Champ Clark.

PRICE FIVE CENTS

THOSE"HIGHERUP"

Consideration of Appropria- Thaw Home in Pittsburg Rob- David Graham Phillips Made tion For Postoffice Furnished Occasion

RURAL CARRIERS TO GET AN INCREASE

Declared to be in Very **Bad Shape**

WASHINGTON, Jan., 24.—The house passed the post office appropriation bill, carying about \$257,000,-

others "higher up", including, by inat the hands of members of the house today during the consideration

debate today reached its of Mississippi, declared with vigor: Strong Language Used.

"The mail service all over the United States is in a h— of a fix—to use a strong expression. And this The department has declined at \$35,000. to spend money appropriated for additional rural free delivery routes and are going to turn back a surplus of \$1.700.000 for thhis service."

As soon as the rural free delivery service paragraph was reached the bill amendments to increase the pay of the rural carriers from \$900 a year all the way to \$1,200 were of-

Representative Bartiett of Georgia led the fusiliade of criticism by offering an amendment to give the car-riers \$1,000 a year, Representative Austin of Tenn., also scored the pos-tal committee. He thought the couneight to know where the responsibility lay. Mr. Byrnes of Tenn., blames the post office department a.a. men "higher up" for conditions in the postal service. Mr. Edwards,

(Continued on Page Two.)

BRIDERY CHARGES MADE

REGARDING NOMINATIONS

WEST VIBGINIA SENATORS

Needed

WATSON LACKS TWO

CHARLESTON, W. Va., Jan. 24 .-

from the upper chamber, and the re-

publicans in the lower house were re-

Excitement was created in the

house when Nelson C. Hubbard, dem-

ocratic son of Congressman Hubbard

and ten followers bolted the meet

nomination had been secured through

by Robinson of Harrison county, who

made a speech slong the same lines

as Hubbard. When put to a vote,

Watson received 51, Davis ten, Edmis-

In the senate with the republicans

tallot with 59 necessary for a choice.

C. W. Campbell of Huntington was

since he had been turned down by the

saucus and asked the members to vote

for Chilton, Chilton accordingly re-

ceived the necessary number to elect.

In the senato the vote was scattered,

but Chilton led. After the votes were

counted, democratic members

bribery charges would be made.

Hubbard declared the Watson

corded as "not voting."

the first district.

CONGRESSMENSAY GASKET OF JEWELS FAMOUS NOVELIST ROUGH THINGS OF TAKEN FROM HOUSE SHOT BY ASSASSIN AS FAMILY DINED

bed in Early Evening of **Jewels**

DETECTIVE FORCE SEARCHING CITY

Mail Service All Over Country Daring Burglar Left Absolute. Seems to Have Felt Phillips ly no Trace of Entering House

PITTSBURG, Pa., Jan. 24 - Thirty three city detectives, a score or more of special officers and the entire oper-000, this afternoon with no votes in ating force of a private detective agency are scattered about the city tonight endeavoring to ferret out the house, the postmaster general and purioiner of \$35,000 worth of jewelry and gems from the home of Mrs. down yesterday for a fancied grudge fluence, the president of the United Wm. Thaw. jr., on the north side States, came in for another scoring last night. Every pawn broker in the city has been furnished with a description of the stolen goods and notification of the robbery with descripheight when Representative Sisson, tion of the goods also have been sent to every city In the country.

The list of articles furnished by thouse should fix the responsibility where it belongs. Some say it is the committee; some say it is the committee; some say it is the depart-ment, and some say it is the presi-dividually but the whole is estimated

Casket Kept in Room

The jewels were kept in a casket in Mrs. Thaw's room and the closet in which the casket was kept was opened with a skeleton key. The robbery was committed while the family was at dinner last night between 6 and 7 o'clock and while it was reported at public until today through a friend of the Thaw family, No clue has been admitted by the

are exonerated by the officers in their statements of the case.

The only way the thief's presence in the house is accounted for is that he or she sneaked into the house or had a key which would unlock the granted, although an autopsy is th of Georgia, asserted the present administration was no friend of the rural service. Mr. Adamson of Georgia, declared the rural carriers were any marks of having been forced or doors. There is not a trace in the

(Continued on Page Four)

DIED LAST NIGHT

Brave Fight For Life in Hospital

ASSASSIN'S MOTIVE STILL A MYSTERY

Had Reflected on Family in Writings

ham Philips has lost his brave fight for life. He died in Bellevue hospital late tonight a victim of Fitzhugif Coyle Goldsborough, an eccentric and emotional musician, who, al-though of refined taste and aristocratic Southern stock, shot the novelist then killed himself. Phillips fought valiantly to live but gix bullet holes were too much even for his grit and sturdy constitution and as eleven 'clock came and passed, he died. He was conscious up to within a quarter of an hour of his death, which

occurred just at five minutes past ele-ven o'clock. At the bedside were his sister, Mrs. Caroline Frevert, his brother, Harrison W. Mhillips, his personal physician, Dr. Eugene Fuller, and Dr. Donovan of Bellevue. The immediate cause of death was hemorrhage of the right lung, which was plerced by one of the steel clad bullets from Goldsborough's automatic revolver.

Up to nine o'clock the novelist was resting quietly and both physicians and relatives were hopeful of the outcome. He had been conscious all day and had received , visitors, among them his sister, his brother, United States Senator Beveridge of Indiana once to the police, it was not made and several writers of note. Their visits were exteremly brief, but all who came away appeared optimistic. About nine o'clock the patient took a police and up to a late hour tonight turn for the worse and although the although the four houshold servants surgeons did everything in their power, the end was inevitable. The phy ricians concerned thet directly after the death and decided to request the coroner to dispense with an autopsy It is believed that his request will b

usual thing in all homicide cases. Harrison Phillips announced that Senator Beverldge will have charge of the funct arrangements. The sen-

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DEPEW OPPOSES DIRECT **ELECTION OF SENATORS** BY VOTE OF THE PEOPLE

On Separate Ballots Chilton Offers Amendment of Own Bill Increasing Judges Receives Majority To Pending Measure In Senate

BACON REPLIES

WASHINGTON, Jan. 24 .- Opposi-Contrary to general expectation and tion to the resolution now pending in before the republican senators who the senate calling for the popular returned this morning from Cincinnati election of members of that body in to the constitution. The vote was 42 democratic members of the upper by Senator Depew of New York. Mr. chamber, the West Virginia legisla-Depew, while opposing the propositure proceeded to the election of the tion to so choose the senators, yet two United States senators. On the offered an amendment which would first ballot, W. E. Chilton, democratic entitle all of the male citizens of the nominee, received 62 votes, three United States to cast their ballots in more than enough to elect, and Claruch elections.

To him the proposed amendment to ence W. Watson was two short with 57 votes. None of the republican members of the legislature voted. The the constitution, as reported from the udiclary committee, seemed but an fort under the guise of popularizing 15 senators of that party were absent the election of United States senators o permit the states to disfranchise under the constitution large classes of

"The title of this proposition," said he senator, is to allow the people to vote. The purpose and object of the resolution is permanently to prevent the people from voting in any riate where a dominant power of oilbribery in the caucus. He nominated garchy wishes to disfranchise a cer-J. W. Davis, congressman-elect from tain portion of the citizens of that

Mr. Bacon of Georgia took exceprelative to the disfranchisement of the | a pride in the dispatch of the businegro in the South, saying that the disproportion of the Southern to the absent the 16 votes were scattered among eight candidates, Watson renorthern vote in the regular elections was due largely to the fact that as a rule the republicans put no ticket celving 6. This gives him 57 on joint the field, rendered it unnecessary for democrats to turn out. As a consequence of this condition, he said that nominated in the house by Hubbard for the other vacancy and five bolted the vote at the primaries was always much larger than that at the legal with him. Campbell declined on the ground that he was out of the running

mitted to vote?" asked Mr. Depew.
"As to that," responded Mr. Bacon. 'in Georgia, and I think it is true of other states, no man is denied the right of suffrage who has the quali-fications of the law. No obstacles whatever are placed in the way of nounced that an investigation of the such electors; that is a question to be ridiculous to discuss.

INCOME TAX AMENDMENT TO U.S. CONSTITUTION IS ADOPTED BY STATE SENATE

Salaries Re-Referred to Committee

MEANS IT'S LOST

RALFIGH, N. C. Jan., 24.-The senate today passed the bill ratifying the federal income tax amendment Boyden of Rowan.

After over two hours spent in the house today discussing the Spainhour bill to increase the salaries of the Superior court judges by enabling them to earn \$4,000 per year, but requiring their pay to be regulated by the number of day's court they hold in each term, no salary to be less than \$3,500, the present limit, it and the Wooten substitute were re-referred to committee which means the death of both. The Wooten substitute increases Supreme court judges salaries to \$5,000 and Superior

court judges to \$4,000. Opposition to the Spainhour bills declared it would have the effect of litton. degrading the courts to a scramble for pay and would work hardships in many instances where courts necessarily out short. Spainhour fudges" and reward those who take

SHEEHAN MUST WIN BY FRIDAY

ALBANY, N. Y., Jan., 24.—The daily ballot for United States sena-tor showed no change in the strength of the leading candidates, but the air tonight teemed with rumors.

The most persistent report was that the Tammany leaders had le Mr. Sheehan know that they would stand by him only until Friday and that if he did not gain the necessary twelve or thirteen votes on the next two ballots they would begin to look for another candidate. Sheehan's friends said this was too



Next Speaker of the House.

MRS. SCHENK WEEPS AS HER ATTORNEYS PLEAD

Argument in Famous Case Will Close Today and Jury Will Decide Fate of Woman Charged With Poisoning Her Husband.

WHEELING, W. Va., Jan 24 -, the init on the three real holidays fore the twelve men in whose hands her fate will rest tomorrow.

The First Sign of Emotion. ompany she has been deprive! since go somewhere where she la eves in the crowded court room.

the lonely incurceration of the

Apparently unmoved by the storm of of the year—Thanksgiving, Christmas bitter invective from Assistant Pros- and New Year, She was not even ecutor Fred L. Maury, in his opening permitted to send her two children argument yesterday before the jury the little presents she had worked which is trying the case against Laura and made for them, the work of her ra Farnsworth Schenk, the woman own hands, he declared. "What charged with administering poison to does a verdict of guilty mean?" he her millionaire husband, John t. asked. "It means that she will Schenk, today broke down and sob-spend her three holidays in one and bed almost continuously while her her liberty is what you gentlemen own attorneys—three of them—plead can give her. She has been disgrac her side of the sensational affair bed throughout the whole world.

Can't Go Back Home.
"If she goes free where can she go to find a refuge She cannot w The first emotion cume today when to the fine home which she left Attarney Frank A. O'Brien opened prisoner in the midst of the dis behalf and grace wrought upon her. She can mentioned the two children of whose not remain in Wheeling. She must her arrest. She recovered momen- ognized as an outcast and a homeless tarily but broke down again. It was wanderer. On the aristocratic is while her chief attorney, J. J. P. land, any place in Wheeling, she O'Brien, was making his plea that she showed most marked emotions Schenk woman." Her liberty means and the jurymen, too, shed tears little but it is all you can give her, while there were many tear-dimmed and before God she deserves what little there is left in a cruel hard Joe O'Brien drew a vivid picture unhappy life, for she is innocent of

could settle their differences with the the several states was voiced today to 1, the negative vote being cast by STANDARD OIL NOT GULTY DISTRICT ATTORNEYWON OF VIOLATING STATE LAWS

of Raleigh Municipal Court in Decision

RALEIGH N C. Jan. 24 That the Standard Oil Co., is not guilty of the charge of cutting prices on oil in Raleigh below cost of supplying the trade in order to run out compemunicipal court wisce Attorney General Bickett had the prosecution started, the first under the state antitrust law enacted two years ago. The hearing continued two weeks warly (Continued on Page Four)

tled in south east to east winds.

So Holds Judge Stronach Only Thing is to Send Name of Successor to Senate For Confirmation

WASHINGTON, Jan. 24.-Charlion R. Benttle, United States district attorney at New Orleans, has refused to merede to Attorney General Wickthe trade in the verdict of Justice ersham's request that he resign, and Alexander Stromach in the Raleigh has so notified the department of ersham's request that he resign, and LOCAL OPTION

day, but it was said the usual custom followed in such cases was to send the nomination of a successor to the senate. Mr. Beattle's removal would be accomplished by the confirmation of his successor.

The department interprets that District Attorney Beattle would consider his resignation a public apology for his recent criticism of the attorney general's decision in the New Orleans clearing house cases.

The offending interview which Reattle gave out to a New Orleans States. newspaper soon after the grand jury WASHINGTON, Jan. 24.—Forecasti ments against the New Orleans clear-North Carolina; fair in north, unset- ing house association was brought Thursday local rains; moderate north- a day or two ago and his request for

BUBONIC PLAGUE CAUSES EXODUS FROM OLD PEKING

Foreign Legations Barred Will Investigate All Tariff Against Chinese in Fear of Spread

MANY CROWD ON DEPARTING TRAINS

tine Undertaken in Ancient Capital

PEKING, Jan. 24.—The weekly express from Hankow today was crowded with fugitives. These included of congress is provided to lege professors, the Italian minister, of congress is provided to minor diplomats and persons of unanimously agreed upon by the house committee on ways and means the found the moment con-The bubonic plague which had its first victim a few days, and it is believed many since then, is the primary cause of the outpouring through the gates of the city. Even military offieers took opportunity by the forelock and joined the departing throngs.

As a matter of official record no new cases of bubonic plague in Peking vere reported today, but the opinion s held at the legation that the Chiese, fearing the visitation of the forign doctors and the summary dis ruction of the dead, are not reporting illness of any sort and are possibly secreting the bodies.

Gruesome Reports
The newspapers are supporting the rovernment in its efforts to allay the ears. The masses, nevertheless, are much alarmed by gruesome reports, such as one alleging that the Rus-sians at Harbin are casting the afflicted into poisoned wells. This story perhaps developed from the possible use of lime pits for the dead. Meanwhile the diplomatic body has not been able to agree as to the manner in which the legation quarter should be quarantined. The Germans, Austrians and British are behind the barred gates of their compounds and are advocating drastic isolation. The Japanese, who have the largest community outside the quarter, and perhaps the most pressing general interests to be looked after in Peking, are supported by the Russians in arguing the necessity of continuing diplomatic relations with the Chineses foreign board. William J. Calhoun, the American minister, has adopted a middle

(Continued on Page Four)

SUPREME COURT IS STILL PRESIDENT TAFT URGES HEARING CASE OF STATES NEED OF MERCHANT MARINE

Suit of Virginia Against In Speech Says Congress tire Day Before Court

WASHINGTON, Jan. 24 .- For the third day the Supreme court of the United States devoted its attention exclusively to hearing oral argument in the suit of Virginia to require West Virgina to bear a portion of the old Virginia state debt of \$33,000,000.

The first argument was made by former attorney general of Virginia, Wm. A. Anderson. He asked the court to decide the case not by the narrow principles of law, but according to justice and the equities in the matter. He then proceeded to defend Virginia from the charges of laches in press ing its suit against West Virginia.

Mr. Anderson was followed by Geo. W. McClintic on behalf of West Virginia. He discussed the details of the Masters report as to expenditures of noney by Virginia in what is now West Virginia and the amount which the present West Virginia countles had paid into the old Virginia treas-

He also discussed that portion of he report dealing with the population, area and resources of the two ntatun.

IS INTRODUCED

Governor O'Neil's local option bill, which overturns the state wide prohibition law of Alabama and allows liquor to be sold in towns having a population of 10,000 inhabitants and over, under the strictest regulations, was introduced in the house today by John V. Smith of Montgomery and has thrown the legislature and the

Wednesday; to Mr. Wickersham's attention only H. Bankhead a unanimous vote.

PERMANENT BOARD OF INVESTIGATION IS RECOMMENDED

Questions For Benefit of Congress

DEMOCRATS JOIN WITH REPUBLICANS

General Measures of Quaran- Ways and Means Committee Unanimous For Tariff **Board of Five**

> WASHINGTON, Jan. 14 .-- A permanent tariff board of five members to today. The bill, effective July 1, contains substantially the provisions of the Longworth, and Dalzell bills. When the white house learned today that the committee had agreed unan-imously to report favorably on the imously to report favorably on the bill. President Taft expressed satisfaction. The bill, it is said, will be taken up next Monday under suspension of the rules and the white house believes it will pass. Furthermore, it believes the bill also will pass the senate, although Senator Balley publicly intimated his intention to oppose it. It is understood that the present members, Chalman Henry C. present members, Chairman Henry C. Emery, James B, Reynolds of Mass. Emery, James B. Reynolds of Massa-chusetts and Alvin H. Sanders of Chi-cago, will continue on the board and the president will name two demo-crats in the near futures to fill the two additional places on the board. Some Changes Made The democratic members of the

committee voted with the republicans for the bill after insisting upon the insertion of a provision adding to the functions of the board the words;

"And shall also make investigation of any such subject whenever directed by either house of congress," and after a provision discontinuing the existence of the present board when the present bill becomes effective in order to avoid duplication of boards, the understanding being that the papers of the present body shall be transferred to the new board. to the new board,
The board is to investigate cost of

production of articles made subject to tariff legislation with especial reference to prices paid domestic and for-

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West Virginia Takes En- Has Discussed Matter Long Enough

> WASHINGTON, Jan., 24 .- President Taft addressing the delegates to the National Merchant Marine congress today at the white house declared that not only was the country ready for the creation of a merchant marine, but congress had discussed the measure long enough to act on it promptly. The president said he hoped the presence of the delegates in Washington would have its effect upon the members of congress in the immediate passage of some kind of merchant marine legislation.

Emphatic resolutions charging gross discrimination on the part of foreign steamship companies against American manufacturers and urging congress to take vigorous measures to destroy "the arrogant, allen marine trust" were unanimously adopted today by the congress. The congress also petitioned congress for the creation of an "independent steamship service of American ships, built for the naval reserve and to be honestly and ably managed in American of \$1,700,000 for this service

Representative A. J. Barchfeld of Pittsburg, told the delegates that congress would pass some form of ship subsidy legislation at the pres-ent session but it would be only a compromise measure affecting the mail service to South American waters. James L. Ewell, secretary of the convention, spoke on the ber fits that a merchant marine have upon the export trade of the country.

FEUD TRIAL STARTS.

has thrown the legislature and the people into a ferment of excitement. Under its provisions a state excise board is provided for, to be appointed by the governor and this board makes the rules and regulations that shall govern the sale of liquor under the pure foods laws of the United States.

Already the lines are forming for the fight on the bill. In order to make his election legal a joint session gave United States Senator J. H. Bankhead a unanimous vote. Another vote will be taken tomorrow.

ANNISTON, Ala., Jan., 24.—This city was filled with visitors today attracted by the preliminary hearing in the noted Pearce-Kennedy feud in which S. J. Kennedy and his son. Cross, are charged with the killing, while accused with them as accessories are slice of the dead man; W. K. Kennedy his father and five others. Land disputes and domestic troubles are said to have led to the killings. The bearing was continued until tomorrow. tinued until to