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SECOND CAUCUS MAKES NO CHOICE

Eight More Ballots Leave the Mooted Question No Nearer a Settlement Than It Was Before

THIRD CAUCUS WILL BE HELD THIS EVENING

Overman's Lead Slightly Increased Over Previous Caucus--All Candidates Are Still Hopeful

Raleigh, N. C., Jan. 13.—After taking seven ballots without material changes the Democratic Senatorial caucus adjourned at 10:30 until 8 p. m. today.

Fourth Ballot—Overman, 49; Craig, 30; Watson, 34; Carr, 19; Alexander, 8. Fifth Ballot—Overman, 49; Craig, 30; Watson, 35; Carr, 20; Alexander, 8.

Sixth Ballot—Overman, 50; Craig, 31; Watson, 39; Carr, 18; Alexander, 7. Seventh Ballot—Overman, 51; Watson, 32; Craig, 31; Carr, 14; Alexander, 7.

Eighth Ballot—Overman, 53; Watson, 38; Craig, 29; Carr, 16; Alexander, 8.

On that ballot Overman gained two; Watson lost four; Craig lost two; Carr gained two; Alexander gained one.

Ninth Ballot—Overman, 50; Watson, 39; Craig, 30; Carr, 16; Alexander, 10. On that ballot Overman lost two; Watson gained one; Craig gained one; Carr gained two; Alexander gained two.

Tenth Ballot—Overman, 50; Watson, 42; Craig, 28; Carr, 15; Alexander, 9. Eleventh Ballot—Overman, 53; Watson, 39; Craig, 26; Carr, 16; Alexander, 8.

The motion to adjourn was opposed but prevailed by a vote of 84 to 43. The fluctuations were due to Judge Hoke's friends scattering their votes.

(Raleigh News and Observer.) "How do they take the result of the caucus and here is what each said: General Julian S. Carr: "I am very much encouraged, and think that the increase in the vote for me shows I have reason for this. I am in the contest to the finish."

Hon. Locke Craig: "I am in to the end of the fight, and I feel gratified at the steady line kept by my supporters. The last ballot, with an apparent decrease, was simply so because some of the gentlemen voting for me had left the hall for a moment. My supporters have all assured me of their determined support and I feel as confident as at any time in the contest."

Hon. C. B. Watson: "It is the opinion of the Forsyth delegation that we will win the fight. I agree with the delegation."

Hon. S. B. Alexander: "The Alexander Division is intact."

Hon. Lee S. Overman: "I am still leading and expect to win. The ballots show that all I need is to be patient and that I will win out. My friends are loyal and the effort to break my ranks has been futile."

Hewitt is Still Conscious. New York, Jan. 13.—Bulletin 9 a. m.—"Mr. Hewitt passed a quiet night and remains comfortable. He is still conscious."

FUEL FAMINE IS GETTING SERIOUS

Many Die in Chicago While Coal is Held Up By The Criminal Coal Dealers

Reading, Jan. 13.—The city council have appointed the mayor and the presidents of the two councils a committee to interview the Philadelphia and Reading officials with a view to securing more coal for this city to relieve the present distress. Thousands of tons of coal pass through here on the way to market, but few stay in Reading.

Chicago, Jan. 13.—Seven deaths are reported yesterday due to exposure as the result of the coal famine. From ten to fifteen thousand cars of coal are being held by dealers just outside the city, according to agents of the Illinois Manufacturing Association.

SHOT BY MISTAKE FOR THIEF.

Wealthy Man The Victim Of Attempt To Catch Marauder.

Denville, N. J., Jan. 13.—Archibald Sheldon, 65 years old, a wealthy resident of this town, has had his hen-roost plundered several times recently. His grandson, William Sheldon, with James Jarvis, a 17-year-old farm hand of the Hampler family, whose henroosts have also been plundered, agreed to keep watch on alternate nights.

Last night a man came along about 12:30 o'clock and attempted to enter the hen yard, Jarvis fired a shotgun, but his aim was poor and the thief escaped, although it is believed he was wounded.

Aged Mr. Sheldon, hearing the report of the gun, hurried from the house clad only in night clothes. The boys mistook him for the thief, and Jarvis, who still held the gun, raised it and fired. They hurried to where the supposed thief lay and were horrified to find Mr. Sheldon was the victim of their mistake.

The wounded man regained consciousness for a few minutes later and said the boys were not to blame. He is not expected to recover.

NEW TREATY WITH RUSSIA.

A Movement To Find This Way Out Of Tariff Dispute.

St. Petersburg, Jan. 13.—Now that the United States Supreme Court has decided that Russia does pay a bounty on exported sugar there is no probability of Russia's removing the countervailing duty on American machinery—agricultural implements excepted—bicycles and rosin.

Dealers in such goods are now looking forward to the appearance of the new Ambassador, Robert S. McCormick, hoping a way out of the difficulty can be found in a new treaty. The present one was negotiated by James Buchanan in 1832, when he was Minister here. It is understood that the Russian authorities are not averse to such action.

HE DOESN'T KNOW HIS OWN BUSINESS

Coal Operator, on the Witness Stand, is Floored By Cross-Questioning of the Strike Commissioners

Philadelphia, Jan. 13.—Immediately upon the opening of the coal strike commission this morning, Thos. F. Torry, general sales agent of the Delaware and Hudson road, took the stand and testified that the company had practically no control over prices in New York. Almost the entire production of their mines was sold to the Erie Railroad, and shipped from either Carbondale or Honesdale and delivered to F. O. B. Hoboken. This was done in accordance with a contract the companies have with the Delaware and Hudson.

The latter, he said, received 65 per cent of the price which the Hillside and Erie Companies were able to get for prepared sizes of coal in Hoboken. On pea coal the company received 50 per cent; buckwheat forty per cent.

Closely questioned by Commissioners Wright, Clark and Watkins, the witness developed an amazing lack of knowledge concerning his own business and declared he couldn't tell what prices the company now received for coal delivered at Hoboken.

Asked if the company realized any added profit owing to the high prices of coal he said: "None at all."

LEAD PENCIL SAVES HIS LIFE.

Carried in Man's Pocket, It Stops Bullet Fired At His Heart.

Rochester, N. Y., Jan. 13.—A lead pencil in his pocket saved the life of Stafford Holmes, of Jamestown. Holmes attempted to force an entrance into the house of his brother-in-law, Louis D. Smith. Smith shot at him with a revolver. The bullet tore through Holmes' overcoat just below the heart and flattened itself against a lead pencil in the vest pocket.

A slight scratch is the only mark visible on Holmes' body.

A RAID IN MASSACHUSETTS.

Hundred Persons Swoop Down On A Coal Train At Chelsea.

Boston, Jan. 13.—A coal train of 150 cars on the Boston and Albany tracks in Chelsea, Mass., was raided today by about 100 persons, who succeeded in carrying off about 10 tons before the police arrived.

The train hands were helpless. The crowd, driven from one car, swooped down on another at the other end of the train. Bags, pans and barrels filled with coal were carted off.

When the police arrived two men were arrested, while 18 bags filled with coal were found beside the tracks left by persons who had fled to escape arrest.

Fire In Gould Mansion.

New York, Jan. 13.—A serious fire at George J. Gould's home on Fifth Avenue shortly after one this morning caused a damage of \$25,000 principally to valuable paintings. A death of water delayed the firemen.

WOULD ELIMINATE THE OATH FEATURE

Rep. Freeman Offers a Bill Aimed at This Feature of Mecklenburg's Primary Law

CHILD LABOR BILL IS NOW BEFORE THE BODY

Yesterday's Session of State Legislature Was Replete With Very Interesting Events

Raleigh, Jan. 13.—Representative Freeman today offered a bill striking out the oath feature from the Mecklenburg primary law.

Senate defeated the Mann resolution against Legislators filling offices created by Legislature. Pharr and Mann supported the resolution.

The following bills were introduced: Brown, for State prison parole commission composed of the Governor, Attorney General and one citizen; Baldwin, to allow all divorced persons to re-marry; Godwin, to prevent fire insurance companies combining to raise rates.

The House passed a resolution requesting full information of the superintendent of the penitentiary about the cost and care of convicts. The House, in joint session, canvassed the State vote.

THE SENATE, MONDAY, JAN. 13. When the Senate convened at eleven o'clock, Gov. Turner presiding, prayer was offered by Rev. W. C. Tyne, of the Baptist church. Ex-Senator James D. McNeill, of Cumberland, was invited to a seat in the chamber.

PETITIONS. Mr. Gilliam presented a batch of petitions for a submission of the dispensary at Tarboro to a vote of the people.

BILLS INTRODUCED. Mr. Godwin: For the relief of ex-Sheriff J. M. Marshburn, of Sampson.

Mr. Norris: To provide for digesting and codifying the laws of the State. This provides three commissioners at \$1,500, to be named by the Governor and confirmed by the Senate, and a clerk at \$750.

Mr. Wehron: To repeal chapter 397, laws of 1901. The act to be repealed prohibits the manufacturing and selling of liquor in Ashe.

Mr. Reinhardt: For the better distribution of school books, providing that there shall be not less than 6 nor more than 20 distributing stores in a county instead of 1 to 6.

Senate Bill: To prohibit the hunting with dogs, torch, trap or gun in Stanly without written consent of land owner. Passed third reading.

Senate Bill: To amend the charter of the United Mutual Insurance Company. (Continued on Second Page.)

DR. CRUM AND THE CENSUS.

He Represents the Minority On The Basis Of Literacy.

Washington, Jan. 13.—An examination of the census figures on literacy in South Carolina shows that Dr. William H. Crum, the negro nominated for Collector of Port at Charleston, represents the minority in that State. In 16 counties taken for the purpose of comparison it is found that 28.28 per cent of the negro population and 5.36 per cent of the white population are illiterate. Taking the illiteracy among voters in 16 counties numbering 116,561—41,611 whites and 74,950 negroes—it is found that only 4,533 whites and fully 35,930 blacks are illiterate. This means that of the negro voters 51.94 per cent. can neither read nor write. Of the whole male adult population 33.39 per cent. of negroes and only 3.04 per cent. of whites are illiterate.

MOVE TO INCREASE THE DEFENSE FUND

Mine Workers of Ohio Considering the Proposition of Making the Levy One Per Cent. of Wages

Columbus, Ohio, Jan. 13.—The annual convention of United Mine Workers of Ohio was called to order by President Haskins in Odd Fellows Hall at 9 o'clock this morning. Some three hundred delegates were present, representing all the locals in the State.

A big proposition is under consideration to increase the defense fund levy from a half to one per cent which would yield a hundred thousand dollars per year.

FROZEN FOR LACK OF FUEL.

Two More Killed While Picking Coal At Chicago.

Chicago, Jan. 13.—With thousands of carloads of coal lying in cars within the city limits two persons froze to death yesterday, because there was no fuel to heat the rooms in which they lived.

The victims are Mrs. Esther Bennett, found frozen in a fireless little room at 3233 La Salle avenue, and baby Mary Hillers, who died of the cold in her mother's arms at 1341 Northwestern avenue.

An unknown man and boy were killed while rick-picking up pieces of coal along railways.

Hard pressed for coal to run its packing plant, the firm of Armour & Co. is said to have confiscated three carloads of fuel consigned to a city pumping station.

Despite their own needs Armour & Co. sent a check for \$1,000 to Mayor Harrison today to be used to buy coal for destitute sufferers.

WAS PRINCESS HYPNOTIZED?

Giron is Said To Have Had Occult Influence Over Her.

Dresden, Saxony, Jan. 13.—"Is Princess Louise under hypnotic influence?" is a query which is being propounded here in professional circles. The Dresden Zeitung prints a statement that M. Giron exerted a suggestive influence upon the impressionable Crown Princess; in fact, the most sensational reports are now current in the Saxon capital.

Geneva, Switzerland, Jan. 13.—M. Giron has not been here today yesterday, having evidently taken to heart the seriousness of the undertaking given by his lawyer that he should stay away until the divorce tribunal has given its decision.

Princess Louise accepts no visits and remains in her rooms in a depressed state of mind. The separation from M. Giron, combined with other troubles, seems to have come upon her as a hard blow and to have diminished the courage she showed when supported by his presence. That she is ill there is no doubt.

DIDN'T ENTERTAIN ANGEL UNAWARES

Prepossessing Stranger Was Taken in--And So Were the Good People With Whom He Tarried Over Night

A prepossessing young man applied at Mr. J. H. McGinn's last night for lodging. He was given a bed and he also came down to breakfast. He settled with Mr. McGinn for his lodging and meal and departed. Soon after the man left the house, Mrs. F. H. Ayers, one of the boarders, returned to her room from the breakfast table and ascertained that during her absence some one had been in her room. She went to her trunk where she had some money and other valuables to see if these had been disturbed. To her regret she found that \$61 of her money was missing and a small gold watch with a ladies' chain attached.

The notified the occupants of the house of her loss and later the police were made acquainted with the robbery.

The young man who occupied a bed and took breakfast at the home of Mr. McGinn did not come back for dinner and he is not expected to return any time soon.

Mrs. Ayers is the wife of Mr. F. H. Ayers, who is in charge of the tailoring establishment of Tate & Brown. Up to this afternoon at 3:30 o'clock the police had no clue as to the whereabouts of the strange young man.

TO RELIEVE FAMINE.

House Will Pass Bill Suspending Tariff This Afternoon.

Washington, Jan. 13.—The House committee on Ways and Means at a meeting this morning, decided to report a substitute for the bill of Mr. Hill, of Conn.

The bill, which was agreed upon by the unanimous House, provides "That the Secretary of the Treasury be, and is hereby, required to make full rebate on duties imposed by law on coal from foreign countries for the period of one year from and after the passage of this act."

CHILD ACTRESS BURNED.

Little Josephine, Aged 7, Perishes in Flames at Chattanooga.

Chattanooga, Tenn., Jan. 13.—Little Josephine, a wonderful child actress, who has been playing here during the past week with the Payton Stock Company, was fatally burned yesterday.

The child is a daughter of Mrs. Kercher, one of the members of the company.

The child was standing in front of a fire when her night clothes caught. The mother was seriously burned in trying to save the child. Little Josephine, though only 7 years old, has won fame through the South and West and has been declared one of the most wonderful child actresses in the country.

The company has canceled its engagements.

LATEST FOREIGN NEWS AND VIEWS

Holleben Feels Bitterly The Press Comment on His Recall and is Prepared to Refute Certain Charges

PRINCESS STEPHANIE DENIES THAT REPORT

Precautions Taken to Guard Czar--Emperor Franz Josef in the Role of Matrimonial Plotter

Vienna, Jan. 13.—Countess Lenyay, (Princess Stephanie), daughter of King Leopold of Belgium, was telegraphed from Cape St. Martin, near Menton to the Wiener Journal denying the "important report" of differences between herself and her husband.

Madrid, Jan. 13.—The report is in circulation here that Emperor Franz Josef of Austria, is desirous that the Princess Infanta Maria Theresa, Alfonso's younger sister, should marry Don Jamimo, son of Don Carlos, pretender to the Spanish throne, as a means of strengthening Alfonso's reign. The Queen Mother is said to oppose the plan.

Rome, Jan. 13.—Extraordinary precautions have already taken to protect the Czar during his visit to Rome. A hundred and fifty Russian detectives are shortly expected here. The police are now in possession of the names of all who rent rooms along the various streets through which the Czar will pass which could possibly conceal anarchists.

Manchester, Jan. 13.—The Guardian's New York, the correspondent learns from a friend of Dr. Holleben, German Ambassador at Washington, who is now on sick leave, that Holleben feels bitterly the semi-official German press representations on his shortcoming. The correspondent's informant says, "I understand Holleben is prepared to prove every step taken by his home Government which it now considers blunders taken on his advice."

London, Jan. 13.—All England is in the icy grip and snows have been unusually heavy. Mails south and east are badly delayed.

Athens, Jan. 13.—The Greek Government has decided to send a Bishop to America to attend to the wants of communicants of the Greek church.

London, Jan. 13.—Premier Balfour, who was taken ill yesterday, is rather worse today. The latest bulletin this morning states that he suffered the effects of a chill. A slight rise in his temperature necessitates confinement to his bed.

Madrid, Jan. 13.—The Council of ministers is considering appropriating five hundred thousand pesetas to defray the expenses of Spain's participation in the St. Louis exposition.

London, Jan. 13.—A Reuter dispatch from Johannesburg says it is believed the Transvaal's war contribution will be thirty million pounds, spread over three years and that the imperial loan for reproductive work will amount to the same sum.

Vienna, Jan. 13.—Tagblatt reports a persistent rumor current at Saleburg that the Crown Princess Louise and her secretary have already arrived at the Castle from Geneva.

Berlin, Jan. 13.—The Prussian diet

"APOSTLE" SMOOT WILL STAND PAT

Mormon Candidate Declares He Will Not Resign Either His "Apostleship" or His Candidacy

Salt Lake, Jan. 13.—Several members of the legislature and others have requested Reed Smoot to resign his official position in the Mormon church bookkeepers were re-elected: The directors met afterwards and elected B. D. Heath, J. M. Scott, R. J. Brevard, C. F. Wadsworth, J. F. Robertson, Vinton Liddell, C. Valaer, R. H. Jordan and H. N. Pharr. The directors met afterwards and elected B. D. Heath, J. M. Scott, R. J. Brevard, C. F. Wadsworth, J. F. Robertson, Vinton Liddell, C. Valaer, R. H. Jordan and H. N. Pharr.

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WILCOX' LIFE IS AGAIN AT ISSUE

Notorious Prisoner Appears More Interested in Second Trial Than He Was in The First One

SPECIAL VENUE OF ONE HUNDRED DRAWN

The Taking of Testimony Will Probably Begin Late Tomorrow Court Room Is Crowded

Hertford, Jan. 13.—Today marked the beginning of the new trial of James E. Wilcox.

Court opened this morning with Judge W. B. Council of Hickory, presiding. The session was short and uninteresting. A special venire of one hundred men was drawn and tomorrow the Grand Jury will be empanelled.

A crowded court room greeted the entrance of the famous prisoner. All eyes were upon him but he noticed them not as he walked with alacrity into the box. He is jolly and in good health. Today, for the first time, he appeared interested in the proceedings and often eagerly scanned the faces in the room.

Wilcox is the lone inmate of the Perquimans county jail and his is the only case on docket. This is the new trial granted by the Supreme Court. The taking of testimony will probably begin late tomorrow.

HONOR THEIR ALMA MATER.

Alumni of Davidson College Banquet At Manufacturers' Club.

The Manufacturers' Club last evening at 9 o'clock was the scene of a banquet which brought together alumni and friends of Davidson College to the number of half a hundred or more.

Mr. J. L. Chambers was toastmaster, first introducing Dr. W. J. Martin, of Davidson's chemistry department, whose theme was "The Needs of Davidson." He spoke pointedly and informally, enumerating the needs of the college. Mr. D. A. Tompkins next responded to the subject, "What We Need of Education Generally." It was one of his characteristically happy and practical speeches. Judge Armistead Burwell followed on "What Davidson Should Do for Education in Mecklenburg County," which was well received.

Next Rev. Dr. J. W. Stag spoke on "What Mecklenburg Ought to Do for Davidson," and scored some most palpable hits. Next on the program came Dr. Henry Louis Smith, president of the college, whose theme was "The Backbone of a Modern College." As usual his remarks were spirited and pithy. The speechmaking was concluded in a felicitous manner by Dr. J. P. Munroe, of The Medical College at Link, between Davidson and Charlotte.

After this a formal and permanent organization of Davidson alumni of Charlotte was effected. Mr. Howard A. Banks was named as president, Mr. Chase Brenizer secretary and Mr. Hamilton Wilson treasurer.

ASPHYXIATION ON WHOLESALE SCALE

Audience and Players During Performance in West Virginia Theater Are Overcome By Gas

St. Marys, W. Va., Jan. 13.—Nearly the entire gallery audience in the Auditorium theatre, as well as members of "The Bells" Company suffered asphyxiation on a wholesale scale last night during a performance.

Two actresses, Mrs. S. C. Simpson and Miss Louise McCall, have a slight chance for recovery.

S. C. Simpson and Mr. Thomson of the company, are in bad shape, but are expected to recover.

Many spectators in the balcony and gallery were overcome in their seats but were carried out and soon recovered. The theatre is heated and lighted by natural gas. The weather was bitterly cold and proper ventilation was not improved.

An overflow of unconsumed gas caused the trouble. Its escape was unnoticed until the people began falling over in their seats.

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