THE WEATHER TODAY :

TEMPERATURE; Temperature for the past 24 Hours:

Vol. VIII

RALEIGH, N. C., WEDNESDAY, DECEMBER 14, 1904

No. 12

PARTISANSHIP FIGURES IN THE SWAYNE IMPEACH

Some Say the Proceedings Will Have a Difficult MORE WEEVIL EATERS ing of importance was adduced. Road to Travel--Mayor of Salisbury Looking After Public Building Interests--Postmaster Waller's Way of Distributing Documents

BY THOMAS J. PENCE

Representative T. F. Kluttz, to attend

' Prof. J. A. Holmes, who was direc-

tor of the department of mines and

mining at the St. Louis Exposition,

arrived in Washington today. He will

leave for Raleigh Thursday to attend

a meeting of the state geologoical

The annual report of the superin-

States last year was 900,000. Only 4

to direct immigration to the southern

Hearing Before a Committee

of the House

Washington, Dec. 13 .- The House com-

mittee on interstate and foreign com-

merce today resumed consideration of

the subject which is attracting such

widespread attention in the west and

is reflected to considerable extent in

congress, namely, the proposition to ob-

cognizant of the efforts intimated to

Chairman Hepburn asked Mr. Bacon

on a California Ranch

have been made by the interstate com-

Washington, Dec. 13,-Special.-The with the taking of the census of manu-House, having voted to present arti- factures for 1905. These appointments cles of impeachment against Judge are provided in the new census bill. Swayne of Florida, the centre of in- which was passed at the last session of terest in this notable case will soon congress. The special agents will be in be transferred to the Senate, where the field two months and will receive such rare occurrences are attended \$3 per day without expenses. with much ceremony and formality. Representative Thomas has introduc-Although the House reached the con- ed a bill to pay the heirs of J. B. Owen clusion by a large majority vote that of Warsaw \$5,000 for services rendered Judge Swayne should be expelled from in an epidemic of smallpox in hospitals the bench, there are some people of at Goldsboro during the war. more or less prominence who declare | Whitehead Kluttz of Salisbury arthat the proceedings instituted in the rived in Washington today. He will go popular branch of congress will have to New York tomorrow with his father, a difficult road to travel.

There is even an effort to raise the a banquet given by the Southern Sociequestion of partisanship, because the ty of New York. Democrats of the House, believing | The Senate today confirmed the nomithat Swayne's conduct is unworthy of nation of H. A. Gudger to be consul a judge, voted for impeachment. Those general to Panama. people who are contending that Judge Swayne should not be impeached em4 phasized the assertion that impeachment would never have resulted in the House if nothing more than his judicial conduct had been under investigation. The fact that he took his full expense allowance, they declare, cannot be endorsed, but they assent that his impeachment would result in an invitation to many federal judges to contribute to a conscience fund and that it would be impossible to follow up every case. It will be recalled that Judge Swayne's counsel attempted to show that other judges followed this custom, but the committee held that the guilt of others did not justify him in his conduct, and excluded such evidence.

The view of the Swayne case just related was emphasized several times today by prominent Republicans. In the House more than sixty Republicans voted against the resolution for impeachment, although it is doubtful if all of them would have done so had there been a roll call vote. All the North Carolina representatives voted for impeachment. In fact every Democrat was arrayed on that side. As many Republicans as Democrats believe that Judge Swayne is unfit to sit longer on the bench, and they are of the opinion that two-thirds of the senators, when they have heard all the evidence, will take that view.

Salisbury's Claims for a Public Bullding

Mayor A. H. Boyden of Salisbury spent the day here for the purpose of presenting data to the House committee on public buildings and grounds of shippers throughout the country, was with reference to the Salisbury pubhe building project. A statement of subjected to a rapid fusillade of ques-Salisbury's claims in support of the bill appropriating \$75,000 for a public committee. The hearing did not result building there was filed with the committee. This paper dwells on Salis- It' will be resumed at some later date. bury's rapid growth as a city and | Chairman Hepburn started in by askcites the fact that the local post ing Mr. Dacon a number of questions office is eleventh in the state in point apparently designed to bring out whethof receipts and eighth in point of er Mr. Bacon or his organization was amount of money order business.

Mr. Boyden, who is one of the most sincere admirers of the late Senator | merce commission to push the agitation Ransom, is very much interested in the in behalf of the pending legislation, movement inaugurated by the Morning and whether the organization was a Post for the erection of a monument by party to that alleged movement, Mr. popular subscription to the memory of Bacon's answers were all in the negathe lamented statesman. "I hope to tive, including a lack of knowledge of see the monument take practical shape | the intimated action. in the near future," said Mr. Boyden today; "for I believe that there is a what were the serious evils which the general feeling throughout the state shippers complained of at this time. that such recognition should be given Mr. Bacon replied that there were two the memory of this great statesman evils, relating to the rates between who rendered his people such magnifi- competing points and the rates given cent service. Only a few days ago I competing products. Above those, howwas in the company of a party of gen- ever, was the question of the general tlemen, one of whom said he would be rise in railroad rates extending over glad to contribute \$500, and others say the past four years. \$100 apiece to such a worthy cause."

Charges Against Postmaster Waller

Zeb Waller, the nominee for postmaster | factured products. at Burlington, were received today by ponents. The formal charges were call- by the committee. ed to the attention of Senator Penrose, chairman of the Senate committee on post offices and post roads, this morning , who at once suggested that they be referred to the post office department; and this course was taken by the senior Tar Heel senator. Most likely an inspector will be sent to Burlington to make an investigation, when an oppor-

his accusers to be heard. over this contest. Since the appoint renting of eighty acres of L. L. King's mar. ment was transmitted to the Senate a fruit ranch to Japanese. King could "I am going home for the sole purpose in Cleveland. The federal authorities flood of telegrams have poured in on not rent the ranch to whites, so he of facing my creditors and facing what. say that in order to convict her they impeachment will be the indictment, Senator Simmons, who is a member of rented a portion to the Japanese. The ever charges they have against me," must have Mr. Carnegie present to tes- and the committee that prepares them

the post office committee. tricts to do field work in connection tonight and if the residents are wrought men in this country. He said that just Florida before he could go to Ohio.

From Guatemala

New Orleans, Dec. 13.-In spite of Why Keller and Cunningham the unfavorable reports regarding the experiments with the Guatemalan ants, imported into this country for the destruction of the cotton weevil, a second consignment has reached here consisting of thirty colonies. They came in charge of Guy M. Collins, of the been made: United States department of agriculture, who was sent to Guatemala by Secretary Wilson four weeks ago to collect more of the ants. Mr. Collins says that he had no difficulty in geting them. Indeed he could have collected a much larger number if he had had the means of transporting them. The ants are abundant in Gautemala and cotton weevils are unknown wherever they prevail. The ants will be shipped at once to the United States experiment station at Victoria, Texas, where the first colony has been for some time. While government officials declare the ants a success the farmers do not take the same view, but declare that the weevil can not be exterminated in this way.

Nan Patterson

board. Professor Holmes says Mr. New York, Dec. 13 .- The trial of Nan Brimley and his assistants have made Patterson on the charge of having murfine progress packing the North Cardered Bookmaker Young took a sensaolina exhibits, and that they expect to tional turn late this afternoon, when tendent of immigration shows that the total immigration to the United per cent. of the total-34,645-went south of Mason and Dixon's line. This fact is considered highly significant in view of the effort now agreed upon the connivance of Nan's counsel and her | Wynne.

up by incendiary speeches trouble is father at the instigation of Nan. It sure to come.

King went to the state capital today the killing had been planned, but he had been contended by Mr. Rand that the killing had been planned, but he saving to get aid from the governor. King later modified this standment by saying declares that the Japanese are fully that Young was killed as the result of armed and know their rights. He says a conspiracy to do Young a wrong. It if any attack is made upon them, they had been contended that when Nan got will shoot to kill and much bloodshed into the cab with Young her scheme was to threaten him and hold him up for more money. A number of witnesses were examined today, but noth-

Colonies of Ants Imported HAD OTHER BUSINESS

Lost Government Jobs

Washington, Dec. 13 .- It was announced today that the following dismissals from the public service had

J. C. Keller of Cleveland, Ohio, presi-Letter Carriers.

president of the National Association of Free Delivery Carriers. The announcement was made at the

cabinet meeting by Postmaster General Wynne and the orders of dis- Mormon church there in 1851, and Wallis said that about seven or missal were approved by President J. C. Keller was ordered by the post-

master at Cleveland to report for time. duty, having been absent. He replied that it would be impossible to comply a believer in celestial marriages. He Smoot. He was a shoemaker to Owen. with the order at that time. He was admitted that he was four times mar- As he felt himself aggrieved at the then ordered to show cause why he ried in the Temple to dead women, church, he told his employer his should not be dismissed from the ser- and was "sealed" to his present wife, troubles. vice for insubordiantion. Three days "for time and eternity." At other expired, and Keller made no answer times he stood as substitute for dead said he took the Endowment vows as at all. Thereupon he was fired.

Frank Cunningham has been under Attorney Tayler then questioned Mr. huge joke. He regarded them as havcharges for some time. He was dis- Wallis as to the ceremony of the En- ing no solemnity and alleged that charged today for "continued absence without leave," for "pernicious politi-Presecution's Case Against cal activity," and for violating the order of the department relative to carriers mixing in politics.

Any member of either the City Carriers' National Association or the Rural Carriers' National Association found guilty of subscribing funds to pay the expenses in Washington of complete their work in about ten the prosecution laid bare what it ex. J. C. Keller of Cleveland and Frank pects to prove. It was this: That H. Cunningham, president respectively Young was killed as the result of a con- of the two bodies named, will be disspiracy between J. Morgan Smith, missed from the postal service of the Nan's brother-in-law, his wife, Nan's United States. This was the subsister, and Nan herself. It was de- stance of a statement made by a high clared by Prosecutor Rand that it official of the post office department would be shown that the disappearance who is fully advised as to the intenof Smith was brought about through tions of Postmaster General Robert J.

FARES AND FREIGHTS BUSINESS PART OF MINNEAPOLIS ON FIRE

Flames Raging and Six Firemen Killed--Loss Four Million Dollars

tain some governmental control of railroad rates and fares. Mr. Bacon of fire that started in the photograph shop falling walls. The entire fire depart-Milwaukee, representing organization of Heck & Co., located at the corner of | ment is now at the scene and help has again before the committee and was at midnight, soon spread at the Bou- On account of the intense cold the firetell Furniture Company and other ad- | men are laboring under terrible difficultions from Chairman Hepburn of the jacent buildings. The fire spread with ties. A strong wind is carrying sparks in any definite action or understanding. mated that the loss at this hour will and there is no possibility of checking reach \$4,000,000.

Minneapolis, Dec. 14.-1:30 A. M.-A | Six firemen are reported killed by Fifth street and First avenue south, been asked of St. Paul and Stillwater. lightning-like rapidity, and it is esti- and flames toward the business section the flames for some hours.

Mrs. Chadwick Has Gone to Face Her Accusers

She Will Make a Fight in the a wire would bring him here immediately. Isn't that so? Mr. Carpenter."

Courts -- Tells Reporters All Her Obligations Will Be Paid and the History of Her Case Published

Mr. Bacon said that in year 1903 the increase over 1899 had amounted to New York, Dec. 13 .- After hearing Mrs. Chadwick. "It will take months \$155,000,000. He said the burden of this that the grand jury of Cuyahoga coun- to get this statement out. It certainly Specific charges of a most serious increase fell upon the consumers who ty, Ohio, had indicted her on two counts | will not appear until every obligation character, made under oath, affecting bought wood, clothes, fuel and manu- for forgery, and that if she obtained I have is paid." Mr. Bacon drew a distinction between Mrs. Chadwick decided this afternoon Carnegie notes?" she was asked. Senator Simmons. The charges are so the complaints of the shippers and the to go to Cleveland in answer to the "I am not here to answer questions," specific and of such a character that complaints of the public at large. The federal warrant from that city. She she replied. "I have nothing to say the senator decided to ask for an inves- shippers were aggrieved mostly at dis- waived examination before Commis- about Mr. Carnegie." tigation by the post office department crimination, but were in sympathy with sioner Shields and left on the 8 o'clock | Lawyer Carpenter asked District Atto ascertain their accuracy. Among the consumers, who felt the burden of evening special for Cleveland in charge torney Burnett if there was any cerother things, Mr. Waller is charged the increased rates. The hearing was of two deputy marshals. Three secret tainty if Mrs. Chadwick would not be with destroying literature sent through concluded by the arrival of the hour of service men also went along. Mrs. the Burlington office by his political op- 12 o'clock without action being taken Chadwick is due to reach Cleveland at 11:10 tomorrow morning. She said that promise. she did not intend to give bail there.

> States Marshal Henkel. A Small Outbreak Expected Carpenter, just before her departure, shall said that would be all right, but order in that case of requiring Judge order in that case of requiring Judge

she asked to see the reporters. They when she asked if she could lock the Swayne to appear and answer the filed in in a body and Mrs. Chadwick door of the drawing room on the inside charges. The appointment was author-San Francisco, Dec. 12 .- A special looked them all over. There were no tunity will be given to Mr. Waller and from Rosville, Placer county, says that traces of illness about her. She talked war between the whites and Japanese in a rasping voice with a slight imped- all night by Mrs. Chadwicz's berth. There seems to be no little feeling is apt to break out tonight over the iment of speech and regardless of gram-

evidence. Mrs. Chadwick went on: there is my place to be, and I shall not against him with one exception, that by both fine and imprisonment, give bail after I get there. I have the he falsified his expense accounts and Mr. Littlefield asked Powers to point best motive for not giving it. The his- received money on these certificates to out in the record the fact that Judge tory of my case will be published from beginning to end. Nothing will be kept

"You will call names," suggested Mr. Carpenter.

"Yes, I shall use names," continued

bail she was certain to be rearrested, "Have you anything to say about the

arrested if she gave bail. Mr. Burnett said he could not

Mrs. Chadwick, it was learned today, "I hope you will take me to the jail Cleveland. Quite a crowd was at the WHITE AND YELLOW WAR when we get there," she said to United station when she arrived. She asked Marshal Henkel to be allowed a private drawing room in the sleeper. The marthe two deputies assigned to accompany her demurred. One of them will sit up

Mrs. Cleveland, it was learned today, has every intention of making a fight asked by the census department to sug- remain King's barns will be burned I have had bail offered me by many too ill to appear. Dr. Garmany, who is the case in the Senate.

THE SECRETS OF MORMONISM

Throats to Be Cut and Bodies Rent Asunder as the Penalty for Divulging-- A Witness Who Married Dead Women and Acted as Proxy for Dead Men Marrying Living Wives

hearing this morning the blood curd- observe chastity. dent of the National Association of ling oaths that were taken by candidates in the "Endowment House" were Frank Cunningham of Omoha, Neb., for the first time officially revealed. to importune High Heaven to avenge former Mormon, who had gone nations of the earth." (Then followed through the ceremony. He said he quotations from Revelation, sixth was a native of London, joined the chapter ninth verse.) came to America in May, 1890, and to eight months ago he served formal

He denied emphatically that he was prepared the case against Senator

men married to living women. dowment House.

and his tongue torn from its roots;" the second was that his "breast be torney Tayler. cut asunder and his vitals torn out:" the third "that his body be torn," I married the first in 1874, and the asunder and his bowels gushed out." second in 1885. I have thirteen chil-Each of these oaths, as the witness dren, four of them by my plural wife spoke them, was accompanied by sug- | since 1890." gestive gestures which were part of Witness testified that Smoot was

Washington, Dec. 13 .- At the Smoot their substance to the church and to One was an oath of vengeance, which

he gave out as follows: "I solemnly swear never to cease The witness was B. H. Wallis, a the blood of the prophets upon the

Salt Lake two years later. He has notice on his bishop, George R. Emhad three wives, but only one at a ory, of his severance from the church. He also talked to C. M. Owen, who

On cross-examination, the witness a sort of vaudeville performance-a

The witness rose in his chair and George H. Brigham of Provo, Utah, said that the first "Aaronic oath" was a teacher in the Brigham Young Unithat the witness swore that should he versity since 1891, was sworn. He divulge its secrets he consented to testified as to the course of study and have his "throat cut from ear to ear nature of the institution. "Are you a polygamist?" asked At-

the ceremony. He said that other oaths a trustee of the University, and also bound the participants to give all a member of its finance committee.

The House Decides to Impeach Swayne

Division After a Decisive Vote on a Motion to Order the Previous Question--Views Expressed in Debate

two-thirds of the House today voted to pass the following resolution reported from the committee on the judi-

"That Charles Swayne, judge of the United States court for the northern district of Florida, be impeached for high crimes and misdemeanors."

There was no division on the passage "I am going home simply because Swayne's guilt of the charges preferred contempt, Judge Swayne had punished which he was not entitled.

Lamar of Florida, Clayton of Ala- (laughter). Messrs. Littlefield of Maine and Gil- in the record. Judge Swayne was an arbitrary and corrupt judge. corrupt judge.

Messrs. Palmer, Jenkins, Gillette, olution so that it will read: Clayton of Alabama and Smith of Kenport the resolution by proper articles of impeachment, and asking it to take ized of a committee of seven to prepare articles of impeachment for the action of the House. The action of the House today was

in effect the vote of a grand jury to indict Judge Swayne: the articles of

proceedings in the land case and Judge harbor.

Resolutions Adopted Without | Swayne's expense accounts, arguing that each and all demanded the trepeachment of the judge.

Whether or not Judge Swayne had been guilty of the offense charged against him, Mr. Powers of Massachusetts said, it was not for the House to determine. That was the function of the Senate which under the constitution had been ordained to try the case in the event that the House decided that probable ground existed for the charges. Which of the articles should be selected for the prosecution was a question for future determination. The commit-Washington, Dec. 13.-More than tee on the judiciary were unanimous in the opinion that Judge Swayne had committed at least one indictable offense, a conclusion to which Mr. Powers said he had personally come with the utmost reluctance. He did not believe the charge of taking several thousand dollars from the treasury to which he was not justly entitled was the most important one in the case; that the abuse of the power of the court in the of the resolution, but on ordering the contempt cases quoted in the record previous question the vote was 198 to was the more heinous offense, for it in-61. No demand was made for the yeas volved not merely the question of and nays. This action followed five money but the liberty and safety of Mr. Carpenter said it was so. No hours debate by members of the com- American citizens. In defiance of the names of prominent men were offered in mittee on the judiciary, who are di- decision of the supreme court, which he vided 9 to 8 upon the question of Judge knew had been made, upon the law of

Swayne knew of that decision.

Palmer of Pennsylvania, chairman of Mr. Powers-The presumption is that the special committee which investi- every man knows the law; and I see gaged the charges against Judge no reason why that does not apply to Swayne made at the last session, Mr. federal judges as well as to laymen

bama, Henry of Texas and Powers of Mr. Littlefield-And that is the only Massachusetts argued in favor of im- ground you have for making a statepeachment on all the charges, while ment as a fact which is not sustained

lette of California defended Judge The discussion was closed by Mr. La-Swayne's conduct on the bench as mar, who introduced last winter the justified by the law and entirely within resolutions impeaching Judge Swayne the jurisdiction of the court. In clos- of high crimes and misdemeanors. He ing the debate Mr. Lamar gave assur- assured the House that if given the arce that, did opportunity offer, he opportunity he would prove, upon the would substitute on the floor the floor, the truth of the charges he made charges he had made last session, that then that Swayne was an arbitrary and

Mr. Palmer moved to amend the res-

"That Charles Swayne, judge of the tucky were appointed a committee to district court of the United States for notify the Senate of the action of the the northern district of Florida, be im-House, to inform it that it would sup- peached for high crimes and misdemeanors."

> He demanded the previous question on the amendment, and the resolution was amended. The previous question was ordered on a rising vote, 198 to 61, and the amendment passed without a division.

At 5:20 the House adjourned.

Baltic Fleet Heard-From

Lisbon, Dec. 13 .- A telegram from result was a great outcry, and a dec- she said. "I am going back voluntarily tify. He will not be there because his will probably be selected as managers Mossamedes states that twenty-one ves-Each member of the House has been laration was made that if the Japanese and not because I could not obtain bail, doctor sent a certificate saying he was on the part of the House to prosecute sels of the Russian Baltic fleet arrived there today. Mossamedes is a town of gest names for appointment as local and the orientals driven out by force. prominent persons. Today it was of Mr. Carnegie's physician, said that Mr. Mr. Henry of Texas discussed the the Portuguese colony of Angola, on the special agents in their respective dis. A mass meeting has been called for fered me by one of the most prominent Carnegie would probably take a trip to points of legal residence, contempt west coast of Africa, and has a fine