

RAILROADS WILL APPEAL RULINGS OF COMMISSION

Will Take Rate Case to Newly Created United States Commerce Court

PESSIMISTIC VIEWS FREELY EXPRESSED

Harriman Lines Will Not Call of Announced Plans For Improvements

NEW YORK, Feb. 24.—The shippers' victory over eastern and western railroads in yesterday's decision of the interstate commerce commission...

Various expressions of opinion on the decision were uttered by heads of railroads, most of whom sought to place a most discouraging interpretation on the outcome.

There is authority for the statement that the proposed extensions and new constructions on the Harriman lines, as recently announced, will not be abandoned.

DOUBT AS TO APPEAL. WASHINGTON, Feb. 24.—Officials of the interstate commerce commission observed with keenest interest

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NEW TREATY WITH JAPAN PROMPTLY RATIFIED BY UNITED STATES SENATE

Will Allow Japan to Reorganize Its Fiscal System at Once

SIGN OF FRIENDSHIP

WASHINGTON, Feb. 24.—The new Japanese treaty of trade and navigation was ratified tonight after two hours executive session.

Japan's treaties with other countries are to expire July 17 next. That with the United States by reason of its later ratification, would have continued until the same date a year later had not this government consented to its expiration at the same time as the others.

Failure to have ratified the new treaty would have allowed the operation of the Japanese program for a year beyond the time it was planned to put it into effect.

ROTHSCHILD'S YACHT WRECKED IN CUBA

CAPE SAN ANTONIO, Cuba, Feb. 24.—Baron Rothschild's yacht Atmar with the baron and a party of friends aboard, is aground twelve miles south of Cape San Antonio on the south side of the island.

PRIMARY LAW MADE SPECIAL ORDER IN SENATE ON TUESDAY

Bill Reported For Reapportionment of Ten Congressional Districts

SEVEN WORKING DAYS ALL THAT ARE LEFT

Asheville Not Affected by Application of State Text Book Commission

RALEIGH, N. C., Feb. 24.—The senate today spent an hour and a half debating Senator Cotten's bill providing for the Torrens land title system in North Carolina and when the hour of adjournment arrived it was decided to postpone further consideration until 12 o'clock Saturday.

The state text book commission bill was made a special order for 11 o'clock Saturday and the Baggett mileage book bill was postponed until Monday at 12 o'clock.

Senator Kitchin introduced a bill establishing the congressional districts of the state according to the plan decided upon by the democrats of the joint committees on congressional apportionment. It was placed on the calendar until after the democrats take caucus action.

Senator Hobgood introduced a bill to create two additional judicial districts, and asked that it go on the calendar, but on objection by Senator Barnes, it was referred to the committee on judiciary.

Senator Bassett introduced a bill to make uniform the laws as to bills of lading and Senator Pinnix, a bill to prohibit the use of dynamite or other explosives in killing fish in any of the waters of the state.

Primary Law Special Order. Senator Hobgood's bill for a state primary law was made a special order for next Tuesday.

The committee bill for the reapportionment of the membership in the house of representatives of the general assembly was introduced by Quickel, of Lincoln, today and put through immediate passage and sent to the senate. It gives Guilford, Mecklenburg and Wake three members each; Buncombe, Durham, Forsyth, Gaston, Halifax, Iredell, Johnston, Nash, Pitt, Robeson, Rockingham, Rowan, Union and Wayne, two

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RECIPROCITY BILL TAKES ITS PLACE ON THE CALENDAR

Trade Agreement Reported From Senate Finance Committee

AN EXTRA SESSION NOW ALMOST SURE

Hostile Senators Will Talk Measure to Death in Present Session

WASHINGTON, Feb. 24.—Opponents of the Canadian reciprocity agreement attempted to put a quietus on legislation on the subject when the McCall bill to carry out the provisions of the agreement late today was reported "without recommendation" from the senate committee on finance.

As only a few days remain to put the bill through a hostile body the speeches against it were accepted generally as its death knell until a resurrection should come in extra session. Senator Hale, the veteran republican leader who will retire March 4th, declared that the committee had yielded to public clamor and had reported against the real sentiment of a large majority of the committee.

He served notice, however, that the bill would have to go to the calendar to take its course and any effort on the part of any one of whatever authority to drive the senate would be an unwarranted assumption of power.

Declaring his opposition to it, Mr. Bailey, of Texas, expressed the opinion that the best interests of the agriculturists would be served by the defeat of the bill.

Senator Stone of Missouri, a minority member of the committee, announced his intention of supporting the measure on the ground that it would be in the line of wise and progressive legislation.

Senator Bailey stated that while opposed to the bill he would not seek to delay its passage. "I am ready to vote on it as soon as the Lorimer case is disposed of," he said. The bill went on the calendar where it is subject to consideration whenever the senate may decide to take it up.

FILIBUSTER OR VOTE IS NOW STATUS OF LORIMER CASE BEFORE THE SENATE

Famous Case Is Placed Before Body As Unfinished Business

MORE SPEECHES YET

WASHINGTON, Feb. 24.—The case involving the right of Senator Lorimer of Illinois to retain his seat was advanced today to a position where the senate must filibuster or vote upon it.

At the conclusion of a three days' speech by Senator Beveridge, the leader of the anti-Lorimer forces, Chairman Burrows, of the committee on privileges and elections, made several ineffectual attempts to have a day fixed for a vote upon the case. He suggested days as far in advance as March 1, only two days prior to the legislative day on which the six-year congress will expire by constitutional limitation. By a vote of the senate the resolution of the Lorimer case was made unfinished business.

All of the opposition to settling a time for a vote came from senators who have announced that they intended to vote to deprive Senator Lorimer of his seat.

Notices of future speeches in opposition to Senator Lorimer were given by Senators Stone, LaFollette, Owen and Crawford. All are anti-Lorimer.

TRAIN GOES THROUGH BRIDGE

VALPARAISO, Chile, Feb. 24.—A railway train made up of eight cars in one of which were eighty miners and others loaded with cement, broke through the Rancagua bridge near the American Braden copper mines today. The bridge crossed a ravine 150 feet deep and the train was precipitated to the bottom. The miners were all saved; eighteen of them were killed and the remainder injured.

'APRES MOI' CREATES RIOT IN COMEDIE FRANCAISE RIVALING THOSE OF 1891

Adherents and Opponents of Bernstein Clash in Play House

SEVERAL FIGHTS

PARIS, Feb. 24.—There were riotous scenes at the Comedie Francaise tonight during the production of Henry Bernstein's "Après Moi" rivaling those which in 1891 forced the withdrawal after two presentations of Victorien Sardou's "Thermidor."

M. Pepine, the perfect of police, had hundreds of police and republican guards scattered about inside the theatre. In the first act where Le Bargy is asked the question, "what is the most irreparable thing in life," a man in the balcony arose and shouted a coarse epithet in response. Instantly the theatre was in an uproar. Cries of "put him out" and "no, no" were every where yelled as detectives dragged the offending man from his seat.

A moment later, however, pigeons which had been hurled from the gallery caused women in the audience to shriek as they fluttered helplessly in the orchestra.

During intermission after the first act the "Camelots du Roi" started a riot and they were dragged out over several of them struck at adherents of Bernstein. After this scores of spectators, men and women, with threatening gestures engaged in loud arguments for and against the play.

The climax of the disorder was reached in the second act when six men barricaded themselves in a loge and caused a suspension of the play for five minutes by blowing fish horns. Finally the police battered in the door of the loge and arrested the disturbers.

WINSTON-SALEM HAS BIG FIRE

WINSTON-SALEM, N. S., Feb. 24.—The old Farmers' warehouse, a large brick building in the heart of the city was destroyed by fire tonight with a loss of \$30,000.



JAMES B. ALLISON, REPENTANT AND RESIGNED, DIES IN ELECTRIC CHAIR

Slayer of Floyd McGhee Pays The Penalty of Crime at The State Capital.—Expresses Sorrow For Sin and Cites Himself as a Warning to All Evil Doers.—The Death Scene.

RALEIGH, Feb. 24.—Breathing a spirit of forgiveness to all mankind, including the governor of North Carolina who refused to commute his sentence, and declaring that he preferred the electric route to death, with his merciful swiftness and freedom from pain, James B. Allison, whose bloodguilt bore three notches for the three human lives he had taken during his earthy career, was this morning electrocuted for the murder of Floyd McGhee at Asheville last July.

The condemned man met death with apparent calmness and resignation. His last words formed a prayer of faith and hope, mingled with expressed contrition for his crimes. Twice before passing to his Creator for judgment he dwelt upon the evils of sin and he hoped that his fate would be a warning to those who broke the laws of God and man.

The Death Scene. It was exactly 10.30 when Allison, accompanied by the Rev. Jas. Betts and two guards, entered the death chamber. A brilliant morning sun played upon the electric chair which was to send the first white man to eternity for crime committed. The chair itself, forbidding in its wealth of death trappings, formed the most conspicuous piece of furniture in the room.

Before Allison was placed in the chair the minister stated that the condemned man wished to make a statement. Then Allison said: "I go to meet my God. Why should I fear Him? Sin has brought me to this. I know He will be merciful to me. I hope to meet you all in heaven, and may God bless you all. Amen. Allison then took his last earthly seat, and without apparent tremor awaited the adjusting of the straps on his arms and legs.

The impressive silence which pervaded the death chamber was bro-

ken only by the clicking of the straps as they were pulled into place. The cap was fitted to the unfortunate man's head and a minute later the first electric shock went flashing through Allison's body. A low moan, a sudden stiffening of the body and the peculiar odor which festers an atmosphere surcharged with electricity, evidenced the fact that the murderer had begun his final journey. At 10.37 the current was cut off and the first death test was made by the attending physicians. There being signs of life, the second current was turned on at 10.39 and allowed to remain a minute and a half. The second examination revealed the fact that life was not yet extinct and for a third time a current of 1,800 volts was turned into the man's body. At 10.42 Allison was declared dead and the law was satisfied.

His Statement. While talking with his spiritual advisor and his son before the electrocution, Allison made the statement that he was prepared to die with electricity, evidenced the fact that he much preferred the death chair to the commutation of life imprisonment. He regretted leaving his children, and was going to leave them in the hands of the Lord. He also asked that others take him for example and beware of sin. Sin had led him to his horrible crime and he had now repented, and was now prepared to meet his God. Allison also addressed a letter to the pastor of the West Chapel M. E. church, Buenavista, asking him to state that God had forgiven him of all his sins and that he was not afraid to die and to warn all of sin for none can tell where sin will lead them. Mr. E. H. Allison, son of the condemned man, made all arrangements to have the body prepared for burial and this morning it was turned over to

Strickland's undertaking establishment. The remains will be taken to Buenavista tomorrow morning. Young Allison will accompany the body home, where the funeral services will be conducted from the West Chapel M. E. church Sunday afternoon.

Story of the Crime. The crime for which Allison forfeited his life was committed last July when he brutally murdered Floyd McGhee, driver of the city police patrol, in a blacksmith shop within a few yards of the city hall. He shot the man four times and then beat him the head with a sledge hammer after he had fallen dead. Previous to this he had been tried for the murder of two men, in both cases coming clear. He was tried for the murder of a negro in a livery stable, having struck him with a shovel and later while in the employ of the city he killed a man by the name of Roberts on Eagle Terrace by shooting him in the back of the head. In both of these cases he was acquitted.

Since receiving his death sentence for the murder of McGhee he has appeared indifferent and has stated that he only wanted to be turned loose for twenty-four hours in the city of Asheville with a Winchester rifle. He made one attempt at suicide but failed to end his life.

He was a quiet man and gave the officers no trouble except the three times he was arrested for murder. He had the appearance of a man who would do no one harm but it seems that he had a desire for revenge which could only be satisfied with human blood. The action of Governor Kitchin in refusing to commute his sentence is generally approved here.

GRIEF STRICKEN HUSBAND KILLS SELF AT WIFE'S SIDE

Few Minutes After Wife's Death Husband Shot Self at Bedside

RALEIGH, N. C., Feb. 24.—The state senate today adopted resolutions of sympathy for Senator Hawkins whose daughter, Mrs. Mills Pendleton, died at Warrenton this morning and was followed soon by the suicide of her grief stricken husband who had watched at his wife's bedside several days and nights almost without food or sleep. He had asked the physician to report the wife's death to friends and the physician had gone to the telephone for this purpose, leaving the husband in the room with the remains of his wife when the pistol shot rang out and the husband was found dead on the floor close by the bed on which the body of the wife lay. There is to be a double funeral tomorrow.

SOUTHERN MILLS LOSE OUT ON DEMURRAGE CHARGES

Floods Prevented Receipt of Goods but They Will Have to Pay

WASHINGTON, Feb. 24.—Demurrage charges assessed by the Charleston & Western Carolina railway and other carriers against the Riverside Mills at Augusta, Ga., were declared by the interstate commerce commission in a decision handed down today to be not unreasonable.

The Riverside Mills sought to escape the payment of the demurrage charges because of the flood which visited Augusta between August 25, and September 29, 1908. The mills of the complainant were inundated and the cars of material shipped to complainant could not be received during the flood period. The commission holds that this was no fault of the railroads and that they are entitled to the demurrage charges.

DARING RESCUES AT FIRE OF FIREMEN AND EMPLOYEES

Destruction of Tobacco Stemery at Richmond Entails Loss of \$100,000

RICHMOND, Va., Feb. 24.—Fire today destroyed the F. D. Williams and company tobacco stemery at 21st and Cary streets and loss about \$100,000 which is covered by insurance. Daring rescues of employes trapped in the burning building and of firemen overcome by smoke were featured by thousands of spectators. Several firemen were injured, none of them seriously, however. The Henrico county jail was at one time threatened by the flames and the prisoners were removed to the city prison. They were panic stricken.

Both Williams & company and the Larus company which was also in the conflagration, will start up work as soon as possible.



WASHINGTON, Feb. 24.—Fore-cast: North Carolina: air and warmer Saturday and Sunday, light west winds.

ALDERMEN NAME REGISTRARS FOR COMING ELECTION

Judges Also Included in Action Required by New Commission Charter

SPECIAL OFFICER FOR YOUTHFUL OFFENDERS

Meeting of Aldermanic Board Last Night Has Several Interesting Features

The meeting of the board of aldermen last night was featured by the appointment of registrars and judges for the election to be held March 21 for the purpose of deciding whether or not this city shall be placed under the commission form of government, and the decision of the aldermen to appoint a special probation officer for this city whose duties shall consist in keeping tabs on the youthful offenders of the law here.

The aldermen appointed as judges of the commission election those who acted in the last state and county election, except in two cases where aldermen were substituted by citizens having no official connection with city government. A law of the old city charter provides that all elections for the city shall be called at least thirty days before the date of the election, but as this is impossible in this case it was decided at last night's meeting to appoint these judges and registrars at the earliest opportunity. The charter for the new form of government provides "that the election shall be advertised by the board of aldermen for twenty consecutive days prior to the holding of such election. Said advertisement shall be inserted in each daily newspaper published in the city of Asheville."

Ask for Probation Officer. Judge F. C. Cocks, Dr. R. F. Campbell, Dr. C. W. Byrd, and Mr. Zeb Curtis appeared before the board asking that it provide for a probation officer for this city. It was their opinion that the only way to check the vice which now exists among the young boys of the city lies in the appointment of such an officer. Among his duties shall be the attending of police court and reporting to that court the department of boys in whose cases judgment has been suspended and prayer for judgment continued. He shall look after

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'PRIDE OF THE HAREM' STUNNED RUBBER NECKS ON BROOKLYN BRIDGE

Unexpected Display of Feminine Ankles Nearly Causes Riot in Gotham

SHE WAS A BLONDE

NEW YORK, Feb. 24.—Brooklyn Bridge broke its record as a scene of daredevil exploits today. A suicide, or professional bridge jumper, never thrilled the throng of bridge promenaders more than did the appearance of a dashing young blonde on the great thoroughfare late this afternoon. She was attired in the new Haram skirt—the first of the millions of New York women publicly to venture the new affection of men's clothes which has stirred continental cities to riot. It nearly came to that on the bridge today. Pedestrians traffic was blocked by the crowds which collected in her wake, and followed her behind lead right into newspaper rows, post office square and down Broadway, finally vanishing into the underground station of the Hudson tubes. The boldest of newspaper reporters "fell down" on the story, all balking at the suggestion that some one inquire the heroine's name. There were few who even observed the detail that she was a blonde; that her eyes were blue and that she wore a black fur coat. The focus of attention was on the split skirt reaching a little below the knees, disclosing black bloomers-like contrivances tightly gathered up about the ankles.

LARGE SUBSCRIPTIONS MADE

WASHINGTON, Feb. 24.—The committee which is directing the raising of \$500,000 for the erection of a memorial convention to George Washington met here today. Granville M. Hunt, of the Washington chamber of commerce, which is directing the raising of Washington's share to the project, reported that \$524,950 has already been subscribed toward the fund.

V. P. J. DEFEATS W. AND L.

LEXINGTON, Va., Feb. 24.—The Virginia Polytechnic institute today defeated Washington and Lee here 29 to 27 in basket ball.