

Weather.

Washington, D. C., Jan. 22—Forecast for North Carolina for tonight and Saturday: Threatening tonight and Wednesday, probable rain.

The Evening Times

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THE SELECTING OF JURY GOES ON IN COOPER CASE

Both Sides Making Use of Peremptory Challenges to the Limit

CROWD NOT SO LARGE

Six Jurors in the Box When Court Convened Today—Third Panel Being Drawn On—Said That the State Will Attack One or More of the Jurymen That Have Already Been Selected on the Ground That They Are Unfit For Service—Rumor Causes Suppressed Excitement. The Three Defendants Were in Their Accustomed Seats on Time and Appeared in Good Spirits.

(By Leased Wire to The Times.) Criminal Court Room, Nashville, Tenn., Jan. 22—With six jurors in the box the work of selecting the remaining six was resumed at 9 o'clock this morning in the Carmack-Cooper trial. After the names of several veniremen left over from the first and second panel was drawn and the attorneys repaired to their consulting room for the purpose of looking over the names on the third panel.

This one contained 78 names as against 102 for the first one drawn. It had been reduced, however, by the fact that six jurors had been chosen and had taken seats in the box and further that the state had used up seven of its eighteen peremptory challenges, Colonel Cooper, four of his and John D. Sharp, seven of his.

The relatives of the Coopers were late in arriving, but Mrs. Sharp and Read Sharp, wife and brother of the defendant Sharp, were on hand promptly at the convening hour. Judge Hart allowed the six jurors to retire to their ante-room, where they might be more comfortable. One of the jurors, James M. Whitworth, humorously, but none the less earnestly, reminded the court that he was accustomed to take a little "nip" each morning, and the judge instructed the officer to let the juror with the "morning's morning" habit, "have a little sweetening". Judge Hart has been firing all jurors who failed to answer when their names were called the sum of \$25. One juror this morning said he had sickness at home, that some of the folks were "kinder afeer". Judge Hart said the juror could go if his folks were sick as much as \$25 worth. The juror stayed in court.

Easily the first sensation sprung in the trial of the case of State of Tennessee vs. Colonel Duncan B. Cooper, Robin J. Cooper, and John D. Sharp, charged with the murder of ex-Senator E. W. Carmack, was sprung this morning shortly before 11 o'clock, when four affidavits were presented to the court by the state alleging that one of the jurors accepted in the case is an habitual drunkard and that he is not a fit man for jury service. The juror in question was J. H. Leigh. Three affidavits charged that this juror had been seen drunk on January 19 and on the 4th, which was that of the attorney-general himself. It was stated that the information of the attorney-general was that the juror was not only an habitual drunkard, but that he was an habitual gambler and was not a man of good character. The attorney-general declared that the juror was not fit for jury service and the state asked that he be removed.

The attorney-general therefore challenged "for cause" the right of the juror to sit in the case. "We have not heard of this matter," promptly answered Judge J. M. Anderson, of leading counsel for the defense, "and we would like to examine the affidavits as we want to determine what steps to take in the matter seeking to disqualify a juror after he has been accepted by both sides." The affidavits that were then handed to the attorneys for the defense and General McCarr for the state went formally on record as his making his objection to the jurymen, the matter will be brought up later before Judge Hart.

Bar Meeting. The members of the Raleigh bar will meet in the office of the clerk of the court Monday afternoon at 3:30 o'clock, to set the calendar for the February term of civil court.

COMMISSIONER MAY GET RAISE IN HIS SALARY

Substitute Bill for Increase in Salary Commissioner Labor and Printing Favorably Reported

FAVORABLY REPORTED

DR. R. T. VANN CONDUCTS THE PRAYER SERVICE at the opening of the House this morning—Cox presents a petition from the Ladies Memorial Association asking for a fireproof building—The bill increasing salary of the Commissioner of Labor and Printing Favorably Reported.

The fifteenth day's session of the house of representatives of the North Carolina general assembly was called to order at 11 a. m. by Speaker Graham and the morning devotions were conducted by Rev. R. T. Vann, of the Baptist University for Women.

The committee on journal reported the proceedings of the day previous as correctly recorded and without objection the same stood approved.

Under the call for petitions, memorials and communications, the following were presented: From Anson county asking J. W. Meacham be appointed a justice.

Reports of Standing Committees. The following reports were made: To amend law as to salary of commissioner of labor and printing; a substitute favorably. This calls for increase; to relieve Jno. Hyatt, of Edgecombe, unfavorably; as to sanitary condition of schools in Washington county, unfavorably; to pay solicitors, without prejudice, and Tuesday, 24th, set as day to consider same; to repeal section 2767, laws of 1907, unfavorably; for relief of prisoners in jail in Bertie, favorably; to provide pay of witnesses in Wilkes, favorably; as to liability of tug boats, favorably; as to courts in Tyrrell, favorably; to require change in mortgage sale, unfavorably; as to fees in short term mortgages in Wayne county, favorably; to validate certain stock law territory in Harnett and to levy tax, favorably; to allow guardians to cultivate lands of their wards, favorably; to allow clerk or Northampton court to be absent; to regulate sale of pistols and cartridges, unfavorably, but was referred; to amend landlord and tenant act in Bertie, favorably; to provide separate uniform for prisoners, unfavorably; for separation of white and colored prisoners, favorably; to appoint justices for Duplin, favorably; to validate election of justices in Alleghany county, favorably; to appoint certain justices in Wilkes, favorably.

A memorial was introduced by Cox, of Wake, as to fireproof building from Ladies' Memorial Association.

Bills Introduced. By Pool: To amend code as to seduction.

By Pool: To amend law as to inheritance tax.

By Cox: Resolution as to pay of expenses of inaugural committee.

By: To give assistant supreme librarian more pay.

By Currie: To abolish crop pest commission.

By Currie: To regulate sale of feed compounds, two bills.

By Gordon: To validate certain deeds of B. J. Fleher in Guilford.

By Gordon: To validate certain deeds.

By Underwood: To allow three day's grace on sight drafts.

By Dally: To protect game and land owners in Rutherford county.

By Connor: As to liabilities of banks as to forged checks.

By Connors: To punish for certain crimes.

By Connor: To amend law as to assistant librarian supreme court.

By Weaver: To regulate use of business names.

By Grant: To protect labor.

By Grant: To allow sheriffs and tax collectors to collect back tax.

By Livingston: To appoint board of education for Polk county.

By Taylor: To amend law as to fees.



These changes would only cost the State three hundred thousand dollars, and would give the State one of the finest buildings in the country, with ample room for all departments and records. Remodelled after the capitol at Washington it would make an ideal building.

FOR AN INVESTIGATION State Hospital of South Carolina

Hospital Authorities Have Bill Introduced Asking For Investigation. Taking Movement to Forestall Enemies of the Institution—Will Appoint Commissioners.

(By Leased Wire to The Times.) Columbia, S. C., Jan. 22.—Foreseeing that because of sensational charges by former inmates entrusted to a senator and generally known of but not yet officially filed, demand for a legislative investigation would likely be made, and preferring that the initiative in the matter should not be taken by members perhaps hostile, the management of the state hospital for the insane today had Senator Christensen introduce a bill providing for a full inquiry by a committee of three senators and four representatives to sit between the sessions and report its findings and recommendations to the general assembly next January.

The committee is to have full court powers, with leave to keep its proceedings secret, to receive per diem and mileage and be furnished with clerical help, including stenographers and a marshal.

The bill was accompanied by a letter setting forth the need of an investigation, for the vindication not only of the hospital management, but of the state.

It is believed the measure, which would become effective upon its signature by the governor, will readily pass both houses.

The charges are understood to be in substance that female patients have not been treated respectfully by male keepers; that male patients have been brutally beaten; that sanitary conditions are highly unsatisfactory; that the food furnished is insufficient in quantity and poor in quality, and that many persons not entitled to them receive valuable perquisites from the fine farm attached to the institution.

Bill to provide a system of road working in Macon, second reading.

To amend charter of the town of Granite Falls, second reading.

To amend the charter of Wilson, second reading.

To allow town of Marshall to issue bonds, third reading.

To allow the county of Buncombe to issue bonds to refund its debt, third reading.

As to bridges in Wayne county, second and third readings.

Mr. Morton's bill as to speed of autos came up in form of a substitute, and after passing second reading, so many counties wanted to be added that the bill was ordered printed and allow all to come in that wanted to.

Bill to repeal law as to finance committee in Henderson county was taken up, but as there was confusion as to its intent, it went over.

The bill making the Wayne auto law apply to Anson county was called up and passed second and third readings.

The bill as to state boundary lines, giving governor power to act, passed second and third readings.

Bill as to Yadkin county road law passed second and third readings.

Bill to correct land grant in Caldwell county passed second and third readings.

NEW MESSAGE OF PRESIDENT

Transmitting Report of the National Conservation Commission SENT TO THE CONGRESS

The Report is the Outgrowth of the Conference of Governors of States Held Last May at Washington and Was Unanimously Approved by the Recent Joint Conference Held in Washington Between the National Commission and Governors of States.

(By Leased Wire to The Times.) Washington, Jan. 22.—The special message of the president transmitting the report of the national conservation commission was received by congress today. The report is the outgrowth of the conference of governors of states held last May at Washington and was unanimously approved by the recent joint conference held in Washington between the national commission and governors of states, state conservation commission and conservation committees of great organizations of citizens.

The president declares the report to be one of the most fundamentally important documents ever laid before the American people. He suggests that immediate steps be taken to adopt a comprehensive plan for inland waterway navigation; that national forests should be conserved, only one-fifth of them now being protected in that manner; that means should be adopted to avoid the present waste of mineral resources and the annual loss of lives of men engaged in mining. The interests of labor, he declares, should be safeguarded, a trust being made at the trusts by adding that "the man who serves the community greatly should be greatly rewarded by the community, for as there is great inequality of service so there must be great inequality of reward, but no man or set of men should be allowed to play the game of competition with loaded dice." He admits that "the administration has doubtless made mistakes, but what it has done has been done or attempted in the single consistent effort to secure and enlarge the rights and opportunities of the men and women of the United States."

The president declares that "the unchecked existence of monopoly is incompatible with equality of opportunity," and asserts that "the control of a public necessity involves a duty to the people."

The benefits of a pure food law and the employers' liability law are also pointed out.

HEBREW TRADES HOLD MEETING

(By Leased Wire to The Times.) New York, Jan. 22—A special meeting of the United Hebrew Trades has been called for Monday to consider the question of restoration of the wages that existed previous to the financial panic. In case the demands are not met it is said strikes involving 60 trades and 150,000 workers will result. One trade, that of the pants-makers, at a meeting held in Clinton Hall, where 3,000 workers were present, authorized its executive committee to order a general strike. It is said this will be ordered in the next few days unless there is a change in conditions, and will completely tie up that industry.

BOSSSES IN THE SENATE

Lafollette's Magazine on Manager of Legislation

Says Legislation in the United States is Controlled by Committees—Bosses Control the Committees—Less Than a Dozen Dominate Legislation in This Country.

(By Leased Wire to The Times.) Milwaukee, Wis., Jan. 22—Here is what Lafollette's magazine says of the United States senate in this week's issue:

"Legislation in the United States is controlled by committees. The appointment of the committee is controlled by a party caucus."

"The caucus is called at the beginning of each congress to organize for control."

"The caucus is composed of a few bosses, a few independents, and many cowards and followers. The programme of the bosses is arranged in advance. It goes through without a hitch. A boss is made chairman and authorized to announce a committee on committees. The other members of this committee are the more ambitious cowards and followers who hope some time to be senate bosses."

"Less than a dozen bosses dominate legislation in the United States senate."

"Who are these bosses? In the order of their control one acquainted with the business of the senate would name them as follows: Aldrich, Hale, Elkins, Cullom, Gallinger, Foraker."

"Do they rule because of their superior mental endowment?"

"Far from it. They are not merit men. In the main they are quite an ordinary lot. No they are the product of a bad system."

THE SOLICITORS' SALARY BILL IN SENATE TODAY

Senator Ormond Introduces the Bill to Put Solicitors on Salary

THE MAIL FACILITIES

Senator Klutz Presides Over Today's Session of the Senate—Senator Ormond's Bill Referred to Committee on Judiciary—Senator Hankins Presents Memorials of the Daughters of the Revolution Asking for the Erection of a Fire-Proof Building for the State Library and Museum—Other Bills Introduced.

The senate was called to order at 11 o'clock by Senator Whitehead Klutz, president protem.

Rev. Mr. Lay, of St. Mary's School, led the senate in prayer.

The committee reported no corrections in the journal.

New Bills Introduced. The following new bills were introduced:

S. B. 222, Senator Ormond: An act to place solicitors on salary and to fix their compensation. Committee on Judiciary.

S. B. 223, Senator Hankins: A joint resolution relative to better postoffice facilities in the Capitol. Committee on Public Buildings and Grounds.

Senator Hankins also presented memorials from the North Carolina Daughters of the Revolution asking for the erection of a fire-proof building for the state library and museum. Referred to Committee on Public Buildings and Grounds.

Senator Klutz presented a petition from the fire departments of Salisbury asking for legislation in the matter of the fireman's relief fund. Referred to the Committee on Insurance.

Passed Final Reading. Bills were taken up on their final reading and disposed of as follows:

S. B. 148, relative to allowing the town of Marshall to vote bonds. Passed its third reading, 36 to 0.

A bill relative to killing squirrels in Chowan passed its third reading.

H. B. 91, S. B. 201: To amend the charter of Kingston. Passed its second reading, 36 to 0.

S. B. 88: A bill to incorporate the Pee Dee Valley Railroad Company. Passed its second reading, 36 to 0.

S. B. 110: An act to authorize the county commissioners of Rutherford to levy a special tax for bridge building. Passed its second reading, 36 to 0.

H. B. 222, S. B. 209, relative to paying expenses of Drs. Bolton and Gordon at the Tuberculosis Congress at Charlotte. Passed its readings without reference to a committee.

S. B. 59: An act relative to building sidewalks in Hendersonville. Passed its third reading.

MOVEMENT IN DR. WHITE'S CHURCH

Atlanta, Ga., Jan. 22—One hundred young people of the Second Baptist church, of which Dr. John E. White is pastor, have pledged themselves, beginning next Monday to attempt to do exactly as Christ did during his sojourn on earth. These young people have become greatly interested in the Cleveland Movement and they have pledged themselves to emulate those who are striving to walk in His steps. The movement is expected to spread to many other churches in the city. Dr. White will deliver two sermons Sunday morning on the movement.

NEW YORK FOGBOUND

New York, Jan. 22—New York was shrouded all night and today in one of the thickest winter fogs in years. Down the bay and on the rivers it was like a blanket, and pilots had the greatest difficulty in picking their way.

BILLS OUT OF ORDER

Unanimous consent was asked for (Continued on Fifth Page.)