

Weather.

Washington, D. C., Feb. 4—Forecast for North Carolina for tonight and Friday: Partly cloudy tonight and Friday.

The Evening Times

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SPEAKER AGAIN DIRECTS HOUSE DELIBERATIONS

Returns to Capitol After Several Days Absence at Granville Court

MANY BILLS REPORTED

Cape Fear Pilots' Association Presents Petition As to Change in Pilot Laws Bill to Amend Laws As to Fishing Reported Favorably. Bill As to Non-Resident Tax on Fishermen, Unfavorably—Bill to Amend Law As to Prisoners in Jail, Unfavorably—Privileges of Floor Extended to Several Visitors—New Bills Today

The house of representatives of the North Carolina legislature met in its twenty-sixth day's session this morning at 11 o'clock and was called to order by Speaker Augustus W. Graham, the religious exercises being conducted by Rev. A. C. Moore, editor of the Biblical Recorder, of this city.

The journal of yesterday was reported as correctly recorded by the journal committee, and the same stood approved.

On the call for petitions, memorials and communications, the following were sent forward and read:

Petition from I. H. Smith against any increase in taxes; from Cape Fear Pilots as to change in pilot law.

Standing Committee Reports.

- The following bills were reported: To incorporate Mercantile Bank, favorably; as to courts in Martin county, favorably; to amend law as to fishing, favorably; to protect fish in Bladen, favorably; to amend law as to non-resident tax on fishermen, unfavorably; to protect fish in Swain, favorably; to appropriate funds for Minnie Lovett, favorably; to appropriate funds for Deaf and Dumb school, favorably; to prevent carrying weapons in Madison, unfavorably; to validate certain probates, unfavorably; to amend law as to Anson as to prisoners in jail, unfavorably; to amend law as to landlord and tenant, unfavorably; to define nuisances, unfavorably; to authorize married women to contract as if unmarried, favorably; to regulate working women and children in mills, unfavorably; substitute also unfavorably; to provide roads in Ashe, favorably; to levy tax for bridges in Hyde, favorably; to make road in Ashe county, favorably; to improve roads in Mt. Glead, favorably; to amend law as to roads in McDowell, favorably, and same as to Warren, favorably; as to road law in Thomasville township, favorably; to amend law as to roads in Marion township, favorably; same as to McDowell county, favorably; to amend law as to register of deeds, favorably; to regulate fees in Madison county, favorably; as to jurors in Richmond, favorably; as to paying expenses of governor, favorably; as to paying jurors in Stokes county, favorably; as to pay of commissioners of Robeson, favorably; as to fees in Madison county, unfavorably; to appoint J. W. Beacham justice, unfavorably; to appoint justices in Person county, favorably.

The privileges of the floor were granted to Chas. W. Johnson, of Orange, W. A. Warren of Person, Dr. S. D. Booth of Granville, S. M. Gattis of Orange, and J. A. Brown of Columbus.

Leave of absence were granted to Butler and Majette.

A message from the governor, transmitting a letter from the superintendent of the penitentiary as to the finances of that institution and asking that approximately \$68,000 be returned to the penitentiary account out of funds turned to the treasury by that institution. This was referred to Committee on Penal Institutions.

The morning hour having expired the consideration of the calendar was taken up, and the speaker laid before the house the following bills:

- Roll-call Bills. The following roll-call bills were passed: To incorporate the Asheville & East Tennessee Railroad Company; third.
- To authorize Wake county to borrow money; third.
- To allow Hot Springs to issue bonds; third.
- To validate a bond issue for Beaufort; third.

Will Face Charge.



Patrick J. Keenan, former President of the Fidelity Funding Co., who recently returned to face the charges against him on account of the failure of the company.

To authorize McDowell county to increase taxes; second.

To authorize Lee county to issue bonds; second.

To authorize Anson county to levy a special tax; second.

To allow Jackson county to levy special tax; second.

Bills Ratified.

The following bills were ratified and sent to the secretary of state for publication.

To amend the charter of the town of Mt. Olive.

To amend law as to state boundaries.

To drain White Oak swamp in Bladen county.

To amend 642 laws of 1905.

To amend 1283 laws of 1905 as to liability of counties in certain actions.

To amend law as to fences in Sampson.

To amend the charter of the town of Hendersonville.

To change law as to commissioners of Pitt county.

To amend the law as to town of Greenville.

To amend the charter of Crouse in Lincoln county.

Resolution to pay subcommittee to Morganton.

To permit Wakelon graded school to issue bonds.

Appointing T. J. Wooten a justice in Robeson.

To prevent sale of timbers caught adrift in Pender, Brunswick, and New Hanover.

To locate street in Pikeville.

To prevent depredation of turkeys and geese in Jackson and Swain.

To protect squirrels in Jackson county.

To allow guardians to cultivate lands of their wards.

To authorize a special tax in Rutherford.

To provide a special court in Durham township.

To pay jurors in Wilson county.

To amend law as to Masonic Temple in Charlotte.

To appoint M. C. Padgett a justice in Lincoln county.

To amend law as to road law of 1905.

To amend charter of Wilson.

To protect roads in New Hanover by taxing autos.

To incorporate North Carolina Public Service Company.

To pay expenses of inaugural committee.

Bills Introduced.

By McDonald of Moore: To amend charter of Carthage.

By McDonald of Moore: To allow Moore county to issue bridge and road bonds.

By Foy: To protect fish in the streams of Pender and Bladen counties.

By Murphy: To prevent spread of tuberculosis.

By Morgan: To prevent billposting in town of Elizabeth City.

By Green: To provide support for New Bern graded schools.

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PITTSBURG IS TERRORIZED BY RACIAL FEELING

Trouble Is Imminent Between the Races in the Pennsylvania City

POLICE MAKE THREATS

Captain of Police Says it is a Crime For a Negro to Wave His Hand at a White Woman, at Least, I Consider it so, and will act accordingly. Captain of Police Murray, who has charge of what is known as the "Hill district," which is in a state of terror over attacks on white women by negroes, made this remark in police court during the hearing of the 126 negroes arrested in the big raid Tuesday night.

(By Leased Wire to The Times)

Pittsburg, Pa., Feb. 4—"It is a crime for a negro to wave his hand at a white woman, at least, I consider it so, and will act accordingly." Captain of Police Murray, who has charge of what is known as the "Hill district," which is in a state of terror over attacks on white women by negroes, made this remark in police court during the hearing of the 126 negroes arrested in the big raid Tuesday night.

There were probably 200 colored persons in the little police court, friends of those who had been arrested and the remark of the police officer started a commotion, and for a time it looked as though the police would be forced to clear the room.

Captain Murray some days ago came out with a statement that the only way to stop negro depredations in Pittsburg was to "hang a few of them off hand."

About one-third of the negroes arrested in the raid were sent to prison for short terms, one-third discharged, and the remainder held for further investigation.

A portion of Pittsburg is simply terrorized now. Miss Ida O'Neil, the white girl who was assaulted Tuesday night by a negro, is said to be dying. A few of the higher class of negroes have given out interviews, blaming the police of Pittsburg for being too officious, saying that if they did not stop there would be bloodshed; that negroes were now going armed to protect themselves from hysterical white women, etc. They predicted a race riot.

When Superintendent of Police Thomas A. McQuaide heard this he said:

"Just let anyone start anything, and we will finish it. We are going to get rid of a lot of bad negroes now in Pittsburg, and we will send anyone who tries to protect them to the work house with them."

FREIGHT WRECK NEAR CHICAGO

Chicago, Feb. 4.—A north bound Illinois Central suburban train crashed into a freight train at Peck Court, just north of the Twelfth street station, early this morning, killing one man and seriously injuring two others and throwing scores of passengers into a panic.

The dead: J. J. Sullivan, of Drexel Boulevard, fireman, died in St. Luke's Hospital.

The injured: Conductor John Dolan, taken to St. Luke's Hospital. Unidentified man, injured about the head; left the scene of the wreck.

The suburban train, a local, and crowded with men and women on their way to the down-town district, crashed into the freight train as the latter was switched across the track.

The engine of the passenger train was badly damaged and traffic was delayed for some time.

AN ILLICIT STILL.

It Was Located Almost Within Sight of the City.

An illicit still has been in operation just outside of the city limits of Raleigh, but it is not now there, for when deputies K. W. Merritt and W. G. Martin went out yesterday, determined to "bust" it, they found only a hole in the ground and a few beer stands, worm tubs, and other such utensils used by illicit distillers.

The still was located about two miles and a half northwest from the centre of the city.

JANER INDICTED FOR KIDNAPPING A YOUNG GIRL

Baltimore Man May Be Hanged for Inhuman Treatment of Child

CHILD TELLS HER STORY AS TO GARNISHMENT

Kidnapped the Girl From Brooklyn, But Maryland Authorities Will Resist All Attempts to Have Him Extradited—They Want to Try Him in Maryland Where There is a Death Penalty Attached to His Alleged Crime—Jones Had Been a Friend of the Girl's Father and a Boarder in Her Home.

(By Leased Wire to The Times.)

Baltimore, Feb. 4.—The Baltimore grand jury today will indict Joseph Janer, who is accused of kidnapping Katherine Loerch from her home, 334 Classon avenue, Brooklyn, and if he is convicted of the crime charged he may be hanged.

The Maryland authorities will resist all attempts of the Brooklyn police to have Janer extradited and will insist that he be tried here, where death is the penalty.

The child, who will not be 12 years old until the 22d of this month, related the story of her abduction in the central police court.

When she had finished the Maryland authorities, headed by the governor, were so enraged that they decided to indict and try him within a week under Maryland law.

Article 27 of the code of public and general laws of Maryland provides for cases of this sort as follows:

"The offender, being convicted thereof, shall, at the discretion of the court, suffer death or imprisonment for life in the penitentiary, or for a definite period, not less than 18 months nor more than 21 years."

Janer, who had been a friend of the girl's paralytic father and a boarder in her home, was arrested in a bar-room of Calvert street. He had been drinking heavily there for an hour and the child he had stolen stood shivering and crying in the street outside. He had forced her to wait there for him since they had left a cheap boarding house some hours before. At police headquarters Janer was too befuddled with whiskey to talk, but the girl sobbed out a story to the officials which she signed. It reads:

"I will be 12 years old on the 22d of this month and until this man took me away from them I lived with my papa and mama at 334 Classon avenue, Brooklyn. My papa is very sick. Last week this man Janer, who has visited our house for several years and boarded with us for a time, asked mama whether I could go to Baltimore with him. She said that I might and that she would join us as soon as papa was dead and buried.

"On Monday Janer came for me to go, but I didn't want to go, but after he had gotten the tickets he made me go. I cried and begged him to let me stay at home, but he said that mama had said that I must go with him.

"We came to Baltimore and he took me to a hotel. After that he took me to a boarding house kept by a Duke woman on Calvert street and he said he was Paul Newhoff and that I was Florence, his daughter."

Much more of the girl's statement was suppressed from the public, but it was no sooner delivered than Col. Swan, of the police, the district attorney, and several others who heard it telegraphed to the governor of Maryland that the case was so heinous as to warrant resisting any attempt to extradite Janer by the New York state authorities. The governor sent word back that no extradition would be granted, for the present, at least.

Janer denied any guilt in the affair, but on the child's testimony and that of a doctor and other witnesses he was held for trial without bail.

Quick Action Imperative.

(By Leased Wire to The Times)

Baltimore, Feb. 4.—The grand jury at 12:40 o'clock this afternoon found a presentment against Joseph Janer, of New York, for felonious assault on Katherine Loerch, of Brooklyn, the extreme penalty for which is death.

The child was taken before the inquest at 10 o'clock this morning, and after listening to her revolting tale

(Continued on Page Seven.)

AN INCREASE IN PENSIONS ASKED BY MECKLENBURG

Senator Pharr Presents Petition From Citizens Asking More Liberal Pensions

SENATOR BASSETT PRESENTED A PETITION FROM CITIZENS OF ROCKY MOUNT ASKING FOR THE PASSAGE OF THE BILL AGAINST THE GARNISHMENT OF RAILWAY EMPLOYEES' WAGES—SENATOR MANNING PRESENTS BILL RELATIVE TO THE SETTLEMENT OF CERTAIN RAILROAD CONSTRUCTION BONDS; ALSO ONE RELATING TO THE SETTLEMENT OF CERTAIN PUBLIC DEBTS.

The senate was led in prayer by Senator Turner. No corrections were made in the journal. The roll of committees was called and various bills were placed on their passage. The privileges of the floor were extended to ex-Congressman Theo. F. Klutz, of Salisbury.

New Bills Today.

Petitions, bills, etc., were introduced as follows:

By Senator Pharr: A petition from citizens of Mecklenburg county asking for an increase of pensions. Pensions and Soldiers Home.

By Senator Barringer: A petition from the citizens of Stokesdale relative to the town boundaries. Counties, Cities and Towns.

By Senator Bassett: A petition from citizens of Rocky Mount asking for the passage of the bill against the garnishment of railway employees. Pensions and Grievances.

By Senator Doughston: A petition relative to the building of bridges in Ashe county. Counties, Cities and Towns.

S. B. 522. Senator Manning. To amend chapter 543 of public laws of 1905 relative to the settlement of certain railroad construction bonds. Judiciary Committee.

S. B. 523. Senator Manning. An act to amend chapter 96, public laws of 1907 relative to the settlement of public debts. Judiciary.

S. B. 524. Senator Manning. A bill relating to the assistants and employees of the supreme court. Salaries and Fees.

S. B. 525. Senator Manning. To allow the board of commissioners of Durham to issue bonds. Judiciary.

S. B. 526. Senator Johnson. An act to prohibit the killing of squirrels in Currituck county. Game Laws.

S. B. 527. Senator Starbuck. A bill to amend section 1056 of revision relating to the holding of courts in Forsyth county. Judicial Districts.

S. B. 528. Senator Barringer. An act relating to the boundaries of the town of Stokesdale. Counties, Cities and Towns.

S. B. 529. Senator Hawes. An act to incorporate the town of Altha. Counties, Cities and Towns.

S. B. 530. Senator Nimocks. An act relating to the public roads of Cumberland county. Committee on Public Roads.

S. B. 531. Senator Long of Person. An act to prohibit the sale of certain commodities at a certain Primitive Baptist church in Person county. Propositions and Grievances.

Message From Governor. Governor Kitchin sent a message to the senate transmitting a letter from Mr. J. S. Mann, superintendent of the state prison, calling attention to the financial needs of that institution. Mr. Mann called attention to the fact that nearly \$68,000 are needed to meet the regular expenses of the prison, to buy fertilizers for state farms, etc. The message was referred to the Committee on Penal Institutions.

Passed Third Reading. A bill to amend the charter of Lowell, Gaston county.

To enable Hillsboro to fund its indebtedness and issue bonds.

To authorize a bond issue in the town of Lenoir.

To amend the charter of Granite Falls, Caldwell county.

To authorize the commissioners of Chatham county to issue bonds to pay its floating indebtedness.

To authorize the town of Canton to issue bonds.

To amend the road law of Buncombe county.

To levy a special tax in Ashe county.

To refund and pay off certain bonds in Hendersonville.

An act for the relief of the estate

Killed by Auto.



Miss Vera De Ross, of Louisville, Ky., who was killed by a taxicab in New York, while Julius Steinheim was on the ocean bound for New York, where he was to marry Miss Ross upon his arrival.

of B. J. Fisher, deceased. A substitute offered by the committee passed.

A bill to render secure from damage by fire, etc., state forests situated at an elevation of 2,000 feet.

A bill relating to the fees of certain officers in Bladen county.

To amend law relating to bridges in Wayne county.

A bill relating to the pay of jurors in Duplin county.

To allow the commissioners of Richmond county to donate land for a Confederate monument.

To allow commissioners of Rutherford county to donate land for Confederate monument.

Petition Presented. Senator Doughston presented a petition from over one thousand citizens, asking the formation of the new county of Avery.

A bill to create a new township in Robeson county.

To repeal chapter 513, public laws of 1907 increasing commissioners in Sampson county.

To appoint justices of the peace for Nash county.

To authorize commissioners of Jackson county to donate land for a Confederate monument.

To amend section 1199 of the revision relating to service of summons in certain cases.

To empower the ex-sheriff of Graham county to collect back taxes.

To amend 3136 of revision relative to time of publication of citation of caveat.

To amend the Guilford county salary law relative to clerk hire for clerk of court.

To increase pay of jurors in Columbus county.

To abolish the crop pest commission and place its work on the department of agriculture. Passed its second reading and on objection took its place on the calendar.

To change the time of meeting of the board of commissioners of Dare county.

To dispose of money in the hands of J. R. Swann, former manager of the Macon county dispensary.

To amend section 982 of revision, relating only to Swain county.

To authorize the mayor and commissioners of Highlands to sell a certain lot.

To amend charter of Elon College.

To repeal section 3073 of revision, relating to weights and measures.

To amend 2727 of revision and allow sheriffs a fee for seizing illicit distilleries. The committee reported the bill unfavorably, but offered a substitute, allowing sheriffs and police officers to seize and destroy illicit distilleries and allowing them a fee of \$25 for each one seized.

To incorporate the John Charles McNeill Memorial Society.

To appoint justice of the peace for Montgomery county.

To fix liability of a bank to its depositors for payment of forged checks, establishing a six month's statute of limitations.

To amend chapter 200 of public laws of 1905, relative to a business (Continued on Page Seven.)

THE WHITWORTH CASE OCCUPIES TIME OF COURT

The Charges Against Qualifications of Juror Again * to the Front

HE MAY BE DISMISSED

Expected That Juror Whitworth Will Be Dismissed on the Ground of Possible Bias—When Asked About the Remark He Made That He Wouldn't Vote For Patterson Now For Constable, Said He Said What He Did Because Patterson Pardoned Certain Saloon Men From Working on the Public Road—Decision Expected Today.

(By Leased Wire to The Times)

Criminal Court Room, Nashville, Tenn., Feb. 4.—The investigation of the charges against Juror Whitworth's qualifications was resumed this morning. The juror was brought down stairs again and was asked regarding the remark he was alleged to have made that "he wouldn't vote for Patterson now for constable."

Whitworth said he made the remark because Patterson pardoned certain saloon men from working the county road. The counsel made lengthy arguments. The court is expected to hand down a decision in the case this afternoon. It is believed the court will dismiss the juror on the ground of possible bias.

Whitworth Removed. James M. Whitworth, whose case has continued so much of the time of the court since the selection of the jury in the Cooper-Sharp murder trial began, was today removed from the jury box. Judge Hart said the ex-juror a cordial good-bye and told him that no sort of reflection upon his character was implied by the ruling. Mr. Whitworth later made the following statement to the newspapers:

"This matter seems to have developed in regard to what I said concerning Governor Patterson. I could have further explained what I meant this morning if I had thought the court would have allowed me to say this. What I meant about the governor, in being against him, in addition to what I said about the pardon of Williams, was that the governor did not do his duty in that he did not disarm men he knew to be armed and thereby prevent the killing of Carmack. I still think that the governor should have disarmed both the Coopers and Carmack. He knew they were armed, and as the highest executive officer in the state, it was his plain duty to have disarmed all of them.

"What I thought, and still think, about the governor in this regard has nothing to do with the defendants and I have no prejudice concerning their guilt or innocence. What I said about the governor had nothing to do with the guilt or innocence of these defendants.

"I am sincerely glad to have been excused from jury service."

Another venire of 500 names was drawn from the jury box this morning, the takersmen to appear Monday morning.

TURKISH ARMY BEING MOBILIZED

Constantinople, Feb. 4.—The Turkish minister of war has ordered all the reservists of the third army corps to hold themselves in readiness to join the colors. Turkey has also called upon Bulgaria to demobilize before entering into further negotiations. The Russian note which has been presented to the Austrian government, has elicited the reply that Austria-Hungary cannot recommend either Turkey or Bulgaria to accept the Russian proposal. This is also the German view.

CALIFORNIA TOWN DEEP UNDER WATER

Chico, Cal., Feb. 4.—The town of Tehama, which has 600 inhabitants, is under 5 feet of water and it is impossible to get into communication with it. The Southern Pacific railway operator at Tehama Junction, half a mile from the town, says that the depot is gone, and a block of houses has been washed away. The houses are floating 20 feet above the city streets.