

THE WEATHER TODAY.  
For North Carolina:  
Occasional showers.  
For Raleigh:  
Occasional showers.

# THE MORNING POST.

TEMPERATURE;  
Maximum, 86.  
Minimum, 72.

Vol. IX

RALEIGH, N. C., FRIDAY, JULY 7, 1905.

No. 32

## ELIHU ROOT NOW COMES FORWARD

His Acceptance Regarded as  
Deeply Significant

## PRESIDENT'S CANDIDATE

Declaration in Washington That the  
Industrial News Will Appear  
About August 15—Blackburn Pa-  
per Scheduled to Come Forth  
Within 90 Days

By THOMAS J. PENCE

Washington, July 6.—Special.—In Washington there have been serious doubts as to whether Elihu Root would give up his immense law practice to accept the president's tender of the state department folio, and the announcement of his acceptance today came somewhat as a surprise.

When Mr. Root left the cabinet two years ago he told his friends that he was a poor man, and that he owed it to his family to resume the practice of law, where he ranks as the foremost corporation practitioner in the United States. Mr. Root's willingness to give up a law practice, estimated at \$250,000 a year for an eight thousand dollar cabinet position is of deep significance in Washington.

The return of the former secretary of war to the Roosevelt cabinet is considered tantamount to a declaration that in 1908 he will be a candidate for the Republican presidential nomination. The re-entrance of the learned New Yorker in the cabinet puts a new aspect upon the struggle for the Republican presidential nomination, which has been on in earnest for some time. Many people had begun to look upon Taft as the administration candidate, but this will disappear, for Taft will cease to be the potential figure that he has been. In fact, he has been about the only secretary the president has consulted, but things will be different when Root takes his seat at the cabinet table.

There are three candidates in the present cabinet aspiring for the presidential nomination, not to speak of Mr. Roosevelt himself, whom some people refuse to put out of the running. These are Secretary Taft, Shaw and Cortelyou. It is true that Mr. Cortelyou is only a budding candidate, so to speak, but he has supporters. Now Mr. Root enters the contest. That his return to the cabinet will give unhesitating support to the other candidates there is every reason to believe, for there is hardly any man in this country closer to Mr. Roosevelt than Mr. Root, and in well informed circles in Washington the belief prevails that the new secretary of state is the president's candidate to succeed him as chief executive in 1908.

It was recalled here today by a close associate of the president that a year ago Mr. Roosevelt strongly urged Mr. Root to accept the Republican nomination for the governorship of New York, which he could have had by merely letting it be known that he was in a receptive attitude. The man who spoke of what occurred at that time said that he knew that Mr. Roosevelt then told Mr. Root if the latter would agree to run for governor of his state, Mr. Roosevelt would give him all his support to secure the Republican nomination for the presidency in 1908. There is not the slightest reason to doubt the reliability of the man who is responsible for this important disclosure. His reputation is national and his integrity with the administration is such that what he says must be regarded as of importance.

### Industrial News August 15

The declaration was made here today that the Industrial News, the paper that the Republican organization proposes to establish at Greensboro, will make its appearance about August 15th. It is claimed that the orders were placed some time ago for a Goss press and three Mergenthalers, which are to be delivered before the middle of the next month. Ex-Senator Butler, who is taking an active part in the organization of the new paper, has gone to North Carolina, and before he returns will confer with the directors of the proposed paper. The call for the first payment on stock was issued some days ago, which was required to be turned over to the treasurer by July 12th.

### Daily Tar Heel in 90 Days

The promoters of that rival publication, The Daily Tar Heel, are very busy using a lot of Uncle Sam's postage. Circulars have been received here from General Manager Lewis seeking subscribers of stock and subscribers to the paper to be. He announced that the Blackburn paper will appear within ninety days, seven times a week, and that it has fifty thousand dollars to burn. Among other announcements made by the general manager is the following: "The Tar Heel will be the champion

of the Republican party in the south. It will stand for the rights of the people and keep them posted on the things they ought to know, exposing frauds and political trickery wherever found."

### Medals to Cape Lookout Surfmens

Gold medals have been awarded by Secretary Shaw to William H. Gaskill, the keeper, and Kilby Guthrie, Walter M. Yeomans, Tyre Moore, Joseph L. Lewis, John A. Guthrie, James W. Fulcher, John E. Kirkman and Capt. T. Jarvis, surfmen of the Cape Lookout life-saving station at Morehead City, N. C. The award was in recognition of a notable work performed by these men in saving the lives of the crew of the schooner Sarah D. J. Dawson, which stranded on Lookout Shoals February 9.

Fourth class postmasters were appointed today as follows: Leicester, Buncombe county, Althea E. Sluder; McLaurin, Surry county, Annie E. Seales; Mortimer, Caldwell county, Jos. L. Hayes; Stecoah, Graham county, Phillip S. Scrip.

Mrs. R. B. Glenn and Miss Rebekah Glenn spent the night in the city and left this morning for Atlantic City, where they will join Governor Glenn.

General and Mrs. W. R. Cox are here, stopping at the Shoreham.

### Announcement Expected Today

New York, July 6.—The president is expected to announce tomorrow that Elihu Root will succeed John Hay as secretary of state, although the president would make no statement this morning on his return from Cleveland other than that an announcement would be made some time tomorrow at Oyster Bay regarding Mr. Root's reply to the invitation to accept the portfolio of state, and Mr. Root himself declined to discuss the matter at all.

The president and Mr. Root had several long private conversations on the journey from Cleveland to this city. It is understood that in these talks the president renewed the invitation he had already extended and that Mr. Root finally accepted. "While there was not a member of the cabinet who regarded it as discreet to say more than 'I believe Mr. Root is the man' or 'the situation looks hopeful' or to advise the newspaper men about 'don't get very far from Root,' there was a feeling in the air that the matter had been settled to the entire satisfaction of the president.

## IN HANDS OF THE JURY

Arguments and Charge in  
Dewey Trial Concluded

Jury Took Case at 10:30 Last Night.

W. W. Clark Opened and Governor Aycock Concluded—A Juror Became Ill

New Bern, N. C., July 6.—Special.—A report was rumored on our streets yesterday evening that the child of A. H. McIntosh, a juror in the case of Thomas W. Dewey, the defaulting cashier of the Farmers' and Merchants' Bank of this city, was dead. Judge E. B. Jones immediately sent the juror home and dispatched a deputy to the household to ascertain the facts, which proved the child was sick, but not dangerously ill.

So the juror returned this morning in ample time to proceed with the trial. Mr. W. W. Clark, for the state, opened the case in a strong and powerful argument to the jury as to the guilt of the defendant.

He was followed by Mr. A. D. Ward for the defendant in his usual logical manner. He was followed by Mr. D. L. Ward for the state, making a strong appeal for the conviction of Thomas W. Dewey.

Judge Osborne then spoke in behalf of the defendant. It is useless to comment on his speech, as his reputation as an orator and debater is unquestioned. The next speakers were Hon. O. H. Guion and Solicitor L. I. Moore for the state, both gentlemen doing themselves credit as well as credit to the state of North Carolina in prosecuting a violation of law against our commonwealth.

At six o'clock ex-Governor C. B. Aycock, for the defendant, went to the jury. A short time after he had been speaking one of the jurors became ill, and Judge Jones allowed the juror under a deputy a few minutes' rest in the fresh air.

The day was very hot and the court house was crowded to its utmost. The galleries were entirely occupied by ladies to hear the distinguished counsel's arguments, and Judge Jones' charge to the jury. On account of the continued illness of the juror and the hot weather, at 7 o'clock the judge announced that the court would take a recess until 8:30 o'clock, when Gov. C. B. Aycock concluded his argument to the jury. After the judge's charge the jury took the case about 10:30 o'clock tonight.

### Leaders Won Finals

Henley, Eng., July 6.—The Leaders, who yesterday defeated the Vespers of Philadelphia by a length, today won the final heat in the contest for the Grand Challenge Cup, defeating the Belgian crew by two and one half lengths in the splendid time of six minutes and 56 seconds. This is five seconds better than yesterday and is only five seconds outside the record.

## THEODOSIA FOLK ARE FLEEING

In Fear of Mutineers' Threat  
to Bombard

## COMPLIED WITH DEMAND

Report That Rebel Battleship Has  
Captured the Grand Duke Alexis  
Near Theodosia—Forty-five Mutineers, Refusing to Renew Allegiance, Put to Death

Theodosia, Crimea, July 6.—The inhabitants of the town are fleeing in fear of a bombardment by the rebel battleship Kniaz Potemkin. Only the troops, the police and the officers are remaining. It is feared that the mutineers will carry out their threat to fire on the town this evening.

The exodus from the town is in accordance with orders received from the authorities at St. Petersburg, who instructed the local government to refuse to supply food for the mutineers and request civilians to leave the town in view of a possible conflict.

Representatives of the town were summoned on board the Potemkin yesterday and were in the admiral's cabin by a commission of the mutineers, which is in command of the ship. The commission demanded 5,000 tons of coal and supplies of meat, lard, oil, tobacco and matches, to be delivered within twenty-four hours. If the supplies were not forthcoming, the mutineers said, the inhabitants would be notified to quit and the town would be bombarded.

The mayor was asked by the mutineers to issue a proclamation demanding that the war be brought to an end, that the congress of Zemstvos be summoned and calling on the people to join the revolution. The workmen demanded that the orders of the mutineers be complied with. The municipality decided to comply, except as to the coal, and this was refused on the ground that there was none to be had.

## THE EPWORTH LEAGUE

Rev. T. N. Ivey Speaks at International Convention at Denver

Denver, Col., July 6.—The seventh international convention of the Epworth League opened today with three simultaneous meetings, which taxed to the utmost the capacity of Coliseum Hall and Central Presbyterian church, the largest auditorium in this city. Fully 20,000 delegates and visitors have been attracted to Denver by the convention.

The chairman of these meetings were Bishop Joseph Berry of Buffalo, N. Y.; Dr. Stephen J. Herben of Chicago, editor of the Epworth Herald, and Rev. Mavin Taylor of Quebec, Canada.

Governor Joseph F. McDonald, Mayor Robert W. Spicer, Congressman Robert Bonnyne and others made welcoming addresses, and responses were given by the Rev. G. F. Salton, Ottawa, Ont., Rev. T. N. Ivey, D. D., Raleigh, N. C., and others.

## GREAT NORTHERN WRECKED

Rails Spread Near Minot, N. D.

60 Injured—8 Coaches Burned  
Minot, N. D., July 6.—The Great Northern flyer, which left St. Paul at 10:30 Tuesday morning, was entirely wrecked and partly burned near this place this morning. No lives were lost, though many passengers are in a critical condition. Engineer Grant Conley escaped by jumping. The wreck was caused by spreading rails.

Four coaches left the track and eight passenger coaches, including the private car Joliet, carrying Dr. Frank Billings and party from Chicago to Seattle, were destroyed by fire. The injured numbered 60, including Conductor Tierney, who will probably die.

## Contempt Case

Kansas City, July 6.—Judge John F. Phillips in the United States district court here today set August 1 as the date upon which the Atchison, Topeka & Santa Fe Railway may file its pleadings in the contempt suit brought recently in behalf of the government, which alleged that that company had violated the court injunction issued on March 25, 1902, restraining it from departing from the fixed schedules of freight rates. On August 1 the court will probably set a later date upon which arguments in the case will be heard.

## Palma's Chinese Decree

Havana, July 6.—President Palma has issued a decree modifying the former decree regarding the landing of Chinese in Cuba. The decree provides that a bond of \$1,000 may be furnished by any responsible merchant established here, as well as by any surety company, for each Chinese landed.

## Gigantic Outbreak Still Possible

London, June 7.—The Odessa correspondent of the Standard says if it is true that the Kniaz Potemkin intends to attack Batoum, which is a sea-

class fortification, it is extremely likely that the disaffected inhabitants will rise. With their co-operation the arsenal might be looted and the ammunition seized. Such an exploit would immediately kindle an unquenchable insurrection throughout the Caucasus.

The correspondent adds that the original plot of the mutineers failed owing to the defection of the crew of the Georai, but the failure was only temporary, the local elements for kindling the intended gigantic outbreak still exist. The governor has announced that it is absolutely impossible to give plenary amnesty to the crew of the Kniaz Potemkin.

The latest news from Sebastopol emphasizes the assertion that not a single ship of the squadron could be induced to fire on the Kniaz Potemkin. The ministry of marine at St. Petersburg is so alarmed by the disaffection that it contemplates the dismissal of every one of the crews and the laying up of all vessels, trusting that the Kniaz Potemkin will eventually surrender owing to the exhaustion of her ammunition.

## LINCOLN UNIVERSITY

Gets \$20,000 From Carnegie, General Howard Having Raised Like Sum

New York, July 6.—General Oliver O. Howard, president of the board of directors of the Lincoln Memorial University at Cumberland Gap, Tenn., has received word that a contribution of \$20,000 from Andrew Carnegie for the erection of a library building at the university will be paid forthwith, General Howard having succeeded in raising a similar amount for the maintenance of the library.

This addition to the facilities of the institution will provide means greatly needed by the mountaineer students for completing the education which General Howard undertook in performance of a promise to Abraham Lincoln to provide for the men and women among whom the martyred president spent his early days.

The total endowment fund paid in is now more than \$40,000, exclusive of money spent for buildings and furnishings. This sum must be increased to at least \$200,000 if the work is to be extended so as to meet requirements in sight. To this end a movement has been started by private subscriptions, but it is deemed advisable now to open a public subscription list in the confident belief that a very large number of persons will be glad of the opportunity to testify to their affection for Abraham Lincoln, to whom the university named for him is a most fitting memorial.

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## BERNARD TALKS IN NORFOLK

Says Could Not Get Justice  
in North Carolina

## "A COWARDLY ASSAULT"

Will Meet His Attorneys Near Norfolk and Decide What to Do—Says He Does Not Fear Threats of Sneaks Who Would Shoot a Man in the Back

Norfolk, Va., July 6.—Special.—Claude M. Bernard, ex-United States district attorney for eastern North Carolina, a prominent lawyer, a leader in the Republican party and a man of family and considerable means, against whom there is now pending in the courts of that state a civil action for \$20,000 for betrayal of the nineteen-year-old daughter of a green grocer of the city of Raleigh, a party to one of the most sensational scandals of the state, arrived here this morning on board of the Washington steamer from Old Point Comfort.

He is a fugitive from North Carolina, but is safe so long as he remains within the bounds of this state. Whence he came to this city is not known. He would not say save that he spent the night at Old Point. He spoke guardedly and briefly. To the inquiry as to whether he was guilty, as alleged, he said:

"The public, at least so far as I am concerned, have made up their verdict. Where is there need of my entering any plea or offering any evidence? I care only to say in this particular that the matter has been fearfully exaggerated, and whether I was or was not associated with the affair will affect the situation little less than none at this stage."

"Are you returning to Raleigh?" was one of the questions asked Bernard.

"No," he replied, "that is not right away. I will meet my attorneys at a point not far from here, and will then decide what course I will pursue. I had rather not contest the case in North Carolina, for I am sure that I could not get justice there. I would greet a suit in this or any other state, and from the fact that the action is of a civil nature I rather anticipate the possibility of its following me. I have not tried to hide. I have spent all of my time in hotels and other public places, but I do not care to go back to North Carolina to stand trial. It is probable that I will remain here and give the plaintiffs in the action against me opportunity to bring suit in the courts of this state."

Bernard mentioned among his counsel ex-Governor Aycock of North Carolina, whom he says he saw only a few days ago in South Carolina. Bernard bears the physical effects of a constant strain of much anxiety. Speaking of the shooting of young Dockery by the father of the young woman he is alleged to have wronged, Bernard expressed himself forcibly:

"It was a cowardly assault," he said, "and I was surprised for more reasons than one, and rather than see the cur go unpunished I will spend my fortune in the prosecution of the case. I hope that Dockery will survive, and I believe there is hope for him."

"It is possible that the sneaks who would shoot me in the back, as were those who shot young Dockery, but I do not fear any man who is a man, and if I so desired I would not hesitate to return to the city of Raleigh on account of the threats of the man you refer to."

"Just what he has against me and the justice of his claim or the correctness of his charge I do not care to discuss, but for the matter of the threats that are alleged to be made against me I have no apprehension. I think, in fact, that they were no more than the hasty words of a hot-headed semi-barbarian, emphasized by an unscrupulous press. I have no fears of bodily harm even from the sneaks, although they stab me in the back."

## ASKED TO BE LOCKED UP

H. W. Ayer Told Police He Lost \$150,000 on Rise in Cotton

New York, July 6.—A stout, stout man with a trim brown beard stopped Policeman Nilon at Sixth avenue and Thirty-second street this afternoon. "Lock me up," he said, "I am not fit to be about. I have lost \$150,000 on the rise in cotton, and it has nearly driven me insane. I drank to forget it. I want to get to some place where it is quiet and dark."

Nilon took him to the tenderloin station and charged him with being intoxicated. The prisoner said he was H. W. Ayer, a cotton broker, with an office in the cotton exchange. He gave his residence as 28 East 28th street—the

Wilmore Bachelor Apartments. He repeated the story to the sergeant, saying that the rise in cotton had cleaned him out. He was put in a cell, the sergeant deciding he was not in condition to appear before a magistrate.

Tonight Dr. Philip Granman, who said he was the broker's physician, went to the station house, gave bail for him and took him away in a cab.

"Mr. Ayer is a well known cotton broker who comes from Georgia," said the doctor. "I knew he was operating, but I did not know whether he won or lost. I imagine that he is suffering from excessive nervousness and talked more than he intended to."

(Mr. Ayer formerly lived in Raleigh and was state auditor for four years during the Republican-Populist regime. He was private secretary at one time to the late President J. L. Polk of the Farmers' Alliance.)

## FIVE TOSSED UP DEAD

Coal Mine Shaft Was Full of Gas and Foreman Careless

Connellsville, Pa., July 6.—Tossed high in the air from the depths of a gas-filled shaft five men lost their lives at the new plant of the Taylor Coal and Coke Company, six miles from Uniontown, this morning. With a jest to the men who were working under him, Foreman Geo. Thomas, an educated negro, went down in a bucket and touched off the explosion that shook the country for miles and threw the blackened and burned bodies from the hole. Thomas was fatally hurt.

Gabriel Diggs says that when Thomas started down the shaft to start the pumps he called to him: "You better be careful about the gas down there. It's been smelling strong lately."

Thomas answered: "Let'er go, if she wants to. If she shoots, we'll have more fourth of July."

An instant later the explosion came.

## English Market Firmer

Liverpool, July 6.—The cotton market was firmer, due to American buying and other support, and closed at an advance of 6 points over yesterday's closing. There are signs of recovery in the Manchester market, based largely on Nell's circulars.

## ULTIMATUM TO CZAR

Demanding Political Rights for the Army

Ministry of Interior Offered to Shipog, Liberal Leader—He Makes Freedom of Press Condition of Acceptance

London, July 7.—The Moscow correspondent of the Standard says:

"I have received startling information, the very nature of which renders its confirmation from official sources impossible, but which if correct may be destined to promote the revolutionary movement in Russia to a remarkable extent. It is that an ultimatum will shortly be presented to the czar demanding political rights in behalf of the army. The date of the presentation will probably coincide with the completion of the mobilization now in progress. Two hundred thousand of the youngest and therefore most disaffected reservists will then have received their arms and will be under the command of men drawn largely from civil life. I am told that the initiative has been taken in the garrison at St. Petersburg."

## Maxim Corby Talks

St. Petersburg, July 6.—In an interview, Maxim Gorky, the author, who took a prominent part in the revolutionary movement at its outbreak, for which he was arrested, declared that above all it was necessary to give the peasants and workmen a voice in electing whatever assembly should be decided upon. Moreover, all nationalities within the empire should have an equal political position under any reformed regime. He had been in factories in most parts of Russia where Tartars, Finns, Japanese and Poles worked with whom they were on as good terms with each other as their natural inclinations were for friendliness.

M. Gorky declared that he was for the continuation of the war because it had taught much to those who had provoked it. He added:

"The best proof of that is the changes that are coming all around. You may ask, 'But what about the soldiers?' Well, they had a very difficult existence before the war and it will not be harder now. War does not ruin the country more than the present regime. The oppression of war helps to relieve us from other oppressions. Only by that price can we win guarantees for freer development in the future. The social isolation of Russian officers is a tragic experience for them. All honest thinking officers must be deeply moved by what is passing around them."

## Troops to Interior

London, July 7.—A dispatch to the Standard from Odessa says that the greater part of the regular cavalry and two regiments of infantry were hurriedly dispatched Thursday evening to

(Continued on page two.)

## EDITORS HONOR R. M. PHILLIPS

Unanimously Elected President of Press Association

## LASSITER 1ST VICE PRES.

Demonstration in Appreciation of Secretary J. B. Sherrill, Re-elected by Rising Vote—M. L. Shipman Historian, and Dr. J. O. Atkinson Orator

Asheville, N. C., July 6.—Special.

Both the Virginia and Carolina press associations held business sessions this forenoon, the members of the first named association meeting in the sun parlor at Kenilworth, while members of the home association met as usual in the ballroom. Officers were elected by the Carolina editors and some interesting papers were read.

When President Varner announced that the time had arrived for the election of officers Norman H. Johnson of Raleigh arose and said he desired to place in nomination for the presidency of the association a young man, a typical Carolina journalist, progressive and level headed.

He named Robert M. Phillips, editor of The Morning Post of Raleigh, and this motion receiving a strong second from Editor M. L. Shipman of the Hendersonville Hustler, the election of Mr. Phillips was made unanimous amid great applause.

T. J. Lassiter of the Smithfield Herald was elected first vice-president, Clyde R. Hoey of the Cleveland Star second vice-president, while W. B. Westlake of the Asheville Citizen was chosen third vice-president. J. B. Sherrill was re-elected secretary of the association, the members giving a demonstration of their appreciation of his worthiness and their liking for him by a rising vote. M. L. Shipman was chosen historian. Rev. Dr. J. O. Atkinson of Elon College was made orator of the association.

The officers having been elected, President Varner announced that he had just been handed a telegram of greeting from the Bar Association in session at Toxaway, in which the lawyers expressed the hope that the stay of the editors in Asheville would prove interesting and pleasant. A committee of five was appointed to respond to the greeting.

State Auditor B. F. Dixon welcomed the visiting editors last night and made a hit. The banquet tendered the editors tonight was a great event. The newspaper men will be given a trip to Waynesville tomorrow.

Editors Entertained at Billmore  
The social side of the Virginia-Carolina Press Association was uppermost this afternoon. Members of the two associations, together with the ladies of the party, were given carriage rides over the Billmore estate. Instead of issuing passes, an entrance fee of fifty cents for each gate, but this rule was waived by Mr. Vanderbilt today, as invited by the visiting editors. Not only this, but Mr. and Mrs. Vanderbilt provided a luncheon of sandwiches, claret, ice cream and other good things at the dairy house, this place for spreading the tables being selected as a unique feature of the entertainment. Mr. and Mrs. Vanderbilt came down and met several of the visitors, chatting pleasantly with whomever they came in contact.

## VOICES FROM THE DEEP

Divers Heard Replies from Interior of Sunken Submarine

Tunis, July 6.—A French submarine torpedo boat foundered here today. Thirteen men were drowned.

When the submarine sank the officers in command, with two of the crew, were hurled into the air. The vessel lies on the sand at the bottom of Lake Bizerta. Divers declare that they could hear replies to their calls from the interior.

Paris, July 6.—According to the Tunisian correspondent of the Petit Parisien the boat has been raised. Those on board of her were found to be alive. They are suffering considerably but will recover. The boat had pumped out and is little the worse for its adventure. She has been towed into the harbor.

## Sweden and Norway Preparing

Manchester, July 6.—The Copenhagen correspondent of the Guardian states that notwithstanding official denials all reports from Norway tend to confirm the statement that both Sweden and Norway are actively engaged in preparing for hostilities by land and sea.