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ALL THE MARKETS.

PRICE

Estes' Friends Wanted Miss Kidd to Testify O ODET

### AND CLEAR THE DEAD?

They Assert That She Could Have Done This and Say That Miss Loving Was Expelled from School for Immorality; Counter Charges-Jury May Decide Tuesday.

(By Leased Wire to The Times.) Houston, Va., June 28 .- The undercurrent of feeling between the two paring out the testimony of Miss Annie Kidd and others. The friends of the dead man are very much put out that to clear his name of the crime with which Judge Loving's daughter ac-cuses him, and last night did not hes-ltate to say that had they been given that chance the whole aspect of the trial would have been changed. Witnesses for the prosecution stated last night that they could have established beyond doubt that Miss Loving has been for some time addicted to the use of liquor and that she was expelled

from the Mary Baldwin Seminary, Staunton, Va., for immoral conduct. They further claimed that the af-fectionate relations said to have exfectionate relations said to have existed between Judge Loving and his daughter were all a farce, that he was brutat in his home and at one time had been seen to jerk his daughter of a horse in the streets of Lovington and curse her. It is also caused that Judge Loving had a personal spite against the young man he murdered because Thomas F. Byan had stated his intention of discharging Judge

or the state of the harging Judge oving at the end of the present year at purious Batter to bis place.

Charge and Crunter Charge.

Another charge brought against the risoner by the witnesses for the resecution is to the effect that at one time he squandered an estafa valued at several thousand dollars gives, him in trust for a widow and her child. On the part of the determs the fediof what occurred on the memorable

The trial was delayed this morning on account of the defense not having been able to complete their prayer for been able to complete their prayer for instructions last night as they had expected to do. Judge Barkedele discharged the jury until 2 o'clock. The expectation of finishing the trial by Saturday night is beginning to fade away, and it will probably be Tuesday before the jury renders its decision.

A rumor to the effect that two members of the jury are change kickers.

bers of the jury are chronic kicker, and sever known to agree to anythin is prevalent in Houston among the cit-izens, many of whom say that for the reason they are confident that no decision will be reached.

Jerome Bults in.

Counsel for Judge Loving syere greatly incensed at the action of District Attorney Jerome of New York, in telegraphing to Judge Barkadale a reference to Illinois, Indiana and Kantucky statutes bearing on murder cases. The Loving people claim Mr. Jerome was not justified in 'buiting in' and the reason they assign for his action is that he hoped to be able to influence Judge Barkadale to decide in favor of the prosecution, which would give him a precedent to urge at the next trial of Harry Thaw should be estre to attack the truth of the statement of Mrs. Thaw. The arguments had been completed when the New York district attorpoy's telegram was received and the authorities in cited not being accessible, the message had no effect. DESCRIPTION

consider the cases of the men and women arrested in connection with the kidnapping and murder of little Walter Lamana. And it is the pres-est intention of the authorities to

iusa, Francesco Luchisi and Angelo Incarcatorra, who, there is also reason to believe, are implicated, here been located and arrested, before at tempting to convict those already in

The Italian committee has engaged index Patono and Attorney C. C. Lo-enborg to assist the district attorney in the presecution of the cases. The counsel are now basily engaged to going over the case, preparatory to its submission to the grand jury.

## MENIAL THAT SOUTHBRN ; WHLE HAVE A SHARK-UP,

(By Leased Wire to The Times.) Washington, June 28.—On the auhority of Charles H. Ackert, general manager of the Southern Railway Subserviency of Administration Offisystem, deniel is issued today of the report, widely published in the south, that there is to be a shake-up in the general official corps of that system.

It has been intimated that the reorganization would be along lines laid down by President Finley since he has taken hold of the manage ment. According to the reports that ties in the Loving trial, which has have been circulated, General Man-been very strong sit along but kept a fer Ackers, Passenger Trifle Man-suppressed, has incremed largely since over Hardwick and General Passen-the decisions of Judge Barksdale ruiwhose resignations was to be part of the reorganisation.

### JOHN D. AND HIS MUST APPEAR

(By Leased Wire to The Times.) Standard Oil Company of Indiana and the Alton Railroad rebate cases, this morning declared that John D. Rockefeller and his associates would be compelled to come to Chicago to

Automobile Tour to Follow the Wedthing—Probably a Social Campaign on the Return to New York—Marriage of Mary Smith Named in Cross Suit of Mrs. Lillian.

(By Leased Wire to The Times.) New York, June 28.- James B. Duke, millionaire head of the tobacco trust, who divorced his wife Ham Jaman, the beautiful widow of of Mr. Stevens. Attanta, Ga., formerly Miss Nanaline

today that the mysterious Mary Smith, whom Mrs Lillian N. Duks, the millionaire's divorced wife named in her cross suit as having made life Reeper at the Somerville, N. J., Duke estate, was, married on Monday to a

with a number of intimates of Mrs. Inman know of the arrangement

made for Mr. Dusc's manriage.

The widding, it is said, will take place in Europe the last week in July. Mr. Duke and his prospective bride will sail with a party on the SPECIAL SESSION

TO TRY KIDNAPPERS

(By Leased Wire to The Times.)

New Orleans, La., June 28.—A special sension of the grand jury of fit. Charles Parish will be called to consider the mans of the men, and the consider the mass of the men, and the convergence of the parish will be called to consider the mass of the men, and the convergence of the parish will be called to consider the mass of the men, and the convergence of the parish will be called to consider the mass of the men and the convergence of the parish will be called to consider the mass of the men and the convergence of the parish will be called to consider the mass of the men and the convergence of the parish will be called to consider the mass of the morning of July 16. In the parish will be the parish will be the parish that the morning of July 16. In the parish will be the parish that the morning of July 16. In the parish will be the parish that the widew; the will be the parish that the widew; the will be the parish that the widew; the widew; the parish that the widew; the widew; the parish that the widew; the w ter who is convalencing from appen-dicitis.

The ceremony, it is used, will take place as soon as the party reaches the European port chosen, which, for reasons best known to himself, Mr. Duke is keeping a secret. The entire party and two or three other friends of the bride and groom, whom they expect to meet on the other side, will start for a continental automobile tour in four machines immediately after the wedding.

as Cleopatra

# be Delayed Indefinitely

cials to the Howl for Federal Patrouge Results in Diaster-Wholesale Resignation of Canal Officials.

(By Leased Wire to The Times.) New York, June 28 .- A Washington dispatch to the New York World nablished this morning says;

The greed of politicians for fed-ral patronage and the subservience of administration officials in yielding to their importunities have brought queen, who in ancient history, is construction work on the Pananta credited with clasping the deadly canal to a condition of approximate asp to her beson as balm to wound-Canal to a condition of approximate chaos. A situation has arisen which threatens to retard operations and delay the completion of the great waterway for years, if not indefi-Chicago, June 28 .- Judge K. M. nitely. The only remedy in sight apaudis, presiding at the trial of the pears to be the turning over of the gigantic enterprise to contractors.

President Roosevelt and Secretary Taft are said to be appailed by the erisis now existing. They have had a conference on this subject at Ove-ter Hay and Mr. Tatt will be here testify as to their interest in the Friday in readiness for the applica-

Dominated by Politicians.

Politicians had dominated and de-layed construction work on the canal since the advent of John F. Stevens as chief angineer. It was because of their interference that he resigned als position: When Theodore P. To Marry Mrs. Inman the Shonts assumed all responsibility for work on the canal there were signs of scandal storms. There was such discussion in congress of enormous salaries and extravagance of all kinds. An investigation was proceeding under instructions from the KEPT CLOSE senate. The politicians considered it dangerous to meddle and left things Engineer Stevens the politicians found the clouds lifting and went after their legitimate prey. Senators and representatives scrambled for desirable places and anchored their constituents in them. Mr. Stevens soon found many of them utterly incompetent for his requirements and dismissed them. In almost every instance, the man who had discharged appealed to the president Secretary Taft, his senator, or rep last spring, has planned quietly, it resonative, and was retained in the was stated today, to marry Mrs. Wilcanal service despite the judgment

This situation soon because intolerable. Mr. Stevens saw that he would make no progress toward comleting the canal with an inefficien force of employes. He wrote letter after letter to President Reosevelt protesting against the domination of politicians. He finally lost his temper and sent an ultimatum saying hat if pulitical control must conweaver in the woolen mills at Raritinue he would be forced to resign
than, N. J.

The president immediately cabled te
Every effort was made to keep the isthmus that the resignation of
both facts accret. Only a few of the
millionaire's closest friends, together

The interference of politicians in

the collection of sultable and desirable employes was the sole rea-

Son leading to the retirement of Chief Engineer Stevens,
Goethals Would Get Out.
Lieutenant Colonel Goethals, now chief engineer of the canal, has ked Secretary Taft to grant him our months leave of absence, achere from Panama. He makes this application to Mr. Taft as a regular officer of the army. It is said in this connection that Lieutenant Colonel Goethals during his topy months leave, will seek to release ams. This information was brought here by employes returning from the canal zone. They declare Lieutenant Colonel Goethals forwarded his request for leave there would ago.

Advices received here also declare that Engineer Major William L. Sibert, the chief assistant of Lieutenant Chlonel Goethals, has filed an application for two months leave of these

Concealed the Reptile in Her Corsage and Her Body is Now Hideonsty Swollen by the Poison

Injected Into Her Blood from the

Adder's Fangs.

By Leastd Wire to The Times.) Oblon, Tenn., Jone 28 .- Mrs. Rose to emulate Cleopatra, the Egyptian Marc Antony,

of the reptile.

Second Railroad Injunction Matter Taken Up

lictor E. Bryant Presents the Corpo-Question. He is Followed by W. A. and that was all there was to it. Glasgow of Philadelphia, Who Argues the Case of the Railroad.

(Special to The Evening Times.) Asheville, N. C., June 28,-The second of the railroad injunction case now being argued before Judge Pritchard in the United States circuit court was begun this morning—that of the stockholders of the Atlantic Coast Line Company against the directors of that company and the North Carolina Corporation Commis-

Alexander Hamilton, general coun set of the Atlantic Coast Line, made the opening argument for that road. Mr. Hamilton declared that the attitude of the company was that while believing the rates unjust, it was unwilling to hazard the risk of the enormous penalties imposed, and therefore had acquiesced in them. He said that in accordance with de-mands of the stockholders, allidavits had been furnished by the officials, and the company would make no ar-

Victor E. Bryant of the commis

Line freight trains carried both state and interstate freight.

He discussed the questions involved at some length, and instited that the railroad had failed to prove by argument and etactelies that the rails some length, and institute that the railroad had failed to prove by argument and etactelies that the rails some confinencers. He had become

## Settled

Petitioners Withdraw All Allegations Against Road Commission After Professor Riddick Explains That Closing Up Roads,

After being in session from 12 Bloom, said to be a member of a the board of county commissioners prominent Paducah, Ky., family, is met and adjourned this morning, beat death's door with the upper part cause, as Chairman Johnson ex-or her body swollen to frightful pro-portions, as the result of an attempt fore it.

Why the board adjourned when it did was because the petitioners took the statement made list night by Professor Riddick in good faith; and ed feelings after a love episode with after a few questions this morning by Mr. Ryan on cross-examination. Pro-Mrs. Bloom came here several fessor Gulley arose and declared that days ago from Union City, accom- the petitioners did not want anything panied by her husband. Mr. Bloom more. Professor Riddick declared has been missing for several days, that it had never been the intention When doctors were called in to at- of the commission to close up the two tend Mrs. Bloom for convulsions they old roads. On the contrary, that found a live reptile in her room and body has intended all along to work the woman in a semi-conscious state, them. Professor Riddick also ex-She said she did not care to live plained his letter to Mr. Dixon. The conger and she had driven into the potnt in it that was misconstrued was country for the express purpose of the statement that the commission obtaining the poison-spreading ad- could not afford to build and mainder, a species of native snakes, tain the two old roads-make standbite is considered fatal. The ard roads of them. The commission woman had placed the snake in her did intend to keep them in passable corsans, and her body had been condition, however, and give the peo-, and her body had been condition, however, and give the peoetrated several tmes by the fangs ple a first-class standard road besides

Act as Brothers. When the matter had proceeded this far, the atmosphere in the court room heavy yesterday became light and everybody breathed asily and smiled much. Instead of idversaries, the citizens of New Light, Wake Forest and Rolesville townships began to murmur applause, and before adjournment, at 10:40, a stranger would have thought these

gentlemen had just succeeded in nominating their favorite for goveror. It was a satisfied body of men. Petition Withdrawn. Prof. N. Y. Gelley and Mr. S. G. Ryan, as attorneys for the petitioners to have the road commission removed

withdrew all objections, and it was not even urged that the board of county commissioners - pass resolu lutions exonerating Messes. W. C. Riddick, H. D. Rand and G. E. Gill. No expheration was deemed neces sary-there was simply a misunder ration Commission's Side of the standing, and it had been removed

> Invited to Barbecue. Mr. Pou, on behalf of the Raleigh Chamber of Commerce, further increased the good feeling when he extended an invitation to the citizens of these townships to come back to Raleigh next Monday, June 1, and help celebrate the extension of Raleigh by partaking of the big barbecue at the fair grounds. Much applause followed Mr. Pou's invitation, and it

It was about 10:40 this morning when the board adjourned. All partles seemed well content, and it was evident that a satisfactory understanding had been arrived at. On the streets, shortly after adjournand talking over the matter and discussing next Monday's barbecue.

Last Evening's Developments.
The board of county commission ers heard the evidence of the pettgument anless there were unexpected lioners against the new road from developments. 2:30 until 5:30 years day afternoon. Victor E. Bryant of the commission's counsel, stated that the North eight last night. At the night hearing Carolina Commission had no opportunity to secure affidavits in rapty to Wake county highway commission, those of the railroad, and that he was put on the stand and was extend therefore but one to submit—amined by Messrs. Bou and Jones that of Chairman McNeill, which was until 10:10, when the board again to the effect that all Atlantic Count until 10:10, when the board again adjourned until ten protock this morning. Prof. Riddlek testified in order to hasten the completion of the tries, the structure of the petitioners having retained to treis house.

Monotony Relieved at Thirds.

There was furn a touch of ginger to the examinations yesterday afterment.

Mr. Pon said: "If you think you are through now, I will get you to answer my question." Mr. Holding retorted that he wasn't a dummy and wanted it understood that he would not answer at all unless he were reated with respect, Mr. Ryan looked as if he, too, thought Mr. Pou father exasperating, and a few pleas-antries passed, after which the examination proceeded.

Prof. N. Y. Gulley ellofted quite few smiles when he read a letter, purporting to have been written by Prof. Riddick to Mr. M. W. Dixon of Wake Forest. From this a number of duplicates had been printed and distributed about the country. what created the fun was the irony and sarcasm that Prof. Gulley indulged in while reading. The letter was concerning the new road and was of an explanatory nature. Old Folks and Sentiment.

Dr. H. H. Harris of Wake Forest There Never Was Any Intention of had just finished with his direct examination. He had told how there would be no need for a new road it the two old roads were kept in good condition, and how P. H. Mangum, o'clock yesterday until 10 last night, W. C. Brewer and a few others would be benefited by the new road. On cross-examination Mr. Pou asked Dr Harris if it were not true that old people are sentimental when it comes to parting with old things. Dr. Harris assented. "And didn't you oppose the removal of the postoffice from Forestville to Wake Forest— after Forestville had dried up?" "That's a fact."

"And didn't you drive by the Wake Forest postoffice and go to Forestvillé to get your mail?"

Dr. Harris said he drove to Forestville after his mail, but did not drive nearer than a haif mile of Wake Forest. The doctor was the most popular entertainer of the afternoon and the applause accorded him sounded like an encore

Mr. Wall's Opinion. Mr. George A. Wall said, amid a (Continued on Second Prige.)

## Easterly Contradicts His Testimony

sale Perjury, Taken Aback by the Union Miners Readiness to Admit Acquaintance With Orchard-A Revuision of Sentiment,

(By J. S. DUNNIGAN.)

Boise, Idaho, June 28.-Another wittive of Illinois and is sharp witted

row's queries that any man who went shooting bullets into a string of 100 giant caps which Orchard says he and Rasterly did would probably not get through the experiment with a whole

The state has been somewhat taken aback by the freedom and frankness with which union miners here attnit acquaintaneeship with Orchard. Hawley and Borah, the prosecutors, anticipated that all the union men would deay knowing Orchard, and that these denials would be so emphatic and numerous that the jury would be convinced a wholesale system of perjury was in operation. But the defenses witnesses say they know Irchard; that he was an insignificant and unimportant organization man who never held any office and was never consulted on union matters.

In this vicinity there is a revulsion of sentiment in regard to Orchard the same of this state, whithout such taxation of sentiment in regard to Orchard ment, men who had been adversaries about by the freedom and frankness a few minutes before were laughing with which union miners here admit portant organization than who never field any office and was never con-suited on union matters.

of sentiment in regard to Orchard and his story implicating Haywood, Moyer and Petubone in many mut-dess. A well known Eaptist milister who attends every session of the trial expressed the opinion that morning that Orchard is a bigger perjuser than he is a manufacer. This observance

Assistant Attorney General Cle Sends His Reply to Auditor Di on Question of Whether or Not the

Bonds Held by Banks Should B

Taxed. The following is the apinion of Assistant Aftorney General Clement, rendered to State Auditor Dixon in regard to the taxation of national

curities:\_ curities:

Haleigh, June 22, 1967.

Hon. B. F. Dison, State Auditor,

Raieign, N. C.

Dear Sir:-Replying to your favo equesting a construction of s 33 of the Machinery Act of 1997 with reference to the taxation of national securities. I beg to say that I have delayed answering your le until the latest supreme court opin was published. This is the case The Home Saving Bank vs. The City of Des Moines, from Iowa, dec April 22, 1907, published June 1st. Vol. 27, No. 12, page 571 of the preme Court Reporter. Allow m state briefly the facts in th ecase it seems that certain banks in thi state have certain of their surplus in vested in real and personal prop and that part of the personal pi erty so invested by them consists United States bonds, upon which no

The following is the material parof section 33 of the Machinery of 1907:

"The taxes imposed for oses upon the shares of stock in bank, banking association or sa-institution (whether state or tional) in this state, shall be paid the cashier of such bank, banking association or savings institution directly to the state treasurer within thirty days after the first day of July of each year, and upon fallure to pay the state treasurer as aforesaid he shall institute an action against the hank, banking association or savings institution to enforce the same in the ccunty in which the bank, banking association or savings institution is cuted in the name of the state of North Carolina on the relation of the treasurer of the state, and which shall be tried at the return term of court: Provided the complaint is flied ten days before the first day of such term: term; \* \* and the said bank is authorized and empowered to de-duct such tax from the dividends of said non-resident stockholders. . . ness who contradicts Harry Orchard. Every such bank, banking associathe self-confessed assassin of Governor tion or savings fastitution shall, dur-Steunenberg is on the stand this ing the month of June, list annually morning testifying that certain im- with the state auditor, in the name portant statements by the state's chief and for its shareholders, all the witness are falsehoods. This man is shares of its capital stock, whether W. R. Easterly, secretary of the Alt- held by residents or non-residents, at man (Colorado) union during the its market value on the first day of strike of 1903-04. Easterly is a nathen at its actual value on that day, lowed Mr. Pou's invitation, and it and observant. He has been a miner from which market or actual value shall be deducted the assessed value of the real and personal property be well represented.

He has been a miner from which market or actual value shall be deducted the assessed value of the real and personal property which bank, banking association or which bank, banking association savings institution shall have been listed for taxation in the county or counties wherein such real or per-

sonal estate is located. The actual value of such shares, where such

shares have no market value, shall