

TO DECIDE MATTER OF ISSUING BONDS

Board of Aldermen Called in Special Session For This Evening to Dispose of Important Business

WATER COMMISSION NEEDS NOW \$200,000

Relinquishing of Present Water Shed To The Highland Park Co. Makes a Move Necessary

A called meeting of the board of aldermen will be held in the council room at the city hall tonight at 8 o'clock.

The meeting is for the purpose of considering a bill that will be presented to the board which has for its object the issuance of \$200,000 in bonds. As news readers will recall, the water commission, at a recent meeting, decided to get off the present water shed in order that the Highland Park Manufacturing Company might locate their \$450,000 plant.

The act that will be ratified tonight and will be sent to our representatives at Raleigh to be passed by the legislature is as follows:

Text of the Bill. An Act to amend Chapter 271 of the Private Laws of 1899 entitled "An Act to Amend an Act Entitled "An Act to Amend the Charter of the City of Charlotte," ratified March 1st, 1881, being Chapter forty of the Private Laws of 1881," authorizing the Board of Water Commissioners of the City of Charlotte to issue bonds. The General Assembly of North Carolina do enact:

Section 1. That Chapter 271 of the Private Laws of 1899, be, and the same is hereby amended as follows:

First: By striking out Section 6 of said act, and substituting and enacting in lieu thereof the following:

"Section 6. That a majority of said Board shall constitute a quorum for the transaction of business, and the contracts and engagements, acts and doings of said Board, within the scope of its duty or authority, shall be obligatory upon, and be in law considered as if done by the Board of Aldermen of the City of Charlotte, and said Board of Water Commissioners shall, for the City of Charlotte, take and hold the land, real estate, rights, franchises and property of every kind now owned by said City of Charlotte, or that may hereafter be purchased, for the purpose of operating and maintaining a system of water works for said City; and said Board shall have full power and authority to issue its bonds, and to acquire such additional property, and make such additional improvements thereto, as may be necessary to at all times furnish the City of Charlotte with a sufficient supply of good and wholesome water; and, in order to procure the necessary funds for that purpose, said Board shall have power to acquire such additional property, and to exercise in amount the sum of Two Hundred Thousand (\$200,000) Dollars, in such form, of such denominations and payable at such time or times and places, and to bear such rate

of interest, payable semi-annually, as said Board shall determine. Said bonds shall be signed by the Mayor or said City as ex-officio chairman of said Board, sealed with the corporate seal of said City, attested by the ex-officio Clerk and said Board; and the coupon on said bonds shall bear the engraved or lithographed signature of said Clerk.

"All bonds so issued shall be equally and ratably secured by first mortgage or deed of trust upon all the real estate, rights, franchises and other property of every description owned and held by said Board, and which was purchased by the City of Charlotte from the Charlotte City Water Works Company, as well as all other property, rights and franchises, which may hereafter be purchased or acquired by said Board for the purpose of extending, maintaining and operating said system of water works for said City. Said mortgage or deed of trust shall be in such form and contain such covenants, conditions and stipulations as said Board may deem necessary and proper to conform to and secure the payment of said bonds, and shall be signed in the name of "The Board of Water Commissioners of the City of Charlotte," by the Mayor or ex-officio chairman of said Board, and sealed with the corporate seal of said City, duly attested by the ex-officio clerk of said Board.

"In case said Board shall make default in the payment of any installment of interest due on said bonds, or of the principal thereof at maturity, by reason of which said mortgage or deed of trust shall be foreclosed, the purchaser of the property, rights and franchises so sold shall thereby acquire the exclusive rights or franchise to

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UTLEY TELLS THE STORY OF ESCAPE

Relieves Jail Officials of the Blame, though All the Facts Are Not Yet Made Entirely Clear

The story of the voluntary surrender at Fayetteville yesterday of E. L. Utley, slayer of Theodore Hollingsworth, caused, if possible, more of a sensation than did his remarkable escape. When the News bulletined the account of Utley's surrender yesterday at 3:30, a crowd quickly gathered, and the later bulletins of the same affair were devoured with avidity.

The Fayetteville Observer prints the only interview that has been given yet and it is of unusual interest. Says the Observer:

"The prisoner was seen in his cell this afternoon by an Observer reporter, and talked freely of his escape, with the stamp of truthfulness on every word—he always had a reputation for strict veracity. He said, in substance: "Worried over the trial, impatient with the restraint of jail life, I felt like I had to get out. This intention, once formed, I at once put into execution. At twelve o'clock Friday night I opened my cell door and walked out. I did not use a saw, file or keys on the locks. I will not say how I got the padlocks off, but I got them off myself. I then went and pulled the boards off from under the steps, returned with them to my cell and wrapped them up in a blanket to resemble a human form. I waited about half an hour and then crawled through the hole under the steps and lowered myself to the floor beneath with a blanket. Then, ascending the steps, I went out of the outer door on the second floor and descended to the ground by the outside steps. I went out of the small wicket gate in the fence.

"When outside the prison bounds, I was dazed by the electric lights and added by the novelty of the situation. For sometime I wandered about without getting my bearings. In fact, I was lost for awhile. When I finally located the surroundings, the one o'clock train, which I intended to board, but without any definite purpose in view except to go, had gone by. I then took a main road leading in a southerly direction from town and walked till daylight, when I sat down on a log in a swamp about six miles from Fayetteville. It was raining and I got wet and cold. I spent the day in this swamp, and at night started off again. My movements from Tuesday night, I would rather not tell about.

"Thursday morning, about noon, I came upon Mr. McGirt's house and went up and approached Mr. McGirt with an offer to buy a horse. After some negotiations, I bought one with a saddle and bridle for \$150. Leaving the horse and telling Mr. McGirt I would be back in the evening for it, I went into the woods, built a fire and went to sleep.

"When I woke up I got to thinking of the awkward position I then probably put Sheriff Marsh and the other officials in, and of the uncomfortable position of being a fugitive, and I decided to give myself up. So I went back to Mr. McGirt's about 7 o'clock, and, telling him who I was, I gave him a pistol I had and a round tin of money (enough he said to take me all over the world) and told him I surrendered. I took supper with him and went to bed. He treated me most kindly.

"Neither Mr. Pate nor any of the officials had any knowledge of my escape.

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VENEZUELAN ROW PUZZLES LAWYERS

Question of Transferring Arbitration to The Hague Raise Some Knotty Questions

BOWEN HAS ENTANGLED THE ALLIED AMBASSADORS

If Matter is Transferred To The Hague, Preferential Claims, it is Said, Will Not Be Allowed

London, Feb. 7.—The question of transferring the Venezuelan dispute from Washington to The Hague gives rise to many interesting discussions in legal circles here. If the allies appeal to The Hague regarding preferential treatment of their claims many lawyers here believe that they will meet an adverse decision. It is pointed out that should preferential treatment be granted, it would establish a new principle of international law in discriminating between creditors in a bankruptcy.

Should the preferential claim be upheld the lawyers want to know the result if two powers not in the agreement should start forcibly to collect a foreign debt about the same time. Would the power of those warships begin to bombard have uninterrupted management of the customs or the debtor country for an indefinite period or would this be regarded for priority in the issuance of a writ of attachment.

The legal fraternity generally believe that Bowen has succeeded skillfully in tying the allied ambassadors into a hard knot which they will find it difficult to disentangle.

Negotiations Near An End. Washington, Feb. 7.—The first protocols to be signed by Minister Bowen on behalf of Venezuela and the representatives of England, Germany and Italy will provide for the payment of \$25,000 in cash to each of these countries and the reference of the question of preferential treatment to The Hague court of arbitration.

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INTIMACY BREEDS TROUBLE. When American and British Jackies Drink Strange Liquors.

Washington, Feb. 7.—St. Thomas, D. W. I., has been dropped from the itinerary of the North Atlantic Squadron because it is probable that several British warships will anchor in that harbor about the time Admiral Francis J. Higginson's whited-sided battleships are due.

There is always much talk about the traditional friendship between the bluejackets and those under the Stars and Stripes and that who serve King Edward. But officers of the navy realize that the perpetuation of this friendship is furthered by lessening the number of meetings ashore when the men-of-war are riding in the same harbor. These meetings result in exhibitions of internationalistic progress. This is not because of any natural enmity, but because indulgence in native drinks is likely to provoke belligerency of talk followed by belligerency of actions.

When the blockade was established in Venezuelan waters no ships of Admiral Dewey's fleet were sent to Venezuelan ports. This was contrary to the usual custom of having a representative of the navy present at points of South American disturbances.

IN THE PUBLIC EYE. F. Bernard Nicolls, the Englishman who taught King Edward to play golf, is in this country.

Mahmud Pasha, leader of the Turkish reform party and brother of the sultan, died an exile in Brussels recently.

August Emmett Maxwell, who, with Senator Vest, is the only surviving member of the Confederate cabinet, is living at Pensacola, Fla., aged 83.

The six-oared shell in which President Eliot, Alexander Agassiz, and the Crowninshield's rowed for Harvard, has been presented to the university.

Lord Rosebery has invented a new phrase. Now that his son, Lord Deinemany, has reached his majority, the former premier refers to himself as a "dowager peer."

Prof. Frederick Deitach, of the University of Berlin, whose recent lectures on the Babylonian origin of the Bible created a sensation, will visit the United States in March.

THE RECORDER'S COURT.

Cases Heard Before Him This Morning—Police News.

In the Recorder's court this morning John Morris, colored, was sent to the chain gang for ten days for being drunk. Later, the Recorder commuted the sentence and allowed Morris to go by paying the costs in the case.

George McFee and Will Moseley, two colored carriage drivers, were arrested last night by Officer Wedington charged with stopping their carriages within the limits. Each was made to pay the costs.

Alfred Watson, colored, forfeited a \$5 bond for being drunk and disorderly.

Tos Torrence and Josephine Worthen each forfeited a \$5 bond for an affray.

There was a negro jailed last night who is thought to be an escaped convict. In 1893 Jim Dye escaped from the Mecklenburg chain gang and has since been in hiding. Several days ago the officers learned that Dye had returned to Charlotte and was at a certain house in this city. On going there Dye was captured. He now denies his identity and says most positively that he is not wanted in Charlotte, nor has he ever been on the Mecklenburg gang. He is held waiting further developments.

The Ministry is Cruel. Dresden, Feb. 7.—Saxony ministry has rejected unanimously the request of the Crown Princess Louise that she be permitted to return to Dresden to see the sick son. The ministry will not permit the visit even for a few hours. The decision was telegraphed to the Princess.

Jury Says Not Guilty. Reading, Feb. 7.—After a trial of nearly two weeks William H. Platt, of Chester county, charged with the murder of his wife July 26, 1901, was acquitted this morning. The jury was out from five-thirty yesterday evening until 8:30 this morning and returned a verdict of not guilty.

Mrs. Richardson Is Free. Boston, Feb. 7.—The grand jury today reported "No bill" against Miss Catherine V. Richardson, who has been held by Judge Bosson on the charge of attempting to poison her mother, Mrs. Harley Richardson.

Corbett To Meet Yanger. Chicago, Feb. 7.—Young Corbett and Benny Yanger held a conference last night at the Great Northern Hotel. The featherweight champion promised the local lad to meet his as soon as he returned from California, providing a club can be found to offer a suitable purse.

Eloped to Washington. Norfolk, Va., Feb. 7.—Mr. Harry L. Odendahl, son of a prominent business man of Norfolk, and Miss Emily Ives, daughter of Mrs. W. P. Ives, one of the city's well-known citizens, today eloped to Washington, D. C., where they were married.

HOUSE DEBATES ON LITTLEFIELD BILL

Vote Will Be Taken This Afternoon—Disagreement On the Military Appropriation Measure

Washington, Feb. 7.—When the House met at noon today, the Senate amendments to the military appropriation bill were disagreed and the bill was sent to conference. Messrs. Hull, chairman of the Committee on Military Affairs, Capron of Rhode Island and Hay of Virginia, were appointed conferees on the part of the House.

Then in committee of the whole consideration of the Littlefield anti-trust bill was resumed under the five minute rule, the debate to continue three hours. This will bring a vote between three and four o'clock.

COURT LIBERVATES A NUN. Sister Regina Estavan Had Been Held Prisoner As Insane.

New Orleans, Feb. 7.—Sister Regina Estavan, who for three months has been in the Louisiana Retreat, as insane, and who for twenty years has been one of the nuns in the Sacred Heart Convent, today gained her liberty on a writ of habeas corpus obtained by her sister, Mrs. Antonio Trepagnier.

Sister Estavan testified in a clear, coherent manner that she was not insane and that before being put into the Retreat she had announced her intention of obtaining a release from her vows and of leaving the order. At the conclusion of her testimony Judge St. Paul said: "Let her go with her sister, Mrs. Trepagnier."

The Mother superior, who was present in court, put in no defense to the action.

THE WEATHER. Forecasts for tonight and Sunday. For Charlotte and vicinity: Rain tonight and Sunday.

—Mr. and Mrs. Edwin Gresham will continue to make Charlotte their home. They only expect to remain a few days in Knoxville.

LATEST FOREIGN NEWS AND VIEWS

Abdul Hamid Proposes to Nip the Incipient Uprising in Macedonia Right in The Bud

THE POPE HAS A FAINTING FIT TODAY

Mother Love Conquers in the Saxony Scandal—Other Foreign Items of Passing Interest

Vienna, Feb. 7.—A report published in Paris this morning stating that it has been ordered that 240,000 troops be mobilized in Macedonia because of the warlike conditions there, is considered accurate. It is thought likely such stringent measures by Abdul Hamid will kill the outbreak in its birth there.

Storm Hampers Etruria. Queenstown, Feb. 7.—The Cunarder Etruria, with Marconi aboard, was unable to land mails or passengers here on account of a severe storm. The liner proceeded to Liverpool.

Pope Has Fainting Spell. Rome, Feb. 7.—A great ceremony was held in theistine chapel this morning, the occasion being the twenty-fifth anniversary of the death of Pope Pius ninth. Considerable anxiety was felt regarding the Pope, as while dressing for the ceremony this morning he was taken with a slight fainting spell. His entourage wished to postpone the function, or if the Pope opposed this for him to absent himself and insisted on going, and when he appeared in the chapel looked pale and feeble.

Notwithstanding the fears of his entourage the Pope stood the strain of the long ceremony well. He showed considerable fatigue however on re-entering his apartment.

Mother Love Conquers. Geneva, Feb. 7.—Mother love has conquered in the affair of the Crown Princess Louise of Saxony and she is now doing her utmost to obtain permission to visit Dresden and see her sick son. The Princess' lawyer has telegraphed the lawyer of the Crown Prince to obtain, if possible, permission for his client to go to the bedside of the young Prince.

TAFT MAY COME HOME SOON. Concern is Felt in Washington As to His Health.

Washington, Feb. 7.—Advises received from Manila stating that Gov. William H. Taft is in poor health were the cause of much concern at the War Department. Secretary of War Root has called Governor Taft asking how serious is his sickness.

There is still much talk in official circles that Governor Taft will succeed Secretary Root as Secretary of War some time in the spring. There is said to be no doubt that it is the intention of Mr. Root to leave the Cabinet within a few months. It is possible that Governor Taft will soon be requested to relinquish his duties in the Philippines and come to Washington preparatory to becoming Secretary of War.

ALASKAN TREATY HOLD-UP. Senate Leaders Despair Of Any Action Before Adjournment.

Washington, Feb. 7.—The President was told today by Republican leaders in the Senate that they cannot secure action on the Alaskan boundary treaty before adjournment. They reported an unalterable opposition to the treaty among Northwestern Senators, an opposition that is spreading to the Middle West.

The antagonism is based on the declaration that the boundary line between Canada and Alaska already has been determined and that there is nothing to arbitrate. If the treaty fails of ratification the *modus vivendi* already in force will be continued until such time as a permanent arrangement can be perfected.

A Police Commission. At the meeting of the board of aldermen tonight it is probable that the creation of a police commission will be advocated. Several of the board desire the police department to be entirely out of politics and the appointment of a commission, it is said, will result in this.

Miles Sails For Home. London, Feb. 7.—Gen. Miles sailed from New York aboard the Cunarder Lucania today.

Senor Marchau, the first Cuban minister to Spain, says that Cuba is very anxious for a treaty of commerce with Spain on the basis of reciprocity. The chief difficulty will be the Spanish sugar trust and the high duties on colonial products from which Spain derives important revenues.

A BONUS FOR EMPLOYES.

Howe Pin Company Will Give Many Persons From \$40 To \$50. Derby, Conn., Feb. 7.—The Howe Pin Company today announced that hereafter it will give all its employees a yearly bonus of a certain percentage on their earnings.

The percentage will be governed by the rate of interest paid on deposits in the Derby Savings Bank. This year the rate is 4 per cent. Most of the employees earn good wages, and to many of them the departure will mean a Christmas present of from \$40 to \$50. The company has always made its employees cash Christmas gifts. The custom was founded by the late Dr. John I. Howe, the inventor of the pin machine, who made a fortune out of pins.

Asks Divorce From Crank. Chicago, Feb. 7.—Peter Clark built two stalls in his hotel and refused to provide his wife, as she says, with sufficient money to properly manage the household. Mrs. Rosa Clark yesterday asked for a divorce. Peter admitted he had placed a plank on edge down the center of the bed but said it was done at the request of his wife. This she denied. The judge continued the hearing.

No Coons Present Today. Washington, Feb. 7.—M. Jules Jean Jusserand, the new French ambassador, successor to M. Cambon, was formally introduced to the President this morning in the blue room of the White House. Secretary Hay presented the ambassador and his suite. Jusserand expressed a warm regard of France for the United States and the President cordially reciprocated.

FORMAL OPENING OF DUKE LIBRARY

Judge Burwell to Make Presentation Speech -- Trinity Arranges a Schedule of Baseball Games

Trinity College, N. C., Feb. 7.—The formal opening of the Trinity College Library, the gift of Mr. J. B. Duke, of New York city, will take place Monday, February 23rd. The occasion promises to be a very notable one and a large number of visitors are expected. The programme follows:

Address of Presentation—Judge Armistead Burwell, Charlotte, N. C. Address of Acceptance—President John C. Kilgo. Dedictory Address—Mr. Walter H. Page, New York city.

The exercises will take place in Craven Memorial Hall, beginning at 8 o'clock in the evening. After the exercises there will be a reception in the library building.

The college community has been fortunate in having on the park for several days, Mr. William Garrett Brown, the distinguished Southern historian and essayist. He delivered two remarkably interesting lectures while here.

There has just been issued from the press of the MacMillan Company a new book which has received most favorable comment. The author is Dr. Geo. L. Hamilton, professor of Romance Languages at Trinity College. The book is entitled "The Indebtedness of Chaucer's Troilus to Guido delle Colonne's Historia Trojana." This volume forms one of the series of *Alumna University studies in Romance Literature and Philology*.

The baseball team has begun practice. Almost all of last year's team are back and there are several new men who give promise of being good players. Mr. Otis Stockdale, the coach last year, has been engaged for the season and he will be here in a few days to take charge of the team. The manager is P. E. King, and Captain A. B. Bradsher. The following schedule of games has been arranged:

March 23, Horner, at Durham. March 25, Lafayette, at Durham. April 2, Gettysburg, at Durham. April 6, A. and M., at Raleigh. April 10, Cornell, at Durham. April 11, Oak Ridge, at Durham. April 13, Wake Forest, at Durham. April 16, Guilford, at Durham. April 18, Wake Forest, at Raleigh. April 20, A. and M., at Durham. April 21, Guilford, at Greensboro. April 28, University of Virginia, at Durham.

May 1, Fredericksburg, at Durham. May 4, Guilford, at Guilford. May 5, Mercer, at Macon. May 6, Wofford, at Spartanburg, S. C. May 7, South Carolina College, at Columbia, S. C.

Rev. Mr. Jenkins Here. Rev. Jno. T. Jenkins who has been urged to accept the call recently extended him by the Olivet Baptist church in this city, is here and will preach at that church tomorrow morning and night.

It is earnestly hoped that Mr. Jenkins will hold protracted services at this church, for several days next week, but it is not known yet that he will.

—The weather man hit the "bull's eye" today. It has been a "dirty" day.

PROCEEDINGS OF HOUSE AND SENATE

Senate Passes Bill Authorizing Mecklenburg to Change The Site of The County Home

PINEVILLE ASKS LEAVE TO AMEND ITS CHARTER

Thirty Vacancies on University Board of Trustees to be Filled -- Proceedings of Yesterday's Session

Raleigh, N. C., Feb. 7.—The following bills introduced by Pharr, to amend the charter of Pineville, authorizing Mecklenburg to change the site of county home, a reference to minors holding stock in corporation; Glenn, to abolish board of examiners of state institutions; King requiring registration of all books sold in state; King, for printing daily House Journal; Drewry, amending insurance laws; Freeman, appointing magistrates in Mecklenburg.

The Senate passed bills to search for Liberty Point, declaration of independence, to allow Mecklenburg to change county home site. The Governor reported thirty vacancies on the trustees of the state university to be filled by legislature. Among the retiring trustees is S. Otho Wilson.

THE SENATE, FEB. 6. The Senate convened at 11 o'clock with Senator Brown in the chair. Rev. J. T. Goode offered prayer.

BILLS INTRODUCED. Marshall: Resolution that when the Senate adjourns today it be in honor of the late J. M. Moody, once Senator. Placed on the calendar. Pollock: To prevent dogs from running at large and to tax dogs in Lenoir. Pritchard: To amend chapter 19 laws of 1899 regarding pensions to Confederate soldiers and their widows. Pollock: To empower Lenoir county to levy a special tax. Webb: To amend chapter 507 laws of 1901 relative to the shipment of liquors into Buncombe and Madison. Spencer: To amend chapter 750 laws of 1901 regarding town elections. Reinhardt: For the better drainage of land in Lincoln, Henderson county. For temperance legislation for Rowan. Reinhardt: To amend chapter 645 laws of 1901 in regard to fowls. Wellborn: To abolish one of the terms of the Superior court in Ashe. Justice: To change the corporate limits of Marion. Aaron: To establish graded schools at Belmont, McDowell. To establish a branch court at Red Springs, in Robeson. Bellamy: To increase pensions for Confederate soldiers and their widows and reclassify the pensioners. Walker: To amend section 197 chapter 733 laws of 1899.

SPECIAL ORDER. The Justice bill to protect life by requiring railroads to give warning of the approach of trains by ringing the bell or blowing the whistle under certain circumstances. The committee offered a substitute bill which was very nearly like the original and required the railroads to give warning whenever a person was seen on the track. It was referred to the Judiciary Committee.

The Senate adopted a substitute for the Senate bill to extend the limits of Asheville and passed it.

PASSED THIRD READING. H. B. To incorporate Saluda a Polk county. H. B. To authorize Wayneville to issue bonds. H. B. To authorize Haywood county to levy special tax. S. B. To incorporate Fountain in Pitt. H. B. To amend charter of Jackson in Onslow. H. B. To incorporate Abbottsburg in Bladen. H. B. For Haywood to levy tax to build bridges. S. B. To authorize Elizabeth City to contract for lights, sewerage and water and submit same to a vote of the people. H. B. To incorporate Blandburg in Bladen county. S. B. To allow Polk to levy a

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SUICIDE PACT AMONG CHILDREN

Police of Louisville Are in Possession of Information Which Leads to Some Gruesome Deductions

Louisville, Feb. 7.—The police say they are in possession of information which leads them to believe that there is a suicide club, whose members are young boys and girls in the east end of the city.

Two girls who have died within the last year, Agnes Moeller and Tracy Doerner, are alleged to have been members of the club, according to the information the police have received.