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## Fate of Harry Thaw Rests With Testimony Of Wife and Mother

Defense Begins the Work of Forging Links in Chain of Circumstances Which they Claim Led to Insanity.

Wife of Prisoner to Tell Things Heretofore Unknown. Mother's Sacrifice for Her Son. The Hereditary Insanity.

By Associated Press.

New York, Feb. 5.—The defense in the trial of Harry Thaw will begin to forge the links in the chain of circumstances, which it is alleged caused his insanity.

The evidence promised to be introduced has added interest to the trial, and there is an impression that Evelyn Thaw will tell half of which has not heretofore been publicly known. It is apparent that the defendant depends upon his wife to turn the tide for them.

The wife and mother are both expected to be early witnesses.

It is reported several times that the elder Mrs. Thaw has been urged by persons of influence not to allow a plea of hereditary insanity to be entered in behalf of her son.

The sacrifice of a social leader's pride to a mother's love is illustrated by the fact that not only did she consent to the plea of insanity through heredity, but will actually take the stand to offer whatever testimony is within her power.

Dr. Wiley the first.

Dr. Wiley, the family physician at Pittsburg, was the first witness for the defense.

A Record Breaker.

The defense of Harry Thaw was begun when Dr. Wiley, an alienist of Pittsburg, took the stand and testified in his opinion that Thaw was insane the night of the tragedy.

Mr. Jerome put the witness through the most severe cross-examination ever heard in a New York court room. He seemed to have every medical authority at his finger tips.

During the examination of Dr. Wiley, Thaw was taking notes and consulting Attorney Peabody. The defendant was paler and seemed much more composed.

An Expert Testified.

Dr. Wiley is connected with the Dixmont insane asylum. He related an incident in 1905 when he said Thaw entered a street car on which was a passenger. Thaw threw up a blind to the window, slammed it down, and threw it up again and quarreled with the conductor.

The doctor said Thaw's manner was "defiant, vague, and his eyes flashed from left to right."

He said Thaw's actions were irrational.

Gleason formed a hypothetical question and outlined Thaw's act of killing White and asked whether the witness could express an opinion of such an act committed by the person he saw in a Pittsburg street car.

Replying that he could he was asked to express an opinion.

"My opinion," said Dr. Wiley, "is that the man who committed the act described was suffering from insanity."

Said He Was Insane.

After a cross-examination by Jerome, Wiley's opinion on Thaw's insanity, based on hypothetical questions, covering the killing of White, were stricken out on motion of Jerome.

The counsel for the defense objected but Justice Fitzgerald said he thought it best to strike the matter out and go all over it again.

Hypothetical Gleason then re-formed a hypothetical question, this time basing it on the law of insanity as laid down by the statutes of New York.

Dr. Wiley then declared that he was competent to answer the question.

"What is your opinion based on the form of insanity, as laid down by the law of this state?" asked Gleason.

"The act was that of an insane man."

Mr. Jerome led the witness through a long series of questions dealing with all manner of subjects and asking his opinion as an expert. The District Attorney's purpose to break up as far as possible the doctor's influence with the jury was apparent.

Rapid Fire Questions.

Continuing the cross-examination Mr. Jerome said:

"Tell us some of your conclusions from hypothetical questions."

was burned by the powder—do you think that act insanity?"

"Then the killing of any person in a jealous rage is a pure act of insanity?"

"Yes."

Mr. Jerome took the witness over every incident of the night of the tragedy and asked him if in each case he thought Thaw's acts were those of an insane man. The witness finally summed up his answers as follows:

"Taken alone, they do not impress me so; but, taken together they do."

"We have gone over the entire case," said Jerome, "now tell me, did you arrive at your opinion that he was insane from the facts of that night alone?"

After a discussion as to the relative merit of opinions and impressions Dr. Wiley said the occurrence of the night of the tragedy had not wholly convinced him.

Asked if his decision as to the insanity of the defendant was based entirely on the street car incident and occurrences in Madison Square Garden, Dr. Wiley answered said that it was.

Mr. Jerome then carried the witness through the various tests of alienists to discern brain trouble, the witness nodding his assent as an indication that he knew them all, including the "Romberg test."

"Describe the Romberg test," commanded Mr. Jerome.

The witness said it was a test of the brain.

"Oh, but that is not an explanation of the Romberg test. Do you know it?"

"I do not exactly know it," adding that he may have used it—that he might know test—but not under the name of Romberg test.

Mr. Jerome displayed the thoroughness with which he had studied medical authorities to fit himself for the Thaw case by leading the witness through a chain of questions dealing with pathology, which at times seemed to thoroughly baffle the witness, who hesitated time and again and evaded direct answers.

Dr. Wiley was still undergoing cross-examination when recess was taken until 2 o'clock.

Witness is Cornered.

When Mr. Wiley resumed the stand after the recess Mr. Jerome asked who he had talked with during the recess. The witness seemed taken back. He said he talked with Gleason and others. When asked if he talked about the case the witness admitted it.

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## Worst Weather Of the Winter

Fierce snow storm sweeps New York, Massachusetts and Other States. Great Damage Done by Storm in Many Parts.

By Associated Press.

Chatham, Mass., February 5.—A blinding snow, driven by a gale of from 50 to 60 miles an hour, made this morning one of the wildest of the winter on this coast.

Waves Running High.

Highland, Light, Mass., February 5.—The worst snow of the winter prevailed, a gale of 60 miles an hour, and the thick snow, tying up traffic on land and sea. The waves are running high.

Considerable anxiety is felt for ship-A Foot of Snow.

Philadelphia, Pa., February 5.—A snow storm has developed into a blizzard, the worst of February 1899. More than 12 inches of snow has fallen and a high wind is drifting it in places to a depth of four feet.

10 Inches of Snow.

New York, February 5.—For more than 24 hours New York has been fast in the grip of a snow storm. Ten inches of snow has fallen in 24 hours.

Vessels Storm Bound.

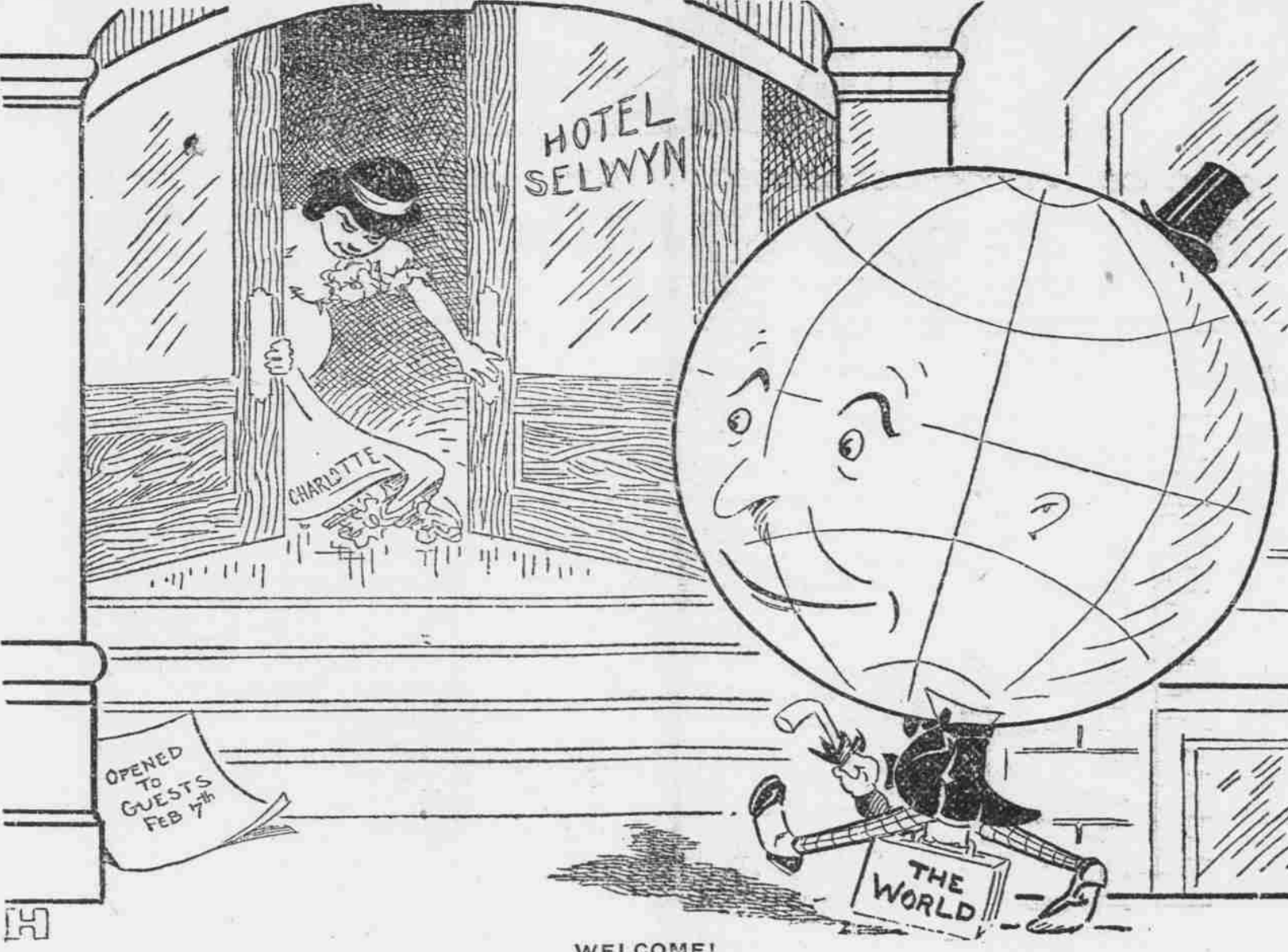
Norfolk, Va., Feb. 5.—Many coasting vessels are still storm bound here. The tug Hudson is trying to float the schooner Tena stranded near Ocean City, Md.

COTTON MILL SOLD.

Enterprise Cotton Mills Bid in by Endorsers—Price Paid Was \$80,000, Special to The News.

Kings Mountain, N. C., Feb. 5.—The Enterprise Cotton Mills, of this place, were sold today by the receiver, and were bid in by W. A. Mauney for the endorsers. The price paid was \$80,000.

Reads So "Easy."



## Immigration Bill Was Up

Bill of Representative Preston, Provides for Expenditure of \$10,000 Annually for Attracting Immigrants.

By Bell Telephone.

Raleigh, N. C., February 5.—The bill by W. C. Dowd, of Mecklenburg, to provide instruction in the public schools, as to the effect on the body, of alcoholic drinks and narcotics, was discussed in the House this afternoon and passed its readings with an amendment, by McRae. The amendment provides that the bill shall not apply to counties unless agreed to by the county board of education. The amendment was agreed to by Mr. Dowd.

The House discussed at length the bill, introduced by Preston, of Mecklenburg, authorizing the board of agriculture to spend \$10,000 annually towards attracting immigrants to the state. The bill was re-referred to the committee, along with a supplementary bill by Bickett.

Mr. Bickett, in introducing his bill, expressed the belief that from two bills the committee would be able to formulate one which would pass the House. The chief objection to Mr. Preston's bill was that the entire funds expended must come from the board of agriculture, the farmers, instead of the general fund.

A bill which stirred lengthy discussion was proposed by Parsons, to equalize challenges, giving the state and the defendant an equal number, in making out a jury. The bill was made a special order for Friday.

Among the important bills introduced in the House, was one by Laughlin, to empower boards of aldermen in towns to elect successors to aldermen who move out of the wards they represent.

By Winborne, to reinstate a bill, providing pay for the judges who hold extra terms of court.

By Wood to make 46 pounds of meal a bushel.

In The Senate.

Notable bills introduced in the Senate was one by Burleson, to regulate charges and tolls for telephone companies.

By Burleson, to regulate Pullman fares in the State.

By Burleson, to protect the lives of passengers on the railroads.

By Breece, to allow married women, whose husbands are insane, to dispose of property.

A bill was passed to establish standard time throughout the state. The time proposed will be that of New York state.

A bill, by Buxton, to prohibit the sale of toy pistols and cannon crackers was discussed and re-referred to the judiciary committee.

A bill by Buxton, passed to validate marriages performed by unordained ministers. It was amended so as to apply from the date of the ceremony. He said he knew of ceremonies of this kind performed fifteen years ago. The amendment will include marriages no matter when the ceremony was performed.

There was a lengthy discussion over the bill of Senator Mason, which is a substitute for the Daniel's bill, to amend sections 2632 and 2634 of the Revised, relating to penalties for delays in transporting freight. The substitute by Mason practically repeals the penalties on the statute books. The bill was re-referred to the committee on railroads.

District Deputy Grand Master Here.

District Deputy Grand Master J. M. Burrage, of Concord, will attend the regular meeting of No. 9, I. O. O. F., tonight at the hall over the Merchants and Farmers Bank, and make an address on that feature of the lodge work that comes nearer his observation. It is desired that a full attendance of the members should greet him.

—Mr. John M. Cochran will be head clerk at the Selwyn Hotel cigar stand.

PATHETIC SCENE IN JAIL.

Children of Condemned Murderer Visit Him in Cell—A Double Hanging—Overdose of Laudanum.

Special to The News.

Durham, Feb. 5.—A pathetic scene was enacted in the county jail Sunday afternoon when the children of John Hodges, the convicted wife-murderer, visited him for the last time. Hodges will be hanged almost on the anniversary of the murder which was committed in February, 1906. He is confident that every effort has been made to prolong his life and he seems anxious for the day to come. Services were held in the jail Sunday for his benefit and he was converted during the past few days. He is very cheerful and as numerous visitors daily, such as pastors and other interested people.

Freeman Jones, the negro who will be hanged on the same scaffold, at the same hour, is ready to die. He is convicted of burglary and attempted criminal assault on a white woman last fall. The double hanging will be the first ever in Durham county, and is attracting no little attention.

The scaffold will be built in the jail during the first of the week. There has been several hundred applications presented to the sheriff to see the hanging, but only a few will be admitted.

L. H. Birdsong, a resident of Durham, came near ending his life Sunday, from drinking a bottle of laudanum. He is addicted to drink, and may have taken an overdose for other than suicidal intent. At one time it looked as if it was hopeless to save his life, but his condition was much better last night. He took the laudanum while in the city lockup, and was later carried to the Watts hospital.

PRIMARY ORDERED.

For the Election of Auditor to Succeed Mr. Hughes.

Special to The News.

Greenville, S. C., Feb. 5.—A primary for the election of auditor to fill the vacancy caused by the death of Auditor-elect Hughes, has been ordered for Feb. 26. It is understood there will be at least six candidates in the field. The death of Mr. Hughes was peculiarly sad. He was an old Confederate soldier, and had been a hard-working man all his life, fighting the battle of poverty, maimed and crippled, having lost a leg at Malvern Hill. Last fall he sought the auditor's office and was elected by a good majority, and it is thought by many people that the great joy of his success caused heart trouble, which resulted in his death.

## Land Frauds Unearthed

An Investigation of Land Locations in California Reveals Gigantic Land Frauds. Persons of Prominence are Implicated.

By Associated Press.

San Francisco, Feb. 5.—The Call says: "Acting under instructions from President Thomas Neurausen, the inspector of the Interior Department, co-operating with State Mineralogist Aubrey, has been investigating the land locations in California which will be made the basis of criminal prosecutions.

The investigation which has been sweeping in its scope will involve men of wealth, influence and high social standing in California.

About Investigation.

It was admitted at the Interior Department that Inspector Neurausen is making an investigation in California but not along the lines indicated in the San Francisco dispatch.

## Jurisdiction of Recorder

Aldermen, After Heated Discussion, Ask Mayor and City Attorney to Draw a Measure Enlarging Officer's Power.

Special to The News.

Columbia, S. C., Feb. 5.—Governor Ansel to-day issued an order to the directors of the state dispensary to show cause why they should not be removed from office, in accordance with the recent resolution of the General Assembly.

The order is returnable Friday at noon. The three directors, J. M. Rawlinson, John Black and J. B. Wylie are charged with overstocking the state dispensary.

Society Elects Officers.

St. Louis, Mo., Feb. 5.—The American Ceramic Society elected the following officers: President, J. R. Copeland, of Birmingham; vice president, Wm. Conway, of Philadelphia; secretary, T. A. Randall, of Indianapolis; treasurer, J. W. Sibley, of Birmingham.

The Name in Gift.

The name of "American Trust Company," in neat gilt letters has taken the place of "Southern States Trust Company" on the latter's windows in the Trust Building. The change of name was recently authorized by the legislature.

Mrs. M. D. Hardin and Miss Margie Rankin returned from Montreal. Mrs. Hardin's father, Hon. Adlai Stevenson, who is now at Montreal, will visit his daughter here soon.

## To Take Census Of The City

Mayor McNinch will Apportion a Score of Men at Once to Rush Work of Counting Greater Charlotte's Population.

Special to The News.

St. Louis, Mo., Feb. 5.—The Mayor of Charlotte has ordered the apportionment of a score of men at once to rush work of counting Greater Charlotte's population.

Mayor S. S. McNinch will secure the services of about twenty-five citizens to aid him in taking the census of the city within the next four or five days. The necessity for making haste in this work is apparent when it is remembered that the figures must come before the legislature before the city charter is revised.

The work will be divided so that there will be eight divisions or assignments for the men whose services will be secured. Every effort will be made to push the matter as rapidly as possible, and yet do the work thoroughly. The task is not small and the men who volunteer to carry it to completion will be remunerated for their services.

The outlying suburbs, which the census takers will visit, will be placed in the hands of men acquainted with the several sections so that the work can be done with as much ease as possible.

## DEATH OF MRS. A. D. TUCKER.

She Was Miss Eva Brice of Charlotte, Her Old Home.

Mr. John G. Brice this morning received the sorrowful information by wire that his sister, Mrs. Eva Brice Tucker, died at the old home of her husband, at Berryhill, Clarke county, Va., this morning at 8 o'clock. Mrs. Tucker had been ill for some time. She had a host of friends in Charlotte where she was born and where she spent the happy days of her childhood and her youth. She married Dr. A. D. Tucker, a well known and successful physician of New York city.

Mrs. Tucker is survived by her mother, Mrs. J. C. Brice, of this city, and by her brother, Mr. John G. Brice, and sisters, Miss Julia Brice, and Mrs. J. R. Flagg, of New York city. The interment will be at Berryhill, the old family homestead of the Tucker family.

Mr. Bigham to Speak.

J. N. Bigham will address the farmers at Trinity Academy Friday evening at 3 o'clock, and will also speak to the farmers at Derita the same evening at 8 o'clock. All the farmers are asked to attend these meetings.

## Aldermen Take Steps to Get Authority for An Issue of Bonds

WANTS AMERICAN RIGHTS.

Did Not Like to Enter Saloon by Rear Doors—Brownsville Affair Up.

Washington, Feb. 5.—In a hearing before the Senate committee on military affairs on the Brownsville affair former Sergeant Harris, when questioned by Senator Warner, said an account of feeling engendered against the soldiers he decided not to re-enlist, and was expecting trouble, because of the prejudice against the race.

Senator Overman asked, "Would other men have trouble if they had behaved themselves as you did?" "I do not know," he replied.

He said the men complained because they were obliged to enter saloons by rear doors, and said he wanted the "American right of going where he pleased."

REMOVAL OF OFFICERS.

Governor Issues Order to Directors of State Dispensary—May Be Removed.

Special to The News.

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Mrs. M. D. Hardin and Miss Margie Rankin returned from Montreal. Mrs. Hardin's father, Hon. Adlai Stevenson, who is now at Montreal, will visit his daughter here soon.

## The Purpose of Their Resolution is to Cover a Floating Indebtedness of the City for About \$175,000.

Special to The News.

Charlotte, N. C., Feb. 5.—The Mayor and City Attorney have been instructed to draw up a bill for enlarging jurisdiction of the Recorder.

Adopting a resolution to get authority to issue bonds of \$175,000 to cover the floating indebtedness of the city, instructing the Mayor and City Attorney Harris to attend to the matter of drawing up a bill looking to increasing the present criminal jurisdiction of the Recorder, refusing to give Mr. Earnest Moore pay for feeding condemned cows from June 27th to the present, and the amending of the milk ordinance was the work of the Board of Aldermen in session last night in the council chamber at the City Hall.

At the suggestion of Mayor S. S. McNinch, a resolution was offered asking the State legislature to authorize the issuance of \$175,000 bonds for the purpose of covering a debt of the present administration. Of the debt of \$175,000, \$97,000 belongs to the water department and the remainder of \$78,000 is the deficit of the city administration.

This action was taken after Mayor McNinch read a letter addressed to the board, showing the amount of the floating debt of the city, explaining that such a deficit was due to the fact that the city's income is only about \$83,000, and the yearly outlay approximately \$135,000 and that previous administrations had been confronted with the same problem of financing the city when such a vast difference existed between the receipts and the disbursements and when 65 per cent of the taxes used for building the roads of the county comes from the city and even a much larger percentage goes to the township roads.

His letter in full follows:

The Mayor's Letter.

To the Gentlemen of the Board of Aldermen of Charlotte:

There has been furnished to the water department during this administration the following sums:

Interest advanced to July 1,	for six months on water bonds .....	\$10,375.00
Interest on same to Feb. 97,	.....	985.52
Interest advanced Jan. 1, '06	6 months on water bonds 10,375.00	
Interest on same to Feb. 1, '07	674.37	
Interest advanced Jan. 1, '07	6 months on water bonds 10,375.00	
Interest on same to Feb. 1, '07	51.87	
Loan made for water department	.....	35,000.00
Interest on same, paid by city proper .....	1,717.91	
Total .....	\$69,554.77	

Prior to this administration there was advanced to the water department for interest unpaid by it .....

Interest on same to Jan. 1905 to Jan. 1, 1907 .....

Total .....

The sum should be funded in the city bonds at 4 1/2 per cent. In addition to this need for water department, amounting to approximately \$97,000, it is necessary to issue bonds for the city proper in the additional sum of \$78,000.

As stated in my recent letter referring to the one-sided tax conditions existent with regard to our municipality, the real deficit would have been \$50,000 per year, but including all the money advanced during this and the former administration to the water department it is not necessary to ask for so large a sum for the municipality proper. I sincerely hope all possible pressure may be brought to bear on our Senator and Representatives to relieve us of the unreasonable tax which has been so long and patiently borne by our citizens for building roads in the township and the county. We have been doing for others what we have been unable to do for our own selves, and have been forced to make debts and continuously, while the county and township have been able to avoid these undesirable conditions and enjoy many benefits which to our own citizens have been impossible.

In justice to the water department the commissioners feel that the city should bear some part of their obligations because that department furnishes water for fire protection, street sprinkling, flushing sewers, etc. Some different methods of financing this department, however, should be provided, because the water department will continue to have a deficit on interest payments for four or five years more. The net profits will not now pay the interest on total investments, to say nothing of betterments and extensions for the new city, which

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