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IDAHO SENATOR ON BROWNSVILLE

Borah Takes Issue Squarely With Foraker and Defends Administration's Course

CERTAIN BLACKS DID IT

Any Other View Deliberate Insult to Self-Respecting Colored Men of Country

(By Leased Wire to The Times) Washington, April 20.—Senator Borah, of Idaho, one of the younger members of the senate, who has not yet won his spurs in congress, but who has achieved a reputation in his own part of the country as a trained lawyer and a speaker of force and ability, came to the defense of the president in the debate on the Brownsville case today.

Senator Borah raised a square issue with Senator Foraker, of Ohio, made light of the attempt to make the evidence support the contention that the soldiers of the 25th did not do the shooting, and struck some sledge-hammer blows in the defense of the administration's course. He characterized the rioting at Brownsville as treason, and said that any form of compromise with it would be an outrage.

He declared it cowardice to temporize with the Brownsville crime, and an insult to every intelligent and right-thinking colored man, for it presupposed he was a criminal and a traitor. He continued: "Another thing to which I desire to direct your attention before discussing the evidence is the fact that judgment was passed upon the soldiers by their own officers."

The speaker made quotations from the reports of Major Penrose and from the testimony of Lieut. Greer and Capt. Mackland, wherein they believe the raid to have been made by members of the 25th infantry. Continuing, the senator said: "It must be borne in mind, also, that at the time these officers made these statements they had full knowledge of the question of gunracks, full knowledge of the question of ammunition, full knowledge of all these things which are now relied on as a defense; and I think they were fully satisfied that the men were guilty."

"Another thing that should be remembered at this time is that when the president dismissed these men no one, neither friend or foe, assumed that anyone was guilty of the raid other than the soldiers. "I can conceive of no greater mistake toward the negro," said the senator, "than to connive at his encroachment upon the law—feeling that appetite for lawlessness which, strange to say, lurks in the system of all races and demands as the highest function of a self-respecting nation the most vigilant citizen and the most prompt and unqualified and constant restraint."

"Men wearing the uniform of a soldier of the union, the insignia of government and the symbol of law and order in the quiet of the night, while homes are defenseless, assault and attempt to murder whole families, and finally succeed in committing one murder. To compromise with such an act or such a deed is cowardice; it is betrayal of government; it is an insult to every intelligent and right-thinking negro, for it presupposes he is a traitor to his country and a criminal at heart."

**Syracuse-Annapolis Race.** (By Leased Wire to The Times) Syracuse, N. Y., April 20.—Syracuse has accepted the invitation of the naval academy to row at Annapolis May 23. The details of the race have not been arranged, but it will probably be over a distance of two miles. Coach Ten Eyck's varsity crew will meet the senior eight of the midshipmen.

Taft and Carnegie at Grant Memorial Day

(By Leased Wire to The Times) New York, April 20.—That smile of Secretary Taft's stood him in good stead last night at the Metropolitan Temple, where, with Andrew Carnegie, he appeared to assist in the dedication of a peace memorial window in the celebration of the birthday of Ulysses S. Grant.

With it he salved the anguish and poulticed the pain of many a citizen and citizeness whose toes were wedged in the narrow hallway back of the church through which the big secretary had to make his way. Growls and abjections might have fallen at the heels of a less amiable person, but there was no resisting that smile of Taft.

It was easier for a camel of two humps to loop himself through the eye of a number 60 needle than for William Howard Taft to wind his way through the jam at the back of the church—but he did it.

The announcement that the secretary, Mr. Carnegie, Leslie M. Shaw and others were to take part in the Grant birthday anniversary and the dedication of the new stained-glass window at the front of the church brought an immense crowd to Seventh avenue and Fourteenth street two hours before the service began.

The secretary referred to the friendship his father enjoyed with Gen. Grant and to his father's regret.

PRESIDENT NOT SIGN LIABILITY?

Reported He Will Notify Congress of His Inability to Approve It

(By Leased Wire to The Times) Washington, D. C., April 20.—In all probability, President Roosevelt early this week will signify to congress that he cannot sign the employers liability bill recently passed. His refusal to approve it will be based on the belief, backed by the opinion of Attorney-General Bonaparte, that the bill is unconstitutional. Mr. Bonaparte has been making, at the direction of the president, a most careful examination of the measure. There is the highest authority for the statement that the attorney-general is disposed to find the measure will not stand the constitutional test of the supreme court. In that case, it may be vetoed or it may be simply recalled by congress, in order to make necessary corrections of the defects which the attorney-general has discovered.

The objection is based on the fact that the bill was made to apply only to interstate carriers by railway. This constituted a discrimination against one class of interstate carriers, which might easily be viewed by the supreme court as class legislation and, therefore, unconstitutional.

It is by no means certain that even the criticisms of the attorney-general and the objections of the president will readily convince the legislative authorities that the bill needs any change. They have been insistent on passing the measure in the form in which it went to the president.

Kurd-Cossacks Bloody War.

(By Cable to The Times) St. Petersburg, April 20.—After beating off thousands of Kurds, the Russian Cossacks sent into the Persian mountain country south of the river Aras have started in pursuit of the scattered outlaw bands, with the intention of decimating their numbers. The Kurds possessed many guns and fought with great ferocity. The Cossacks did not win the day without heavy loss.

Henry Chadwick Has Left Us.

(By Leased Wire to The Times) Brooklyn, April 20.—Henry Chadwick, the "Father of Baseball," died today, after a three days' sickness of pneumonia.

**Duke Sails From Gaeta For Turkish Waters With a Heavy Fleet** (By Cable to The Times) Rome, April 20.—The Duke of Abruzzi, in command of the Regine Elna and 10 other Italian battleships and eight destroyers, sailed from Gaeta today for the demonstration in Turkish waters in support of the inauguration of Italian possessions in Turkish territory. A reserve fleet has been ordered prepared.

MRS. SAGE AND ANDY CARNEGIE

Rally to Support of Governor Hughes In Effort to Squelch Racetrack Beis

(By Leased Wire to The Times) Albany, N. Y., April 20.—Another special message from Gov. Hughes demanding the passage of the Agnew-Hart anti-race gambling bills is expected by the senate and assembly tonight or tomorrow.

Mrs. Russell Sage, widow of the noted financier, Andrew Carnegie and a number of prominent clergymen have joined in the protest against the action of the senate in defeating the bill, and these letters will be used by the friends of the measure in their efforts this week.

Mrs. Sage wrote: "The Agnew-Hart anti-racetrack gambling bill was for the saving from ruin of human souls, and I feel intensely the cruelty of its failure to pass the senate."

Mr. Carnegie considers the action of the senate an abiding disgrace to the senate, but is optimistic, saying: "I believe the people will rally and will enable the right to triumph in this cause."

EDITOR OF SOCIALIST PAPER.

Not Allowed to Talk or Linger in Syracuse.

(By Leased Wire to The Times) Syracuse, N. Y., April 20.—Ludovico Carminita, editor of La Questione Sociale, suppressed at Patterson, N. J. March 21, came to Syracuse yesterday to give a lecture and organize an anarchist society.

The police learned of his plan, dispersed those who had gathered for the meeting, and escorted Carminita to the east city line.

Old Fight Lays Him Low.

Los Angeles, April 20.—Billy Gallagher, the old-time welterweight, died yesterday at his home, 315 Howitt street. Brain fever was given as the cause, but old time fans say he never recovered from the pounding he received when he fought George Dawson 44 rounds in the '90s. He was 45 years old.

While most of the powers are said to have been fully informed as to Italy's plans, it is understood the announcement of the forthcoming demonstration was not made in St. Petersburg until Saturday night, and that it created great surprise there, both among government officials and the diplomatic corps.

WINSTON-SALEM HAS ITS TRAGEDY

Insane Oscar Tuttle Shoots Sister Mollie Dead at the Family Home

YOUNG MAN CONFESSES

But Will Not Say What Motive Prompted Him to His Cruel Act

(Special to The Times.) Winston-Salem, April 20.—Miss Mollie Tuttle, aged 28, daughter of John H. Tuttle, a splendid citizen and member of the Stokes Company, was shot and killed yesterday by her insane brother, Oscar Tuttle, aged 22. The sister was in a room at her father's home, near Germantown, making up a bed, when the brother appeared with a single-barrel shotgun and fired upon her the entire load taking effect in her hip. The aged father, upon his return from the barn, found his daughter lying in a pool of blood dead.

The son was arrested and carried to jail at Danbury today. He has confessed his crime, but refuses to say why he did it.

Oscar has been unbalanced mentally for years, though he worked with his father and was never regarded as dangerous. However, the family endeavored to keep guns, razors and other weapons out of his reach.

ADMIRAL EVANS NOT ANY BETTER

Son Says If He Cannot Soon Join Fleet He Will Retire

(By Leased Wire to The Times) Paso Robles, Cal., Apr. 20.—Lieut. F. Taylor Evans, son and aide to Admiral Evans, said today: "The admiral will be unable to join the fleet at Santa Barbara, much as he would like to. There is very grave doubt indeed if he will join the fleet even at San Francisco."

"If the admiral is unable to join the battleships at San Francisco, it is certain he will never again command a warship, for he will soon retire. This aggravates his condition, for he dreads the thought of retiring while incapacitated."

LAUNCH TIPS; THREE GO UNDER

(By Leased Wire to The Times) Hannibal, Mo., April 20.—Three men were drowned as a result of the capsizing of a gasoline launch on the river, near Hannibal.

William Walker, who witnessed the accident, says one of the men came to the surface, waved his hand and shouted for help. He sank before Walker could reach him. The river is being dragged for the bodies.

Cotton Exchange Gets a Vigorous Scoring

(By Leased Wire to The Times) Washington, April 20.—Members of congress from southern states are anxiously awaiting the publication of the report of the bureau of corporations and labor on the cotton exchange investigation which the bureau started several months ago, in pursuance of the Burleson-Livingston resolution. It is understood the report will be forthcoming some time this week.

The resolution, as originally drawn, was aimed at the New York cotton exchange, which, southern cotton men maintain, makes a practice of contracting for the delivery of one kind of cotton and then, when called

on to fulfill its contracts, delivers an inferior grade. At the instance of northern congressmen, the resolution was extended to cover all cotton exchanges of the country, and in that form it was passed.

Agents of the bureau of corporations have visited every cotton exchange in the country, making thorough examinations as to their methods. The results of these investigations were laid before Commissioner Herbert Knox Smith, who has passed on them. The matter then was submitted to the president.

It is rumored that the report will be a hot one, and that certain cotton exchanges will be dealt with vigorously.

MARATHON RACE COMES OFF TODAY

Entry List Biggest Ever, And One Man's Here From Egypt to Compete

(By Leased Wire to The Times) Boston, April 20.—The big sporting event of today is the famous 25-mile Marathon race, under the auspices of the Boston Athletic Association. The entry list is larger than that of previous years. One hundred and 48 entries have been received from all over the United States and Canada. Even the old world is represented by Straux Alexander, who enters from Cairo, Egypt.

The race takes on an added interest this year in that it is the official trial of the candidate for the team that will represent the United States in the Marathon run at the Olympic games in England in July. The first eight to finish, in addition to the prizes awarded by the B. A. A., will win the right to compete abroad against the best athletes of the world.

George Brown, of the B. A. A., expects 125 men will start out of the 148 entered when the gun is fired at Stevens' Corner, Ashland. All the entrants are registered athletes, in accordance with athletic rules. Ten New York athletic associations are represented.

TOPICS OF THE TRACK.

**Rann Has Fever and Mac Hamilton Pneumonia.** (By Leased Wire to The Times) Lexington, Ky., April 20.—R. C. Rann is out of the Kentucky derby. He has fever, with a temperature yesterday of 105.2.

Mac Hamilton, also in the Milan stable, has pneumonia, but will recover. Walter Mark, secretary of the Highland Jockey club, wired from Nashville that it was impossible to get ready for the meeting at Windsor, Ont., in May, because of improvements being made there.

The weather was fine Sunday. Two more such days and there will be a fair track for the opening of the race meet here Wednesday.

Counting of Ballots In Hearst-McClellan Contest Comes Nearer

(By Leased Wire to The Times) New York, April 20.—The actual recounting of the ballots cast at the mayoralty election of November, 1905, will begin this week. It will decide whether George B. McClellan or William R. Hearst is the real mayor of New York.

Upon the resumption of proceedings before Justice Lambert in the supreme court, counsel are to make known their decision with regard to the jury. The 12 jurors had been seated when court adjourned Thursday, but it is expected Justice Lambert will be requested today to excuse three of these jurors for vari-

ous reasons. If the request is acceded to, the work of completing the jury will be immediately resumed. There remains about one-quarter of the second panel of 100 talesmen to be examined, and a third 100 will report today.

Clarence J. Shurn, assistant of Attorney-General Jackson in the trial of the case, said that if any changes were made in the jury it probably would require another day to complete the twelve.

KEYNOTE FROM PRES. GOMPERS

Predicts Election of Congressmen Willing to Safeguard Every Workingman's Rights

MEETING OF PROTEST

Hears Head of National Federation Arraign Supreme Court For Recent Decisions

(By Leased Wire to The Times) New York, April 20.—President Samuel Gompers sounded the keynote of the protest campaign inaugurated by the American Federation of Labor in mass-meetings throughout the country demanding remedial legislation from the present congress to a cheering crowd of 3,000 workers in Grand Central Palace last night.

Denying the use of threats against the highest legislative body of the country, President Gompers reaffirmed as a "prediction" that the defeat of labor's demands would result in the formation of oathbound industrial-political powers to vote for men who would work to restore the liberties of the working people.

It was a meeting of protest, directed against the United States supreme court as well as congress. "I will not tolerate, nay, I will resent, any imputation that our highest court has been prompted by any dishonest or sordid motive," shouted the speaker. "But it remains a fact that they are men who have been successful as lawyers and jurists; and what the world some times regards as successful lawyers and jurists are men whose very rearing, education and environment are not in accord with the spirit of the times."

"They are but human, like you and me. Congress is made up of human beings; the highest official of this country is but like you and like me, able to err; and they must not forget that they are subject to the criticism of their fellow citizens."

President Gompers jumped right after the plan to bring labor unions under the interpretation of the Sherman anti-trust law "trusts."

"I do not know the state of your finances, but they would make me believe you are multi-millionaires now, members of trusts," he said. "They are trying to make the public believe that labor and capital are subject to laws of equality."

"Courts are not averse to grant labor the right to be killed; then they grant us academic rights, but they deny us the things we demand. We are demanding remedial legislation—not four years away, but now. The people are now aroused as never before on public questions. In the United States we enjoy freedom which we have been compelled to defend. It is the men of toil who fought for freedom. We shall protest against having this 'fetched' from us."

COULDN'T SEE TEAM LICKED.

So Frank Rusk Took Carbolic and Passed Along.

(By Leased Wire to The Times) Des Moines, Ia., April 20.—With hundreds of rooters looking on Frank Rusk, a Des Moines baseball fan, swallowed two ounces of carbolic acid and died when the score went against the Des Moines team in its game with Omaha, Saturday. Rusk, who had been having domestic troubles, was despondent, and when the short-stop missed an easy one Rusk ground his teeth. Then the Omaha ran in four scores, and Rusk leaped to the diamond.

Stevenson Won't Take It.

(By Leased Wire to The Times) Bloomington, Ill., April 20.—Former Vice-President Adlai Ewing Stevenson has announced that he will not be a candidate for democratic national committeeman from Illinois, and would not accept if chosen. Roger C. Sullivan, an anti-Bryan man, has the job row.