PRICE FIVE CENTS.

PUBLISHERS NOT LIABLE FOR LIBEL IN CRIMINAL SUIT

Young Rockfeller's Complaint Against Journal Dismissed by Justice

WRITER OF ARTICLES IS GUILTY OF CRIME

Story of Rockfeller's alleged Methods of Peonage at Bottom of Matter

(By Associated Press)

NEW YORK, April 12.- The writ of habeas corpus secured in behalf of S. S. Carvalho, Bradford Merrill and Edward H. Clark, publishers of the New York American and Evening Journal in the action brought against them for criminal libel in complaint of John D. Rockefeller jr., was upheld by Justice Gerard in the Supremcourt today and the defendants ordered discharged.

Mr. Rockefeller had complained of the publication in The New York American of December 17, 1908 of an article wrongly accusing him of having originated a peonage system to which the employes of a certain breakfast food company in Illinois were alleged to have been subjected.

The article, which was promptly disavowed the next day when a full retraction of all the objectionable allegations was printed, recited that part of the system for which Mr. Rockefeller was held responsible, consisted in the keeping of workmen in a stockade guarded by armed sentries and enclosed by a high fence along which charged electric wires

In his opinion Justice Gerard characterized the article as a gross and vicious libel, the writers and publish ers of which should be brought to trial, but finds that no evidence exists to show that Messrs. Carvalho, Merrill and Clark had anything whatever to do with its writing or publication, the decision affirms the principle that the officers of a corporation which publishes a newspaper are not liable to criminal prosecution for libels printed in the newspaper simply because of the fact that they are officers and without any further proof to connect them with the management of the newspaper.

CONFESSED ARSON

Demopolis, Ala., April 12.-The barn of Tom Walton, a white farmer was burned Sunday night with seven mules and a large amount of feed A negro who confessed to the crime of setting the fire, was taken Greensboro today.

MR. JOHNSING' WILL NOT NAVAL STORES MEN FILE FIGHT ANYBODY WHO MAY DEMURRER IN THE SUIT UNDER THE SHERMAN LAW **BE LOOKING FOR MATCH**

Is Getting Little Particular About Whom He Wastes His Strength On

THREE CANDIDATES

(By Associated Press.)

NEW YORK, April 12 .- After a meeting of the three heavy weightsand near-heavies-who are anxious to fight him, Jack Johnson, the colored six officers of the naval stores comheavy-weight champion, tonight an-nounced that he would not decide as to whose challenge he would accept un ants tendered a demurrer to the intil Thursday. The reason given for this postponement was that Al Kaufman, one of the anxious challengers, wir box Tony Ross, a much heralded fighter, before a local club tomorrow night and Johnson desires to see how Kaufman will figure as a drawing

card for a championship match. Willus Britt, representing Stanley etchel; Joe Woodman for Sam Ketchel; Joe Langford, and Billy Delaney, representing Kaufman, each at the conference today, demanded the right to fight Johnson. Johnson suggested that the three challengers should fight each other to determine which should meet him for the championship. Britt objected to this, and suggested that Johnson should accept the was put up. Johnson, however, de- traudulent grading of naval stores, atmurred and matters were left standing, pending the issue of the Kauf-

man-Ross battle. At the close of the conference fight promoter, offered a return match ing in Judge Emory Speer's absence for Johnson and Burns. The cham- Judge Sheppard assigned the demurplon's reply was that he would accept rer for hearing tomorrow morning. on the terms demanded by Burns at McIntoch, who said he would attend the conference Thursday and would the heavy frost and frost a then offer to match Burns against the heavy frosts and freezing weather Kaufman, Ketchell or Lang-

CRITICISE POLICE, DEFEND THENEGRO. AND NAME TICKET

Republican Convention Ratifies Ring Slate, And Hears Startling Statments From Leaders

The republican city convention last usually in the pool rooms. The peo light nominated the following: Mayor, Dr. C. P. Ambler,

Aldermen 1st ward, Canie N. Brown Alderman 2nd ward, W. M. Hill. Alderman fourth ward, H. S. Har-

Alderman 6th ward, F. W. W. Gra-

Police judge, W. G. Fortune, Tax collector, Jack Hollinger.

Treasurer, Guy Weaver. The convention was well attended and named the municipal ticket with great unanimity, except in the case of police judge. The harmony was indicative of the idea that nobody wanted the nominations, dignity procedure alone being the great de-

The features of the meeting of del egates was the stringent attack made by Chairman T. J. Harkins on the police who declared when not drunk. spend their time loafing in

Dr. Ambler, in his speech of accertance which followed the nominations said that he would accept no nomination from ringleaders, and declared that rank injustice is being done to the negroes in this city, who are punished for offenses which are condoned in white men. He laid special emphasis on the fact that he stood for the equal rights of white and blacks the law, and for the same construction of the law in its application to both races.

Chairman F. W. Thomas after preorganization was effected. said that the opportunity of years was before the republican party to elect a ticket if the convention would nammen who would enforce the law. J. L. Lancaster nominated F. W Thomas for permanent chairman, but on the statement of the gentleman that he had promised to nominate at

least two men T. J. Harkins was unanimously named. Mr. Harkins Prophesies. Mr. Harkins declined an escort of

nonor, took the stand and said:
"Men to be nominated tonight, we do our duty, will be in office for the next two years. It is the duty of the republicans to make claims," said Mr. Harkins with asmile and he ex-Mr. Harkins with a smile and he ex-He then said it was time to win. for the people to raise and "throw the gang out."

"The present administration is eith er influenced by that element, or else they are not competent to govern the people of this town," said the chairman, referring to the seller of liquor as "that element." He said hat the republican party stood for the enforcement of law and there was no need to disguise what that meant. It meant the enforcement of the law against selling liquor.

Policemen Drunk?
"Where do the police spend their time? Those who are not drunk ar?

Anti-Trust Statute As

A Whole

SAVANNAH, Ga., April 12 .-- When

Stores company, the National Trans-

dictment against them.

portation and Terminal company and

The demurrer contains twenty-one

validity of the Sherman anti-trust law.

and six officers, E. S. Nash, presi-

dent, S. P. Shotter, chairman of the

executive committee, J. F. C. Meyers,

vice-president, C. J. Deloach, secre-

restraint of trade, and to monopolize

the naval stores trade not only in the

the market, diverting trade from its

natural port to another, issuing false statements as to market conditions,

tempted bribery and threats of boy-

cott. Judge Sheppard has the de-

Judge William B. Sheppard, of the

northern district of Florida is presid-

murrer under advisement.

ple of this town have said by their otes that such and such should be the case, but judged by their acrs the present administration cares no more for the wishes of the people of this town than a mule does for

Nominations Made.

Charles G. Lee was elected secre-tary and then nominations for mayor were called for. Mr. H. T. Collins named Dr. C. P. Ambler, saying he carried through all he undertook. On motion of J. L. Lancaster as amended by T. F. Roland the nomination was made by acclamation.

On motion of F. W. Thomas the nomination for alderman at large was postponed until other nominations were made. Mr. Thomas nominated as alderman from the second ward, W. M. Hill. and this nomination was made by acciamation.
T. F. Roland nominated as alder

man from the fourth ward, H. S Harkins, and unusual applause greet ing this, the nomination was made by acciamation.

F. W. W. Graham was nominated as alderman from the sixth ward by J. L. Lancaster and this gentleman was chosen by acclamation.

For treasurer, J. L. Lancaster nom

inated E. L. Brown, jr., but withdre a Mr. Brown's business would not allow him to be a candidate at this time. J. A. Nichols named Guy Weaver who was unanimously nominated.

For tax collector Dr. A. B. Ware nominated Jack Hollinger who was unanimously chosen. Police Judge.

The only real contest was then called, on nomination for police judge H. T. Collins said there must be enforcement of law and order; that all candidates were good men, but differed in experience, one of then Col. V. S. Lusk, being a man pledged to law and order. Col. Lusk withdrew, saying he was

not a candidate while others were they having scoured the town. The nomination was seconded anyway, bu the colonel said he could not accept and Mr. Collins withdrew his name. J. L. Lancaster nominated W. Scott Radeker. Mr. Thomas said Mr. Radeker was in a worse predicament than Col. Lusk because "he had started to run back, and had withdrawn. He nominated Vonno L. Gudger, the

name being greeted with applause. T. F. Roland nominated W. G. For une whom he said would do no rash act and this name drew loud ap-plause, long continued and cries of "Fortune," Mr. Collins seconded the nomination. Col. Lusk seconded Gudger's nomination, saying his man was a republican by inheritance as well as choice. "As republicans we do not possess sufficient majority to

(Continued on page four.)

HOUSE TRIED TO CALL TARIFF BILL BACK FOR FURTHER AMENDMENT TROOPS AND BAND TO

Attack the Validity of the Wanted to Make It Plain That Petroleum is to Go on Free List

SHEPPARD PRESIDES WAS CLERICAL ERROR

(By Associated Press.)

the cases against the American Navai WASHINGTON, April 12 .- A good, workable membership was present when the house of representatives met pany were called in the United States today for the first of its semi-weekly chief of staff of the war department bistrict court here today, the defend- sessions. The galleries were filled with Easter visitors. Mr. Payne, of New York, offered a resolution providing grounds, but the main point is raised for the return of the tariff bill to the in the first two which involve the house in order that it might be amended so as to make it plain that crude petroleum and its produtes The indictment charges the companies

should appear on the free list.

After the bill passed last Friday an nspection of it disclosed fthe fact that products of petroleum were omitvice-president, C. J. Detoach, secre-tary, George Meade Boardman of ted from the free list, although such tary, George Meade Boardman of was not the intention when the Nor-New York, treasurer, Carl Moller, was not the intention when the Nor-Jacksonville, manager of the naval stores company, with conspiracy in petroleum made free,

In adopting the resolution the house authorized its enrolling clerk to make the naval stores trade not only in the correction. It is understood there United States, but abroad, depressing will be no objection on the part of the senate to the return of the measure to the house of representatives. and the change can be made within a few minutes after the receipt of the bill by the clerk.

Opposition developed to a resolution providing for the appointment of janitors. It was laid on the table. On another resolution making appropria-tions for the expenses of the house incident to the extra session, Mr. Macon, of Arkansas, forced a roll call on a point of no quorum. Two hundred and twenty-six members responded to



Who Returns Shortly to His Irish Estate after Spending the Winter at Palm Bacch.

MYSTERY OF SHOOTING OF WOMAN NOT SOLVED

Believed That Smooth Blackmailers Were Behind Scheme to Extort Large Sum From Bank President in Which She Was Stool Pigion

ger, the young woman charged with being implicated in the scheme to

she insists that she does not know the man who told her to go to a certain place and pick up a package, the gen-eral opinion is see does know the

That there is a mystery behind the shot wounds in different parts of her recent shooting of Zella Clarke Strinbody.

There is a good deal of feeling over blackmail Nathan G. Read, president the shooting of this woman and the of the Washington National bank, is charge is made, too, that at least the belief of many people who have one shotgun was fired at her before more than a passing knowledge of the incidents leading up to the affair.

The majority of the people of this The majority of the people of this Many people believe the woman city feel that the shooting of the was simply a stool pigeon for a gang that was after the money, and though

man, and is shielding some one.

The scheme to blackmail the bank president was simple, according to the girl. The supposition is that there is a stronger mind than either of them in the affair, and if the girl the girl them in the affair, and if the girl them in the affair, and if the girl them in the affair, and if the girl would tell the truth the real blackmailer would be found. She insists thought of public business because gently and the bank would be blown place where the package was contained in in the affair, and if the girl would tell the truth the real blackmailer would be found. She insists thought of public business because gently and the bank would be blown place where the package was contained in in on him constantly with school in the containty with school business because gentling in on him constantly with school in the containty with school business because gentling in on him constantly with school. famiy and the bank would be blown place where the package was conup. Mr. Read, after consulting with the bank directors and the police auhorities, decided to put a dummy could be seen in the moonlight. And package at the designated spot. Then there was a man with her, according to the statement of witnesses, at men, some of them not more than a point close to her home and contwenty-five feet from where the box siderable distance from the place was placed.

where the shooting occurred. She de-Early in the evening, when it was nies this, however. It is supposed things the stranger in Washington rate of \$1 a thousand on rough lumson bright you could almost read a the real blackmailer met her after things the stranger in Washington ber, a reduction of a dollar from the newspaper, a woman came down the she left her home to go to the place must see. Possibly Mount Vernon Dingley law, and has retained the street and picked up the box, and as where the money was to be concealed, and the tomb of Washington get more house rates on manufactures; of street and picked up the box, and as where the money was to be concealed, and the tomb of Washington get more house she did so she was fired on by the that he walked a short distance with hidden officers. When the officers her and then turned away, and that got to her it was found that she was she was joined by another man, who Clark Stringer, and Dr. walked within a square of the school G. W. Willeford at different times has house ground, and was watching for

FOREST FIRES DOING ESCORT PRESIDENT

War Department has Granted Request of Charlotte for Detachment

(Special to The Citizen.) CHARLOTTE, April 12.—Through

the efforts of Senators Overman and Simmons and Congressmen Webb and Morehead, General James F. Beil chief of staff of the war department fine government bands and a large number of flogs to be used in Char intto during the twentieth of May celebration. The troops will very likely serve as an escort to President Taft, who will arrive at 10 o'clock on the morning of May 20th.

Three years ago when Charlott held one of the greatest celebrations in its history the government furnished two or three companies troops, bo h infantry and cavalry, and ritory being burned over has not been the presence of these soldiers added a great deal to the success of the event. It is pretable that exhibition drills will be given at the fair grounds edge of Roanoke city is on fire tonight while the troops are in the city.



WASHINGTON, April 12.-Fore cast: North Carolina: Showers Tues Sawmills, Lumber, and Negroes' Houses Are Licked

Up in Path of the Flames

(By Associated Press.)

ROANOKE, Va., April 12 - Forest ires that have raged on the mountains M. A. Daunhauer. Upon his arrest and in Rosnoke and Botetourt counties for the past week did great damage last night a few miles north of Rosnoke thousands of feet of cut lumber were iestroyed. A number of small home coupled by negroes were also hurned. Ponight flames have nearly reached Carvin Creek at the entrance to Car vin's Cove and should embers be carried across the stream the cove may be swept. The homes of relatives of John W. Kern, candidate for vice-president on the democrat ticket last ear, are focuted in the cove. The ter on lire for more than ten years and no rain has fallen on it for more than two weeks. Mill mountain, on the and presents a beautiful spectacle.

CRAZY SNAKE DEAD?

MUSCOGEE, Okia., April 12 .-There is a rumor here that Crazy Snake, chief of the Greek Indians, who has been sought by the state militia for the past two weeks, is dead, but it cannot be verified. The governnent has representatives in the field searching for the Indian leader, but has received no word from them.

MT. AETNA IS QUIET.

ROME. April 12 .- Mount Actna is that effect have been current, and according to the latest advices received ence. The house, at 2.15 p. m., adsingle pourse of the Adams Automobile
sourced until Thursday.

The house, at 2.15 p. m., adwinds becoming west Wednesday.

The house at 2.15 p. m., adsingle pourse of the Adams Automobile
sourced until Thursday.

The house at 2.15 p. m., adwinds becoming west Wednesday.

VISIT TO CAPITAL

Consequently the Capital is Claims Full of Pupils Now Learning Its Ways

ALL DETERMINED TO SEE PRESIDENT

Tariff Debates in the Halls of Congress

(Special to The Citizen.)

WASHINGTON, April 12.-Nearly 30,000 tourists have looked Washingworth noting is that the boards of education in most of the states along the Atlantic seaboard and in some states farther west are now making an annual pilgrimage to the national capital a part of the course of study. Perhaps 75 per cent of the tourists are high school students and their teachers. These seekers after knowledge come in daily by the train load Washington is overrun with them. This practice of permitting, or rather encouraging, student bodies to come here was started two or three years ago by some of the New England states, and it proved so satisfactory that it has had a remarkable growth WASHINGTON, Ind., April 12 .- | thirty out of another, and there are The railroads entering the capital estimate that not fewer than 100,000 public school students will visit here during this month and the first half of May. Naturally the carrying companies are hopeful that the practice will appeal to educational authorities as far west as the Mississippi valley

Visit White House. The white house is the center of attraction for the student bodies. These spring days they almost swamp The general belief is that the home and the executive offices, all scheme to get a lot of money out of demanding to see the president. The President Read under threats to blow expansive east room fills and can not him up did not start with either be emptied until the good natured marms and students who have "pull nough" to meet him in that way instead of waiting over in the east room. From the white house the visiters scatter to the other chief points of interest. They usually do not have more than forty-eight hours here, but they manage to see about all the

(Continued on page four.)

SENATOR ALDRICH COURSE OF STUDY GIVES SUMMARY IN MANY SCHOOLS #OF AMENDED BILL

Many Reduction Have Been Made In Various Schedules

TAX INCRASED ON ARTICLES OF LUXURY

Even Listen to the Prosy Daniels Criticises Majority For Not Giving Democrats Chance

(By Associated Press.)

WASHINGTON, April 12 .- The tariff bill was today reported by Mr, Aldrich from the committee on finance to the senate and on Thursday it with Washington is only opening. A fact ator Daniel led democratic criticism of the reporting of the bill to the senate without affording the democratic members an opportunity to inspect it. Senator Aldrich replied that to have proceeded otherwise would have entailed long delay and reminded the members of the minor-ity that the republican majority alone would be held responsible for the tariff legislation to be enacted by this congress. A message from the house asking for the return of the bill asking for the return of the bill reached the senate too tate to be received.

Many revenue producing features will be reported subsequently as they are intertwined with administrative features of the measure which will be adopted later. Senator Addrickwhen requested to make a brief summary of the general character of the changes proposed by the senate fi-nance committee to the house tariff bill, furnished a statement in part as

follows: "In the main the rates in the tarin the bill as reported from the senate finance committee are lower than those in the bill us it passed the house the actual number of reductions being about three times the number of increases. Such increases as have been made have been largely rendered necessary to preserve the sym-metry of the schedules. A considera-ble number of articles in common use have been taken from the dutiable The great mass of the rates reported are below those of existing

The senate committee restored from ore to the dutiable list at twenty-five cents per ton, a reduction of fifteen cents a ton from the Dingley rate.

The senate committee has retained the house rate on lead ore of 1% cents per pound, but has been obliged to raise the rates on lead products throughout the bill to correspond with this duty on lead ore.

Lumber Schedule. senate has taken the

(Continued on page Six.)

CRESCENT CITY MEN TO FACE SERIOUS CHARGES

tary Charged With Misappropriating Money

NEW ORLEANS, La., April 12 .harging him with the embezziement of \$7,700 of the funds of Jefferson Parish while he was secretary of the parish police board during 1908, an indictment was today returned against plea of not guilty Daunhauer was referson Parish Just across the river

William Adler, indicted today on ighty-two counts for alleged misappropriation, abstraction and embezzle-ment of the funds of the state national bank of New Orleans, while he occupied the position of president of that institution, will be arraigned on Thursday of this week, according to agreement entered into by his attorneys with the United States district attorney here today

It is claimed that Adler, his asso ciates in business and relatives owed the state National bank about \$675,-000 when it failed.

IGNORE PARTY LINE?

WASHINGTON, April 12 .- It was stated at the white house today that President Taft has instructed Director North, of the census bureau, to disregard party lines in securing suitable men for supervisors and other ap-pointive places under the new census act. The instructions it was said have especial reference to the south.

DIED OF WOUNDS.

AUGUSTA, Ga., April 12.-W. B.

EDUCATORS GATHER FOR THE CONFERENCE DAMAGE IN VIRGINIA Banker and Parish Secre- Many Arriving at Atlanta

Each Day For the Educational Meeting Wednesday

(By Associated Press.)

ATLANTA, Ga., April 12.-Many prominent educators arrived in Atlanta today and tonight to attend the conference for education in the South, which opens in annual session here Wednesday. It is expected that by leased on bond of \$5,000. He is at temorrow afternoon at least 1,500 present a justice of the peace of Jef- persons will be here to attend the conference.

The delegates representing the department of secondary education held a business meeting this afternoon, the first of a series of meetings of the various departments preceding the ermal opening of the conference.

The purpose of the meeting this afternoon was to consider what is generally regarded as the weakest part of the southern educational system, public high schools.

Among those representing the department of secondary education are.
Prof. Joseph Stewart, of the University of Georgia; Dr. Bruce Payne, of the University of Virginia; Dr. J. B. Walker, of the University of North Carolina; Prof. W. H. Hand, of the University of South Carolina, and Prof. P. P. Claxton of the University

The meeting this afternoon was addressed by Dr. Henry S. Pritchett, of New York, representing the Carneg'a foundation.

ARRESTED IN NEW ORLEANS,

NEW ORLEANS, April 12 .- Louis P. Allard, was arrested by local de-tectives here tonight upon landing from the steamer Parismina from Conot in eruption, although reports to Causey, a prominent white man, who lon. It is charged that he defrauded that effect have been current, and activities and checks of the latest advices received Hampton, S. C., Sunday by "Peg Leg" \$30,000 on bongus drafts and checks. day; Wednesday colder and generally here from Catanta there is no appre- Hughes, a negro and who was brought He is said to have been formerly