

HEAVY GRIST TO BE SENT TO THE MILL OF THE UPPER CHAMBER

Popular Election of Senators One of First Measures on the List

RECIPROCITY TO GET EARLY CONSIDERATION

Statehood for Arizona and Mexico Is Also on the Democratic Program

WASHINGTON, April 8.—Legislative plans of the democratic majority of the house made known today from a reliable source, indicate that the republican senate will be given speedy important measures for action.

The definite outline subject to further caucus ratification lists as follows: The order of legislation to be pushed forward by the ways and means committee as soon as the house organization is completed.

Popular election of United States senators.

Publicity before elections of campaign contributions.

Statehood of Arizona and New Mexico.

Canadian reciprocity.

Revision of schedule K, the wool schedule of the Payne-Aldrich bill.

Revision of the cotton schedules.

Beyond this the present program does not extend, other tariff matters and general subjects being left for further consideration, dependent a great deal upon time.

It also practically has been decided that the Canadian reciprocity bill to be brought forward by Chairman Underwood will be almost an exact duplicate of the McCall bill. It will carry no tariff rider. Leading democrats when asked today what they would do if the senate immediately passed the Canadian reciprocity bill and then indicated its readiness to adjourn, declared that the house would not adjourn. The democratic leaders express confidence that the president would not exercise his authority to adjourn the extraordinary session should a dispute arise between the two houses of the congress over adjournment.

DEATH TOLL OF THE PA. MINE DISASTER NOW PLACED AT 74

Forty-Five Widows and 137 Orphans the Aftermath of Pancoast Colliery Horror

UNDERTAKERS FIGHT FOR VICTIMS' BODIES

In One Home Seven Children Are Left Orphans, Eldest Being Ten Years

SCRANTON, Pa., April 8.—Seventy-four is the toll of the mine fire at the Pancoast Colliery in Throop yesterday.

A canvass of the families of the victims shows 45 widows and 137 orphans.

It is authoritatively stated tonight that every corner of the workings in which a fleeing victim might have reached in his frenzy for pure air has been searched and that every body has been recovered. The last group of dead, comprising seven men, were brought up from the depths, a little before noon today. The first body was taken out at ten o'clock last night. As fast as the bodies were identified they were tagged, and if relatives did not come to claim them, they were turned over to one undertaker or another, according to nationality, to be prepared for burial and taken home. The undertakers fairly fought for the bodies believing that the company would stand for a good round charge, and scenes that were disgraceful resulted. Police authorities had to interfere to preserve some aspect of decency.

Village of Death. About every other house in the village of Throop, a typical mining settlement had crepe on its door and in some houses there are more than one corpse. John Stoyak and his two sons and cousin lie in a row in his humble home. In one foreigner's house seven children are made orphans. The eldest is ten years old. Another foreigner's body was taken to a home where one child is ill of scarlet fever and another of typhoid. The funerals will probably be held Monday.

In the matter of the number of victims this is the worst mine horror that has ever occurred in the Lackawanna Valley region, and the worse in the whole anthracite coal fields since the Avondale disaster of September, 1907. (Continued on page seven)

FIGHT ON MARTIN WILL BE FOLLOWED BY PROGRESSIVES

Interference by Bryan Interjected Considerable Bitterness in the Senate

SOUTHERNERS WERE OPPOSED BY BRYAN

Peerless One Wants Progressives Among Democrats and Republicans to Unite

Citizen Bureau, Congress Hall.

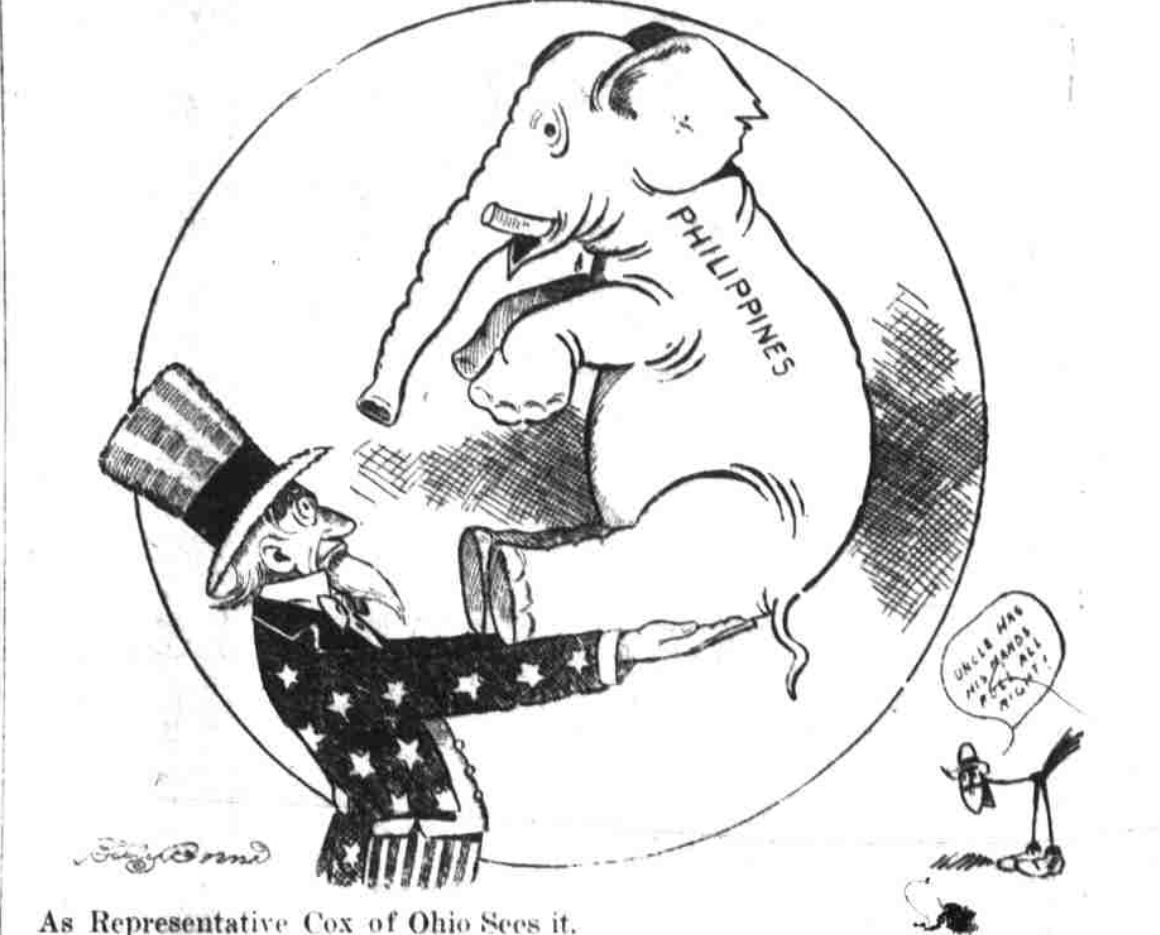
By H. E. C. Bryant.

WASHINGTON, April 8.—I predicted several days ago that Senator Thomas S. Martin, of Virginia, would be elected minority leader of the senate.

The election was held yesterday afternoon. Last Monday the democrats of the senate were united on Mr. Martin. No fight was made on him until after William Jennings Bryan appeared on the scene and had several talks with Representative Jones, who is opposing Mr. Martin for reelection in Virginia, and then the acrimonious contest that closed yesterday was launched. The "progressive democrats of the West" were lined up against the "reactionary democrats of the South." Col. Bryan and his friends opened fire and the Martin supporters, which included the Bailey camp, answered. Had Mr. Bryan not taken a hand the senate would have had the same democratic leader and the elements of the party been on friendlier terms. The bitter fight, accompanied by groundless accusations and sectional feeling, would have been avoided. Nothing seems to have been gained by the interference of the erstwhile leader. This is the way the North Carolina senators put it. Senators Simmons and Overman fought under the same flag in this battle. They resented the attacks on the South.

Martin Is Popular. Senator Martin is very popular in Virginia. He is a quiet, hardworking party man, and a faithful representative of his people. One of the things said about him was to the effect that he was too much like the rest of the Virginians and other Southerners. He won by a large majority, considering the number of votes cast, but would have had no serious opposition had not Mr. Bryan. (Continued on page five)

A White Elephant on His Hands.



As Representative Cox of Ohio Sees it.

ONE HUNDRED SOULS ARE HURLED INTO ETERNITY IN COAL MINE EXPLOSION

Convicts in the Banner Mine at Littleton, Ala., Fall Victims to Explosion Believed to Have Been Caused by Ignition of Safety Powder.—Small Number Succeed in Making Their Escape.

LITTLETON, Ala., April 8.—One hundred and eighteen men are tonight entombed in the Banner mine and but three bodies have been brought to the surface following a terrific explosion early this morning. The fatal after-damp which followed the explosion has so far kept the rescuers from penetrating the mine, though they have been far enough in the interior to see a gruesome pile of human bodies huddled together near the shaft. It is estimated that about twenty men are in this pile. Officials of the Pratt Consolidated Coal company, who own the mine have practically abandoned hope of bringing out alive any of those below the surface.

Sounds from the Grave. This afternoon entombed miners could be heard knocking on the pipes below but there is an ominous stillness tonight which indicates that the suffocating after damp has done its deadly work.

Practically all of the men killed are negroes. The rescue work cannot proceed with much efficiency until the mine can be buttressed so that fresh air can be forced in to drive out the after damp. This work is going on tonight but it probably will be several days before all of the bodies are recovered. Of course there is a possibility that some of those in remote parts of the mine will survive the deadly gases but this hope is very slender. Work of Rescue. James Oakley, president of the state board of convict inspectors reached Birmingham tonight and is hurrying here on a special train which is also bringing the government rescue car. Today's explosion differs from those of the past years in Alabama in that there are practically no mourners at the openings. Usually there is a great crowd of orphans and widows awaiting for their loved ones but the men at Banner were convicts and for the most part, friends. Their relatives are scattered through various counties of the state. The special train which is now hurrying here from Birmingham will stop at Mineral Springs for mine timbers and other needed equipment for building the brattices. Real rescue work will begin upon the arrival of the train. The fans are working tonight but the fresh air cannot be forced far into the interior until the brattices are in place to convey it to the extreme portions where it will do the most good. A rush order for 10 coffins was sent to Birmingham early tonight and 25 will arrive before morning while the others will be hurried here early Sunday.

FRANK CARTER IS NAMED TO SUCCEED JUDGE J.S. ADAMS

Governor Kitchin Appoints an Asheville Lawyer to the Superior Court Bench

SEVERAL CANDIDATES HAD STRONG SUPPORT

New Judge Has Been Practicing Law in Asheville for Fourteen Years

The race for the superior court successor to the late Judge Joseph B. Adams who died last Sunday at Warrenton, came to a close yesterday when Gov. W. W. Kitchin announced the appointment of Mr. Frank Carter, of this city, to the judgeship of the Fifteenth judicial district.

The announcement was made about noon yesterday, and the news was not long in spreading over Asheville.

Mr. Carter's appointment is all the more interesting because of the four-cornered campaign he was making for the nomination for the office of police justice for this city. He had been waging an interesting campaign for nearly two weeks, among his opponents being Mr. J. G. Adams, a son of the late Judge Adams and a brother to Mr. John Sneed Adams, who was also urged by friends for the superior court judgeship to succeed his father.

Ex-Judge Thomas A. Jones and Mr. J. Sneed Adams were both strongly recommended to the governor for the appointment, and it was believed by many they stood an excellent showing.

Mr. Carter has been practicing law in Asheville for fourteen years. He is a hard-working and well equipped lawyer, and enjoys a wide and lucrative practice. He was born in McDowell county, being the son of Thomas D. Carter, lawyer and journalist, and moved to Atlanta when a young man. There he practiced law for a number of years, and was married in that city. He came to Asheville eighteen years ago, and after credibly serving as justice of the peace for four years was admitted to the local bar in 1907. Since that time he has made an enviable reputation as a practicing lawyer, and it is believed that he will make an able judge. Mr. Carter is a brother of Judge E. B. Carter of the Superior court of this district who died after serving one term. His father was identified with the famous Cranberry Iron works at Cranberry, Ga., and later published in this city The Western North Carolina Expositor.

Mr. Carter has not received his commission as yet, but a special to The Citizen from Raleigh last night stated that it had been forwarded. Mr. Carter will hold his firm term of court at Hertford county on April 24, which will be followed by a two weeks' term in Bertie county. He will then have an intermission of five weeks.

In announcing his withdrawal from the race for police justice Mr. Carter said: (Continued on page five.)

CARMACK AMENDMENT IS AGAIN BEING ATTACKED IN THE U.S. SUPREME COURT

Question of Liability of Initial Carriers is the Point at Issue

N. & W. RAISE POINT

WASHINGTON, April 8.—Another attack on the so-called Carmack amendment to the Hepburn rate law by which initial carriers of interstate commerce were made liable for damages to a shipment even when occurring on connecting lines, was begun today in the Supreme court.

The point is now urged that the carriers must have a voluntary agreement for through rates in order to make the initial carrier liable and in cases where there is no such agreement it is claimed the law would be confiscatory and unconstitutional. The present attack is made by the Norfolk and Western railway company. It docketed an appeal from the Virginia courts, in which it was held responsible for damage to a shipment of tobacco to Texas routed over the Norfolk and Western and the Moran Steamship line, although there was no through rate agreement between them.

COMMISSION LOSES.

ST. PAUL, Minn., April 8.—Judge Walter H. Sanborn, senior United States Circuit Judge Eighth judicial circuit, in an exhaustive opinion, handed down today, decided the Minnesota rate cases against the members of the Minnesota state railway commission on the grounds that the necessary effect of the reductions ordered was substantially to regulate interstate commerce; to create unjust discrimination between localities in Minnesota and those in adjoining states in violation of the commercial clause of the constitution.

FIGHT DRAW.

PARIS, April 8.—The twenty-round bout here tonight between Willie Lewis, the American welterweight, and George Gunther, of Australia, ended in a draw. Gunther forced the fighting throughout but Lewis showed much more science.

LARGEST BLOCKADE SEIZURE IN THE HISTORY OF STATE NEAR FREMONT

Two Distilleries Running Full Blast Are Found by Revenue Officers

NEGROES IN CHARGE

WILMINGTON, N. C., April 8.—The largest blockade distillery seizure in the history of the state is reported from near Fremont and Kinston, this state, today by Revenue officers W. W. Witt and J. C. Cameron. The Fremont plant was of 750 gallons capacity and had formerly been a government distillery. It was seized and sold two years ago, was stolen from the government and never heard of again until today when taken by the officers on a 300-acre plantation in a house built to imitate a tobacco barn with underground steam pipes from a cotton ginney some distance away. The plant was on an estate, the executor of which denies all knowledge of the presence of the outfit on his lands. The distillery near Kinston was of 225 gallons capacity and was in full operation when discovered. Two negroes, one of whom escaped, were in charge. Some whiskey and still equipment were seized by the officers in each instance, and arrests are expected to follow later.

IMPROVING HARBOR.

BEAUFORT, S. C., April 8.—This harbor will be made accessible for entry of vessels at night when the range lights on Beaufort bar and in the harbor have been put in operation, for which purpose the light-house steamers Jessamine and Juniper arrived today. Dredging operations for the deepening of the water over the bar have been completed.

FEDERALS TRAPPED.

ATLIXCO, Puebla, Mex., April 8.—Trapped in a canon six kilometers from Atlixco a force of rebels were almost annihilated last night by a band of rebels, in whose pursuit they had been engaged for twenty-four hours.

Reports of the battle received here this morning state that almost every man in the detachment either was killed or wounded. The rebel loss is said to have been small.

MADERO AND 3000 MEN ARE NOW ON THE MARCH AND BIG BATTLE IS EXPECTED

'Rebel' General Takes Command of the Troops and Heads for Field

EVERYBODY HAPPY

MADERO'S CAMP, Bustillo's Estate Near Chihuahua, April 8.—Madero with his three thousand insurgents broke camp today and started towards the Casa Grandes region, which is evidently a move in accordance with newly laid plans to abandon whatever method of attack he had projected from his camp here. However, the probability of a battle within the next few days is as strong as ever, and it is believed that the federals will be the aggressors. This belief is strengthened by the arrival in Chihuahua today of Gen. Lauro Villar, who succeeded the federal Gen. Hernandez with a detachment of men and several machine guns.

It is said that the terminus of the railway and within easy marching distance of Casa Grandes, the only federal stronghold in northern Mexico. The departure of Madero's forces was sudden and picturesque. In the dawn the insurgents mounted on horses, wearing high peaked sombreros and huddled with their rifles beneath brilliantly colored blankets, gave a touch of action and picturesqueness to the scene as they scattered for miles over the broad prairie. Madero himself, accompanied by his staff, shortly after daybreak gave the command to march.

TOM L. JOHNSON IS AT POINT OF DEATH

CLEVELAND, O., April 8.—It was announced tonight that Tom L. Johnson was close to death, and according to close friends his demise was but a matter of hours at the most. No information was given out from the sick room direct. Early in the evening the members of the Johnson family assembled by the attending physician drove hurriedly from the family apartments in the Knickerbocker to the White Hall hotel, where Mr. Johnson is on his death bed. The former mayor is said to be in a semi-conscious state and in an extremely weak condition.

VIRGINIA UNIVERSITY DOWNS NORTH CAROLINA

Close and Exciting Game Results in Defeat Boys From Old North State

GREENSBORO, N. C., April 8.—The baseball team of the University of Virginia triumphed over the University of North Carolina in the first of the annual spring series here today, the score being 3 to 1. Wilmer was the main factor in determining the victory, allowing but 3 hits and himself hitting a double and single at opportune times. Both infelds played brilliantly. Score: Virginia 000 016 002—3 8 4 North Carolina 009 000 001—1 1 1 Wilmer and Finley; Duis and Witherington.

SPEAKS GIVEN 30 YEARS

GREENSBORO, N. C., April 8.—Moses Sparks, the High Point dual murderer, who was yesterday convicted of murder in the second degree was sentenced to thirty years in the state penitentiary today. This being the maximum penalty for second degree murder in this state. Sparks thanked the court for rulings during the trial and voluntarily told Judge Daniels that he killed his wife because she caused him to lose \$200 in a trade. He gave no reason for the fatal assault upon Will Miller, his son-in-law.

CONZALES TO RESIGN

MEXICO CITY, April 8.—As a result of the formal protest made to Minister of Finance Limantour yesterday and later to President Diaz by a committee of wealthy citizens of Guajuato, Joaquin Obregon Gonzales, governor of that state, will present his resignation to the legislature. Committee members expressed today the opinion that they did not consider the present governor satisfactory.

OBJECTS TO CHURCH

WASHINGTON, April 8.—Claiming that he would not be permitted to run his pool room next door to a church, Wm. Thompson in a formal communication to the commissioners of the District of Columbia today protested against the establishment of a church adjoining his place of business.

WASHINGTON, April 8.—Forecast: North Carolina: local rains Sunday; Monday fair; moderate variable winds becoming north.

EIGHTY INSURRECTOS CHARGE FEDERAL TROOPS

Only Twenty of Them Come Back After Hitting the Line of Regulars

MEXICALI, Mexico, April 8.—General Stanley Williams hurried his little battalion of rebels against Col. Miguel Mayon's regulars on the mesa five miles south of Mexicali today. Eighty insurgents went into the fight; twenty returned from the battlefield. Williams himself was fatally wounded and is now in the customs house here with his head torn by a fragment from an exploding shell. With half a dozen fugitives of his fleeing command he was overtaken by a federal shell that exploded in their midst, sending up a geyser of flame, smoke and fragments of human bodies. His wagon trains were captured with nearly all of the stores and live stock which he took in his raid yesterday of several ranches.

HEAR STRIPING CASE ON 18TH

ATLANTA, Ga., April 8.—Following a conference with counsel in the case, Governor Brown today agreed to hear arguments and any additional evidence in the application of Thomas Edgar Strippling for pardon on next Thursday, April 13. It is stated the affidavits of the foreman of the grand jury which indicted Strippling, the letters of numerous citizens in regard to the character of William Cornett, the man killed by Strippling fourteen years ago and the plea of justifiable homicide will be the principal points resented by counsel for Strippling.

TOWN SURROUNDED.

CONSTANTINOPLE, April 8.—The Albanians after two days' fighting, have surrounded the town of Stett, in the valley of Scutari. Only a few days ago the garrison at Tudi was relieved by Turkish forces and the Albanians were driven to the mountains.

FORMER MAYOR OF GOTHAM GOING TO CAMMORA TRIAL

George B. McClellan is Anxious to Learn About the Murderer of Petrosino

VITERBO, Italy, April 8.—George B. McClellan, former mayor of New York, is expected to arrive shortly. He has expressed a desire to be present at the trial of the Cammorrista who are alleged to have been instrumental in the killing of Detective Petrosino in the clearing up of which murder Mr. McClellan is deeply interested.

Work on Defenses of the City Goes on by Day and Night.

CITIZENS UNEASY. CHIHUAHUA, Mex., April 7, via Laredo, Tex., April 8.—All doubt that this city is preparing defenses against a long siege was removed today when the military authorities began to enclose the place within a trocha of barbed wire entanglement. Trenches are being dug at many quarters, and mines have been placed in the avenues leading to the heart of the town. An American who occupied a house owned by an Englishman today protested to the British consul against an invasion of his home by soldiers, who began punching rifle loopholes in the walls. When the protest was filed the soldiers desisted. All those who called on Gov. Ahumada today were assured of the safety of the city. "There is no possibility of the insurgents attacking us," the governor said. Despite the governor's assurances the work on the defenses is continued day and night. To the west of the city in the direction of Madero's camp the hilltops are filled with breastworks occupied by pickets on continuous duty. Some of the insurgents' camps are as near as five miles of the city. The federal outpost are not more than a mile out. Madero has now at his command about 3,000 men. The insurgents' forces recently were strengthened by large quantities of ammunition and supplies brought down from the mountains.

WORKS ON DEFENSES OF THE CITY GOES ON BY DAY AND NIGHT.

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