

# The Wilmington Messenger.

VOL. XIX NO. 248

WILMINGTON, N. C., SATURDAY OCTOBER, 27, 1906.

FIVE CENTS

## WILL INVESTIGATE

### Exclusion of Japanese Children From Public Schools.

#### AT SAN FRANCISCO, CAL.

### Matter Subject of Earnest Discussion at Cabinet Meeting.

#### The President Feels That Every Effort Should be Exerted to Give the Japanese All Treaty Rights—Mr. Metcalf Sent by President Roosevelt to San Francisco in Order That He May Get Full Information as to Every Phase of the Matter.

Washington, October 26.—President Roosevelt tonight directed Victor H. Metcalf, secretary of the department of commerce and labor to proceed to San Francisco and make a thorough and complete inquiry into the situation affecting the exclusion of Japanese children from the schools provided for white children and the determination to place the Japanese pupils in separate schools. The president is anxious to obtain at first hands from a cabinet officer who is acquainted with local conditions in San Francisco full information affecting every phase of the subject to the end that whatever action is taken by this government may be after an accurate understanding of the situation. The president feels that every effort within the power of the administration should be exerted to see that all the treaty rights claimed by the Japanese for its people residing in the United States should be respected and protected.

The determination to send Secretary Metcalf to San Francisco was one of the results of the requests made by Viscount Aoki, the Japanese ambassador, who at a conference with Secretary Root yesterday asked in behalf of his government that the Japanese subjects in California be accorded their full rights under the treaty of 1854, including that of the children attending the public schools of San Francisco. This request was the subject of very long and earnest discussion at the cabinet meeting today.

Mr. Metcalf will leave Washington tomorrow and will proceed to San Francisco with all possible haste. Every facility will be put at his command to make his investigation as thorough as possible under the circumstances, as the president is anxious to have the inquiry conducted with all possible expedition in order to have the results at hand as early as possible. It is likely, however, that any report from Mr. Metcalf will be available before the president leaves on his Panama trip. It is hoped that the expressed desire of the administration to secure the treaty rights of the Japanese will tend to allay the anti-American feeling in Japan, unless the whole matter is diplomatically adjusted.

The inquiries to be instituted by Mr. Metcalf are supplemental to steps already initiated in San Francisco yesterday by direction of the department of justice to compel the authorities to receive Japanese pupils in the public school.

The viscount also represented to Secretary Root that Japanese restaurant keepers in San Francisco have suffered indignities. At least seven or eight reports have been made concerning the anti-Japanese feeling against these restaurants and these reports state that agents have been posted to prevent patrons from entering the restaurants and in several instances stones have been thrown and windows broken.

Administration officials do not hesitate to express privately their views of the present anti-American feeling growing out of the wrongs which the Japanese declare they have suffered and one member of the cabinet said today, after the meeting of the cabinet, that the situation was exceedingly grave and would require the most delicate treatment to prevent an open rupture. San Francisco, October 26.—Judge Wolbertson of the United States circuit court yesterday issued an order to the board of education of San Francisco citing that body to show cause why an injunction compelling the reinstatement of Yasuhara, a Japanese pupil recently excluded from the Pacific Heights Grammar school should not be issued. The board is ordered to answer on November 5.

This order was issued following an application for an injunction presented to Judge Wolbertson with the intention of making this a test case.

#### Strikebreakers Arrive.

Richmond, Va., October 26.—The first installment of strike breakers to take the places of striking machinists in the Southern railway shops at Manchester arrived this morning from Spencer, N. C. These men were originally sent from northern cities to Spencer, and from the latter place sent here. They are all that are expected for the present. More are expected some time later, but when these will arrive is not known by any of the Southern officials here.

#### Cars to Gun Club.

Today Cars to Gun Club every half hour from 1 to 5 p. m.

## SENSATION IN PERJURY TRIAL

### Hooe Reiterates His Charge of Intimacy With Mrs. Hartje.

#### MADE DENIAL UNDER THREATS

#### Witness Was Severely Cross Examined. Was Roughly Used by Private Detectives When Arrested—Was Told That He Would be Lynched Unless He Denied the Charge.

Pittsburg, Pa., October 26.—The testimony today in the trial of Clifford Hooe, a former coachman of Augustus Hartje, charged with perjury in connection with the recent Hartje divorce case, was the most sensational and revolting since the Hartje domestic troubles began.

Hooe reiterated the charges of intimacy made in his first deposition and said he had been coerced into making a second deposition, which is an absolute denial of the first. The negro said when he was arrested in East Liverpool, Ohio, by a number of private detectives that they roughly used him and that while he occupied a cell in jail, one of the detectives had pointed a revolver at his head. He was told, he said, that a large crowd of angry men were waiting his return to Allegheny county, and he would be lynched unless he confessed that the charges of intimacy against Mrs. Hartje were false. Hooe said the threats frightened him into a confession which he later signed in this city while intoxicated, the liquor, he said, having been purchased by the detectives. The negro also testified to having received considerable sums of money from John L. Weisohn, a friend of Mr. Hartje, but said he merely borrowed it.

Hooe was put to a severe cross examination by Assistant District Attorney Robb who asked questions in rapid succession. Finally the negro broke down, crying excitedly: "You've got me all excited and tangled up. Don't ask me so many questions at once. Ask me slowly and I'll answer you like a man."

"Then hold your head up, look the jury in the face and answer me like a man," said Attorney Robb.

Further on in the cross examination, Hooe exclaimed: "Oh, you've got me all tangled."

"So you're tangled?"

"Yes, I don't know half the time whether I'm in Pittsburg, Washington, New York, Montclair, or anywhere."

"Were you tangled up when you made that statement in Mr. Ferguson's office about Mrs. Hartje?"

"No, the pressure wasn't so strong," said the defendant.

Attorney Robb, County Detective Robinson and the district attorney's stenographer were also witnesses. Mr. Robb told of a second confession made by Hooe, to him which was to the effect that Hooe had never been intimate with Mrs. Hartje. He was corroborated by the county detective and stenographer.

When the court adjourned until tomorrow Hooe was still on the stand.

## DR. HAMILTON TO LEAVE

#### The Rev. Dr. Hamilton Will Probably Leave Wilmington Monday—Meetings Will Continue, Dr. Hale Preaching—Able Sermon Preached Last Night—Today's Services.

Unless something should arise to convince the Rev. Dr. W. W. Hamilton that it is his duty to remain at the first Baptist church for another week he will leave the city Monday. Tomorrow the Rev. Mr. Wakefield, who so ably assisted Dr. Hamilton in the special meetings for over two weeks, will begin a series of meetings at Henderson, Kentucky, and it is to take up the work there that the evangelist is planning to leave Wilmington. He will go to Henderson by way of Atlanta, his home since his connection with the Home Mission board of the Southern Baptist convention. No minister has ever made a better impression on his congregations than has Dr. Hamilton and his purpose to leave the city is to be regretted. The evangelist has done a wonderful work in Wilmington for his Master, a work that will bear fruit long after he is gone. Should Dr. Hamilton leave Monday Dr. Hale, the pastor of the church, will continue the protracted meeting for several days or a week longer.

This morning at 10 o'clock the subject of the Bible study service will probably be: "Some Rules for Christian Living." Following the evangelist's talk the ordinance of baptism will be administered. Dr. Hamilton will preach tonight at 7:30 o'clock.

Last night he made a most earnest appeal to the unsaved. John 3:16, that wondrous verse, was the text. The sermon was one of the best the evangelist has yet preached. A number went forward on the invitation of the preacher and acknowledged their faith in Christ as their Saviour.

#### Robbers Secured \$6,700.

Jefferson City, Mo., October 26.—Information was received here today that the Bank of James, in Montauk county 15 miles from here was entered last night by robbers who blew open the safe and secured \$6,700. They escaped.

## COURT DECISION WIPES

### OUT LEAGUE'S TICKETS

#### Hearst's Manager Charges That Cortelyou Was in New York to Show Woodruff How to Raise an Enormous Corruption Fund.

New York, October 26.—While the gubernatorial candidates of the republican and independence league and democratic parties were campaigning up state today there was no dearth of political interest in this city where a court decision practically wiped out the local congressional, senatorial and assembly ticket of the independence league.

Reversing the ruling of the board of elections the appellate division of the supreme court declared many nominating petitions filed by the league to have been improperly made in that they were intended to nominate candidates who were to run in overlapping or extended districts.

The exceptions to this ruling were most nominees against whom no protests had been made, and whose cases consequently did not come before the court, all of whom sought places under the league's emblem of the balanced scales. The league's judiciary ticket alone remains intact.

The league will carry the matter to the court of appeals if that body can be convened in special session.

While today's decision directly effects the local ticket only some concern was expressed tonight regarding its possible effect up state in places where the same practice in the matter of nominating petitions may have been followed.

Max F. Ihmsen, manager of the campaign of William R. Hearst for the independence league, today made a statement in which he charged that Postmaster General Cortelyou had come to New York to show Chairman Woodruff of the state republican committee how to raise an enormous corruption fund.

Mr. Woodruff promptly issued a denial of the accusation.

Charles E. Hughes, republican nominee for governor, addressed large audiences at Bath and Corning today. William R. Hearst, the independence league and democratic candidate, went to Albany speaking in that city tonight. This afternoon he spoke at Troy and Cohoes. Big crowds greeted him.

Albany, N. Y., October 26.—Mr. Hearst's speeches at Albany, Troy and Cohoes tonight, were substantially alike and for the most part were new. Speaking first of the large number of meetings he had addressed during the past four days in Greater New York, and the enthusiasm displayed at those meetings he declared there had never been any like them in New York. "I feel confident," said Mr. Hearst,

## THE RAWLINGS CASE

#### Prison Commission Recommend a Further Respite of Thirty Days in the Execution of the Boys' Sentence.

Atlanta, Ga., October 26.—Pending the decision of the United States supreme court on the appeal of J. G. Rawlings, the state prison commission today deferred action on the petition of his sons, Jesse and Milton Rawlings, for a commutation of their death sentence to life imprisonment. Subsequently the prison commission sent to Governor Terrell a recommendation for a further respite of thirty days in the execution of the boys' sentence, which was set for November 2. The hearing of the appeal of J. G. Rawlings has been set for next Monday by the supreme court. The father and sons were convicted of the murder of the two Carter children near Valdosta, Ga., more than a year ago.

## NEGRO BECAME INDIGNANT

#### Because Mr. W. H. Hubbard, Who Conducts Saloon on Market Street, Would Not Sell Him a Drink.

Mr. W. H. Hubbard, who recently opened a first class saloon at 128 Market street and which is known as the "Little White Cafe" was fiercely censured yesterday by a negro who is said to have been a preacher. He desired to buy a drink of whiskey and he was told that negroes were not served in the establishment and would not be under any consideration. The negro is said to have become very indignant and said he would see if the license granted Mr. Hubbard stipulated that no colored people should be served in the saloon. He was ordered from the saloon and the keeper of the saloon said that the order was obeyed and that without any hesitation.

#### Cowboys Lynch Negro.

Roswell, N. M., October 26.—"Slab" Pitts, a negro, who was run out of town two weeks ago, after serving ninety days for violation of the Edmunds act, was lynched by cowboys at Toyah, Texas, yesterday. The accuser, a white woman, followed the negro to Toyah, and they were living together. The cowboys went in the night and placed a rope around the neck of the negro. He was dragged to death and then hanged.

"that two thirds of the people of Greater New York are in favor of this movement to wrest the control of government from the trusts, and the great public service corporations which now control it in their own interests and restores it to the hands of the people to be conducted for the greatest good of the greatest number."

"The question merely is whether two thirds of the people of New York will be able to effect anything against the great aggregation of capital which controls not only the machinery of parties but the machinery of government in nearly every department. The men who have been put in office and who hold the power of office were put there by the trusts and stand ready to serve the trusts to the last desperate extremity."

"I warned the people last year that immense sums would be used to defeat them; that the great trusts and corporations would go any length to defeat them. They listened, but doubtless hardly believed that so serious a situation menaced them, yet the result established the truth of every warning I had given them."

"Tonight I solemnly warn the people of this state that even more desperate measures will be taken by the corrupt corporations at this election."

"All that Belmont and Ryan and Morgan and Rockefeller and Rogers spent to buy or bribe, or steal the mayor's chair for their puppet, McClellan will be lost if a governor and legislature are elected who will see to it that the votes that we have fought to preserve are honestly counted as cast."

"If the criminal trusts and corporations can control the machinery of both old parties and stifle any independent movement, what relief can you hope to secure?"

"You may nominate candidates, but only such candidates as your corporation masters approve. You may cast your vote, but your vote will only be counted when your corporation masters approve. You are free born American citizens but you only retain such rights and liberties as your corporation masters allow you. You conduct your own government but only in the way that your corporation masters desire."

In conclusion he said: "Whether I am elected or not, I am enlisted in this battle to the end, and I will fight in the lead or in the ranks as you desire. But, if you see fit to elect me, and my associates and give us an honest legislature, I pledge you that we will restrain corrupt corporations and whip them out and their servants out of the temple of our government. And we will restore the government to the people and adopt laws that will perpetuate the people irrevocable power for generations to come."

## MAY BE PROSECUTED

#### Pennsylvania's State Treasurer Claims That Board Exceeded Its Authority in Spending \$9,000,000 in Furnishing New Capitol.

Harrisburg, Pa., October 26.—State Treasurer Berry, a democrat, who was elected last year by the reformers said today that he would recommend to Attorney General Carson that criminal proceedings be instituted against members of the board of public grounds and buildings who contracted for the furnishing and equipping of the new state capitol which cost the state \$13,000,000. Mr. Berry is preparing a letter to the attorney general which he expects to have ready to forward on Monday.

Berry claims that the board exceeded its legal authority in contracting for nearly \$9,000,000 of work on the building. The state treasurer says he will reply later to Governor Pennypacker's letter of yesterday defending the conduct of the board.

## ICE MEN MUST SERVE SENTENCE

#### Circuit Court Sustains Decision of Judge Kenkaid.

Toledo, Ohio, October 26.—Circuit court today upheld the decision of Judge Kenkaid, of common pleas court in the sentences he gave Reuben Lemon, Rolin Berd, and Joseph Miller, convicted of conspiracy in restraint of trade in the sale of ice. These are the famous ice cases which were tried in common pleas court last summer. The sentences given the men were \$2,500 fine for each and six months in the workhouse and if the supreme court affirms the lower courts the ice men must serve their sentences. The circuit court also held the Valentine anti-trust law constitutional.

#### His Retirement Was Voluntary.

Tokio, October 26.—The allegation that the retirement of Midshipman Asahi Kitigaki from the naval academy at Annapolis, was at the request of the Japanese embassy at Washington, is deemed here to be impossible, as the Japanese government has carefully avoided anything likely to provoke the United States. M. Kitigaki's parents are without word from him but it is believed his retirement was entirely voluntary and in no way connected with the situation at San Francisco.

## TRAGEDY OF THE STORM

### Captain Nelson Becomes Insane and Commits Suicide.

#### THRILLING STORY OF RESCUE

#### Standard Oil Company's Steamer Saves Six Men—Signal Fire Built on Boat Spread and the Men Were in Imminent Danger of Being Burned to Death When Taken Off.

New York, October 26.—A thrilling story of the rescue of half dozen men in the recent storm off Florida Keys and the subsequent suicide of an insane captain was related by Captain Rudolph Rubelli of the Standard Oil company's steamer Captain A. M. Lucas, which arrived here today after the most tempestuous voyage of her career. The rescued men were fishermen whose houseboat had been swept to sea by the gale.

The plight of the fishermen was called to the attention of a watchman on the Lucas during the height of the storm by a signal fire which they were burning on top of their houseboat. Before assistance could be sent to the men, the signal fire had spread to the houseboat and the men were in imminent danger of being burned to death. The news of the rescue was transmitted to Miami by wireless telegraph and the Lucas proceeded northward.

On October 20, the sea quieted and the trip was continued without incident until Tuesday. Then Albert Nelson, whose home is in Brooklyn, suddenly jumped up from the dinner table, screamed out: "I can stand this no longer," ran to the rail and jumped into the sea. His mind, it was said had become deranged. A boat searched the sea for some time for him but no trace of Nelson was found.

## CHARGED WITH CONSPIRACY

#### Warrants Issued for Arrest of Several Persons in Connection With Failure of the Aetna Banking and Trust Company.

Washington, October 26.—Warrants for the arrest of several persons in connection with the failure of the Aetna Banking and Trust company, a branch of a Butte, Montana, institution, which was closed a few days ago, by the comptroller of the currency, were issued today by the police court. The warrants charge conspiracy and are for E. W. McCormick, engaged on the business of forming corporations; Raymond S. Donaldson, real estate dealer; Miss Barbara Kritschmann, and John T. Hoag, the latter assistant cashier of the company. McCormick, Donaldson and Hoag made an affidavit that this concern had a deposit in the bank. Chicago, October 26.—John T. Hoag, was arrested here tonight on information from Chief of Police Sylvester, of Washington. Hoag, accompanied by his wife and daughter, was passing through Chicago en route to Spokane, Wash.

## WILL RESUME BUSINESS

#### Real Estate Trust Company, of Philadelphia, Wrecked by F. K. Hipple, Will Reopen November 1st.

Philadelphia, October 26.—Common pleas court today discharged George H. Earle, Jr., as receiver of the real estate trust company of this city, which failed on August 28th, because of financial irregularities of President Frank K. Hippe who committed suicide. The trust company under a reorganization plan perfected by Mr. Earle, will re-open November 1. The plan provides that the creditors be paid one third of their claims in cash and the remainder in preferred stock of the trust company.

#### Cars to Gun Club.

Today Cars to Gun Club every half hour from 1 to 5 p. m.

## STILL A MYSTERY

#### Several More Life Preservers Washed Ashore—Nothing Yet Learned as to the Cause of Wreckage Coming Ashore.

Norfolk, Va., October 26.—Further information from the coast today bearing on the coming ashore of several hundred life preservers between Cape Hatteras and Kinnakeet since October 19 was to the effect that several more of the preservers have washed ashore since yesterday bearing similar marks to the others, but that there have been no developments by which anything definite can be told as to the cause of this great number of life preservers and other undistinguishable wreckage coming ashore on this coast.

#### Cars to Gun Club.

Today Cars to Gun Club every half hour from 1 to 5 p. m.

## A STEAMSHIP DEAL

### Mallory Line of Steamers Under New Control.

#### C. W. MORSE THE OWNER

### Line Runs Between New York and Southern Ports.

#### Between Eight and Nine Millions Involved in the Deal—Old Board of Directors Will Remain Practically the Same—Line Now Owns Ten Vessels and Several Larger and Finer Vessels are Being Built—Mallory Line Will be Run Independent of Mr. Morse's Other Properties.

New York, October 26.—Control of the Mallory steamship line has been sold to Charles W. Morse. The deal involves between eight and nine millions of dollars. The new interests have acquired practically all of the stocks of the company. A meeting to organize the new board will be held shortly. Henry and Robert Mallory will continue with the company under the new management. The Mallory line runs between New York and Brunswick, Ga., Key West, Tampa, Fla., and Galveston, Texas. Mr. Morse is already the controlling spirit in the Clyde steamship line which plies between New York and southern points. Mr. Morse is also a dominant factor in several steamship lines running between New York and New England points. The Morse interests purpose to increase the efficiency of the Mallory lines by additions to its complement of ships.

Henry Mallory, president of the New York and Texas Steamship Company, when asked about the transfer said: "It is true that Mr. Morse has taken over the Mallory Line. The deal is practically completed with the exception of a few minor details. The board of directors will practically remain intact, and the Mallory interests will be retained. The fleet now comprises ten vessels, averaging twenty-five hundred tons, and several larger and finer vessels are now being built."

It was reported in Wall street today that it was the intention of Mr. Morse to form one large holding company under which all his steamship lines would be operated, but Mr. Morse, when asked as to this report, stated that it was incorrect. He declared that it was his intention to run the Mallory line absolutely independent of his other properties. Mr. Morse said that his holdings in the Mallory line consists of 95 per cent. of the stock, the remainder being held by Mallory interests.

#### Cars to Gun Club.

Today Cars to Gun Club every half hour from 1 to 5 p. m.

## OTHERS MAY HAVE BEEN SAVED

#### Men Picked Up at Sea and Landed in Norfolk, Va. Return to Miami.

Norfolk, Va., October 26.—The five survivors from houseboat No. 4 on the construction work on the Florida East Coast railway, landed here yesterday by the British steamer Heathpool, were today telegraphed funds from the office of the construction engineer at Miami, Florida, and are preparing to leave by rail for Miami tonight.

Referring to an inquiry made here today concerning J. J. Tobin, of Savannah, Ga., supposed to have been lost in the hurricane off the Florida coast, where he was engaged in the railway construction work, Frank Revely of the survivors landed here, said he knew Tobin well and that the Savannah man was on house boat No. 4 when she was torn from her moorings in the storm and foundered.

Revely believed that Tobin had been lost but said there might be hope for him and others as it was possible some vessel could have picked up other survivors who had not yet been landed.

#### Cars to Gun Club.

Today Cars to Gun Club every half hour from 1 to 5 p. m.

#### Gan and Herman Fight.

Chicago, October 26.—Articles of agreement for a finish fight between Joe Gans and Kid Herman, of Chicago, were signed here today. The terms are 133 pounds two hours before the fight, the winner to receive 65 per cent. and the loser 35 per cent. of the purse. Nolan, Battling Nelson's manager, met Gans a short time before the beginning of the agreement between Gans and Herman and opened negotiations for a fight between Gans and Nelson. Gans insisted on 133 pounds and Nolan declared that the same weights must govern as at the last fight in Goldfield. Gans turned his back on Nolan and commenced to talk with Herman's manager, who was standing close by. Both Gans and Herman say they favor Siler for referee.