

COOPER UNDER INQUISITION SHOWSTEMPER

Disregards the Objection of Counsel and Insists on Answering. GOV. PATTERSON WILL BE WITNESS Political Complications of Case Are Bared Out By Judge Hart.

VINDICTIVE IN DENUNCIATION OF PRESIDENT

Congressmen Strain to Find Parliamentary Epithets. ALL IS CAUSED BY SECRET SERVICE House Finally Adopts Clause Limiting Detectives In Their Activities.

(By Associated Press.) NASHVILLE, Tenn., Feb. 25.—After nearly two days under one of the most searching cross-examinations ever heard in a Tennessee court, Col. Duncan B. Cooper was surrendered to his own counsel tonight by the state.

(By Associated Press.) WASHINGTON, Feb. 25.—By an overwhelming vote, and without party distinction the house of representatives today sustained the committee on appropriations in again reporting a provision in the sundry civil appropriation bill, restricting the operations of the secret service detectives of the treasury department.

Immediately after Colonel Cooper is finally dismissed from the stand Governor Patterson and his adjutant general, Colonel Tulley Brown, will be called to tell what part they played in this political tragedy.

Consideration of the sundry civil bill was continued into the night. The conference report on the post-office appropriation bill was agreed to during the day and the naval bill was sent back for further conference.

The cross examination of Colonel Cooper is easily the most striking feature of the trial thus far. The Colonel had the reputation of being high spirited and easily moved to anger.

The discussion arose over an amendment by Mr. Bennett of New York striking out of the provision limiting the field of operations of the secret service.

The prosecution did some execution in its efforts to show that Colonel Cooper as clerk and master in chancery used nearly \$100,000 and that a legislative investigating committee charged that a defaulting state treasurer used nearly \$100,000 of the state's funds in promoting a Mexican silver mine and a walnut oil company which Colonel Cooper managed.

When Mr. Smith arose to reply it was apparent to every one that he was thoroughly wrought up. He vehemently declared, in speaking of the secret service that it was a matter of common knowledge that one of the requisites of detectives was that he should be a common law.

Colonel Cooper today gave frequent displays of temper and disregarded the orders of his own counsel. The state's attorneys, to add to his annoyance, jumped from one point of his narrative to another, asked disconnected and involved questions, but at four this afternoon gave up the task and left the witness, prostrate, flushed and angered, but self satisfied.

Mr. Cook, republican, of Colorado, also discussed the provision with much freedom of speech and referred to the president as "riding through and around the arena of political action, egotistical, pretending to throw his latrod of execution at the heels and broad horns of capital for the detection of voting labor, and ending the scene with the cunning catch of a prairie wolf or gopher."

Colonel Cooper again took the stand and Captain Fitzhugh resumed the cross examination, commencing with the debate between Carmack and Patterson during the last gubernatorial campaign.

So denunciatory of the president was Mr. Cook that he was denied the privilege of continuing his remarks after he had spoken but a few minutes. Referring to the attitude of the president in the matter of ferreting out fraud, Mr. Cook declared that "in all of this fuss and feathers a whole administration, the president, and his attorney general have not sent a single plutocrat to the penitentiary."

Witnesses said that Carmack attacked him nearly every day in this debate. "What were the facts of this debate—the words?" Fitzhugh asked. "I don't recall except the one about the 'angel with the smell of hell on his wings.'"

The entire time of the senate was occupied today with the consideration of the agricultural appropriation bill. Many items of the bill providing for various investigations and matters relating to new legislation were stricken from the bill on points of order. The forestry service was again severely criticized by Senator Carter and Heyburn.

(Continued on page four.)

The Eclipse of Theodore



Y.M.C.A. WINS SOUTHERN BASKETBALL CHAMPIONSHIP FROM ATLANTA TEAM

Defeats Champions on Home Floor by Score of Thirty-Two to Twenty-Four—Atlanta Throws Two Field Goals to Asheville's Nine But Piles up Score on Foul Goal.

(Special to The Citizen.) ATLANTA, Ga., Feb. 25.—The Asheville Y. M. C. A. basketball team wrested the Southern championship from the Atlanta Athletic club in a fast game played here tonight.

The Asheville men were at some what of a disadvantage because of the floor, which is twenty feet longer than that on which they have been playing. However, they got together and played a winning game, their chief fault being a number of fouls made.

There was more rough playing by both teams than was necessary. The visitors were extended the privileges of the club rooms of the Atlanta Athletic club by the manager, also the Country club, which is located in the suburbs, and gave each player a two weeks' membership ticket.

TAFT COMPLETES OFFICIAL FAMILY

McVeigh Has Accepted the Treasury Portfolio in Cabinet.

(By Associated Press.) NEW YORK, Feb. 25.—All qualifications of uncertainty in the prediction that Franklin MacVeigh, of Chicago, has been selected by Mr. Taft as his secretary of the treasury, are hereby removed.

MURDERER PAID BOY HUSH MONEY

Killed Five and Gave Him Twenty Cents Not to Tell.

(By Associated Press.) DECATUR, Ala., Feb. 25.—The local sheriff told me that he had killed the Edmondsons and had put them in the house and would set fire to the house that night and burn them up and he gave me twenty cents not to tell.

SOUTHERN STEEL PLAN IS UPHELD

Court Refuses to Grant Injunction for Alleged Unfairness.

(By Associated Press.) NEW YORK, Feb. 25.—An application for a preliminary injunction restraining the re-organization committee of the Southern Steel company from carrying out its plan for the re-organization of that company was denied today by Judge Noyes, of the United States circuit court.

DRY FOR TWO WEEKS

(By Associated Press.) COLUMBIA, S. C., Feb. 25.—The senate tonight passed an amendment to the prohibition bill providing that elections be held in the various counties not later than July 15.

NOT GUILTY; INSANE

(By Associated Press.) MONTGOMERY, Ala., Feb. 25.—"Not guilty because of insanity" was the verdict of the jury today in the case of R. R. Broadnax, a Haynesville Ala. merchant, who shot and killed Sheriff W. E. Haynes six months ago following a series of personal differences.

SUPFRAGETTES GET THIRTY DAYS IN JAIL

(By Associated Press.) LONDON, Feb. 25.—Refusing to give security for their future good behavior the women suffragettes who were arrested last night while attempting to reach Premier Asquith to present to him a petition in the interests of the cause, were today sentenced to imprisonment. Most of the terms was made in the case of Mrs. Pathic Lawrence, who, having a previous conviction against her, was sentenced to two months imprisonment.

COLLECT DUTY ON ALL PRECIOUS SOUVENIRS SAILORS BROUGHT

(By Associated Press.) FORT MONROE, Va., Feb. 25.—Rear Admiral Charles S. Sperry, who brought the American battleship fleet from San Francisco to Hampton Roads, left tonight for Washington. It is common gossip in the fleet that President Roosevelt intends to name the next commander in chief of the fleet before he retires from office one week from today.

navy regulation that all dutiable goods in excess of the amount allowed by law, shall be declared by officers returning from an American cruise and the inspection began today was out of the ordinary only in the matter of the number of ships entering at one time. Most of the officers who had purchased above the usual limit during the cruise were somewhat disappointed that they would not be allowed free entry for the wearing apparel and souvenirs brought home for their immediate families, but at no time was there any suggestion of evading the tariff laws of their native land.

CIGARETTES GOING UP

(By Associated Press.) NEW YORK, Feb. 25.—As the result of conferences by prominent cigarette dealers throughout the country the price of cigarettes, it is stated, is about to be raised. The increase will be only in the sense that standard prices are to be restored on brands that during the past few years have been selling in nearly all cigar stores under the regular prices.

TWENTY EIGHT MILLION SAVED BY STANDARD

Ruling of Judge Anderson in Rebating Indicates This. SETTLEMENTS TO CONSTITUTE OFFENSE Government Argued for Five Hundred and He Admits Thirty Six.

CHICAGO, Feb. 25.—Former Judge Landis' fine of \$29,240,000 to a possible maximum fine of \$750,000 is a far cry, but that is admitted to be the meaning of a ruling made by Judge Anderson in the case of the Standard Oil company of Indiana for alleged rebating today. The ruling was informal, and made for the purpose of expediting the hearing, and although the government has the privilege of presenting further arguments, it is practically certain there will be no change in the ruling when it is formally entered.

SCHOOL BOARD OF BUNCOMBE IS EXCEPTED

Provision for Legislative Appointment Not to Apply Here. "TEETH" MEASURE IS LAID TO REST House Bill Will Pass and Its Teeth Will Not be So Sharp.

(Special to The Citizen.) RALEIGH, N. C., Feb. 25.—The senate tonight discussed the Blow education bill until 11 o'clock, finding too few senators present for a roll call vote. There was a sharp contest over the feature of the bill which provides for the appointment of the members of the county board of education by the legislature in that there was no provision for the exemption of those six counties that now are privileged to elect their own boards.

The decision of the court of appeals which reversed Judge Landis' eliminated the view that a rebate each carload of oil on which a rebate was accepted constituted a separate offense. There were 142 of these car lots, the freight charges for which were paid in thirty-six different settlements. Judge Anderson interpreted the decision of the appellate court to imply that these alleged rebates accepted after each of the thirty-six settlements constitute the unit of offenses.

The sharp contest that has been waged back and forth between the legislative committee, the Blount state hospital commission, and the management of the Raleigh and the Morganton hospitals for the means over what disposition shall be made of the tuberculosis insane, terminating this evening by a unanimous vote of the joint committee on insane, for each institution to have its insane department properly isolated from the other buildings of the institutions instead of segregating these patients at one place, Morganton, for instance, as the hospital commission had recommended that they should be.

WOULD PUT STOP TO COTTON GAMBLING

WASHINGTON, Feb. 25.—Characterizing those who deal in cotton and grain futures as vicious gamblers, free booters, and buccaners, and claiming that the gambling in cotton is worse than that of Monte Carlo, C. T. Ladd, of Atlanta, Ga., counsel for the Farmers union addressed today on legislation proposed to prevent dealing in cotton and grain futures.

THIRTEEN AGAIN TRUMP

With the unlucky number of thirteen votes cast against it, sub section "K" of the proposed anti-trust legislation was defeated this afternoon in the state senate after the biggest argumentative contest that has characterized this session of the assembly, and one not inferior to the famous contest in the 1907 legislature when under the leadership of Hon. Reuben Bell Rockingham, sub section "A" was expunged from the anti-trust legislation on the narrow margin of one vote.

NAVY ADVISORY BOARD

WASHINGTON, Feb. 25.—The president today submitted to congress two preliminary reports of the commission appointed to consider certain needs of the navy. The commission recommends an advisory body for the secretary, declaring that what the secretary needs above all is a clear understanding and firm grasp of existing military considerations.

TEETH NOT SO SHARP

The Blow-Bassett bill is now to have its day in the house and is expected to pass without material change and become the actual "teeth" of the anti-trust act of 1907 now in force.

FLORIDA SOLD CHEAP

NEW YORK, Feb. 25.—The steamship Florida of the Lloyd-Italian line, which last month rammed and sank the White Star liner Republic in a fog off Nantucket Island, was today sold at auction for \$2,500,000, a man who gave his name as M. A. Miale, said to belong in Philadelphia. The sale is the result of the libel filed in the United States district court in favor of the White Star line, which claimed \$2,000,000 damages from the Lloyd-Italian for the loss of its vessel.

GOV. WILLSON DECLARES PRESS THE ONLY RECOURSE WHEN COURTS FAIL

(By Associated Press.) FRANKFORT, Ky., Feb. 25.—One of the strongest defenses of the freedom of the press in criticism of public officials ever delivered in the South was written by Governor Augustus E. Willson today in granting a pardon to The Herald Publishing company, of Louisville, publishers of The Louisville Herald, for an indictment in the Calloway and in Twiggs circuit courts of Western Kentucky, charging the paper with criminally libeling Judge Thomas P. Cook and libeling Judge Thomas P. Smith, commonwealth's preside in the district in which the greater part of the night rider troubles in Kentucky occurred, and the paper vigorously scored them for failure to perform their duty in prosecution of the lawless element.



WASHINGTON, Feb. 25.—Forecast: North Carolina—Fair, warmer Friday and Saturday; light to moderate north to northeast winds.