6.—The verdict of the jury in the case of W. T. Jones, the wealthy planter of this county who has been on trial for the charge of murdering his wife by poison last July. The verdict was rendered this afternoon at 2 o'clock, after the jury had had the case under consideration since 8:40 o'clock last night. When the foreman of the jury announced the verdict, after that body's protracted sessions, Jones' face became pallid and he showed much emotion. The trial, which began last Wednesday, has excited widespread interest because of the standing of the prisoner and the sensational charges involved in the case. Next Friday was fixed for the time when Judge R. W. Meminger will hear the motion for a new trial for Jones. Counsel for the defense insisted on having an official copy of the testimony, which caused delay, as it had been expected that sentence would be passed late today. Jones was expecting a mistrial or acquittal. The jury had the case a little over eighteen hours.

PRESIDENT IS WORKING HARD IN JAP AFFAIR

By No Means Relaxing Efforts to Prevent Anti-Japanese Legislation.

JAPS UNDISTURBED BY NEVADA'S ACTION

Reported That Gov. Gillett is Ordered to Organize 16 Militia Companies.

(By Associated Press.) WASHINGTON, Feb. 6.—President Roosevelt is by no means relaxing his efforts to prevent anti-Japanese legislation in California and Nevada. He had conferences today with Senator Flint of California and Nixon of Nevada and persisted in his representations to them that the situation would become critical if their states insisted on legislation that would be insulting to the Japanese, who he referred to as acting with dignity under the strain. The two senators agreed to continue their efforts to influence the legislators of their states against action of any sort. MILITIA IN RESERVE. SACRAMENTO, Cal., Feb. 6.—State Adjutant-General Lauck was emphatic in making the statement today that the Nevada activities in his department, at the request of the war department at Washington, for the organization of sixteen militia companies of artillery for coast defense, were not the result of the passage by the assembly of the anti-Japanese school bill. General Lauck declared that neither Governor Gillett nor himself had the Japanese situation in mind when it was decided to accede if possible to the request of the federal war department that he establish an adequate coast defense. Several months ago the adjutant-general declined to assign the sixteen companies for the purpose of manning the guns along the coast on the ground that it would be unfair to take the number from the three regiments of state militia left after the re-organization that had just been effected. On January 9 the war department appealed to Governor Gillett to organize the sixteen companies, but it was not until two weeks later that the chief executive and his adjutant decided to accede. The governor agreed with General Lauck that by securing the services of business men and men of family who did not desire to leave the communities in which they resided in the event of hostilities, such companies might be organized with good results. Following this policy, an effort is being made to raise fourteen companies in San Francisco and two in San Diego, the principal strategic points on the California coast. The legislature is expected by the adjutant-general to furnish the means of support for these organizations on the basis of \$100 a month for each company. According to the commanding officer of the California national guard, there are available at this time not more than one-fourth of the number of men required to man the guns protecting San Francisco harbor. GOV. GILLETTE'S ARRIVAL. SAN FRANCISCO, Feb. 6.—Governor James N. Gillett, whose arrival from Sacramento today was generally attributed to a desire for a conference with local officials in regard to the anti-Japanese legislation pending at Sacramento, disclaimed tonight that he had any such intention. He announced, however, that Speaker Philip A. Stanton of the assembly was in possession of a telegram from President Roosevelt, the contents of which he reported did not know, but which Speaker Stanton had been given permission to make public if he saw fit. "Are you aware of any information of a disturbing character that would account for official action thus taken?" was asked. "I am not," replied the governor. "Has Mr. Stanton communicated to you the matters which led to his explanation of belief that the legislature was treading on dangerous ground?" "He has not," said Governor Gillett. "Today I received from the president a telegram in which he thanked me for the services he was pleased to think I had rendered, and expressed a hope that the matters at issue would be satisfactorily settled. In addition, he said that he had communicated by telegram with Speaker Stanton, and that he had left with Mr. Stanton."

DISPUTE OVER SONG "DIXIE" ON LINCOLN-DAY

Weirlein Asks if Any One Had Forbidden Singing as Act of Treason.

EMPHATIC DENIAL BY CHICAGO MAN

No Order to Remove Song From Musical Program of Schools, He Says.

(By Associated Press.) CHICAGO, Feb. 6.—Did any authorized or even consequential person in Chicago forbid as an act of treason the singing of "Dixie" in the public schools during the Lincoln celebration? The foregoing question confronted Richard C. Hall, president of the Chicago Association of Commerce, in a telegram received today from Philip Weirlein, president of the New Orleans Progressive union. The answer in an emphatic negative was telegraphed to Mr. Weirlein after a few hours of strenuous investigation. Here is the message from New Orleans: "Press dispatches stated that singing of 'Dixie' in public schools on Lincoln day has been forbidden as an act of treason. If Chicago wishes to make any progress in the South, take it as a timely, friendly bit of advice, have that order rescinded and get rid of the head of the school system that issued such orders." Mr. Hall, in a somewhat lengthy answer, stated that "Dixie" remained on the musical program, that there had been no order removing it and said: "President Woodrow Wilson of Princeton, a Southerner, is to be the principal speaker of the celebration, and other prominent Southerners will participate in several of the meetings. The idea has been foremost from the beginning to show national appreciation of Lincoln and to promote friendly national feeling." LINCOLN'S ATTITUDE. WASHINGTON, Feb. 6.—Joseph Nimmo, Jr., one of the few surviving personal friends of Abraham Lincoln, today took issue with a statement appearing in a local paper that President Schneider of the Chicago board of education had forbidden the singing of "Dixie" at the Lincoln celebration as treasonable. "This I am prepared to deny from my personal experience," said Mr. Nimmo. "Early in the morning in the month of April, 1865, the news reached Washington that Richmond had been evacuated. There was a rush to the white house led by a band. I accompanied the crowd. Soon Mr. Lincoln appeared at the window over the front entrance. He replied to the demand for a speech. I will remember his closing words, which were as follows: "There is a song or a tune which I used to hear with great pleasure before the war, but our friends across the river have appropriated it to their use during the last four years. It is the tune called 'Dixie,' but I think we have captured it. At any rate, I conferred with the attorney-general this morning, and he expressed the opinion that 'Dixie' may fairly be regarded as captured property. So I shall be glad to hear 'Dixie' by the band." "Ever since then 'Dixie' has been regarded as a national air, beloved by the people of the North and the South. The tune of 'Dixie' was composed by Dan Emmett, a Northern man, who wrote the words and the music. For years before the war it was sung at the North and at the South, and it will remain for all time a truly national song, made so by the good natured humor of Abraham Lincoln."

FAVOR BILL ON CARRYING WEAPONS

(By Associated Press.) WASHINGTON, Feb. 6.—At a special meeting of the house district committee today favorable report was authorized on the bill introduced by Representative Sims of Tennessee, declaring a felony the carrying, openly or concealed about the person, of any pistol, bowie knife, dirk or dirk knife, black-jack, dagger, sword, cane, slung-shot or other metal, in the district of Columbia. Mr. Sims also announced that next week he will call up his bill making it a misdemeanor to sell deadly weapons in the district. (Continued on page six.)

EIGHT THOUSAND PEOPLE SEE GREAT BATTLESHIP LAUNCHED

(By Associated Press.) NEWPORT NEWS, Va., Feb. 6.—The great battleship Delaware was successfully launched from the yards of her builders, the Newport News Shipbuilding and Dry Dock company today. The launching was witnessed by 8,000 people. The launching took place at 10:02 o'clock this morning. Among those present were Assistant Secretary of the Navy Saterlee, Governor Pennell of Delaware and his staff, Lieutenant Governor Mendinall, a delegation from the Delaware legislature and Rear-Admiral Taussig and other naval officers. There were also present several hundred prominent people from Delaware, including the Delaware representative in congress. The battleship was christened with champagne by Miss Annie Fenwick Cahall of Bridgewater, Del., niece of the governor, who had as her assistants Miss Florence Hazel of Dover, and Miss Ellen Coleman Dupont of Wilmington. The launching was followed by an elaborate banquet. The weather was ideal.

