

THE RALEIGH EVENING TIMES.

VOLUME 30.

RALEIGH, N. C., TUESDAY, JULY 23, 1907.

PRICE 5c.

IS ROWLAND RESPONSIBLE FOR WRECK OF NUMBER 84?

An Effort Made to Connect Him With the Freight Train Wreck WAS TRAIN JUST IN FRONT OF STRANGE'S

Rowland Said to Have Been Often at Round House and Familiar With Departure of Trains—Witness Recognized Him on Morning of Disaster, but Engine Was Not Run by Strange—Deceased in Good Health Day Before Death—Levity in Court Room—The Proceedings.

The second day of the hearing to release Dr. and Mrs. Rowland on bail began shortly after 9:30 in the county court house this morning, the change having been made on account of the heat and discomfort of the state supreme court room and because of the fans and convenience of the court house.

At times the court room became quite merry, even Dr. and Mrs. Rowland joining in the laughter. Frequently Judge Connor had to rap for order and there were occasional tilts between counsel.

An effort was made to connect Dr. Rowland with a wreck on the Seaboard, witnesses showing that he was a constant frequenter of the Johnson street station. It was shown, too, that he and Mrs. Strange were not unknown to each other before the engineer's death. From present indications the hearing will not be concluded before tomorrow, as many witnesses are yet to be examined.

The proceedings today were as follows:

Robert Reed says he lived at Portsmouth, Va., in the summer of 1905, and knew Mrs. Strange. Did not know Dr. Rowland then, but was told the doctor, whom he saw there, was Dr. Rowland. Saw Mrs. Strange and a man whom he was told was Dr. Rowland in bathing—all running around the water.

Asked by Mr. Hicks if he did not apply to the sheriff to see Dr. and Mrs. Rowland in jail, Mr. Reed said he thought not. Did not know anything about that. Did not see Dr. Rowland and Mrs. Strange in the water nearer than thirty feet.

Said he "reckoned he did have a speaking acquaintance with Mrs. Strange."

Were Together Often. Mr. Mike Tighe, an engineer, knew Engineer Strange. Saw Mrs. Strange pass his home on Halifax street often prior to the death of Mr. Strange.

Saw Dr. Rowland back of Peace Institute on many occasions. Saw Dr. Rowland and Mrs. Strange three weeks before death of Strange together on corner of Halifax and Franklin streets. Saw them and followed them—it was probably after 7 o'clock in the evening. Followed them up Wilmington street to the capitol, then down Fayetteville to Hargett.

Stood in front of Edwards & Broughton's. After separating, Mr. Tighe saw her go up Dr. Rowland's steps. He waited about two hours, but she never came out.

Mrs. Strange a Visitor. A little after 7 o'clock on another occasion Mrs. Strange went up to Dr. Rowland's office. Had seen her very often before Strange's death—in the late morning and in the afternoon and late evening.

Got to Strange's house about ten minutes to 1 on the day of his death with Engineers Vaughan and Lowery. Saw nobody. Told Mr. Lowery, "Guess we had better leave; can't find nobody," I said.

"Hold on, I'll go see." Saw Mrs. Johnson and she told us of his death. As we left, somebody put his head out of the door. At 5:30 went back and saw Mr. Stewart and Mr. Bowen, but we could not see Mr. Strange's body. Was not at funeral next day.

A week after Mr. Strange's death, Sunday night, Dr. Rowland passed under an electric light and went to Mrs. Strange's house. When he got on the steps Mr. Cole made a noise and Dr. Rowland jumped down and ran.

When Mr. Tighe said this Dr. Rowland whispered to Mrs. Rowland and

laughed. Mrs. Rowland said something to Mr. Hicks, as if she were denying the statement.

On cross-examination: Said Mrs. Rowland had been to Dr. Rowland's office twice before he saw the doctor with her. Explained why he followed her. It was talked in Richmond that Mrs. Strange was running around. Said Pat Watkins said after Mrs. Strange had bowed to them: "Know that woman?"

"No." "Well, you ought to know." "Why?" "She is Mrs. Strange. She'll give you a good time."

Here the people in the court room snickered, and his honor rapped for silence.

Did not tell Strange because he was single. So told Steel, who was married and a Mason, to tell him.

Colonel Harris asked Mr. Tighe if he hadn't climbed a telephone post and looked into a young woman's room.

"No, sir." Judge Connor called Mr. Harris down for making observations on the witness.

Witness denied turning slats of window and peering in on a young couple.

"Why did you think it necessary to follow her again?"

So that they could prove to Mr. Strange that Mrs. Rowland was going up there.

Said his sister did not tell him that she had invited Mrs. Strange to spend some time with her. Was not his affair until Mrs. Strange had come to his house. Mr. Tighe looked counsel squarely in the eye and answered clearly.

William Dunn's Inning.

William Dunn, colored, saw Dr. Rowland and Mrs. Strange Friday after Christmas on the corner of Halifax and Peace streets, about 4:30 in the afternoon.

On cross-examination: Said he knew her because he knew Mr. Strange, who had his shoes shined.

"What Christmas was that?"

Asked Colonel Harris: "Christmas, 1906," replied William: "can't but one Christmas be in one year?"

Had been seeing Dr. Rowland go down there and thought he had a lot of practice on Pilot Hill. Spoke to a barber next day, and when Mr. Tighe asked him about it he told him.

Dr. Rowland Interested in Trains.

Mr. C. E. Pusey, round-house foreman of the Seaboard Air Line, knew Engineer Strange, who was a very healthy man physically, and never complained of being sick. Met Mrs. Strange last winter at her home. Had visited Dr. Rowland before the doctor came to see witness. Dr. Rowland came at different hours during the night. Asked the doctor this: "What in the world are you doing here so much, doc?"

Dr. Rowland said he had a bad case of diphtheria over in the mill town. Dr. Rowland would ask when trains went out. One night at 11:30 came down and asked when Engineer Strange was going to get out. Dr. Rowland never came down again.

Night No. 84 Was Wrecked.

Told Dr. Rowland that Strange would go out on No. 34. At 1:50 that night No. 84 was wrecked. Thirty-four should have gone ahead of No. 84, but the latter that night went out first.

Has seen Rowland come from toward Strange's house on several occasions. The morning before Engineer Strange died next day, saw him and he looked "as well as I ever saw him in my life."

On cross examination, said he did not tell Mr. Strange that Dr. Rowland came from his home, "because I didn't have nothing to tell."

Did Strange Run March 1?

Here Col. Ryan asked Mr. Pusey if he did not swear at the corner's inquest that Engineer Strange made a run on the morning of March 1? Mr. Pusey was in doubt as to this, but said the records will show. The records were sent for.

Judge Connor had to come to the rescue of Col. Ryan and Mr. Pusey, who became entangled in the meshes of questions and answers. Mr. Pusey was just as independent as Colonel Ryan and replied to his questions with fire.

Mr. Pusey would appeal to Judge Connor: "I have answered that question twice, Judge, your honor," and Judge Connor agreed. Several times Colonel Ryan and the witness did not understand each other and Judge Connor arbitrated.

While Colonel Ryan was asking Mr. Pusey questions, there was a cross fire between Colonels Argo and Harris.

"We know more about that wreck than you think," said Mr. Argo. "We know as much as you," replied Mr. Harris.

"We'll see," snapped Mr. Argo. Mr. Pusey said that on the night of the wreck he met Dr. Rowland coming from Engineer Strange's house. He made a diagram of the streets and

(Continued on Page Seven.)

THE DEATH LIST GROWN GREATER

One Hundred and Thirteen Reported Lost

VAIN EFFORTS TO SAVE

Some Believed to Have Been Drowned May Have Been Saved—As the Waves Dashed Over the Bridges the Doomed Captain Cried, "God Save You All."

(By Leased Wire to The Times.) San Francisco, Cal., July 23.—The number of lives lost by the sinking of the coast liner Columbia off Shelter Cove is now placed at 113. Of this number 94 were passengers and 15 members of the crew.

It is possible that some of those now believed to have been lost have been picked up by other craft and may be accounted for later, but the officers of the company fear that the ground for such hope is slight. Ninety-six of the passengers and 37 of the crew are known to have been saved.

Many of the survivors, absolutely destitute and in their night clothes, were brought in to Eureka where they are being cared for to the full extent of the facilities of the little town.

The officers of the doomed steamer did all in their power to save the passengers, but as only eleven minutes elapsed from the time the San Pedro crashed into the Columbia before she went down not a good deal could be done.

Captain Doran and Chief Officer Whitney, after doing all possible to stay the panic among the passengers and get them off the sinking ship made no effort to save themselves. As the waves which engulfed them smashed over the bridge Captain Doran was heard to shout: "God save you all."

There were many acts of heroism reported by both members of the crew and passengers.

FATHER'S HAND PULLS TRIGGER

Daughter's Life Saved by a Faulty Cartridge

HE ATTEMPTS SUICIDE

Giddings Tried to Bribe His Daughters Not to Testify Against Him—He is Held for Criminal Assault Upon His Own Child—Drinks Poison—His Life Saved.

(Special to The Evening Times.)

Winston-Salem, N. C., July 23.—Thomas Giddings, aged sixty-seven years, attempted to shoot and kill his sixteen-year-old daughter in north Winston this morning, and the girl's life was saved only by the failure to fire of the rusty pistol in the hands of the father. After his arrest Giddings confessed to the officers that it was his intention to kill his daughter and then himself. His reason was that his two daughters refused not to swear against him on the charge of attempting to rape his oldest daughter. He offered the girls \$150 if they would agree not to testify against him at the trial this week. Giddings told the officers that he drank a bottle of carbolic acid this morning and that he would be dead in a few minutes.

The old man was attended by a physician, and the doctor thinks his patient will recover.

Giddings was released from jail on bail last Friday, having been arrested on the charge of an attempt to criminally assault his daughter.

ANOTHER TITLE FOR AMERICAN MILLIONS.

(Special Cable to The Times.)

Paris, July 23.—The Figaro announces the engagement of Count Giulio Sennie and Mary T., the eldest daughter of James Gayley, vice-president of the United States Steel Corporation. The marriage will take place in November at Mr. Gayley's residence in New York.

MRS. CHARLES BONAPARTE



Latest photograph of Mrs. Charles Bonaparte, wife of the United States Attorney General, who with her husband, has gone to Canada, where she will spend the summer. Mrs. Bonaparte is one of the most beautiful matrons in Washington and during last season did considerable entertaining.

GATHERING AT SELMA IN INTEREST WYATT STATUE

Tomorrow will be Wyatt day in Selma. There is to be a big patriotic meeting and a celebration under the auspices of the Henry L. Wyatt Chapter of Daughters of the Confederacy, for the benefit of the Wyatt monument fund. A fine band of fifteen pieces has been secured for the occasion, and the day promises to be a big one for Selma in every way. The Edgewood Guards, both past and present, will be on hand. That was the company in which young Wyatt went out to war. There will be speech-making, plenty to eat and an all-round good time for everybody.

Major R. H. Bradley, marshal and librarian of the supreme court of North Carolina, of this city, will be in Selma tomorrow. He is the only surviving member of the squad that was firing the house that was shielding the Federal troops at that first fight at Bethel, Va., when Wyatt fell, the first to pour out his libation of blood in the war between the states. Major Bradley will be one of the central figures of the day, and Raleigh is proud of the distinction.

It is probable that a large number of Raleigh people will go to Selma tomorrow. That place is very easy of access from here. One can leave in the morning at either 4:55 or 10:20 and get back in the evening at 2:50, 6:30 or 11:50.

UNDER SUN'S BLAZE THEY DROP AND DIE

(By Leased Wire to The Times.) St. Louis, Mo., July 23.—The mercury jumped three degrees an hour for three hours this morning. Seven deaths and sixteen prostrations have been reported for the twenty-four hours up to noon.

TWO CRUSHED TO DEATH BY TRAIN

(Special to The Evening Times.) Winston-Salem, N. C., July 23.—Two negroes were killed by an incoming freight train from Charlotte near Barber's Junction early this morning. The men had lain down on a trestle and gone to sleep. One was dead when found. The other one was conscious and said his name was Leon Morris of Martinsville, Va. Both of his feet were cut off and he died in an hour. The bodies were sent to Salisbury to be prepared for burial.

GERMAN STUDENTS' DUEL PROVES FATAL

(By Leased Wire to The Times.) Halle, Germany, July 23.—In a duel between students following a quarrel during festivities Walter Lipsky, one of the participants, was shot and instantly killed.

At Washington Hotels.

(By Leased Wire to The Times.) Washington, July 23.—Arrivals at the hotels from North Carolina: J. P. Taylor and wife, Kinston, at the Raleigh; H. McL. Green, Wilmington, at the St. James; W. H. Armes, Charlotte, at the National.

FOR THIS CRIME YOU SHALL DIE

Hau Hears the Sentence With Immobile Face

SMILES AS HE GOES OUT

Public Opinion Entirely With Hau, and Many Demands Made for His Acquittal—Members of His Wife's Family Cursed in the Streets and Stones Hurlled at Them.

(By Leased Wire to The Times.) Karlsruhe, July 23.—While a great crowd in front of the court house demanded his release, Karl Hau, the young law professor, of Washington, was found guilty early this morning of having murdered Frau Moliter, his mother-in-law, and soon after this verdict he was sentenced to die.

Not a muscle of the prisoner's face moved when he heard the sentence pronounced, and he smiled pleasantly at his lawyer when he was taken from the court room. There were remarkable demonstrations in the street both before and after sentence was passed. A great crowd surged in front of the building where the trial was set, and men and women demanded the acquittal of the prisoner.

The members of the Moliter family were almost mobbed when they tried to enter the court house, and after Hau was sentenced they were afraid to leave the building. After waiting for three hours for the crowd to be dispersed, the relatives of the condemned man were escorted to their hotel by gendarmes.

Public opinion seemed to be entirely with Hau and against the members of his wife's family. The Moliters were cursed in the streets and stones hurled at their automobile. The crowd seemed to think Hau was the victim of a conspiracy. Many cheers were heard for him.

Hau's lawyers have already prepared papers asking for a rehearing of the case.

Dr. Dietz, counsel for Hau, in his notice of appeal, insists that the conviction should be set aside because the judges forced Hau to don a black beard similar to the one worn by him and in this manner he was identified. Such proceedings would be permitted in only a few courts in the world.

When he donned the beard he was identified by persons who saw the murderer of Frau Moliter in the vicinity of the Moliter home shortly before the tragedy.

The jury made a record for German courts in criminal cases, deliberating but eight minutes before deciding on the death sentence.

GIRL'S HEROISM SAVES ANOTHER

(By Leased Wire to The Times.) San Francisco, Cal., July 23.—R. Hawse, third officer on the lost steamer Columbia, said he was in his room at the time of the wreck, and he noted the shock and heard the alarm given. He makes the official statement that the Columbia floated eleven minutes after the San Pedro struck her. Officer Hawse tells of the heroic rescue of a lady passenger by Mabelle Watson, who resides in Berkeley.

Miss Watson was in one of the small boats with about twenty of the passengers and crew. The boat capsized when the ship went under, and they all went down. Only about ten or twelve who had on life preservers came up. Miss Watson had been in the water thirty minutes, when a young woman appealed to her for help.

She held the girl's head above the water for almost two hours. The girl was unconscious most of the time. When Officer Hawse approached in a boat and asked Miss Watson to give him her hand so he could help her, she refused assistance until he lifted her unconscious companion on board. When the two girls were taken on board the San Pedro the doctors declared that Miss Watson's companion was beyond recovery, but when they learned of the heroic effort of Miss Watson to save her, they worked desperately, and the young woman revived and is now all right. Miss Watson is only 16 years old.

BRAKEMAN DEAD IN A SOUTHERN WRECK

(By Leased Wire to The Times.) Chattanooga, Tenn., July 23.—Brakeman W. O. Wright of Atlanta was instantly killed and Engineer Loffin had a narrow escape in a wreck on the Southern Railway this morning in the yards at Citico. The wrecked train was extra freight No. 764. The local superintendent says that it was caused by the switch tender throwing the switch in the wrong direction. The locomotive hit the derailed and was thrown on its side. A carload of oak timber, which was the next car attached to the engine, turned sidewise, and brakeman Wright was caught under it. Other trainmen escaped by jumping.

APPEAL TO THE SUPREME COURT

Following Decision Written by Judge Pritchard

NOTICE BY MERRIMON

When This is Given Both Sides Cooperate to Make the Appeal as Simple as Possible in Order to Present the Point at Issue to the Highest Tribunal.

(Special to The Evening Times.) Asheville, N. C., July 23.—After Judge Pritchard had signed the judgment in the habeas corpus and railroad rate law case, Judge J. H. Merrimon, special counsel for the state, gave notice of appeal and waived bonds, but under the law the court fixed a bond of \$200 each for Wood and Wilson. Both sides co-operated to make the appeal as simple as possible in order to present the point at issue to the supreme court.

Edward T. Sanford, as attorney general of the department of justice, arrived here yesterday, and, it is understood, that he came as an emissary of President Roosevelt to promote peace between federal and state courts, and to arrange that there should be an appeal from both the state and United States courts. While Mr. Sanford declined to talk for publication, he did not deny that he came on a mission of peace. He brought the assurance that if the cases were allowed to proceed in an orderly course to the supreme court of the United States, the department of justice would request that court to advance the cases to an early hearing.

The above action was taken at the instance of Governor Glenn, who last night, upon being informed unofficially of the fact that Judge Pritchard had declared section four of the act unconstitutional, wired and wrote Merrimon and Merrimon of Asheville, the state's attorney, to appeal the case to the United States Supreme Court. Governor Glenn in a press interview last night also said that if you strike out section four entirely the violation of law remains, and the railroad is indictable at common law, but he does not for a moment believe that the supreme court of the United States will sustain Judge Pritchard's decision that section four is unconstitutional.

FEAR IS EXPRESSED

For the Safety of the Duchess of Marlborough

And for that of Harold Vanderbilt, Both of Whom Left New London on the Yacht Trivia for the Jamestown Exposition.

(By Leased Wire to The Times.) Norfolk, Va., July 23.—Some fear is expressed for the safety of Harold S. Vanderbilt, brother of William K. Vanderbilt, Jr., and Consuelo, Duchess of Marlboro, who left New London, Conn., July 10 on his sloop yacht Trivia, en route from Newport to the Jamestown Exposition. Captain Crowley of the Trivia, who was sick when Mr. Vanderbilt left and decided to follow by steamer to Hampton Roads, arrived Saturday and has not been able to get in touch with Mr. Vanderbilt or with anyone who has spoken his boat.

Telegram from Annapolis, Md., reports the Trivia was there last Thursday, sailing Thursday evening. Mr. Vanderbilt was accompanied by three other young men on the yacht.