VOLUME 27.

RALEIGH, N. C., MONDAY, MARCH 26, 1906.

PRICE 5c.

# WITNESS THOMAS SAYS HE SWORE TO ERROR

Witness Said to Admit He Saw no Light in Norris House

## JUSTICE DEFERS DECISION TILL FRIDAY

Sensation Sprung in Norris Case When Affidavits Were Read That J. J. Thomas Voluntarily Declares He Gave False Evidence—Thomas Will Be Examined Again-Insurance Commissioner Young Reads Affidavit Thomas Made Feb. 23.

Magistrate C. A. Separk had fixed 1.30 today as the hour when he sel that this testimony was essential would announce whether or not he for it was only one point in the mass bids. The Pulajanes, under a mag of would bind Mr. M. T. Norris over to of evidence. The solicitor then court for house burning. An unexpected development postponed a decision until Friday next at 1 p. m. sel objected because it was not in

iiowever, when the justice con- evidence. vened his court the attorneys for Mr. Norris sprung a sensation in the form of affidavits that the state's witness, J. J. Thomas, now admitted that he had sworn falsely on the stand here last Friday. Thomas had testified that on the evening of the fire he passed the Norris place and saw a light, like a candle light, in now swears that he saw no light. The affidavits are as follows:

AFFIDAVIT OF MESSRS. NORRIS.

Separk, J. P. North Carolina-Wake County.

State vs. M. T. Norris.

duly sworn, says: That on the 25th day of March, 1906, one J. J. Thomas, who was a witness before C. A. Separk, J. P., on 23rd day of March, 1906, for the State in the action against M. T. Norris, came to the home of M. T. Norris on North Blount street, in the pied. city of Raleigh, about 1 p. m. of that following statement:

I want to make a statem gard to the fire: After I went home and went to bed I got to thinking about what I had sworn to and it read in court today, It as follows: worried me so much I made up my mind to come to Raleigh and correct my statement. I did not see any fire or light in the bouse. I was mistaken, it was the reflection of the moon on the window and he felt it his duty to come here and correct his statement; that he had done Mr. M. T. Norris an injustice. He said that if there was anything further in the case concerning Mrs. Norris that he would like to be summoned and go on the stand and correct his statement in which he had stated that there was a light or fire in the

M. T. NORRIS. W. C. NORRIS. Sworn to and subscribed before m this 26th day of March, 1905.

C. A. SEPARK, J. P.

AFFIDAVIT OF MISS STRONG.

In Justice's Court, Raleigh Township.

Before C. A. Separk, J. P. North Carolina-Wake County. State vs. M. T. Norris.

duly sworn, says: That on the 25th of March, 1906, pom and heard Mr. Thomas say that boy. He told me about going there he passed the Norris place on the with Mr. Norris. He told me that 17th of November, 1905, and that Mr. Norris said be was going there to be had made a widely said that Mr. Norris said be was going there to he had made a mistake in his statement before C. A. Separk, J. P., he would so any made away. He said when he said there were when he said there was a fire or light! in the house at that time; there was then came out of porch and went no fire in the house at that time; ground the house and that when he he saw no fire, the only light he saw came back and got in the buggy they was the reflection of the moon on drove off and Mr. Norris said drive Winston-Saiyem, N. C., March 26.—the window of the shed room; that fast and he did. Mr. Norris asked Rural Hall was visited by a \$12,000 fire

in summoning him, that he wanted



the Fugitives.

(By the Associated Press.)

Manila, March 26.-Goernor Curry, in

a report to the government on the re-

"Had a hard fight in which Cap-

victory in the face of overwhelming

truce and while promising to surren-

"The leader of the Julajanes ordered

his men to first wipe out the constabul-

company of federal troops immediately,

and later on, when joined by this addi-

h, the mountainus and will destroy the

"Several prominent Filipinos were

"Judge Lobinger and all the other

The insular government has not yet

Major General Wood has loaned the

constabulary 500 Krag-Jorgensen riftes

Washington, March 26.-The official

account of the fight with the Pula-

james on the Island of Samar, Philip-

ment today from Governor General Ide.

"Secretary of War, Washington,

Covernor Curry had arranged to re-

ceive the surrender of the remaining

Pulnianes and leaders at Magtaon, Is-

land of Samar. The leader and one

hundred Pulajanes with fourteen guns

presented themselves. Immediately be-

fore the surrender was to occur the

Pulajanes leader signalled and all made

a bolo rush Judge Lobinger and the

district school inspector escaped in one

ming the river and escaping in the

and missing, and some guns were lost,

but presently found in road camp. He

FIRE AT RURAL HALL;

LOSS PUT AT \$12,000

(Special to The Evening Times.)

direction and Curry in another, swim

"Saturday Moraing, March 24,

"Manila, March 26.

pines, was received at the war depart

thorities if desirable

the fugitives Pulajanes.

requested federal aid.

as follows:

Norris House That Was Burned.

to be here so that he could tell there

ALICE VIVIAN STRONG. Sworn to and subscribed before me this the 26th day of March, 1906.

C. A. SEPARK, J. P. Solicitor Jones replied that he understood that the case was closed, opened every time an affidavit was cent engagement with Pulajanes at and if the matter was to be refiled then it would go on indefinitely. Magtaon says: So far as the testimony of Thomas was concerned he did not grant the tain Jones of the constabulary lost half contention of the defendant's coun- of his command, gaining a magnificent started to read the affidavit given by Thomas to Insurance Commissioner der, immediately opened fire, charging Young on February 23rd when coun- the constabulary.

Mr. S. G. Ryan, for defendant, any and then to capture mysolf and the made a plea to admit this evidence other Americans "I have requested a and hear the full facts.

"Since the defendant put on no testinony I doubt whether I would have a right new to summons a witness," said tional force will prepare to wage a war Magistrate Separk. "The case was of extermination against the fugitives closed, after the argument, for me to which is the only alternative.

"The constabulary did splendidly

Col. Harris and Mr. Ryan argued that though their inferior fire arms, which there was certainly no evidence to bind were minus bayonets, placed them at a the kitchen of the house. Thomas Mr. Norris over without Thomas' testi- disadvantage. With the assistance of mony, and now that would be dissipat- the federal troops we will be able to cd. If the court would, as it has a right exterminate the fugitives, who are now to do, admit this evidence.

At this point Solicitor Jones stated crops. that Insurance Commissioner Young "The natives of Samar, with the exwas a public officer and had no desire ception of the Pulajanes, are in sym-In the Justice's Court Before C. A. to take advantage of any citizen. pathy with us, and are assisting us, Therefore, if the counsel for Mr. Norris were anxious for it, the state was in the extermination of the fugitives. perfectly willing to have Thomas Mr. M. T. and W. C. Norris, being brought back here and examined. At- present and witnessed the treacherous torneys for the defendant said that this action of the Pulajanes. was satisfactory. Then the affidavit Thomas gave Insurance Commissioner | Americans are safe." Young on February 23 was read and in this affidavit the witness had sald that as he was passing the Norris place is safe and well, but the particulars of about 7 p. m., November 17, he saw a his rescue are not available at this light and thought the house was occu- hour. General Buchanan, commanding

A subpoena was then issued for for Catbalagan, the capital of the isday, and in conversation he made the Thomas and court adjourned at 1:50 land of Samar, to lend the aid of the

until 1 p. m., Friday. THOMAS' AFFIDAVIT. federal government to the insular au-

The affidavit Thomas gave Insuran e | ments of federal troops are now assist-'ommissioner J. R. Young, which was ing the constabulary in the pursuit of Chathern Consts Moneure

J. J. Thomas, sworn,-Name John J. ones, tive at Haywood, near here I knew William Norris' place burn some time ago. I had rented it for to supplant the single shot Springfields about four (4) years, I paid him 1,000 they have been using. pounds Hat cotton for 150 neres. gave it up to him about first of No ember, paying his rent. He accepted it back and cauce'led the lease. I went down to Ratelph and he asked if Mr. Jones had left and I told him that he had and gone to Lockville, that the place was vacant. I did not know the place was insured. He seemed satisfied. We are on good terms. the day of fire I went to Dukeland on angler's road, old Jesse Norris place Fom Stevenson owns it. It is 6 from Norris' place to Dukeland.

went there to buy some chingles, got there in evening, had been inquiring for shingles. To go to Dukeland could go by Norris' place. I owned tract of land adjoining on which was t house. My place this side of No vis I passed Norris' place about o'clock, on the night of the fire.

aw a little light in the house as brush. Other Americans safe. The cononssed. The light was in the kitchen. could see it plain as I came along stabulary lost sixteen killed, wounded Miss Alice Vivian Strong, being the road around the garden. I supposed Mr. Norris had put some one in Thirty Pulajanes were buried. Pula-it. I did not stop. I was about 5" janes were pursued. Curry lost 36 hours Mr. J. J. Thomas came to the home yards off. Next morning I had to go of Mr. M. T. Norris on North Blount He asked if I knew Norris' place was sence and proposes to finish the pacific to Cross Roads. I met Buck Cross, withdraws application for leave of abstreet, in the city of Raleigh, where burnt. I said surely could not be. 1 cation. Reports natives in the province she was visiting, and Mr. Thomas examined the burgy deach. Cross actively assisting him. Each found was talking to Mr. W. C. Norris in said Mr. Norris had been there and zealous to exterminate Pulajanes. the presence and hearing of Mr. M. had a boy with him. I came here that T. Norris, and I was in an adjoining evening and saw and talked with the

he would go any way. He went to the front door and knocked and halled and he had made a mistake and he wish- me ofter the fire if I had his key.

1 Sunday morning, the stores of Lawaid po. I have never told him that renes and Payne, Tesh Stult: Company Mr. Thomas said further that he told him how close I was behind him. ed. Lawrence and Payne estimate was anxious to know when the case The house needed covering, 59 or 60 their loss at \$3,500 above \$3,000 insur-I had passed there that night. I never and a vacant store building were burn. would come up again; that Mr. M. years old: nails pulled out; windows ance. Tesh Stultz Company had \$3.000 T. Norris could summon him; that upstairs all out; house generally in stock insured for \$1,060. he wanted the officer to be in time had condition; never had been painted. Wright estate will lose \$1.500 above Indurance on buildings, (Continued on Second Page.)

# GOVERNOR CURRY JUDGE COUNCIL'S EASTERN ROADS FIRE IN FAYETTEVILLE REPORTS FIGHT STRONG CHARGE TO BE MERGED

Pulajanes Attacked Under Addresses Grand Jury on Norfolk and Southern and TRAIN WRECK Law Enforcement Flag of Truce

## CONSTABULARY'S LOSS THE COMMON CRIMES CAPITAL

Denounces Sale of Patent Medicines Captain Jones Lost Half His Com-Which Will Intoxicate-Cruelty to mand in Face of Overwhelming Animals Scored-Commends the Odds, but Gained Victory-Will Wake Commissioners - Believes Wage War of Extermination on Pistol Carriers Were in Court

> Judge W. B. Council of Linoir is Wake county superior court which convened here this morning.

> The courtroom presents a fresh and appearance, suffused with the with a pale tan, the criting is a shade larker and a strip, of blue skirts beween the ceiling and the wall.

oreman: J. G. Chamblee, J. B. Rudd, stock. C. Pool, G. W. Humon (colored), F. C. Pool, G. W. Humon (colored).
J. R. Haynes, H. B. Thomas, R. J. total trackage of 600 miles, and the which was at the rear of the train.

Franks, A. L. Sears, Obs. v. Wiggins.

Immber merger will make a total of Back of the caboose was a ponderous.

Back of the caboose was a ponderous.

The Land of the Free. In his cloquent and patriotic charge, thich consumed nearly two hours, to four billion feet. he grand jury, Judge Council gave an broughout a century and a quarter.

Wake County Anarchists. "Every town is endeavoring to assist Wake county and elsewhere which is Morehead City and Goldsboro, N. C. physicians then drove to the wreck, at constant wer with law and order pest forces la society, must unceass the only remedy and protection N. C. igainst these victors and fawless men. Manila, March 26.-Governor Curry Enforce Liquor Laws.

hour. General Buchanan, commanding In speaking of the crimes which the department of Viscayas, has left lemoralize so try Judge Council on the capital of the less theorem. thasized upon the grand jury the duty of ferreting out and prosecuting viostors of the law forbidding the sale anded as an evil. Here there is lispensary and if that method meet he approval of the public here h tenor said that he had nothing to in bout it, no matter what were ersonal views. He admenished trict compliance with the law on the object. On this subject Judge Cou-I told the grand bury of the gran il of so-called patent medicines coaining a large amount of alcohol and said that the state chemist could give the grand jury a list of these mediines, the sale of which was as much a olation of law as the sale of corn hiskey would be. The judge men foned among other things Perusia chieli seemed to be a low grade of hiskey according to the chemist DeWitt's bitters was another. dies and eiders are also problet d. he stated. The rule to go by h said Judge Council if it will produintoxication when drunk it is a violation of law unless the selfer has a icense. The judge made an eloquent rom the demon of strong drink

Pistols in the Court. In denouncing the carrying of conealed weapons Judge Council astonished his audience by declaring that if very person in the courtroom should foreibly disarmed a remarkable and ot on his person a pistol, a razu chucks, I apoligize to the others I do The judge promised that if the pistol he would promise to increase death. he school fund or the road fores.

Cruelty to Animals. On the subject of slander of innoent women Judge Chuncil was equal y emphatic and severe.

Another subject mentioned was disurbing religious worship. A man may ive and die un infidit if he so desires out he has no right to stand in the vay of the devotion of others. An old, worn out sore back horse

and mule, who cannot speak for himelf, deserves not only the sympathy of all good people but the protection strong arm of the law against drunken, cruel driter.

ommended the commissioners for the improvements made to the court houre ings is not great, be continued and new furniture put in, no one could criticize the commissioners for such wise expenditures, that anything was wrong.

With it. Mr. Robbins will modernize nothing was saved. It and make one of the prettiest of Salisbury's residences. (Continued on

# Virginia-Carolina Coast

Total Trackage of 600 Miles and Output of 150,000,000 Feet Annu-Mackey's Ferry-Columbia Line.

(By the Associated Press.)

presiding at the criminal term of the Wake county superior court which olina Coast Railroad, which re- to the scene of the wreek. cently began the construction of a odor of paint. The walls are tinted new railway line out from Norfolk | Casper, Wyo., March 26.-An accomto Beaufort, N. C., and their lumber modation train on the Chicago & Northinterests are to be merged, western Railway's branch line ran into The grand jury as drawn is com- with authorized capital at \$25,000, a washout on the prable twenty-six posed of the following: B. S. Franklin, 000 in bonds and \$25,000,000 in miles west of here this morning. Nine

The railroad merger will give a jured. N. A. Hartsfield, J. G. Ferrell, Troy 18 mills, with an output of 150,000,5 steel water tank car. The caboose sank N. A. Hartsfield, J. G. Ferrell, T. A. 000 feet annually. There will be deep into the mud and the tank car Baker, T. A. Sauls and C. F. Patrisa. 600,000 acres of timber land owned plunged into the caboose and crushed in fee and a timber stumpage of it like an egg shell, catching the peo-

The railroad merger means the fathers." This was "the land of the brave and the home of the free," his nonor told the jurors. Great and conspicuous as was the disular of valour by the Jupanese soldiers in the recent var with Russia it could not, so Judge Ledenton, together with its Pamilico.

This was "the land of the Pamilico, Oriental and Western, of floods and it became impossible to send trains to the scene, A great force of men was at once put to work on the bridge and the officials announced it would be completed before noon.

Superintendent Cortillion and Drs. Council declared, surpass the heraic division through Mackey's Ferry to Gillam and Keith crossed the river by of the American soldiers Belhaven and thence on to Plymouth the wagon bridge, secured a hand car and Washington, and the leases of and started for the scene. A severe the Atlantic & North Carolina rail- snow storm came up, and after going There is an element of society in road running between Beaufort, six miles, the handcar was blocked. The

Grading is now complete for a new and would substitute anarchy for jus- line to Columbia, N. C., and surveys being constructed from Casper to the government. Against these citizens are complete between Bayboro and thrown open to settlement next August.

Oriental. The road will be extended Most of the parsons tilled. out to New Bern, opening up vast fured were workmen on the way to the ngly battle. The enforcement of law timber lands through Duplin county, grading camps.

## DESPERATE

## Desperate Negro Convict Had Detectives and Greeks in Highsmith. to be Shot Down

Stabbed Guard to Death in Jefferson City and Slashed Two Other Convicts-Made Weapon of Everything He Could Lay His Hands on.

(By the Associated Press.) Jefferson City, Mo., March 26 .-Today when the convicts at the peni-Guard J. W. Woods of Macon, Mo., knife in the hand of an assailant, was pounced upon by a convict and and two Greeks were shot, one fatalstantly. Other guards killed the con-

Other guards and several convicts rushed to the rescue of Woods. Anden to save the boys, to protect them derson was slashing right and left, and injured two other convicts, one tenced from St. Louis to serve ten die: George Karakis, shot in the abyears for murder, being so seriously injured that he will probably die.

Anderson then seized a hose and conderful arrenal would be displayed. directed a stream of water on those Perhaps you think I am slandering who attempted to capture him. Dropour citizenship," said Judge Council, ping the hose he threw buckets and well to every man present who has anything he could lay his hands on and made his way into the yard. Believing it impossible to capture him ury would convict people of carrying alive, guards finally shot him to

#### SUNDAY FIRE IN SMITHFIELD.

(Special to The Evening Times.) Smithfield, N. C., March 26.-Fire broke out in Boyett's drug store at 3 o'clock yesterday afetrmoon, and for a few minutes the main business block of Boyett and Spiers, a drygoods merchant of hundreds who never could buy it Judge Council in concluding highly like \$2,000, and Spiers' nearly as heavy by water. The damage to the build- Haviland (Miss Fannic Shober) died

The fire was caused by a hand lamp

(By the Associated Press.) Cheyenne, Wyo., March 26,-News

has been received here that nine men Lumber Merger of 18 Miles With were killed and twelve injured this morning in a wreck of a passenger ally-Grading Complete for Line train on the Chicago and Northwestern Railroad thirty miles west of Casper, Wyo. The wreck is said to have been caused by the washing out of a newly Norfolk, Va., March 26.—The en- tald roadbed, the tracks collapsing and Norfolk through Eastern North out by a spring freshet it is reported. yoad bridge at Casper has been washed Carolina, and the Virginia-Car- and no relief can be sent from Casper

persons were killed and thirteen in-

ple in a trap.

At about the same time that the accixplanation of the American republi- taking over of the Suffolk & Carolina dent occurred the middle span of the on form of government. The priceless running between Suffolk, Va., Eliza- big railroad bridge across the Platte neritage of valiant and patriotic fore- | heth City, N. C., and Edenton, N. C., river near this city went out, the result

The wreck occurred on the new line,

Most of the persons killed and in-

Two Detectives Stabbed, One Perhaps Fatally, and Two Greeks Shot, One Fatally-Four Greeks Accosted a Woman on Chicago

Mortal Combat

(By the Associated Press.) Chicago, March 26,-Two detect-

ives were stabbed, one perhaps fataltentiary were called for breakfast, ly, and the other wounded with a stabled three times. Woods died in- ly, in a fight between the policemen and Greeks at Halsted and Polk streets last night.

> The wounded: James Dovle, detective, stabbed four times, probably stabbed once; Joseph Katopopulos. shot in the abdomen, expected to

A third Greek is said to have been shot, but he escaped.

One of the Greeks arrested, giving his name as Gus Satomakis, is be lieved to be the man who inflicted the wounds which may cause Doyle's death. Thomas Metakatesi is also under arrest.

According to information obtained by the police, four men, all Greeks, accosted a woman at the corner of Polk and Halsted streets. Detectives Considine and Doyle observed the act and attempted to arrest the men. The fight ensued.

#### Shober Place Sold.

(Special to The Evening Times.) Salisbury, N. C., March 26 .- Mr. Frank L. Robbins has purchased the have started a dry goods business next the town seemed to be threatened, but beautiful old Shober place, known the fire was put out before much dam- the state over. This quaint anteage was done, save to the stock of bellum structure has been the wish next door. Boyett's loss is something 80 long as the Shobers lived and loved it. Last year Mrs. Isaac E. and that caused Mr. Haviland to part of J. D. and James S. McNeill and

### Loss of a Quarter of a Million Dollars, With Little Insurance

CONSUMES 11 STORES

Knocked Through Floor of Gas and Electric Company's Offices When Wall Crushed Rear Portion of Building-Started, No One Knows How, in Thornton's Four Story Building-Loss There Alone Is \$100,000, With Only \$47,000 Insurance.

(Special to The Evening Times.) Fayetteville, N. C., March 26.-Fire riginating in Frank Thornton's dry goods store on Hay street consumed eleven stores in the heart of the city last night and caused a loss of a quarter of a million dollars. Twenty-one years ago a fire that burned eight stores started at the same place.

At 11:40 the first alarm sounded, and almost immediately volumes of fire and rolls of smoke poured from the winlows and roof of Thornton's four-story building. Though three streams of water were put to work here at once, it was plain there was no chance to save t, so the firemen directed their efforts o the adjoining buildings.

There was only a narrow passageway between the side of Thornton's store, which is 125 feet long, and the rear of the stores on Market square and Green street, and the side wall scattered fire on these when it fell.

This wall crushed the rear of the Pemberton building, occupied by the Fayetteville Gas and Electric Comany, and its general manager, J. H. Hinton, who had just opened the safe. end taken out \$55,000, was knocked hrough the floor into the cellar. He vas soon rescued and carried in an ambulance to St. Luke's Hospital. His injuries are regarded as serious, Ten streams of water were used in a sucessful effort to save the Highsmith Hospital and stop the fire at Kennedy's store, three doors above Thornton's. There were exciting scenes in this hospital, the patients being removed and the nurses packing and dropping trunks from the windows. Dr. Marsh tendered the use of St. Luke's Hospital to Dr.

Many brave acts were done by the Fayetteville Fire Company and the Chicora, the reserve company which was alled in. Captain James D. McNeill's zeneralship was wonderful, and his son, Chief James S., with a few men did herole work at the Hay street end. They climbed to the top of Kennedy's store with two lines of hose, and standing directly over the flames and smoke from Ray's store, poured water into it and along Kennedy's wall. It was a beautiful piece of work and was the key to the situation at this end. When the multitude of watchers saw the position gained, a mighty cheer went up.

The fire was under control at 2 clock. A strong northwest wind was blowing all the while, and later a drizzling rain set in. It was 8 o'clock before the firemen left their posts this morning.

The origin of the fire is unknown. It a peculiar coincidence that the fire over twenty years ago should have also will die; James Considine, detective, started in the same building and on Sunday night. The buildings burned were among the

handsomest here, most of them being new, and the Highsmith block of four stores and floor of offices was especially attractive. The losses as well as can now be ascertained are: D. H. Ray, groceries, loss \$11,000, in-

Warren Prior & Sons, jewelers, loss \$10,000, insurance \$5,000.

Frank Thornton, dry goods, loss \$100, 100. insurance \$47,000. The Kyle building on the corner was

just about to be torn down and another for the use of the national bank erected. The Pemberton building, worth \$4,500, usured for \$1,500, occupied by the gas and electric company, whose loss is 31,000.

On the other corner of Market square was H. Lutterloh's store, worth \$5,000, insurance \$1.500.

J. H. Anderson saved some of his \$5,000 stock in this store. He was to week. His insurance was \$3,000, loss

Highsmith building, worth \$20,000, insurance \$4,000.

Mrs. W. H. Baucom, millinery, loss \$2,000, no insurance. McNeill's cafe and bakery, loss \$2,500.

no insurance. This was the property R. M. Jackson, groceries, loss \$4,000,

(Continued on third page.)