Goff Excludes the Famous Letter by Mrs. Smith

Trial-Lawyer Rand Succeeded, However, in Introducing Parts of of It-Recorder's Ruling a Blow to Prosecution

New York, April 27 .- A dramatic scene was witnessed at the trial of Nan Patterson for the murder of Caesar Young when Mr. Rand succeeded late this afternoon in introducing parts of the famous letter written to the bookmaker by Mrs. J. Morgan Smith, sister of the defendant. Mr. Rand's successful effort to have portions of the letter admitted followed a ruling of Recorder Goff's excluding the note as a whole. His ruling was regarded as a severe blow to the prosecution.

The lawyer, however, did not give up, He submitted the letter to Mrs. Smith on the stand and compelled her to admit that the letter was hers. Mr. Levy, counsel for the Patterson girl, protested in vain. His opponent's move was carried through in spite of vehement objections. This letter contains what of conspiracy on the part of the Smiths and the defendant to extort money

from Young by means of threats. It is the letter which Mrs. Young testified to seeing, receiving, opening and that it had not been proved that Nan was the first sensation of the day. Patterson knew of the contents of this | The lawyers for the prosecution He pointed out that she was privy to the fatal shot rang out. the contents of a letter which said that

Bridge Till They Found

City's Bridges Would

Have to Be Chang-

ed, Too - Secre-

tary Taft Will

Decide Soon

Washington, April 27.-Secretary of

War Taft will soon render a decision

volves three bridges, two public and

the other owned by the Southern Rail-

in that owing to a change of senti-

ment on the part of the senators and

one representative from Georgia, and

spirited citizens of Augusta, they have

Last spring Senator Bacon and

others from Georgia appeared before

that the river was navigable and

recommended that the railway com-

pany be ordered to put in the draw.

This order was made, a time limit of

a few months being placed on the com-

reversion of feeling and evidence be-

gan to accumulate before the secretary

of war which tended to show that the

citizens did not really care whether

there were draws in the bridges or not.

As one man expressed it they only

wanted to "get that railroad" on ac-

count of its refusal to lay some side

Soon after the order to put in the

Augusta, who wanted the draw in the

railway bridge very badly before it

was discovered that the city might

have to spend \$60,000 in fixing its own

bridges, has asked that the order be

suspended and Secretary Taft has the

matter under advisement, Senator

Bacon, who was foremost in aiding his

pany for completing the work.

successively favored or opposed it.

in the Augusta bridge case, which in-

How Citizens of Augusta

Recorder Goff, after listening care-Was Admitted in Preceding fully to the argument, excluded the letter. On the preceding trial it was admitted as evidence by the court. It was then that Mr. Rand changed his tac-

He recalled John D. Millin, Young's partner, who was on the stand earlier in the day, and after another fight succeeded in getting another letter-one written by Nan Patterson to Leslie AUTO RUNS AWAY Coggins-which had been barred out in

the morning accepted. Mr. Rand wanted the letter introduced to show that the girl did not love Young as deeply as she made believe, and that her motives were purely mercenary. He read it aloud to the jury while the writer of it sat with downcast eyes, and the audience stood up and craned its neck to listen. The to call the day it was written.

Mrs. Young, the widow of the dead accident. bookmaker, was upon the stand earlier in the day. She had not hitherto been in the court room and her entrance created something of a sensation. Dressed entirely in black, with nothing but a string of pearls to offset her sombre garb, she made a sharp contrast

with the other women who faced her. Nan's face showed not a sign of emotion as her erstwhile rival for Young's affections took the stand. She watched Mrs. Young as she had watched other witnesses-a hard, dull look in her eyes and a peevish pout on her lips. She the prosecution insists is absolute proof looked five years older than the woman

> Her testimony was a repetition of that given in the last trial.

An eleventh hour announcement of a new witness for the defense, a woman marking with her name. Mr. Levy, who, after a year's silence, has come when Mr. Rand sought earlier to have forward with a story, which if true, the note admitted as a whole, insisted will undoubtedly acquit the chorus girl,

letter when it was sent. Therefore, he laughed at the story. They said it was said, it could not have any direct bear- ridiculous. Mr. Levy, chief counsel for to get the letter accepted. He insisted asked about Mrs. Fannie Shapiros, the League Club, Brooklyn, by U. S. Grant cific man said today that in the three guilty. that the chorus girl had acknowledged woman who says she saw Young with a Post No. 327, G. A. R., and members of years which it would take to complete under oath that she had seen the letter. revolver in his hand a second before

"I know nothing of the witness or her she was in a serious condition and that story, except what I have read in the she herself had sworn on the stand that papers," sai dhe. "Certainly I shall not not since 1898 had she been in such a call her as a witness until I have investigated the matter."

to confirm the reports of the invasion of this territory by the Southern and GEORGE GOULD OUT of this territory by the Southern and

The Seaboard, Southern and Atlantic Coast Line, which it is understood now controls the Louisville and Nashville system, all have their water terminals here and the 'est information stys that aside from the Norfolk and Western and the propose. Standard Oil tidewater railroad two other lines will soon be delivering ceal here.

The Seaboard is actively working at its line connecting it with the Cranes Nest, Virginia, coal fields.

WITH FATAL RESULT

New York, April 27 .- An automobile truck which could not be controlled by its driver ran amuck on East Fifteenth street and Union Square today, knocking the heavy top of a fire box lamp pole onto the head of Benjamin Kaha, letter was couched in very affectionate a hat manufacturer, of the firm of terms and incidentally said Young was Kahn & Pollock, who was passing. Kahn died a few minutes after the

DAVIDSON BARELY DEFEATS WELSH NECK

Davidson, N. C., April 27 .- Special. the winning run. Cunnigham for they can look out for its interests," Welch Neck pitched a fine game. The home team made a number of costly ton?" Mr. Gould was asked. errors, letting in several of the runs. Charlotte on May 3rd. This will com- competitor of the Missouri Pacific." plete Davidson's schedule for this sea-

SENATOR DANIEL ON **GRANT'S BIRTHDAY**

the Union League Club tonight. The the Western Pacific traffic would prob-United States Senator John W. Daniel business for both roads." of Virginia, who after expressing his thanks for a return of the Confederate flags, said his son had enlisted and gone to Cuba, and that if he had not been a remnant, a piece of left-over goods, he would have gone himself.

SECOND DAY OF CON-FERENCE FOR EDUCATION

Columbia, S. C., April 27 .- The second day's session of the conference for education in the south began at

The principal address of the even- Chicago as he returns. ing cotton in Nigeria, in which case ing was that of Seth Low of New York the government would favorably con- who spoke on "Some phase's of educa-The conference will close its session in Columbia tomorrow.

QUICKEST MURDER TRIAL ON RECORD

New York, April 27 .- The jury in the case of Josephine Noble, accused of killing her husband in Long Lsland City last November, brought in a verdict of not guilty this afternoon. It was the quickest murder trial on record. The jury was secured in story of how the pistol was accidentally discharged and the judge delivered his charge in a short time. The jury was out only about figteen minutes. Mrs. Noble immediately went to the home of her father in Long Island

SOLE SURVIVOR **OF WAR OF 1812**

refused tonight to either confirm or to sole survivor of the war of 1812, who Then the government engineer went deny the reported lease of the Louis- will celebrate the 105th anniversary further into his investigation and to ville and Nashville Railroad. It is not of his birth at his home in Ava, Satthe consternation of the city officials deemed that the recent visit to Wil- urday, is reported in very feeble health and citizens of Augusta, recommended mington of W. A. Blount, member of and hardly able to stand the excitethat the two bridges owned by the city the Florida senate, or the visit of At- ment in connection with the festivibe also equipped with draws so that torney Partridge of Jacksonville had ties planned for his birthday. Cronk steamers could pass up the river. When any significance whatsoever, but was has become totally blind within the denoted range from \$10,000 to \$50,000. last few months, and can converse the New Jersey branch of the society of the war of 1812 and many other representatives of the society are expected to make a pilgrimage to Cronk's home Saturday and all will shake hands with him if his condition permits.

THREATENED TROUBLE IN PROVINCIAL TOWNS

London, April 28 .- Some of the English correspondents at St. Petersburg, at all concerning the draw. The time began last year by each of the par- while transmitting stories of the events limit has now expired and Secretary ticipants reporting the other to the of Sunday next, the Russian Easter, say they do not believe it is probable anything serious will happen. Apart from St. Petersburg there are threatened troubles in provincial towns, including, according to the Telegraph's St. Petersburg correspondent, Jitomir, where 31,000 Jews and 23,000 orthodox Russians dwell together. It is stated that serious disorders have broken out at Cheliabinsk, and that troops ! avr been sent there.

Warsaw, April 27 .- The Jews at St. Petersburg, April 27 .- Charles Sdunskaja today tried to liberate co- M. Schwab left today for America. tends that this made the whole conreligionist, who had been arrested on He was questioned as to the position tract unlawful, and he quit paying. the charge of being concerned in the of the reported negotiations with re- Robert Livingston Cutting is a coua dispatch from Enexville, Tenn., that a road, supposed to be the Southern distribution of reform proclamations. gard to contracts with the Russian sin of Robert Livingston Cutting is a cou- Durham, N. C., April 1. It is stated that they fought the police of the Bussian sin of Robert F. Cutting, head of the Mrs. John M. Sears gave birth or Louisville and Nashville, was newith revolvers and other fire and of the Mrs. John M. Sears gave by the revolvers and other fire and Minnie Se-daughters here tonight at eight

Resigns as Director on Account of Interest in the **New Competing Line**

New York, April 27 .- Geo. J. Gould has resigned as a director of the Union Pacific and as a member of its executive committee and announces that he will shortly resign from the other Harriman properties with which he has been connected, namely, the Southern Huntington, Tenn. Mr. Hawkins, in Pacific and the Oregon Short Line. Mr. Gould's resignation from the Union Pacific board on account of his plans for a trans-continental line of his own, Trophies of Presidential Chase Dr. S. J. Montague, one of the trust the fact that he had resigned, when it leaked out today just before the market closed, caused considerable commotion. Just when Mr. Gould sent his resignation was not learned, but it is supposed to have been accepted at today's meeting of the executive committee of the Union Pacific.

"My reason for resigning," said Mr. Gould, "was that I did not feel that I should remain, now that I am interested in a competing line. I did not want to embarrass the board."

Mr. Gould was asked if he cared to Davidson defeated Welsh Neck here say what effect his resignation would today by a score of five to four. The have on the Union Pacific situation. prep school proved quite a surprise, His reply was: "The Union Pacific has ten innings being necessary to score some very eminent counsel and I think "Will you resign from the Burling-

"That I cannot answer," he said. The next game is with Virginia in "The Burlington is to some extent a A banker connected with Union Pacific interests said today that Mr. Gould's resignation was not intended as an unfriendly act, but that on the improved by it.

principal address was delivered by ably so increase that there would be

ROOSEVELT CUT HIS VACATION A WEEK

Will Start Back May 8 Instead of 15th-Stop at Denver and Chicago

Glenwood Springs, Col., April 27. cotton growing association, so as to 9 o'clock this morning in the chapel President Roosevelt has decided to repromote a supply that will enable of the South County College with im- turn east one week earlier than was them to be independent of the Ameri- promptu addresses by Robert C. originally planned. He will leave here can crop. Such support would enable Ogden, Seth Low, St. Clair McKelway May 8 instead of the 15th. "Conditions the assocation to carry out the sug- and Edwin A. Alderman, president of in Washington require his presence gestion lately made by the Duke of the University of Virginia. These there" is the reason given for the Marlborough, under secretary for the speeches were the features of the change of program. It is announced that stops will be made at Denver and

Washington, April 27 .- Word was received in Washington today that President Roosevelt had changed his plans so as to start on his return trip to Washington a week earlier than he had intended. A government official Some Laborers, Several Powho had been in communication with the president said tonight that he knew of no reason for Mr. Roosevelt's presence here sooner than he had originally arranged to be back.

he contemplated staying away until commission, resulting in the men reabout May 27, but when in Texas he ceiving insufficient food, small wages, decided that he would start on his re- and great delay in paying wages, a turn journey on May 15. His present strike of 150 contract laborers emplan is to conclude his hunting trip ployed at the waterworks occurred toand begin his homeward journey on day. A row occurred in which some thirty-three minutes, a number of wit- May 8. This will necessitate a change labirers, several policemen and Enginesses testified, Mrs. Noble told her in the dates of the celebrations in his neer Barrett were injured. A squad honor at Denver and Chicago.

GUILFORD COLLEGE GETS \$25,000

New York, April 27.-Hiram Cronk, Dr. Pearson of Chicago Announces Gifts to Southern Colleges Chicago, April 27 .- Dr. D. K. Pear-

son of Chicago announced today gifts The total amount is \$125,000. Dr.

W. V., \$10,000.

Dr. Pearson said: "The colleges to which I give these I give them, and this must be done

SCHWAB WAS MUM

within a year."

Russia Understood to Be Contracting for Rails

not say whether the negotiations con- stage and is practicing law.

cerned warships or rails. It is learned from another source that the naval construction program has not reached the stage of concluding contracts, byt that contracts are being placed for rails for doubling the track of the Trans-Siberian Railroad. The reports that have been current as to the build-States are still conjectural. Many representatives of gun and armor plate manufacturing firms are still here.

Ex-Gov. Hawkins Dead Nashville, Tenn., April 27.-Former Governor Alvin Hawkins, aged eighty-

three years, died today at his home in 1868, was appointed consul-general in Although many have been expecting Cuba by President Johnson. He resigned that position in 1869.

Colorado Springs, Col., April 27 .-The hides of five bears slain by President Roosevelt and three Bob Cats killed by Dr. Lambert have been received here to be dressed and cured, after which they will be shipped to the White House.

Catholics Massacred

Hong Kong, April 27 .- Four French Roman Catholic missionaries and a number of converts have been massacread at Batang. It is believed that they were killed in the same uprising in which the Chinese imperial commissioner to Thibet was killed by the

ANOTHER BANK PRESIDENT ARRESTED

Trenton, N. J., April 27 .- Dr. Wesley contrary the situation would be much R. Wales, president of the First National Bank of Cape May City, was ar-The Western Pacific, the new road rested today and arraigned in the which is to be the connecting link in United States court to plead to an in-New York, April 27 .- The eighty-third | the Gould system between Denver and | dictment charging him with the misanniversary of the birthday of Gen. U. the coast, will be a direct competitor appropriation of \$10,000 of the bank's ing on the case. Mr. Rand fought hard the defense, was non-committal when S. Grant was celebrated at the Union Pacific. A Union Pa- funds. He entered a plea of not

459,715 IMMIGRANTS IN LAST SIX MONTHS

Washington, April 27 .- During the six months ended March 31, there were 459,715 immigrants landed in the United States from all countries. This is an increase over the same period for 1903 of 35 per cent.

There were debarred from all coun- Williams wo nfor the New Yorks. tries during the six months referred over the same period in 1903 of 18 per New York 00000001x-1 4

The immigrants from Russia for the fith and Kleiniw. Umpire, Connols, six months ended March 31 1905, numbered 88,832, an increase over the same period in 1903 of 76 per cent. This increase in the figures of Russian immigration is due largely to the Japanese war, as has been heretofore noticed in the immigration reports printed.

STRIKE IN PANAMA

licemen and Engineer Barrett Hurt

Panama, April 27.-Owing to the bad When Mr. Roosevelt left Washington labor arrangements made by the canal of police charged the strikers in front It is the understanding here that the of the Administration building and president will leave Washington for dispersed them. After the men had the summer within a few days after recently refused to work because they did not get sufficient food, the police ordered them to return to their labor, with the result that he disconent culminated in today's trouble. The labor conditions here are producing severe criticism.

HASTUS RANSOM SUES ROBERT L. CUTTING

Not Getting the 10 Per Cent LOST PART OF BRAIN Promised From Income Secured in Contest of Will

New York, April 27. Ex-Surrogate The young man, R. F. Horton Pearsons announced that he had re-leasted requests from over 400 institu jected requests from over 400 institu- Robert L. Cutting, former husband of head by a negro at LaGrange tions. The selections are as follows:

Minnie Seligman, with whom he acted weeks ago and who was brought to this weeks ago and who was brought to this Guilford College, Greensboro, N. C., during their brief married life, is the city and placed in the Emergency Hos-\$25,000; Piedmont College, Demorest, defendant in a suit today before Jus- pital, is about to surprise every Ga,, \$25,000; Washington College, tice Davis in the supreme court for and get well. His condition has Washington, Tenn., \$25,000; Grant Uni- the enforcement of a contract under much improved for the last few versity, Chattanooga, Tenn., \$50,000; which Cutting agreed to pay Judge His skull was fractured by the West Virginia Seminary, Morganton, Ransom 10 per cent. of any income he and Dr. Smith, the physician in at might receive as the outcome of a tendance, says that on two occasions Dr. Pearson, who is a wealthy retired contest of his father's will. Robert as much as a teaspoonful of brains business man of this city, has made L. Cutting, Sr., cut off his eldest son loozed out of the fracture. The donations heretofore aggregating over for marrying the actress. By his will is fast healing up now and the young he left his whole estate of \$500,00 to man seems to be as intelligent as Referring to the gifts made today, his younger sin, James DeWolfe Cut- was before he lost a part of his bride

There is not much hope of breaking able. presents must raise \$3 for every dollar a properly drawn will in this country, but a compromise was effected after long litigation by which the disinherited son received \$30,000 outright and an annuity of \$4,000 for life. Under the contract, Judge Ransom New York state supreme court says young Cutting paid \$400 a year injunction restraining Mayor to him from 1894 to 1899. Then Cut- B. McClellan, City Controller ting discovered a clause in the con- and City Chamberlain Patrick J tract providing for the payment of nan from paying old bills for all necessary disbursements of the lighting, amounting to \$1,200,000. contest and although there were no denied by Justice William J. Kelly in disbursements Col. Frankling Bart- Brooklyn today.

BOYS RAN AWAY FROM ORPHANAGE

Winston; Say They Were Looking for Work

Winston-Salem, N. C., April 27.-Special.—Three white boys, apparently u or 15 years old, ran away from the Baptist Orphanage at Thomasville yesterday. Their names are David Cook, Thomas Jordan and Isaac John-

The boys arrived here this morning. Cook was found and carried to the municipal building, where he remained until the chief of police conferred with tees of the orphanage. Dr. Montague stated that if the boys did not wish to stay at the orphanage no effort would be made to force them to re main there. The Cook boy, who

one found by the officers, was relleas. ed. In an interview the "We left Thomasville ten minutes after 1 o'clock yesterday and walket to High Point on the railroad track We then decided to come to Willston Salem and took the wagon road fathis place. Night overtook us ab ten miles this side of High Point and we spent the night with a man, but I don't know his name. He gave us supper and breakfast. We came here in search of work."

THE BIG LEAGUES

-American League Games

St. Louis, April 27.-The Chicago white sox defeated the St. Louis browns in a 13 inning game today h a score of 4 to 3. The game was 1 plete with brilliant plays by both teams, double plays being numerous

St. Louis .. 0000000110010-38 Batteries: Smith and McFarland Glade and Sugden. Umpires, Ke and McCarthy.

Detroit, April 27 .- Detroit could not find Hess often today and when the did, Bay was on hand with a phenomenal catch.

The score: Cleveland.. .. 100000001-211 Batteries: Hess and Bemiss: Mullen and Wood. Umpire, Sheridan.

New York, April 27.-Griffin and Plank had a keen pitching duel to day and the New Yorks made the only run of the game. Hits by Keeler and The score:

Batteries: Plank and Powers; Grif-Boston, April 27.-The locals won today's game in the eighth inning when Mullen misjudged Freeman's pop fly. A sacrifice, on aut at first and McGovern's single brought Freeman, across the plate. Wolfe was

The score: Washington .. . 000000100-1 6 Batteries: Wolfe, Townsend and Kittredge; Tannehill and McGovern. Umpire, O'Loughlin.

knocked out of the box in the first

National League

Brooklyn, April 27.-New York administered a shut-out to Brooklyn a Washington Park today. In the fifth inning Brooklyn had the bases filled but a double play spoiled the home team's chance of scoring.

The score: New York 000000130-10 Batteries: Ames and Bresnaham Eason, Reisling and Berger, Umpire,

Johnstone. Philadelphia-Boston. Rain. Pittsburg-Chicago. Rain. St. Louis-Cincinnati. Rain.

Eastern League Games

AT NEWARK: AT BUFFALO:

AT BALTIMORE: Baltimore-Jersey City. Rain,

BUT WILL RECOVER

Goldsboro, N. C., April 27-Spec Physicians consider his case remark-

nearst's Application New Yirk, April 27.-An api made by William R. Hearst

and a quarter pounds a piece.

the postponement of the order. England's Cotton Situation London, April 27.—The executive gotiating for the coal fields at Jellico, Several on both sides were wounded by the divorce Mother and babes are all getting on the mother than the fields at Jellico, Several on both sides were wounded by the divorce Mother and babes are all getting on the mother than the field several on both sides were wounded by the divorce Mother and babes are all getting threat the field several on both sides were wounded by the divorce Mother and babes are all getting threat the field several on both sides were wounded by the divorce Mother and babes are all getting threat the field several on both sides were wounded by the divorce Mother and babes are all getting threat the field several on both sides were wounded by the divorce Mother and babes are all getting threat committee of the Federation of Master Tenn., and in Kentucky, publications Several on both sides were wounded. The prisoner was not released that he had a several years ago. He left the well. The babies will about the several years ago. He left the well. The babies will be about the several years ago. He left the well. The babies will be about the several years ago.

Changed Their Minds Wanted a Span in Railroad letter to the members of the federatheir financial support of the British colonies, that a few hundreds of thou- day's exercises. sands of pounds be spent in cultivatider the expenditure of a couple of tional history in New York city.' millions of pounds in building a railway to the coast.

Over 30 Years in Prison

Trenton, N. J., April 27 .- The court of pardons discussed informally today way, across the Savannah river at the application for a pardon made by Augusta, Ga. It has been before the Libbie Garrabrandt, the Patterson murdepartment for a year and is peculiar dress, who has served more than thirty years of a life sentence and is now said to be dying in the state prison. Her case was laid over for a further hearthe mayor and any number of public from present indications. ing next week. A pardon is unlikely

Big Lumber Fire

the secretary of war and asked that Fire at Gumberry this evening de-Railway to put a draw in its bridge cott and Trenchard Lumber Company. across the Savannah at Augusta, as Five or six cars loaded with lumber the structure interfered with naviga- were alsi destroyed. The loss will be tion. An army engineer in charge of not less than twenty to thirty thouthe Georgia river and harbor district sand dollars. Some insurance, but unwas ordered to investigate. He found able to learn amount at this time.

A. C. L. Officials Mum

Wilmington, N. C., April 27-Special. Officials of the Atlantic Coast Line here

two bridges was found to be between \$60,000 and \$70,000, there was a sudden LAWYERS IN PISTOL DUEL ON STREET

Birmingtham, Ala., April 27.-R. L Leatherwood and W. A. Denson, prominent young lawyers, engaged in a pistol duel today on South 22nd tracks to certain factories in the city. were fiered, a negro draymna being wounded in the leg and neck. He will draw in the railway bridge was issued probably recover. Leatherwood is in

the company began to construct the jail. side tracks, but it did not do anything The shooting grew out a feud which Taft has been asked to suspend in- state bar association for alleged viodefinitely the order requiring draws in lation of legal ethics. all three bridges. The mayor of

WILL S. A. L. AND SOUTH ERN ENTER COAL FIELDS?

Norfolk, Va., April 27.-Rumors have been current among coal men here that both the Seaboard Air Line and constituents in Augusta to get justice Southern Railway are preparing to from the railway company via the compete with the Norfolk and Westwar department, has also suggested ern Railway by bringing coal to Norfolk, but verification has not been possible. Following the publication of a dispatch from Knexville, Tenn., that

OF UNION PACIFIC