

THE RALEIGH EVENING TIMES

PATH ON VERGE OF BREAKDOWN

Harry and Evelyn Thaw Under Terrible Strain

HER CASE IS PITIFUL

Yet it is stated that the inquiry into Thaw's mental condition may not be concluded under several weeks—O'Brien has withdrawn from the jury board.

(By Leased Wire to The Times.) New York, March 28.—The fact that Harry K. Thaw and Evelyn Nesbit Thaw were today nearer a complete nervous collapse than at any time since the trial began, more than two months ago, led the jury commission to announce that their inquiry as to his mental condition would be rushed with all possible speed.

Thaw was anxious to be called as the first witness in his own behalf at the opening session today. The members of the commission announced that they would probably grant the accused man's request and permit him to take the stand at once. It has been planned that any of the lawyers for either side and any of the assistants for either side can question Thaw at any time and on any subject so long as the question does not in any way involve the killing of Stanford White.

Both Ready to Collapse. The physical condition of Thaw was such today that it was considered doubtful if he would be able to stand continuously the long mental examination which had been planned. His keepers in the Tombs said that he was in a highly nervous state, that he had spent a restless night and was exceptionally irritable. Already the strain through which he is passing has had a terrible effect on him.

At the Hotel Lorraine it was announced today that Evelyn Nesbit Thaw was on the verge of a nervous breakdown. Nesbit has a much stronger womanhood than the strain under which this frail young woman has been for ten weeks.

Heralically she bore herself through the trying times of the ordeal but the interruption of the trial by a lunacy commission so disappointed her that her friends fear that she will now be unable to give her prisoner-husband the moral support which did so much to aid him.

It was said at the hotel today that young Mrs. Thaw's condition was pitiful. In the last few days she has become pale and emaciated. She is exceptionally nervous and restless and does not sleep well. Her appetite is gone, and so fearful is the elder Mrs. Thaw that the young woman will completely collapse that she has had a doctor to see Evelyn daily.

Inquiry May Last Weeks. While the commission has expressed a willingness to rush the matter through because of the condition of Thaw and his wife it is generally believed that the inquiry may last several weeks. When Morgan J. O'Brien, former presiding judge of the appellate division, consented to serve on the commission he was under the impression that the inquiry would last only a few days. On being informed, it is understood, that the inquiry might require many weeks, Judge O'Brien decided that his health and his business arrangements would not permit him to serve, and he withdrew. The substitution of David McClure, a lawyer with a national reputation, to take Judge O'Brien's place is said to have been suggested by Mr. O'Brien himself.

District Attorney Jerome has had (Continued to Page Two.)



This picture is from a photograph of Harry K. Thaw as he was signing his name to a letter. Below is a sample of the young prisoner's handwriting.

Dear Mr. Dehms You may be pleased to hear that today I'm ready over 50 amount

GONE DOWN INTO OCEAN'S DEPTHS? BY WRECKERS

Supposed Loss of the Steamship Greenland The Pennsylvania Has Offered \$5,500 Reward

OFF NEW FOUNDLAND A DISASTER AVERTED

The Last Seen of the Vessel She Was Being Driven Helplessly Seaward, Her Main Shaft Broken—One Hundred and Eighty-three Persons Were On Board.

(By Leased Wire to The Times.) St. Johns, N. F., March 28.—The steamship Greenland, with 133 persons on board, it is feared is lost off the coast of Newfoundland. After breaking the main shaft in a battle against the raging storm, the vessel was blown helplessly out to sea.

Information brought here today by the steamship Grand Lake, indicates that the Greenland is lost, with her 133 persons she was known to have aboard. The Grand Lake was unable to assist the Greenland because two blades of her own propeller had been broken in the storm and the ship had all she could do to find her way into port.

The Greenland had signalled to the Grand Lake that she had asked the steamship Diana which passed to take aboard 100 of the Greenland's passengers, but that the Diana had refused.

According to Captain Kneeb, of the Grand Lake, the Greenland was last seen on Sunday being helplessly blown seaward. All persons on board were then signalling frantically for help. The fleet of sealing vessels has had the worst season ever experienced according to the word brought in by Captain Kneeb. Besides being continually buffeted by the severe storm, he said that the catch had been exceptionally small.

According to the scalers it has been the worst season in more than forty years.

SIX HARD SHOCKS OF EARTHQUAKE FELT

Kingsport, Jamaica, March 25.—The Panama Canal Commission has filed a claim for \$10,000 against the local government for tests and food supplied to the earthquake sufferers. The commission will be asked to waive its claim. The earthquakes are recurring. There have been six sharp shocks since Friday.

MORE ERRORS IN BILL PASSED

The Office of Assistant General Attorney Affected

ACT EFFECTIVE IN 1909

In Force as to Members of Corporation Commission and Bank Examiners After Date of Ratification. Omission of Word "Not" in Pilotage Bill Changes Meaning of Section.

Errors continue to be found in bills passed by the last legislature and some of them may result in law suits. It has now been found that the bill which is supposed to equalize the salaries of the state officials, not the clerks, for there are a number of salary bills, is badly mixed up, but only one state officer is affected and it is probable that the matter be passed over.

In naming the salaries that the different state officials shall receive, the latter part of Section 2 reads as follows: "That the attorney general now in office shall have an assistant to be appointed by him, to receive a salary of one thousand five hundred dollars (\$1,500.00) per annum for the remainder of his present term of office."

Section 3 reads as follows: "The provisions of this act shall be in force from and after January first, one thousand nine hundred and nine, except that as to the salaries herein provided for corporation commissioners, and the bank examiners, the same shall go into effect from and after the date of the ratification of this act."

It can be seen by the fact that only the members of the corporation commission and the bank examiners are affected at this time by the bill, the other provisions of the act not becoming effective until January 1st, 1909. The Assistant Attorney General, Mr. Hayden Clement, of Salisbury, has already been appointed and has entered upon his duties.

Another error is in the pilotage bill, the word "not" having been omitted and changed the meaning of the section entirely. The error was made when the bill was originally drafted. It is an act to require all vessels coming into Southport to take pilot.

This section in which the mistake was made reads as follows: "Section 15—Any vessel coming into Southport from sea without the assistance of a pilot, the wind and weather being such that such assistance or service could have been reasonably given, shall not be liable for pilotage inward from sea, and shall be at liberty to depart without payment of any pilotage, unless the services of a pilot be secured."

THE MONUMENT TO SAMUEL SPENCER

(By Leased Wire to The Times.) Indianapolis, Ind., March 28.—Governor Hanly is seriously ill at his home in this city which he reached today from the east, where he had gone for rest.

His physician says he is suffering from nervous breakdown and that he may be confined to his home for several days. The governor's condition is due to worry over legislation which he recommended but which the legislature refused to enact. Three days ago he went east, but when he started to return Monday night, he was so ill that he had to leave the train at Pittsburg.

SPENCER BLACKBURN IS ILL IN GREENSBORO.

(Special to The Evening Times.) Greensboro, N. C., March 28.—Former Congressman Spencer Blackburn is in St. Leo's Hospital here on account of a bad attack of nervous prostration. Mr. Blackburn had been doing some work upon the lawn at his home in Summit avenue, when upon returning to the house he fell unconscious at the door steps. His condition is now favorable. Mr. Blackburn had been ill for some time previous to his returning to Greensboro.

ALPHONSO HAS TUBERCULOSIS

(By Leased Wire to The Times.) Paris, March 28.—A dispatch from Rome to The Journal says it is stated that news has arrived at the Quirinal to the effect that King Alfonso of Spain is suffering from tuberculosis, and that the Spanish court is extremely uneasy regarding his condition.

A CHANCE FOR RALEIGH TEAM

Eastern North Carolina League Organizing

AN INVITATION COMES

City Asked to Send Representative to Meeting to Be Held Soon in Order to Talk Matter Over—Proposition for Stock Company at \$25 a Share.

Raleigh has a chance to get into a baseball league this summer. Mr. Ceburn Harris is in receipt of a letter from Mr. Harry Howell, superintendent of the Washington public schools, at Washington, N. C., in which he states that he has been requested to write to a number of eastern towns in regard to organizing a league in this state, and would like to know if Raleigh would be counted in on such a league, or whether a representative from this city could attend a meeting to be held at an agreed date and at some central point in order to talk the matter over.

Raleigh has always been a big supporter of the baseball leagues, and now is a good time for a number of enthusiasts to get together and try and place a team from this city in the field and become a member of the Eastern North Carolina League. There are a number of people in the city of Raleigh who would be willing to subscribe for a team for this summer. A number of business men who love to witness a game of ball would no doubt be glad to help support a good team.

There are to be several teams in this league, and it is understood that the smaller towns in the eastern section of the state are to support a team. Why should Raleigh not come out with one of the best teams in the league? Several people have been heard to remark that they would contribute to the support of a team. One business man suggests that stock be issued, each party investing \$25, and run the amount up to \$500.

If the sports around Raleigh could get together and raise enough money to enter this league, they could almost get a team from the city, and a fine one at that, then get a couple of good pitchers and a catcher, and they would put a splendid team in the field.

Mr. Howell did not state in his letter what towns were thinking of entering the league, but if the people of Raleigh got together they can put a team in the field that would do justice to the supporters.

SERIOUS ILLNESS OF GOVERNOR HANLY.

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FICTION OF WALL STREET PRICES

Have Nothing to do With Real Values

SO ASSERTS CARNEGIE

Declares That the Time Has Come When the Government Should Assume Control of Railroads Through the Interstate Commerce Commission—Has Talked With Roosevelt.

(By Leased Wire to The Times.) New York, March 28.—"Wall Street prices are no prices at all. They are fictitious figures which have nothing to do with the real value of stocks and bonds." These were the words of Andrew Carnegie, as he alighted from a train in Jersey City less than half a day after he had taken dinner with President Roosevelt at White House. He said also the time had come when some restraint should be placed on the questionable methods of the railroads in this country.

"If a man loses his all at gambling I have no sympathy for him," said Mr. Carnegie. "I've no sympathy for Wall Street gamblers. Men who possess standard securities have no cause to worry about their value because of what Wall Street gamblers say they are worth. There is one good thing about these so-called gamblers they tell me about. They serve to stir up the patients enough to let the doctors know what is the matter with them."

"Wall Street prices," he continued, "are not prices at all. They are quotations, fictitious figures which have no more to do with the real value of stocks and bonds than has day to do with night. I don't know anything about Wall Street quotations. I only hear of them. I never read them in the newspapers because they do not mean anything to me."

Supervision of Railroads. "President Roosevelt's ideas are most commendable," declared Mr. Carnegie with pronounced enthusiasm. "He deserves the support of every business man whose finances are involved in the proper management of the railroads. Government supervision now is the rule in Europe and Canada, and the time has come when some restraint should be placed on the questionable practices of railroads in this country."

"What do you mean by the time has come?" "When stocks and bonds are issued without regard to the best interest of the investor at large, when the proceeds of such issues go into the pockets of the officials who authorize them, it is time for the government to say when and for what purposes such issues shall be made."

"How should the government assume control?" Mr. Carnegie was asked. "Through the interstate commerce commission," he replied with an emphasis and quick look which seemed to mean that the way was perfectly apparent.

"The interstate commerce commission should be on the plane like that of the supreme court of the United States, so far as the relations of the former to the railroads are concerned. Congress should enact a law that would give the commission this power."

"I have every confidence in the world in the present personnel of the commission. It is composed of a highly intelligent and trustworthy lot of men and they have only to be given power in order to stop the stock jobbery that calls for regulation."

"Will the railroads presidents be in accord with the president on the question, do you think?" "Well," he smiled, slowly and thoughtfully, "I have every confidence in the world in the integrity of such men as Huggitt, of the Chicago & North Western; Mr. Mellon of the New York, New Haven & Hartford; and Mr. McCree of the Pennsylvania. Having said that I thought the president's ideas were right and that I had confidence in the railroad heads mentioned you ought to be able to draw your own conclusions."

VICTORY FOR THE GREAT NORTHERN

Supreme Tribunal Overrules Lower Courts

MAY ISSUE NEW STOCK

The Decision of the Highest Court of Minnesota Gives Great Satisfaction to the Great Northern, Which Will Now Proceed With Its \$60,000,000 Stock Issue.

(By Leased Wire to The Times.) St. Paul, Minn., March 25.—The supreme court of Minnesota this morning overruled the lower courts in the suit brought by the state to restrain the Great Northern Railroad from issuing \$60,000,000 of new stock. The state claimed the issue of stock should have the approval of the state railway commission, and secured an injunction against the stock issue.

The opinion of the opinion handed down in the Great Northern case is as follows: "The terms and conditions upon which corporations may be created, the powers and capital stock they may issue, the purposes for which they may increase their capital stock and the conditions and limitations of this act exclusively matters for legislative action which cannot be delegated."

"The state having created railroad corporations for public purposes the legislature has the right to enact statutes regulating the increase of their capital stock, such regulations tend to prevent secrecy of operations and accounts by such public agencies and the issue and sale of fictitious or watered stock which is a felony in this state."

"In the exercise of this right the legislature may enact a statute providing generally for what purposes and upon what terms conditions and regulations an increase of capital stock may be made and confer upon a commission the duty of supervising any proposed increase."

"It may also delegate to the commission the duty of finding the facts in each particular case and authorize and require if it finds the existence of facts that brings the case within the statute to allow the proposed increase, otherwise to refuse it."

"Any statute, however, which attempts to authorize the commission in its judgment to allow an increase of capital stock for such purposes and on such terms as it may deem advisable or in its discretion to refuse, would be unconstitutional, as an attempt to delegate distinctive power."

"Section 273 R. S., relating to the increase of capital stock of railroad corporations does not violate article 1, section 2 of the state constitution of the United States, which forbids the enactment of any law impairing the obligation of contracts. It does, however, violate section 1, article 3 of the state constitution in that it delegates to the commission legislative power."

The order of the county court is therefore reversed. "Will Issue the Stock. Representatives of the Great Northern Railroad Company in this city are naturally gratified over the sweeping character of the decision handed down today by the supreme court of Minnesota."

Unless present plans are changed the company proposes to proceed with the issuing of the \$60,000,000 additional stock upon the terms as originally announced. A part of the proceeds of the new issue will be used to pay for extensive construction work, some of which is completed and a part of which is still in progress.

Court Martial of Swift and Yarnell. (By Leased Wire to The Times.) Newport News, Va., March 28.—The court martial of Captain William Swift and Lieutenant E. H. Yarnell of the battleship Connecticut was resumed today. It is stated unofficially that Captain Swift was one of the witnesses at the hearing, but the line of defense was not made known.

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SIX HARD SHOCKS OF EARTHQUAKE FELT Kingsport, Jamaica, March 25.—The Panama Canal Commission has filed a claim for \$10,000 against the local government for tests and food supplied to the earthquake sufferers.

IS THE WOULD BE SUICIDE JONES? (Special to The Evening Times.) Charlotte, N. C., March 28.—A rumor has reached here through railroad men that a passenger thought by some to be Frank Jones, the abandoned father of the Charlotte National Bank, attempted suicide on train No. 35, near DeWitt, by cutting his throat with a knife.

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