THE ASHEVILLE CITIZEN THE WEATHER: Citizen Want Ads Bring COLDER. Results.

ASHEVILLE, N. C., WEDNESDAY MORNING, JANUARY 4, 1911.

PRICE FIVE CENTS

ROOSEVELT LIBEL CAROLINA SPECIAL CASE THROWN OUT MARKS HISTORIC RAILROAD EVENT Indictments Instigated by the Col-

Southern Rallwav Celebrates First Trip From The Sea to Queen City

NEWSPAPER MEN AND OFFICIALS HOBNOB

Cities Along The Way Turn Out to Give New Train Royal Welcome

CINCINNATI, O., Jan. 3 .- Linking in one night the balmy breath of the blooming magnolias with the frozen field of snow and ice, "the Carolina special," the Southern railway's new fast train between Charleston and Cincinnati arrived here this morning,

bearnig high officials of the Southern and newspaper representatives from the larger cities enroute. The train was met at the Grand Central depot by representatives of Mayor Schawb of Cincinnati to whom Mr. Adolph Kohn of Columbia, carried fraternal greetings from the mayors of Charleston, Spartanhurg, Colum-bia, Asheville and Knoxville: In acknowledging, the letters, Mayor Schawb congratulate dthe Southern on the final realization of a long cherished dream

S. H. Hardwick, passenger traffic manager, responding for the South-ern, gave in brief detail the events which led up to the inauguration of the Carolina special, which, he said was planned one hundred years ago. It remained for President W. W. Finley's efficient administration to bring these plans to happy fruition. Triumphant Journey

The progress of the train through the smaller towns of North and South Carolina was featured by as much interest as is usually accorded the first train over a new railroad. The visiting railroad officials and newspaper men were entertained at luncheon by the Business Men's club of Cincinnati, and the balance of the afternoon was spent in sightseeing. The newspaper men as the guests of the Southern and the Queen and Crescent railroads were accorded every courtesy by the officials who placed special pullman and dining cars at their disposal.

At Danville, Ky., this morning the entire party was met and welcomed by W. A. Beckler, G. P. A. of the Queen and Crescent, and were later

(Continued on page four)

ARE PROVING POPULAR

POSTAL SAVINGS BANKS

C.

the federal gowdrnment could not maintain the so-called "Panama canal libel suit" against the Press Publishing company, of New York. in the Federal courts of New York. In so holding, the court affirmed the decision of the Circuit court of the United States for the southern district of New York which had quashed the famous indictment. In effect the decision was that the left no doubt where acts were done Federal court had no jurisdiction on reseavations which were exover the alleged offense, because the pressly prohibited and punished as case might have been brought in a state court.

of \$36,000,000,

authorized.

Instigated by Roosevelt. The Press Publishing company,

Indictment Quashed.

CARMACK AMENDMENT

HELD CONSTITUTIONAL

Jurisdiction.

ing, yet, on the other hand, where publisher of The New York World, no law of the United States had exwas indicted in March, 1909, in the pressly provided for the puishment Circuit Court of the United States of offenses committed on reservafor the southern district of New York on a charge of libel. In ef-fect the alleged libel was the pubtions, all acts done on such reser vations which were made criminal by the laws of the several states lication of articles, stating that 'has. P. Taft, Douglas Robinson and were left to be punished under the Wm. Nelson Cromwell, with J. P. Morgan and others, obtained control applicable state statutes. For State Courts. Chief Justice White said that the

BY SUPREME COURT

onel While President Against New

York World Quashed for Lack of

WASHINGTON, Jan. 2 .- By unan- | dictment was brought. The effect of imous decision the Supreme Court of this act was to incorporate the crim-the United States today decided that inal laws of the several states in

inal laws of the several states in

in the various states. Among these

White, stated that, while the statute

crimes by a law of the United States

that law was dominant and controll

statutes was a New York libel law. The court, through Chief Justice

of the Panama canal route for about nvestigation plainly established: \$3,000,000 and by the co-operation of Theodore Roosevelt, then president of the United States, and brother-in-"First, that adequate means were afforded for punishing the circulalaw of Mr. Robinson and Wm. H

tion of a libel on a United States reservation by the state law, and Taft, then secretary of war, and brother of Mr. Taft, were enabled to effect the sale of the Panama in the state courts, without the ne cessity of resorting to the courts o anal to the United States at a profit the United States for redress. Second, that resort could not

had to the courts of the United States to punish the act of publish-The United States claimed jurisdiction to punish the alleged libel on the theory that the publisher had ing a newspaper libel by circulating a copy of the newspaper on the res committed a crime upon federal terervation upon the theory that such publication was an independent ofritory at West Point, N. Y., and in the postoffice building in New York ense, separate and distinct It was argued that wherever the papers containing the alleged libelous articles might have been printed they were technically "published upon these federal reservations, and that the federal government had the power to punish such publishing.

> tion which we have given the act of 1898 that the court was right in punshing the indictment as not authorized by that act. No other conclusion, we think, was possible the court could not sustain the in dictment without giving to the statute a meaning directly conflicting

PREVAILS THROUGHOUT

BLIZZARDY WEATHER

Open Season For "Ducks."



POLICE AND MILITARY OF LONDON FIERCELY BATTLE WITH ANARCHISTS

Thousands of Spectators Watch Stronghold Finally Burn Over Heads of Desperadoes

battle began between those fortressed in the house and hundreds of policemen. The Scotts guards from the tower were hastily dispatched to the scene and later a battery of artit-lery with a gatling gun arrived at double quick. Their pieces were chists. A search of the resuged double quick. Their pieces were placed in position but they did not house after the ruins had cooled a little revealed in a coppoard a large A steady stream of bullets between

the contending forces, and the dynamite bombs in an unfinished guardsmen took up sheltered posi- state. At present there is no evitions, firing volley after volley into dence that the house had any other the house. Straw was cast in all occupants than the two whose chardirections and lighted in the hope red bodies were found, that the desperados would be smoked Immense crowds of out. At last sparks were observed rounded the neighborhood until a ing care of the educational, shooting from the windows, accom- late hour tonight but a strict guard trial and agricultural interests panied by clouds of smoke and here and there a jet of flame. A detachwas maintained and it was impos-sible for those without authority to ment of firemen stretched their hose get close to the half wrecked build-and threw water on the adjoining ing.

es of fire, smoke pouring from the windows, the house in flames, and finally men on the roof, shouting structures. Soon they directed their Two families who occupied the defiance and failing into the seeth-streams against the streng hold of lower floors of this building were ag mass below. Artillery Called Out. A police sergeant, searching for bower floors the anarchists made their bower floors the anarchists made the anarchists made th

burghars who only a few nights way to the roof where, it seemed to does gained access to the house. The ago killed four policemen, was re-the watching thousands, several latter appear to have been in rooms connoitering around the Sidney street forms could be perceived amidst the rented by a Russian woman, Bessie

DOWD IS CHOSEN SPEAKER OF HOUSE BY ACCLAMATION

All Opposition Withdrawn in Favor of Man From Mecklenburg

PHARR PRESIDENT

PRO TEM OF SENATE

Democratic Caucuses Held Last Night Were Harmonious Meetings

RALEIGH, N. C. January 3 .-W. C. Dowd, of Mecklenburg, was chosen tonight by acclamation in the nucus of democratic members as the democratic nomines for speaker, which means that he will receive the unanimous vote of the 103 democra-tic members of the house tonorrow when the organization for the imwhen the organization for the im-pending sixty days' session of the legislature takes place. There had been screnuous contest between Dowd and Koonce duing the day in cam-paigning among members, but it be-came known early in the evening before the caucus assembled that Koonce had withdrawn and Dowd would have no opposition. would have no opposition. After the convening of the caucus

at 8 o'clock and the selection of Har-ry Stubbs, of Martin, as permanent chairman, the selection of the spea-ker was first in order. Kounce of Onslow was recognized amid ap-plause, and said that he had never LONDON, Jan. 2.—All London has been sounded and the entire neighbor-been stirred by a terrific battle wag-ed today between anarchists on the mean their homes, and a pitched been been so around a base of the been to anarchists on the battle been their homes, and a pitched be been to anarchists on the battle been their homes, and a pitched be been to anarchists on the battle been their homes, and a pitched be been to anarchists on the battle been their homes, and a pitched be been to anarchists on the battle been their homes, and a pitched be been to anarchists on the battle been their homes, and a pitched be been to anarchists on the battle been their homes, and a pitched be been to anarchists on the battle been their homes, and a pitched be been to anarchists on the battle been their homes, and a pitched between the battle been their homes, and a pitched be been to anarchists on the battle been their homes, and a pitched be been to anarchists on the battle been the been the battle been the

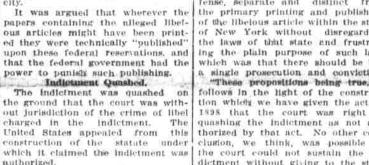
the country been so aroused as the news-today's scene at Stepney. The news-papers call loudly for a more ef-Doughton of Allegheny. This was quickly carried and Doughton, Turlington and Koonce directed, as a special committee, to bring the new

mpeaker into the house. Mr. Dowd was visibly affected. number of what appeared to be metal I care nothing for this exrepresents, as I believe, an expression of your confidence and esteem And with that added; I cannot find words to express my appreciation. He appealed for co-operation in mak-Immense crowds of sightseers sur-ounded the neighborhood until a ing care of the educational, indus-

Other Officers.

The caucus then proceeded with the selection of other officers for the house. On motion of Repres Spainhour of Burke, T. was re-elected principal clark,

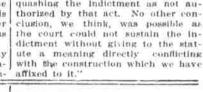
68 to 20. He is editor of Facts and Figures, published at Raeford.



The decision of the court today dealt entirely with the act of con-gress in 1898, under which the in-

from the primary printing and publishing of the libelous article within the state

head of one man, and a few charred ones of another. It is the opinion of some that the o desperados alone for many hours held the police and military at bay. Thousands flocking from all parts of London, witnessed the thrilling spec-tacle-a steady rain of bullets, flash-



ed today between anarchists on the one side, and hundreds of police, in-fantry from the ower, and artillery-men on the other. How many of the anarchists took part in the en-sagement, which was fought in and around a barriade house in Sidney street in the cast end, is not definite-ly known, but so far, as a result of a search of the debra of the birned structure northons of only two bodies of New York without disregarding the laws of that state and frustrat ing the plain purpose of such law. which was that there should be but single prosecution and conviction. "These propositions being true, it follows in the light of the construchave been discovered. The remains



structure, portions of only two bodies

onsist of the trunk and part of the

ng mass below.