# The Wilmington Messenger.

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WILMINGTON, N. C., SUNDAY, DECEMBER 18, 1904.

FIVE CENTS

Power of The Mormon Church in The Late Election.

### SIX WITNESSES

Gave Testimony Before the Senate Committee Investigating the Smoot Case-Important Evidence Was Offered-Secretary Jackson of the Democratic State Committee Testified to the Church Influence in Eicctions-Recorder Nicholson Refused to Divulge the Whereabouts of the Temple Marriage Records-Apastle Penrose Admitted that He Was a Polygamist-He Was Elected An Apostle Last July, Senator Smoot Being Present at the Election.

Washington, December 17 .- More im- | No Signs of Life Discernable on the portant testimony was brought out today in the investigation of protests against Senator Reed Smoot than at any time in the present session of Congress. The witnesses were Charles H. Jackson, chairman of the Democratic state committee of Idaho; John Nicholson, chief recorder in the Mormon temple at Salt Lake City; Charles W. Penrose, editor of the Desert News, and an apostle of the Mormon church; William Budge, president of the Bear Lake Stake in Idaho, and Apostle John Henry Smith, of Salt Lake.

Mr. Penrose was elected an apostie last July, and the attornies for Senator Smoot admitted that the Senator, was present and participated in the election progress from then until she was burnof Penrose. Mr. Penrose testified that he is a polygamist, and was known to have been such at the time he was made an apostle.

As an illustration of the local church issue in the last election, Mr. Jackson said the vote for Gooding, Republican candidate for Governor, ran behind the vote for Roosevelt in gentile counties and ahead of Roosevelt in the Mormon counties; while the vote for Heitfeld, Democratic candidate for Governor, ran ahead of Parker in the gentile counties and behind Parker in the Mormon coun-

On cross examination, Mr. Jackson said that Apostles Matthias Cowley and John Henry Smith were among those who went into Idaho and told the people that there had been a revelation that they should vote the Republican ticket. Questioned by Attorney VanCott, representing Senator Smoot, the witness said he never had heard the apostles declare that there had been such reve-

Mr. VanCott brought out the fact that there were about 20,000 Mormon votes, out of a total of 60,000 votes in the state. He asked the witness if it was not true that although the gentiles were in a large majority, and that the Democrats put an anti-Mormon plank Trotter vs. Angel, from Macon, no erin their platform and the Republicans refused to put in such a plank, the Republicans carried the state by a very large majority.

"That is a bald fact," responded the witness, but, he added that the inference drawn by the attorney from the question was not justified.

Mr. Jackson contended that there were "Jack-Mormons," or gentiles who are Mormon in political affairs, who are able to control elections.

Much time was spent trying to get from Recorder Nicholson information as to the whereabouts of the temple marriage records, particularly the book where sealings were recorded. Witness would not admit he knew where to find the latter.

He said he would not give up the book even if he were arrested and put in jail. is officially stated today that a dynamist, with two plural wives living. He after the bursting of the reservoir near has children by his first plural wife, the broken walls and that it is now in but none born since the manifesto.

"Did you receive special amnesty at the hands of President Cleveland in which one of the conditions was that lic. you should thereafter obey the laws relating to living in polygamy?" asked Mr. Tayler.

"Yes sir." "And have you lived up to that am-

nesty?" "No sir."

Chairman Burrows said he wanted to Smoot had been present.

three wives, and that he has had three clation is the old Bright Belt of the children born since the manifesto of two states and represents 10,000 plant-1890. All of his wives live in Paris and ers. The farmers are to be urged to he testified that he does not live with grow diversified crops. one to the exclusion of the others. Most | S. C. Adams, of Charlotte county, is of the children are grown and live in president of the association which has Idaho. Of these children he testified grown rapidly since its organization that one son is a judge of the District last spring.

court, one son prosecuting attorney in Bear Lake county; one son in law, H. Smith Wooley, is chief assayer of the mint at Boise City; and one daughter is postmaster at Paris. Of himself he admitted that he is the most prominent Mormon in Idaho, having served in the State Senate and otherwise taking a leading part in church affairs.

John Henry Smith became an apostle of the church in 1888 and is the second in rank. He has two wives and 15 living children, four having died. He could not say how many of the seven living children of his plural wife were born since the manifesto, but thought four. He testified that he was one of the signers of the application for amnesty. Asked concerning his failure to practice the agreement thus made he said:

'Nobody can take from me my family. I am responsible to them and God alone and if my countrymen choose to punish me I shall have to suffer the consequences."

Asked if he had ever concerned himself about the fact that an apostle of the church had taken a fourth wife six years after the manifesto, Mr. Smith replied that he felt that every man was amendable to the laws; that the courts have jurisdiction and that he was not responsible for the acts of his associates, moral or otherwise.

Mr. Tayler told the witness that the answer did not appear candid. Mr

Smith answered: "If I were a grand juryman and satsfactory evidence were presented to me of the facts you have stated I would have indicted the defendant."

The committee adjourned until Mon-

## Schooner Clara Goodwin.

VESSEL BURNED AT SEA.

Norfolk, Va., December 17.-The Unitd States crusier Topeka reported on her arrival today the burning of the abandoned four masted schooner Clara Goodwin off Diamond Shoals. The cruiser stood by the craft, but no signs o life were discernable. The crew have evidently sought safety in small boats and probably have been picked up by one or the several sailing vessels in sight. The British steamer Monmouth ing bonds, each to the amount of which arrived today also reported standing by the burning vessel.

The Goodwin sailed from Port Tampa, Fla., for Philadelphia December 1, with phosphate rock. She was sighted and spoken thirty miles off Diamond Shoals December 9, so she had not made much ed. J. S. Winslow and Company of indicted people. It was deemed best Bath, Me., own the vessel, which was to have them called on Saturday at a built in 1887. She was of 845 tons gross, and 191 feet long. Captain Ostman was her skipper and she carried a crew of eight men.

#### SUPREME COURT OPINIONS. Decisions Handed Down Yesterday in

a Number of Cases.

(Special to The Messenger.) Raleigh, N. C., December 17.-The Supreme court this evening filed the following opinions: Hiram Griffin vs. Seaboard Air Line Railroad, from Halifax, petition to rehear dimissed; State vs. Huff, from Wake, new trial; Fire Extinguisher Company vs. Railroad, from Mecklenburg, new trial; Cobb vs. Rhea, from Buncombe, error; Turner vs. Wilson, from Orange, reversed; Turner vs McKee, from Orange, reversed; Junge vs. Macknight, from Moore, petition to rehear allowed, judgment below affirmed; Satterthwaite vs. Woodyear, from Haywood, error; State vs. Davis from Bladen, new trial; Lance vs. Tainter, from Madison, no error; Coward vs. Commissioners, from Jackson, error; Stalcup vs. State, from Cherokee, error; ror; Francis vs. Reeves, from Haywood, affirmed; State vs. Morris, from Hertford, per curiam, no error; State vs. Spruill, from Martin, per curiam, no error: State vs. Gentry, from Cherokee, per curiam, no error.

#### CAUSED BY DYNAMITE.

#### Reservoir Disaster at Winston Was Not an Accident.

Raieigh, N. C., December 17 .- A special from Winston-Salem, N. C. says: It was published a few days ago that evidence had been discovered tending to show that the reservoir disaster by people lost their lives here on the and remained motionless until the second of November was caused by dynamite, used by parties unknown. It Mr. Penrose said he was a polyga- mite cartridge was found a few days the possession of the city officials. An investigation has been proceeding for some time, but if the officers have any clue it has not been given to the pub-

#### TO REDUCE TOBACCO CROP.

#### Growers of Virginia and North Carolina Wage Fight on Trust.

Lynchburg, Va., December 17 .- The executive committee of the Inter-State have it made clear whether Apostle Tobacco Growers' Association of Vir-Smoot was present at the conference ginia and North Carolina met today at which elected Mr. Penrose an apostle. South Boston and took steps to secure Not receiving a direct answer, Mr. a curtailment of the tobacco crop next Worthington, counsel for Sepator year of at least fifty per cent. in order Smoot, said they would admit that Mr. to wage an active fight against the

American Tobacco Company. William Budge testified that he has The territory embraced in the asso-

# NOT GUILTY

Plea of Mrs. Chadwick, and prefers to remain in custody, The there is no need of fixing any amount That Beckwith and Cashier Spear.

## ALL ARRAIGNED

The Arraignment of the Three Indicted Persons Was Fixed for Saturday So That Few People Would be in of the trial one way or another." Attendance on the Court-All of the Defendants Pleaded Not Guilty to the Charges Against Them and no Bail Was Fixed for Mrs. Chadwick as She Did Not Ask for Liberty—She Was Remanded to Prison to Await Trial-President Beckwith and Cashier Spear Were Allowed to Depart After Furnishing Bonds to the Amount of \$25,000-No Visitors Allowed to See Mrs. Chadwick.

Cleveland, O., December 17.-Mrs. Chadwick was arraigned before Judge Wing of the United States District Court today, pleaded not guilty to every charge brought against her, declined to give bail, and was remanded to jail to await trial. President Beckwith and Cashier Spear of the Citizens National bank of Oberlin were arraigned at the same time and were allowed to depart after furnish-\$25,000, an increase of \$15,000 over the value of the bond they had previously given.

The arraignment of the three was very quietly arranged between District Attorney Sullivan, U. S. Marshal Chandler and the attorneys for the three time when few people would be expecting to see them in court, instead of at a regular session of the court when a multitude of curious people would attempt to invade the court room. Not over thirty people were present when Judge Wing took his seat to preside for the arraignment only. Court was adjourned as soon as it was over, the entire session not lasting for over fifteen minutes-

Mr. Beckwith was the first of the directors, which was held in New York three to enter the court room. He was not accompanied by his wife as usual, and took a seat by himself at the west side of the court room. Mr. Spear came in a few minutes later and sat beside Mr. Beckwith. When Marshal Chandler and Deputy Campsell arrived at the jail, Dr. Wall, the physician of the government, was blocks away. Dr. Wall said that while the woman was in an extremely nervous state, bordering on complete exhaustion, there was no danger in allowing her to be brought before the judge. A carriage was then called and Mrs. Chadwick was told by the marshal to prepare to leave the jail. She dressed, assisted by the matron and then went down the three flights of stairs. She was so weak that she had to lean on the arm of both officials, and was obliged to rest for sev-Wall remained by her side in case his services were needed and also accompanied her to court.

Accompanied by Marshal Chandler was impossible to see her face. She walked very feebly and was supported at every step. As she approached the bar she sank into a chair beside her attorney, J. P. Dawley, and placing an elbow on a table beside her. supported her head with her hand sassin.

court had adjourned. Attorney Sullivan then stated to the court the nature of the case against the three defendants and turning to Mr. Dawley said:

"I presume Mrs. Chadwick will waive the reading of the indictments and that Mr. Beckwith and Mr. Spear will do likewise.' Mr. Dawley and the two bank off:

cials bowed in silence and the former rising said: "Your honor, we plead not guilty to

all of the charges." There was a pause and nobody spoke, either for Beckwith or Spear. "I understand that Mrs. Chadwick pleads not guilty," said Judge Wing. But is that the plea of the other defendants."

Beckwith and Spear exclaimed "We plead not guilty." "I would like to have your honor fix the amount of bail to be given by the defendants," said District Attornev Sullivan.

"Your honor," said Mr. Dawley. "in entering a plea of not guilty. I should like to have the privilege of withdrawing it, if we should, at a later time, deem it available to do so. I have had no opportunity as yet to examine this case and really brane core little about it. I also would not that the court does not for the hands until adopted declaring that farmers should later. We are making no application hold all the cotton possible and appeal- as far away from the burning steamer ed in the dynamo room, but its cause

"You appear for Mrs. Chadwick

alone?" asked the judge. "Yes sir."

"She is now in custody, is she not?"

"In cases where a prisoner is in custody and bail is to be given," said the court, "the initial move must come from the person so held. If that person does not ask for liberty and prefers to remain in custody, of bail. I understand that Mrs. Chadwick does not wish to give bail and

she can remain in custody." "That is perfectly satisfactory to the government," said District Attorney Sullivan, and the case as far as Mrs. Chadwick was concerned was

The nature of the proceedings was a puzzle to Mrs. Chadwick. The affair had been so hasting arranged that she had no previous knowledge of it and had no idea what it meant. When the judge left the bench she

turned to Mr. Dawley and asked: "What does it mean? Why was I brought here?" "It is just a formality," replied Mr. Dawley "and fixes for the time being your standing before the court. There

is nothing in it that effects the Issue This was an evident relief to Mrs. Chadwick and she arose to leave the room in a manner considerably more

energetic than that in which she had entered it. When she had reached her quarters n the jail Dr. Wall again examined

Mrs. Chadwick and found her condition as good as could be expected. Mrs. Chadwick requested that medicine she brought from New York be sent her. It is in the possession of Jailer Eggers and Dr. Wall ordered that it be not given her. He said she was under his treatment and that while the drugs may be perfectly harmless he nevertheless was unacquainted with the prescription and did not care to have her take the medi-

Sheriff Barry was today firm in his determination not to allow either burning of the Starin Line steamer Emil, Mrs. Chadwick's son or Freda Swanstorm, the woman's nurse, to see

the prisoner. Sheriff Barry declared to Marshal Chandler that he was responsible for the woman'd keeping and could not afford to allow any but her counsel or those who obtain an order from the government officials to visit her. He did not think it safe to allow the off the officers and crew, and the excelboy and the nurse to see her.

Mr. Dawley was asked this evening f he intended to have his client plead guilty at some later time.

"My request did not mean that," he replied. "I simply wanted the privilege and that was the time to ask for it. It meant nothing except that want as many privileges on my side is I can obtain.

#### ROLLING STOCK FOR A. C. L.

26 Locomotives and a Large Number of Coaches Ordered-New Steel Rails for the Main Line.

(Special to The Messenger.) Florence, S. C., December 17.-Major Jonathan J. Lucas, of Society Hill, the South Carolina member of the board of directors of the Atlantic Coast Line system, was in the city for a few hours this morning on his return home from

city last Thursday. To this correspondent Major Lucas stated that at the meeting of the directors of that system the shortage of relling stock was brought up, and a resolution was passed that will meet this requirement.

the December meeting of the board of

Twenty-six additional locomotives and a large number of passenger coachcalled to examine Mrs. Chadwick and es were ordered purchased at once. In Captain Charles E. McAllaster, First decide it she was in condition to stand addition to this, a large amount of steel Mate Ira Larsen, Pilot Thomas McMulthe trip to the court room, a few rail for the main line was ordered purchased and laid at the very earliest possible moment.

#### PROMINENT CITIZEN KILLED. Bloodhounds Sent for to Trace the

Assassin of Dr. Fosque. Selma, Ala., December 17.-A telerhone message reached Selma asking of stifling smoke from the hold of the Sheriff Blackwell to send bloodhounds eral minutes at each landing. Dr. to Demopolis to assist in tracing assassins of a prominent citizen and a special train was made up on which the dogs were transported to the scene. and Deputy Campsell she entered the The particulars of the killing as learn. court room so heavily veiled that it ed over telephone are that Dr. F. L. Fosque was the victim, his body being tound by a negro lying near the railroad track. A load of buckshot was ed and the pilots, finding themselves sent into his body. A gold watch was unable to direct the course of the steam- our conference with reference to the missing. There is no clue to the as- er hurried to the assistance of the oth- Jamestown Expsotion, permit me to add

#### TORPEROED TEN TIMES.

#### Effects of Japanese Attacks on the Russian Battleship Sevastopol.

Tokio, December 18.-11 a. m. The battleship Sevastopol has been successfully torpedoed ten times. Advices from Port Arthur say that she is aground and is evidently completely disabled.

STOESSEL'S REPORT TO THE EM-PEROR.

St. Petersburg, December 17.-The contents of Lieutenant General Stoessel's dispatches to Emperor Nicholas flaming cabin. It is supposed that she burn. They made every possible effort received last night have not yet been went back for her valuables. She was to find any possible survivors, but there communicated to the public. While not seen again and must have perished, was none to be found. The burning particulars are unobtainable, it is understood that the report is not couched in a despairing tone.

Georgia Farmers Unite to Hold Cotton Macon, Ga., December 17 .- Specials to The Telegraph from many counties of the state tell of mass meetings held about to be lowered when the latter placed in the furnace room of the tug, by farmers in an effort to further the lan up and jumped in just in the nick clothing was given to them and when movement recently inaugurated to hold of time or he too would have perished. the steamer Erastus Corning came cotton for a price of ten cents. In most The smaller boat, which Pilot McMullen along shortly afterward, were transferrof the counties strong resolutions were had managed to free, carried seven ed to the latter and brought to New ing to local banks for aid.

## NINE PERISH

Destruction Steamer in Long Island Sound.

## THE GLEN ISLAND

Besides the Loss of Life Property to the Value of a Quarter of a Million Dollars Was Destroyed—The Fire is Thought to Have Started in the Dynamo Room, but its Origin is Unknown-Twenty Two of the People on the Boat Were Saved Through the Heroic Efforts of the Officers and Crew-They Left the and Were Picked Up by the Tug Bully Which Later Transferred Them to the Steamer Erasmus Corning and Then Taken to New York.

New York. December 17.—By the a newspaper campaign with the object Glen Island in Long Island Sound today, nine lives were lost and property roughly estimated at a quarter of a million dollars was destroyed. That more lives were not sacrificed undoubtedly was due to the personal courage lent discipline maintained when a harrible death for all seemed almost a certainty. When the steamer was abandoned she was flameswept from stem to stern, and yet the only persons who lost their lives were those whose escape had been entirely cut off by the fire before the alarm reached them.

Of the thirty-one persons, including ten passengers who sailed away on the Glen Island last night, twenty-two, including eight passengers were brought

back today.

The dead are: Passengers:

UNKNOWN HEBREW WOMAN, believed to be Rosa Silken, who lived at 206 Hamilton street, New Haven. UNKNOWN MAN, supposed to be a

New Yorker. CREW: W. E. HENDRICKSON, assistant engineer.

LUMAN MILLER, fireman. FRANK BUSH, fireman. . JOHN BURKE, fireman. OTTO LALOLERAN, fireman. O. BERG, deck hand.

PETER BENSEN, deck hand.

The Glen Island left her dock here at 9:30 last night on her regular trip for New Haven. There were ten passengers and a crew of 21 men, including len and Quartermaster John O'Brien. The trip down through the sound was without incident and just before midday, when about three miles west of Greenwich, Conn., Captain McAllaster left the pilot house and went below for his mid-lunch. At that time there was no indication of trouble of any kind, but hardly had the captain reached the galley when there came a rush steamer and every electric light on board the craft was extinguished. When the captain rushed on deck smoke was pouring from every passageway and flames were sweeping up through the aperture around the walking beam. Captain McAllaster sent in the alarm for fire drill and the men came tumbling out of their bunks. In the meantime the steering gear had been block-

to go to the hurricane deck and loosen ment of Jamestown and the heroism one of the boats while he went to the and hardships of these early pioneers main deck and tried to loosen the two as one of the most notable projects of large life boats. Captain McAllaster the kind in the history of this country. managed to loosen the port life boat. It certainly deserves the support of The other life boat was frozen to the every state and of every man who takes davits, but a smaller one was soon pride in his country's history. I trust

ready to be lowered away. While the officers and crew were working there was a fearful scene of confusion among the ten passengers. They ran about the saloons in disarray The woman who lost her life had been aroused by stewardess and was on her way to one of the boats when she suddenly turned and dashed back into the and waited there and watched the boat There was no possibility of waiting for steamer drifted away toward the Long the rescue of those who failed to ap- Island shore. In the meantime the tug pear at once. In the large boat fifteen Bully, which was passing with a string beople were afloat.

as was necessary to escape destruction, is unknown.

#### THE NORTH SEA INCIDENT

INTERNATIONAL COMMISSION TO MEET TUESDAY.

The Four Selected Admirals Will Choose a Fifth Member of the Court-Sessions of the Tribunal Will be Held in Handsome Quarters on the Floor of the Palace-Personnel of the Commission as it Now Stands.

Paris. December 17.-Great activity is manifested in official and diplomatic quarters in connection with the opening next Tuesday of the sessions of the international commission which is to inquire into the North sea incident. The meeting will bring together some of the legal and naval fighters of the foremost maritime powers. Besides the Anglo-Russian crisis, which the appointment of the commission has averted, it is expected that the meeting will establish a number of precedents affecting international naval conditions, and the rights and responsibilities of belligerents and neutrals in time of war. The British and Russian members of the commission will arrive here Monday. The French member is already here. The steamer Finland, on which Rear Admiral Charles A. Davis, Burning Steamer in the Life Boats | the American representative on the commission is a passenger, is due to arrive at Dover Sunday night and Admiral Davis is expected to arrive in Paris Monday.

The various delegations include a number of interesting personages. Special interest attaches to Captain Clado, of the Russ'an party owing to his sensational arrest for engaging in of having the Black sea fleet pass the

Dardanelles to reinforce Vice Admiral Rojesvensky's squadron. Clado is considered the ablest tactician in Russia. Final arrangements have been made for the opening session to take place Tuesday, December 20. Instead of the gorgeous hall of the ambassadors as first contemplated the commission will be installed in more convenient business quarters on the floor of the palace on the Quai D'Orsay. The meeting room is a beautiful apartment in white and gold with Louis XV. decorations, mirrors and rich frescoes. There the commission will first meet informally and privately, as the proceedings will be private until it is formally decided to make them public. It is expected that Foreign Minister Del Casse will make the address of welcome. Thereafter the admirals will choose a fifth admiral, determine questions of procedure and adjourn until after the holi-

days. It is understood that the British side of the case is practically made up. It is the expectation that Sir Edward Fry will bear the burden of presenting and proving the case, as it is assumed that English common law principles will prevail; that the burden of proof is upon Great Britain to prove in the affirmative and not upon Russia to disprove in the negative. A number of rumors concerning the commission's probable decision are alrerady in circulation. One is to the effect that three admirals out of four are already in favor Great Britain. The names of the admirals are being mentioned, but this and other reports are purely speculative. All the admirals are men of independence, and rigid believers in awaiting official details before reaching a conclusion. Therefore it is certain that the case will be judged on its merits and without preconceived inclina-

#### FAVORS THE EXPOSITION

Governor Odell Heartily Approves the Proposed Celebration of the Settlement of Jamestown.

Norfolk, Va., December 17.-Governor B. B. Odell, of New York, has given the Jamestown Exposition his hearty endorsement in a communication to General Fitzhugh Lee. Mr. Odell paid a visit to Tidewater Virginia last Spring, and while here at that time manifested much interest in the historical associations of this part of the state, and expressed his approval of the forthcoming fair designed to commemorate such an important event in American history. Governor Odell's letter to General Lee is as follows:

"State of New York "Executive Chamber, "Albany, December 13, 1904. "General Fitzhugh Lee, Norfolk, Va. "My Dear General Lee: Referring to

er members of the crew in saving lives. | that I consider this proposed celebra-Captain McAllaster ordered McMullin tion in commemoration of the settlethat the state of New York will willinglingly participate in the exposition, and that other states will also make liberal appropriations for the same purpose.

"Yours very truly, "B.B.ODELL," ("Signed.)

of barges in tow sighted the burning They included theeight rescued pas- steamer, cast her tow adrift and came sengers and seven of the crew including to the rescue of persons in the boats. the captain. The large boat was just They were taken from the small craft, passengers. The two boats were rowed York. The fire is believed to have start-