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RALEIGH, N. C., TUESDAY, JANUARY 22, 1907.

PRICE 5c.

BILL IN THE SENATE TO PROHIBIT FREIGHT RATE DISCRIMINATION

The Full Text of Important Measure by Senator Buxton Introduced Today

COUNTIES MUST CARE FOR AGED AND INFIRM

Senator Buxton's Bill to Compel All Counties to Care for Indigent—Daniel Bill to Reduce Number of Challenges Allowed in Both Criminal and Civil Cases—Law to Permit Secret Societies to Hold in Trust, the purchase and Sell Real Estate, Etc., is Strengthened by Bill Passed Senate Today—Election of United States Senator by Separate Ballot Today—Speeches of Senators Drewry and Mitchell Orate and Beautiful—The Day's Proceedings in Detail.

The lieutenant governor called the state senate to order this morning at 11 o'clock and the day's session was opened with the customary invocation, spoken by Rev. R. T. Vain of the Baptist Church, resident Baptist College for Women at Raleigh.

The Journal of Monday was approved on the certification of its correctness by the committee on the Journal. A number of the standing committees reported back bills which had been referred to them and they were placed upon the calendar and disposed of as reported further on in this account of the day's proceedings.

New Bills Introduced.

In the regular order the following bills were introduced:

By Mr. Sewall—To regulate and fix time for transportation of freight and providing for forfeitures. Committee on Railroads.

By Mr. Burton—To provide for the aged and indigent and infirm wards of the state. Public Health.

By Mr. Burton—To prohibit the sale of toy pistols, fire crackers, etc. Propositions and Grievances.

By Mr. Thorne—Petition from board of commissioners of Rocky Mount in regard to the license tax on liquors, etc. Finance.

By Mr. Brees—To prevent intoxicated persons from traveling on railroad trains, steamboats, etc., and for the better protection of the traveling public. Committee on Railroads.

By Mr. Brees—To change the boundary line of a graded school district in Swain county. Committee on Education.

By Mr. Bellamy—To confine and enlarge powers of the Southern Mutual Home Insurance Company. Committee on Insurance.

By Mr. Burton—To provide for better care for the indigent, aged and infirm of the state.

For the Relief of Indigent Aged and Infirm.

The bill of Senator Burton, introduced today, provides that all counties shall within twelve months after its ratification purchase not less than twenty-five acres of land for a county farm.

That same shall be cultivated, etc., and suitable building and care for the indigent, aged and infirm.

That if the revenue receipts of any county are insufficient for the purpose, county may issue coupon bonds not exceeding \$10,000 and not exceeding five per cent interest, to be sold by county commissioners, etc., to run not longer than twenty years.

Mr. Buxton's Freight Rate Bill.

By Mr. Buxton—A bill to be entitled an act to prevent discrimination in freight rates by railroads against points in North Carolina, the full text of which is as follows:

The General Assembly of North Carolina do enact:

Section 1. That no railroad company shall charge or receive for the transportation of freight to any station on its road, a greater sum than is at the time charged or received for the transportation of the like kind and quantity of freight from the same original point of departure to a station at a greater distance on its road in the same direction. Two or more railroad companies whose roads connect shall not charge or receive for the transportation of freight to any station on the road of either of them, a greater sum than is at the time charged or received for the transportation of the like kind and quantity of freight from the same original point of departure to a station at a greater distance on the road of either of them in the same direction. In the construction of this act the sum charged or received for the transportation of freight shall include all terminal charges, and the road of a company shall include all the road in use by it, whether owned by it or operated under a contract or lease.

2. Every railroad company which

violates any provision of this act shall be liable for all damages sustained by reason of such violation, and shall be guilty of a misdemeanor and fined at the discretion of the court.

3. This act shall be in force from and after its ratification.

By Mr. Daniel—To reduce the number of challenges in both civil and criminal cases. Judiciary committee.

By Mr. Rheinhardt—To appoint W. H. Lowe a justice of the peace in Lincoln county. Committee on Justice of Peace.

Tightening Reins on Renters.

By Mr. Mitchell—To make it unlawful for a tenant to leave his landlord until all debts are paid and to make it unlawful for other landlords to contract with tenants who have not complied with this proposed law, etc.

(This bill tightens the reins on renters, especially tenants on farms, and it apparently does not help the "one gallon boys," whom Senator Mason last week declared it was time this legislature was helping when a more rigid summary proceedings bill was killed in short order.)

By Mr. Wood—To protect deer in McDowell county. Committee on Game Laws.

By Mr. Drewry—To regulate the retirement of capital stock in certain cases. Committee on Corporations.

By Mr. Dicke—To give certain jurisdiction to justice of peace in Clay, Macon and Graham county. Committee on Judiciary.

By Mr. Harrington—To appoint T. A. Harrington and J. B. F. Stewart justices of the peace in Harnett county. (Continued on second page.)

SOUTHERN RY. MILEAGE BOOKS

Good on Practically All Roads in the South

RECEIVE INSTRUCTIONS

Conductors Notified to Accept Books of Other Roads for Mileage—Traveling Men Have Been Working for Interchangeable Mileage for a Number of Years.

Conductors on the Southern Railway were instructed today that the company had made arrangements by which mileage books sold by that company would be good on practically all of the roads operating in the south and the books of the other roads will be good on the Southern.

This is something the traveling men have been working for for a number of years. Some of the roads have issued such books for several years past but the Southern heretofore would not come to the terms of the traveling men. Any one who stops for a moment to consider the matter will appreciate what it means to the traveling man. The general public, of course, will reap some benefit but nothing compared to the salesman who is on the road all of his time, some days traveling on several roads. To be able to use mileage on all of those roads instead of having to buy a new ticket each time a change is made makes quite a difference.

The roads the interchangeable books will be good on are, the Seaboard Air Line, Atlantic Coast Line, Virginia and Carolina Coast, Western and Atlantic, Western Railway of Alabama, Alabama and Great Southern, Queen and Crescent, Atlanta and West Point, Atlanta, Birmingham and Atlantic, Norfolk & Southern, Baltimore Steamship Packet Company, Central of Georgia, Charleston & Western, Carolina, C. N. & L., Georgia Railway, Chesapeake Steamship Company, Georgia, Southern and Florida, Louisville & Nashville, Nashville, Chattanooga & St. Louis, Richmond, Fredericksburg & Potomac.

SENATOR BROWN'S KILLING TAKEN UP.

(By the Associated Press.) Washington, Jan. 22.—Investigation was begun today by the grand jury into the alleged murder of the late Senator Brown of Utah, by Mrs. Anna M. Bradley of Salt Lake City. The shooting of Senator Brown occurred at the Raleigh Hotel here a few weeks

ago and Mrs. Bradley since has been confined to jail without bail. It is not expected that the grand jury will enter into the conditions which led up to the crime, but will confine its inquiries to local witnesses who have knowledge of the incidents immediately surrounding the shooting. The probability is that the grand jury will not make a return on the case before next Friday.

COMPLAINT AGAINST ROADS UNSUSTAINED.

(By the Associated Press.) Denver, Col., Jan. 22.—At a hearing before the interstate commerce commission here today in investigation of complaints against a score of railroads for alleged discrimination in freight rates against this city and state, Commissioner Prouty said he did not believe the commission would hold that in general the rates were too high, nor would any court hold that the rates in general were too high. The only ground on which the case should be heard was that the rates are unreasonable to Denver.

"If that is what you are trying to show," said Mr. Prouty, "you have very little evidence. So far you have shown nothing except that the rates on certain piece goods are excessive. The commission can make no order on any commodity not mentioned in the allegation."

Mr. Prouty said he had no authority to rule on the competency of the complaint, or perhaps to allow an amendment to the complaint, but he would allow an amendment, and the whole commission could take up the matter.

NO VOTE IN TEXAS FOR SENATOR YET.

(By the Associated Press.) Austin, Tex., Jan. 22.—Neither house of the Texas legislature has recorded a vote for senator. Both houses are listening to nominating speeches. A vote will not be reached until late this afternoon or tonight.

Senator Ballou and his friends are confident he will be re-elected. An effort was made in the house to pass a resolution demanding that conditional upon his election now by a legislative vote Senator Bailey should be submitted the merits of the present charges against him to the people in a special state primary election, and in the event that the people prefer Bailey he would resign the senatorship. This resolution was by a vote of 69 to 31, refused a second reading, thus precluding its further consideration today.

CULLOM IS SENT BACK TO SENATE.

(By the Associated Press.) Springfield, Ill., Jan. 22.—Shelby M. Cullom, who has been United States senator from Illinois continuously since 1883, was today re-elected by a unanimous vote of the 132 republican members of the legislature. This is the fifth time Mr. Cullom has been elected to the senate.

St. Paul, Minn., Jan. 22.—Both houses of the Minnesota legislature voted separately to return Knute Nelson to the United States senate. Four democratic senators voted for Senator Nelson.

STEAM TURNED ON MAN IN A BOILER.

(Special to The Evening Times.) New Bern, N. C., Jan. 22.—G. W. Williams, employed by John L. Roper Lumber Company here, met with a horrible accident this morning. He was at work in a "dead" boiler, and the fireman, not knowing Williams was in it, turned the steam from a live boiler into the place where the man was, literally parboiling him. He managed to get his head through the man hole and was taken out without much difficulty and conveyed to a hospital. The man was conscious through all the suffering, but there are no hopes of his recovery.

SHOT DAUGHTER OVER ARGUMENT.

(By the Associated Press.) Rochester, N. Y., Jan. 22.—Excited by a breakfast table discussion today Edwin Dabell aged 15 drew a revolver and shot his daughter, Miss Emma Dabell and Miss M. C. Taber. Miss Dabell sustained merely a scalp wound while Miss Taber was shot in the back, her injury being serious.

IN A DEADLOCK ON THE SENATORSHIP.

(By the Associated Press.) Providence, R. I., Jan. 22.—The Rhode Island legislature remains in deadlock on the United States senatorship. Colonel Goddard still leads with forty-one votes. Colonel Colt received thirty-eight, Senator Wetmore thirty-one.

VAULT OF THE BANK BLOWN BY DYNAMITE.

(By the Associated Press.) Crittenden, Ky., Jan. 21.—The vault of the Tobacco Growers Deposit Bank was dynamited today by robbers. The men secured only \$500, leaving \$4,000 in the vault.

AUTO RACES ON ORMOND BEACH

Marriott Winner of One Five Mile Event.

Blakely Takes Other

Wagner, who had entered for the Ormond races, reported to be on eve of sailing for France—He is threatened with suspension from the Racing Association.

(By the Associated Press.) Ormond, Fla., Jan. 22.—The real racing in the fifth annual international automobile tournament began today with the four events scheduled. They were: Five miles from standing start open to all weights and powers; five miles for the world's championship from flying start, open to all weights and powers; one mile championship, open to all weights and powers, and a special half mile slow race on high gear. After crossing the line of start in the last event the high speed gear must be in, and neither the gear nor the clutch pedal shall be touched until after the finish. A stop disqualifies a car.

The beach is in splendid condition, and the weather, though slightly cooler than yesterday, is fairly pleasant.

Unofficial information having reached the officials here to the effect that Louis Wagner, winner of the Vanderbilt cup-race and who had formally entered for events here, intended sailing on Thursday with his car for France, notice was sent through Jefferson DeMont Thompson, chairman of the American Automobile Association racing board, that unless Wagner and his one hundred horse power racer appeared he would be suspended, both here and abroad, if possible, from further racing, suspension to continue for an indefinite period. No reply has been received as yet.

The five mile event from standing start was won by Blakely in a seventy-five-horse power gasoline car. His time was four minutes, twenty-five seconds. There was no previous standing start record for this distance.

The five mile event, flying start, open to all weight and powers was won by Marriott in a thirty-horse power steam car in three minutes, forty-four and four-fifth seconds, which is one minute slower than the record.

The five mile match race between a thirty horse power steamer and a seventy horse power gasoline car was won by W. R. Fikes in the steamer in three minutes, fifty-two seconds.

The even mile touring cars was won by Durbin in a steam car in 53 2-5.

OVER A MILLION ARE FAMISHING

New York, Jan. 22.—The American Bible Society has just received the following cablegram from the Rev. John R. Hykes, D. D., the agent for the society for China:

"Notify all leading Shanghai missionary association 274 members representing nineteen bodies, urge appeal famine relief through all churches. Million and quarter starving. Refugees already flocked cities. In district three million destitute. Many millions affected. Many deaths already though five months suffering only begun. General relief committee representing all interests in this part east unite in placing work relief entirely in responsible hands of missionaries. Opportunity impress China. (Signed) "Hykes, president."

THREE DEAD IN COAST LINE WRECK.

(By the Associated Press.) Charleston, S. C., Jan. 22.—As the result of the wrecking of the Atlantic Coast Line vestibuled train last night near Yemassee, three are known to be dead, two are missing and seven injured. Among the missing and supposed to have been burned to death is an unknown Cuban who was a passenger. Ten box-cars and two Pullmans were destroyed by fire.

A HUNDRED THOUSAND DEMAND HIGHER WAGES.

Chicago, Jan. 22.—Tramway and conductors of every railroad west of Chicago are demanding an advance in wages, which if granted, will increase the pay of many millions of dollars annually.

The demands affect more than 100,000 employees and are now being discussed by committees representing the general managers, and the labor organizations,

MERCHANTS BILL PASSES HOUSE

Prevent Fraud in Sales of Stocks in Bulk

Resolution to Ascertain Value of State's Stock in N. C. and A. & N. C. Railroads—Divorce Bill by Kitchin—Election of Senator—2 Votes for Brit.

The house was called to order at 10:30 this morning by Speaker Justice. There was no prayer, as no clergyman was in the hall.

Mr. Stickley of Cabarrus sent up a petition from traveling men of the state asking that travelers be allowed as much as 200 pounds of baggage.

Bills introduced.

Joint resolution to ascertain value of state's stock in North Carolina and Atlantic & North Carolina railroads. By Gallert of Rutherford.

Joint resolution to provide for investigation and examination of all insurance companies doing business in North Carolina and pay expenses thereof. Gallert.

Bill to make landlord and tenant act apply to Rowan and Rutherford counties. Murphy.

Establish dispensary in Windsor, Bertie county. Gilliam.

Establish Windsor graded school district in Bertie. Gilliam.

Incorporate town of Zebulon in Wake. Harris.

Appoint cotton weighers for Benson in Johnston county. Jones of Johnston.

Prevent making false or pretended title to real property. Gandler.

Make ten years' absolute separation cause for divorce. Kitchin.

Amend divorce law. Douglas (by request).

For relief of sheriff and tax collector of Hyde. Davis of Hyde.

Promote oyster interests in North Carolina. Davis of Hyde.

To elect county board of education and superintendent of instruction in Macon. Burnett.

For working of public roads in Macon. Burnett.

Amend charter of South & Western Railroad Company. Weaver.

Relative to liability of common carriers to employees. Bolton (by request).

Authorize state to condemn property for use of penal and charitable institutions of the state. Winborne.

Relative to trials of real actions in Hertford, where records are destroyed. Winborne.

Guard against and prevent obstructing passage of fish in Albemarle sound. Winborne.

Authorize corporation commission to require railroads to establish depots less than five miles apart in certain cases. Winborne.

Create state board of arbitration for settling cases against counties, cities and towns. Winborne.

Amend act providing for payment of special venturers in Columbus and Onslow counties. McRackan.

Increase appropriation for indigent Confederate soldiers and widows. Price of Rockingham.

Appoint Claud R. McAuley a justice of peace in Alamance. Pickett.

Amend law against hunting on lands of another in Robeson. John.

Regarding payment of witnesses before grand jury, special veniremen and road overseers in Wayne. Hollowell.

Amend law defining place of sale of liquor. Harikins.

Place Herriott Holloway on pension list. Davis of Cherokee (by request).

Incorporate town of Roper in Washington. Blount.

Repeal act providing dispensary for Creswell in Washington. Blount (with petitions).

Regulate hunting in Henderson. Rector.

Protect game in Henderson. Rector.

Amend act defining place of sale of liquor. Watts of Alexander.

Prohibit sale and manufacture of liquor in Madison county. Bailey.

Prescribing pay of jurors in Rutherford. Gallert.

Regulating railroad companies in state and prescribe rates for transportation of passengers. Gallert.

Incorporate Marlborough graded school district in Randolph. Wood.

Amend law as to penalty for failure to transport freight in reasonable

time, and limit amount of penalty. Wood (by request).

Amend Revisal relative to extension of time to commute and settle the public debt. Wood.

Amend act enlarging boundaries of Highlands in Catawba. Yount.

Amend act relative to assessment of real estate of railroads in stock-law territory in Wayne. Edgerton.

The Merchants' Bill.

Immediately upon the expiration of the morning hour, the special order of the day, the bill introduced by Mr. Doughton to regulate the sale of goods in bulk and to prevent fraud in such sales, was taken up, and again there was some little discussion over it, a number of amendments being offered.

Mr. Doughton made a strong plea for the bill, showing that most of the states, and especially those bordering on North Carolina, had this law.

All amendments were voted upon except two, one by Mr. Kitchin of Halifax and the other by Mr. Yount of Catawba. The former struck from the provision that no manufacturer or jobber should have a lien on any merchandise an exemption as to goods sold and delivered by such manufacturer or jobber. Mr. Yount's amendment made the bill apply to "the major portion" of a stock of merchandise instead of "any portion."

The last provision of the bill is an amendment formerly offered by Mr. Winborne of Hertford.

The bill passed second and third readings without division.

Election of Senator.

The noon hour arrived just after the passage of the merchants' bill, and the house proceeded to ballot for a United States senator. The nomination of Senator F. M. Simmons was (Continued on Second Page.)

One Man Killed and Several Wounded—Fighting Was So Fierce That All the Officers of Lawton Were Called Upon to Quell it and Make Arrests.

(By the Associated Press.) Lawton, Okla., Jan. 22.—A negro riot, created by Lane Dixon, colored, reputed to be a discharged soldier from the 25th infantry at Fort Reno last night resulted in the death of Nat Marshall, colored, the wounding of Dixon, and several other negroes and the arrest of fifty negroes.

Marshall, owner of the gambling resort in which the negroes had congregated and Dixon, engaged in a quarrel over a crap game. Their fight drew others in and a pitched battle resulted. The fight was so desperate that all the officers of Lawton were called upon to put a stop to it and make the arrests.

PIER AND VESSEL ARE LOST BY FIRE.

(By the Associated Press.) Baltimore, Md., Jan. 22.—A large new coal pier of the Pennsylvania Railroad at Canton and the four masted schooner Cohasset of Boston were burned today. The men at work on the pier and the crew of the schooner got away in safety. The loss on the pier was placed at \$30,000, fully insured. Very little coal was in the pier at the time.

The schooner Cohasset was about one-third loaded with coal. She was built in 1903 and was owned by John S. Emedy Company of Boston.

WANT IMMIGRANTS IN EAST CAROLINA.

The department of agriculture has received application from farmers in Northampton county who desire twenty immigrants as tenants. They prefer Scotch. The applications were received by Mr. Bruner this morning and he will make an effort at once to get the desired renters.

Very few immigrants come to North Carolina at the present time but steps will probably be taken at the present legislature to change matters in this respect as much as possible and endeavor to turn a part of the immigrants this way.

Approved By President.

(By the Associated Press.) Washington, Jan. 22.—The president has approved the joint resolution authorizing temporary leaves of absence for homesteaded settlers.

COTTON MILL HOUSES BURNED

Fire at the Pilot Cotton Mill

Early This Morning

LOSS PLACED AT \$4,000

Ten Out of Sixteen Houses in What is Known as the North Row Burned—Only Part of the Occupants Were Able to Save Their Furniture.

Ten houses were destroyed by fire at the Pilot Cotton Mill this morning, the loss being in the neighborhood of \$4,000, but it is well covered by insurance. As a result of the fire, eleven families are homeless but are being cared for by the owners of the mill, temporary homes having been provided and the families looked after in other ways. The furniture in the house where the fire started was destroyed and such was the case in several of the adjoining houses, but farther off the occupants had time to save nearly all of their belongings.

The fire burned very rapidly and within an hour and a half after the flames burst out from the roof of house No. 38, occupied by Mr. D. P. Pearson, the ten houses had been burned. There is a volunteer fire company at the mill and they are supplied with fire fighting apparatus. They got to work in a very few minutes after the fire was discovered. House No. 39 caught on fire but it was put out before the house was entirely burned and it was well that such was the case, as there were six more houses in the row in that direction. When the fire had been got under control in this direction the wind caused house No. 37 to catch on fire and that entire end of the row was burned—ten houses in all.

Mr. Pearson discovered the fire, his attention having been attracted by smoke in his room. He got up to see where it came from, and upon opening a closet door the flames burst into the room. He said his family barely had time to escape from the house before it was in a mass of flames. The fire burned with great rapidity and several of the adjoining houses were in flames in a few minutes. The houses destroyed were those occupied by the employes of the mill and were from three to six-room houses. They were among the best at the mill. No casualties occurred.

Soon after the fire was discovered the chief of the fire department was called up and asked to bring one of the hose wagons out. It being out of the city limits he refused to respond without the mayor giving orders to do so. Mayor Johnson was then called up and told of the fire and he in turn called up Chief Mangum of the fire department and told him it would be all right to carry one of the hose wagons to the mill. The hose company responded as quickly as possible after getting orders but the fire was under control by the time they arrived. No insurance, it is understood, was carried on the furniture burned.

The Associated Charities, through the general committee, sent shoes and clothing this morning to persons who lost all of their belongings in the fire. Several families lost everything they possessed except the scant apparel they wore.

RIOT LEADS TO FIFTY ARRESTS

Discharged Negro Soldier Creates the Tumult

IN A PITCHED BATTLE

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The schooner Cohasset was about one-third loaded with coal. She was built in 1903 and was owned by John S. Emedy Company of Boston.

RESIGNATION OF COL. T. C. JAMES

Adjutant General T. R. Robertson today received the resignation of Lieutenant Colonel Thomas C. James, of the Second regiment. Colonel James has been connected with the state guard almost continuously since 1875 and was a most competent man. The news that he has sent in his resignation will be learned with much regret by the entire state guard. He rendered efficient service in Wilmington during the riot in 1898, having been captain of the Reserve corps, which was an active duty. His home is at Wilmington.

The successor of Colonel James will be elected at a meeting of the officers of the Second regiment to be called at such time as is deemed practicable.

CUTS AT COTTON

(By the Associated Press.) Washington, Jan. 22.—Senator Culbertson has introduced a bill prohibiting the sending of any information regarding dealings in cotton futures either over interstate telegraph or through the mails.

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