Weather.

Washington, Feb. 24-Forecast for North Carolina tonight and Thursday: Fair tonight, preceded by rain in eastern portion; colder.

The Evening Times

SECOND.

ESTABLISHED 1876.

RALEIGH, N. C., WEDNESDAY, FEB 24, 1909.

PRICE 5 CENTS

SENATOR LOCKHART **PROSECUTION** SPRINGS A NEW MOVE PRESENTS HIS

Would Amend Blow-Bassett Bill by Substituting His Own For It

Hon, Whitehead Kluttz Again Presides Over Deliberations of Senate Today-Several Petitions Introduced Asking For Repeal of the Homestead Law—Many Bills Are Introduced and the End is Not in Sight—Great Number of Local Bills Come Up Again For Discussion Today-Legislators Are Very of Pinehurst for treatment of joint Busy and Are Rushing Matters.

The senate was called to order by Hon. Whitehead Kluttz, president pro tem, at 10 o'clock, and Rev. F. M. Shamburger led in prayer.

The journal committee reported no corrections and standing commit-

tees reported number of bills. New Bills Today.

New bills and petitions were introduced as follows:

Senator Kluttz: A petition from merchants and business men of Salisbury, relative to homestead exemplaws. Constitutional Amend-

Senator Travis: A petition relative to married women's 12 w. Constitritional Amendment.

S. B. 1171, Senator Nimocks: For relief of certain pupils of a school district in Cumberland. Education. S. B. 1172, Senator Morton: To establish a recorder's court for Washington county. Calendar.

Senator Ray: Petition from citizens of Henderson county relative to homestead law.

Senator Fry: A petition from 38th district, relative to homestead.

Senators Barringer and Pharr introduced petitions to the same effect. S. B. 1173, Senator Powell: To provide for election for bond issue

in town of Henderson. Calendar. S. B. 1174, Senator Elliott: To protect dogs in Catawba. Game Law S. B. 1175, Senator Holden (by request): To increase salary of assistant librarian of supreme court.

S. B. 1176, Senator Love: To authorize aldermen of Gastonia to sell certain property. Calendar.

S. B. 1177, Senator Manning by for costs in certain cases. Judiciary, ship and control of James P. Mc- into them at once. The first question S. B. 1178, Senator Dockery: To Nichol and Israel W. Durham. empower certain towns of Lee county to condemn lands for sewerage purposes.

of coroner. Revisal.

S. B. 1180. Senator Gay: To amend law relative to tax collecting in Northampton and Halifax. Re-

tect fish in Rutherford. Fish and Fisheries.

S. B. 1181, Senator Dockery (by request): An act relative to holding courts in Lee. Judicial Districts. S. B. 1182, Senator Scott: To vali-

date certain probates. Judiciary. soldier. Pensions. S. B. 1184, Senator Spence: To

appoint a member of board of educa-that trade. tion of Randolph. Education.

sioners of Beaufort. Calendar.

tions. Judiciary. S. B. 1215, Senator Starbuck: An victs on the county roads of Forsyth. duce steel pipes about \$10 a ton.

Penal Institutions S. B. 1216, Senator Starbuck: To

Third Reading.

The following bills passed their final reading: S. B. To drain Clark's Creek and

its lowlands, Lincoln county. S. B. To amend charter of Golds-

Gilead township, Montgomery county.

H. B. To amend law relative to at 17 Cherry street, South-end. city schools of Washington. H. B. To establish graded school

S. B. To allow levy of a special

H. B. To incorporate Carolina into custody by the police as a witness. The transportation Company. H. B. To incorporate Glonwood. Power and Transportation Company. H. B. To incorporate Glenwood.

H. B. To provide better working

of roads in Moore. H. B. To amend law relative to bond issue in New Hanover.

Forest City.

H. B. To authorize Brunswick to evy special tax.

H. B. To provide for working roads in Graham county. H. B. To amend charter of Mt.

H. B. To incorporate Nebo, Mc-

Dowell county. H. B. To regulate levy of special

tax in Rutherford. H. B. To improve public roads of Colly township, Bladen. H. R. A resolution of thanks to Mr. John Blue and Mr. J. W. Tufts,

committee sent to Montrose. S. B. To regulate setting traps in Colly township, Bladen.

Educational Bill. This bill which has been prepared by Senator Blow was read and explained by sections. The bill provides for the levy of a special tax on every school district of the state if needed to run a four months' school and also to provide for an equitable and just distribution of the state funds for schools. The bill passed its second reading.

The following passed their final

S. B. Abolish a term of court in Northampton. H. B. For relief of surveyors in

Scotland. H. B. Relative to validation of a

certain school tax election in Madi-H. B. To amend law as to fishing

in Onslow. S. B. To change law as to court alendar in Scotland.

The Anti-trust Bill. 12 o'clock, by offering as an amend-(Continued on Page Two.)

(By Leased Wire to The Times) Philadelphia, Feb. 24-At noon to- tion by Captain Fitzhugh of the coun-S. B. 1177, Senator Manning by request): To require attorneys receiving contingent fees to be responsible baseball club passes into the owner-of documents and records and he went

All indications point to the retire- his bondsmen in 1870 when he was ment of William J. Shetsline from clerk and master of chancery court Counties, Cities and active participation in the affairs of of Maury county. A certified copy of the club, ether as its president or as the bonds were shown his and he S. B. 1179, Senator Gay: To amend an employe, and the continuance of identified the bondsmen. Next a bill section 2775, Revisal, relative to fees the team's supervision in the hands filed against him was shown on which of William Murray, the present man- pro-confesso had been marked.

S. B. 1181, Senator Mills: To pro- STEEL CORPORATION ISSUES QUOTATIONS of Colonel Cooper. It seems that the

(By Leased Wire to The Times.) S. B. 1183, Senator Spence: For States Steel Corporation today issued defense to questions being asked by relief of C. F. Siler, ex-Confederate the first official quotations in the re-soldier. Pensions. | cent cut in all kinds of steel and the | The state charged that they establishment of an open market in

prove Colonel Cooper had been a defaulter in Maury county in the sum Steel shapes were reduced by a ton and steel bars \$4 a ton Shapes are of \$190,000, and had all along been S. B. 1187, Senator Latham: To quoted at \$130, plates at \$130 and steel guilty of various acts of moral turfix compensation of county commisbars at \$120. These prices are lower piditude down to the present time, than they have yet been quoted at by and that the state would prove these S. B. 1186, Senator Blow: An act independent steel manufacturers and it things. relative to dissolution of corpora- was the opinion among equipment companies and other concerns using steel gave notice that the state would chaltoday that these quotations were pretlenge the bona fide nature of Colonel ty close to the bottom prices. It is act relative to discipline among con-expected that the steel trust will re- Cooper's justification for the killing to find her, if possible, in the dense

allow expenditure of county road WOMAN MURDERED; MAN TOOK CARBOLIC ACID

(By Leased Wire to The Times.) Boston, Mass., Feb. 24.-A woman honor. whose name is believed to have been McDonald, was shot and instantly kill-

A man in the same apartment, who, the police believe did the shooting, took city hospital in a dying condition. An

FULL CAREER DEALSINFUTURES Being Laid Bare to the Jury

Gives An Account of the Killing of

Carmack—Says Carmack Hid Be-

hind Mrs. Eastman With Pistol

Drawn-Only Five Shots Fired and

Carmack Shot Two-Colonel Coop-

er Turned Over to the State at

9:50 O'clock For Cross-examina-

(By Leased Wire to The Times)

Tenn., Feb. 24-In the presence of a

packed court-room Colonel Cooper

resumed the stand this morning and

gave an account of the kflling of Sen-

ator Edward W. Carmack. He said

he was crossing Union street when

arm and sought to hurry him on.

"Instinctively I looked and saw Car-

the witness saw Carmack shooting at

over to the state for cross-examina-

asked Colonel Cooper was who were

Counsel for the defense objected

strenuously to this evidence, claiming

state will present the entire career of

Colonel Cooper to the jury from the

A sensation was sprung this morn-

The state charged that they would

Captain Fitzhugh, for the state,

been things brought up against Col-

were ten thousand times worse than

(Continued on Page Two.)

remote.

way they have started.

was wounded.

Criminal Court Room, Nashville,

Begins Hearing on Bills to Prevent Deals

Aged White-Haired Defendant Re- House Committee on Agriculture To- Work of the Forty-second Day's Sesday Began Hearing on Bills to sumes the Stand This Morning and Prevent Dealing in Futures on Agricultural Products, Such as Corn. Wheat, Cotton, Etc.-President Barrett, of Georgia, and State President Neill, of Texas, of the Farmers' Union, Respectively, Were Before the Committee-Speeches Were Made in Behalf of the Bills.

(By Leased Wire to The Times) Washington, Feb. 24-The house gan the hearing of oills to prevent the dealing in futures on agricultural products, such as corn, wheat, cotton, Farmers' Union, including President Barrett, of Georgia, and State Presi-Colonel Cooper said the impulse dent Neill, of Texas, were before the seized him to go over and talk to committee. Representatives Henry Carmack; he would relieve the dis- and Smith, of Texas, made brief tressing situation that was worrying statements, explaining the position of his family so much. The colonel the bills they have introduced on this

said he went across the street and ac- subject. The Henry bill will be the basis of costed Carmack on the sidewalk. The the measure, which will be reported latter looked up and instantly reached for his weapon. As Carmack did so by the committee. It provides a sehe (Carmack) ald behind Mrs. East- vere penalty for any telegraph comon the opponents of his bill today at him by the witnessed called, telling pany, telephone company or common him he was a "damned coward" for carrier, to transmit any information getting behind a woman with a pis- that has for its purpose speculation tol drawn. Carmack sprang behind in farm products. Representatives of the posts. Robin sprang between farmers' unions in eighteen states them and Carmack fired twice. When were in attendance.

Robin he drew his pistol, but did not fire it. Only five shots were fired and Carmack shot the first two. They ere louder than the report of Robin's pistol. The witness then went on to the infirmary with his son who At 9:50 Colonel Cooper was turned NOSE IN MUD

Kaiser Wilhelm With 1000 Passengers Aboard Stuck Fast in Channel

t was too remote and was irrelevant. Captain Fitzhugh answered that it was competent all right and was leading up to the matter of the credibility

(By Leased Wire to The Times) New York, Feb. 24-The North Clyde. German Lloyd liner Kaiser Wilhelm New York, Feb. 24.—The United ing when following objections of the II shoved her bow into the mud and stuck fast today as she was coming up Gedney channel in the lower bay, cloaked in a heavy fog. She has of Ore Hill. nearly 1,000 passengers aboard.

> The North German Lloyd officers heard from their stranded vessel by shall to provide a park. wireless. The captain sent word that he had run aground but that his ship courage the growing of fruits and was not in a dangerous position.

While the line's officials expressed no anxiety regarding the big Kaiser, they sent several tugs down the bay on account of outraged honor; that fog and help draw her off the mud

the state would show that there had bank. The Kaiser was one of four liners onel Cooper during his long life that which had been fog-bound outside to market house in Elizabeth City. Sandy Hook but she was the most the trifling editorials written by Carventuresome. The fog showed a in Albemarle Sound. mack and that Colonel Cooper had not right to seaward about 8 a. m. and seen fit to make resentment in those Captain Cupper ordered her anchor late courts in Harnett. matters. Captain Fitzhugh, for the up and started for Gedney Channel, state, said he would show another but the cloak settled down over tobacco in warehouses. motive for the killing than outraged everything more heavily than before and poured in from the sea. Captain for Wilson. A long wrangle ensued along here Cupper was caught in it and the between the opposing sides, the de- Kaiser could not keep to the narrow drunkenness and profanity in Carfense claiming the matters were too channel with nothing to see to guide teret.

The state said the defense had gone received a wireless message from back as far as the war and would Captain Cupper of the Kaiser Wil- low Moore and Lee counties to reurge the war records to make good helm II, saying the ship had been new state school money notes. impressions on the jury and the state certainly had a right to go back some Judge Hart, without deciding as The vessel is said to be undamaged. broad ties in Charlotte township.

TO PREVENT THE SPECIAL ORDER AGAIN IN HOUSE

ond issue in New Hanover. H. B. To authorize bond issue in Colunel Cooper's Entire Life Committee on Agriculture Several Important Bills Reported From Committees and Final Action Taken

STRENUOUS OBJECTIONS MANY FARMERS PRESENT FLOOD OF PETITIONS

sion of the House-Body Met at 9:30 This Morning and Was Led in this morning, asking that the home-Prayer by Rev. M. A. Barber-The stead exemption in the constitution Bill Requiring Corporations to be repealed. Have Their Books Audited Was mittee Recommendation is Followed-Poll Tax Requirement Will Not be Cut Out-Many New Bills.

The forty-second day of the House of Representatives of the North Carocommittee on agriculture today be- lina Legislature was called to order at 9:30 o'clock this morning by Speaker Graham, who presented, to conduct the morning devotion, Rev. his son Robin nervously grasped his etc. Representatives of the National M. A. Barber, rector Christ church.

The journal of Tuesday was reported as correctly recorded and .he call for petitions, memorials and communications brought out the fol-By Cox, of Pitt: Petitions against

and for stock law in Pitt county. The call of the committees of the louse was made and the usual grist from yesterday's committee grind. The bill requiring corporations to have their books audited was reported unfavorably. The bill to allow the attorney general a law clerk was reported favorably. The bill to cut out poll tax receipt as a pre-requisite to voting was turned down by the committee. The bill making the passage of worthless checks prima facie evidence of fraud received the endorsement of the judiciary committee. Mr. Haymore and others filed a minority report on the bill extending the educational qualification to 1916, turned down by the committee on a

death in the committee room. Bills Introduced By Doughton: To extend the time of construction of Winston-Salem and Southbound Railroad.

second hearing. The bill to make all

R. F. D. roads public roads met its

By Doughton: To protect the state tion of building. By Pitt: To repeal law as

Frenchville in Edgecombe. By Murphy: : To create a new judiciary district out of Guilford and Alamance.

By Rhodes: To allow Henderson county to elect tax collector. By Daily: : To regulate the compensation of the officers of Ruther-

ford county. By Majette: : For better working oads in Tyrrell.

By Majette: To protect sturgeon in Albemarle Sound. By Lee: : To amend the charter of

By Sigmon: To amend the laws as to Morganton graded school. By Cook: To define the line be-

ween Posquotank and Camden. By Hayes: To amend the charter By McLeod: : To appoint a cotton

weigher for Red Springs. By McDevitt: To empower Mar-By Currie: To protect and en-

By Pickett: For relief of J. Williamson, of Alamance. By Shepherd: For relief of Miles

By Tomlin: As to macadam roads in Iredell. By Morgan: To amend the law as

B. Mercer, of Robeson.

By Privott: To regulate fishing By Smith, of Harnett: To regu-By Connor: To regulate sale of

By Connor: To allow school bonds By Wallace; To punish public

By Livingston: To prevent dump-The North German Lloyd officers ing saw dust in Polk county streams. By McDonald, of Moore: To al- by himself and associates had been

By McDonald, of Moore: : To ex

HEARING BILLS REVENUE BILL WASHINGTON ALMOST READY FOR BIG EVENT

By Graham: Resolution as to

By Graham: As to dormitory for olored orphan asylum at Oxford. By Buck: To allow J. Pith Ray to ise certain law index.

By Williams, of Dare: To change ime of meeting of board of education in Dare county. By Grant: To amend election law so as to make non-payment of poll

tax only ground for challenge on By Grant: To punish registers for

not registering certain electors. By Lee: To incorporate the South-

ern Assembly. Want Homestead Repealed. A shower of petitions from twentyeight counties were read in the house

The senate sent over an unusual Reported Unfavorably-Attorney large number of bills, the past two Will be Allowed Law Clerk if Com- days' work, which were, read and referred, and minor amendments con-

> curred in. Mr. Lemmond was allowed to inroduce a bill out of order, putting the county clerk of Union on salary. Barnes, of Hertford, asked and obtained unanimous consent to put upon its passage, bill as to working

the bill passed second reading. Mr. Haymore asked that bill 349, on which he filed a minority report, be set for Thursday night at eight o'clock. Mr. Hayes and Mr. Doughconstitution as stated.

Mr. Haymore insisted on his mo-

a large number of citizens. Mr. Henderson said the matter was mportant. The motion was lost and the bill is (Continued on Page Two.)

(Special to The Times.)

Winston-Salem, Feb. 24.—Resulting from the explosion of an automatic gas heater in Eagle Lodge hall, fire at 4:20 this morning did \$3,000 damage as folstore the fire originated. The paraphernalia of Red Men's lodge was destroyed. The firemen fought the protestations preceding previous inflames for two hours before they were augurations and so takes them for extinguished. Fireman 'unius Martin | what they know them to be worth. was badly hurt by falling from a stair-

YALE'S GRADUATES INVITED TO A SMOKER

(By Leased Wire to The Times) fellow alumni.

Willard Hotel has been secured. Al- accommodations for well they know ready a large number of Yale men that the demand would outstrip the have signified their intention of at- supply many times over, as indeed it tending. It is believed that there will has, be at least 1,500 present. While Mr. Taft is not down for a speech he undoubtedly will be called upon.

of the inaugural committee, it is true, has listed several hundred boarding

NEWSPAPER WAR IS

(By Leased Wire to The Times) Columbia, S. C., Feb. 24.-Columbia will be spared a threatened war in the evening newspaper field. George R. arrangement the majority stock held sociates, composing a syndicate, which contemplated establishing an opposifloated at noon with the aid of high tide and the company's tugs, and that he would anchor until the fog lifted.

By McDonald, of Moore: : To extion paper. Mr. Hoyt takes charge tion paper. Mr. Hoyt takes charge Monday next. He has announced that broad ties in Charlotte township.

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wildow of late Thos. N. Hayes, of City is Even Now a Week Before Inauguration in Gala Attire

Inauguration Day Just One Week Off and Washington is Even Now Putting on Her Gala Dress-Washingtonians Will Feel Relieved. Prices Asked For Hotel Accomm dations Are Simply Monumental, and No Rooms Are Let For Less Than One Week-Washingtonians Make Hay While the Sun Shines,

(By Leased Wire to The Times)

Washington, Feb. 24-With inaugtration day one week off today Washington is even now in gala dress, while every hour adds to the holiday appearance of the city decked in bunting and preparing as it has perhaps never done before for the inauguration of William Howard Taft one week from tomorrow. It is not only the brilliancy and importance of the roads in Hertford, this was done and event to which Washingtonians, like millions of their fellow countrymen throughout the United States are looking with expectancy, but they realize that March 4, 1909, will mark ton opposed such a course. Mr. Con- the return of business conditions to nor said it meant a change in the what many people desire as a "safe and sane" basis; a deliverance from a certain form of "bondage" if the term may be used, and a realization Mr. Grant spoke for the consider- that strenuous methods are an erratic ation of the bill, saying it was a conception of the administration of simple matter of right and justice to public affairs which has existed for several years is, happily, about to

But while Washingtonians are looking forward with a sense of relief to the impending change of administration they are not losing sight of the main chance. And yet, was there ever an inauguration, certainly not for many years past, when Washington business men and others did not take advantage of the incoming WINSTON-SALEM visiting hundreds of thousands and put up the price of hotel and sight-seeing accommodations, actual necesvisiting hundreds of thousands and sities-in fact anything which will stand the pressure-to a figure which if it does not "stagger humanity" gives to the pockets of those who come here for the inauguration a very "tired" feeling. Many well-meaning ersons. Washingtonians, of course, lows: \$1,000 to Eagle Lodge; \$1,000 to will deny, with their hands on their Frank C. Brown Sons Company, Gents' hearts and in their hands on their in building bonds on state construc- Furnishings, and \$1,000 to Brown- manner that no advantage is to be Rogers Hardware Company, over taken of the visitors in a financial way, but the country has heard such

> At the hotels, particularly those of the better class and more especially those that face on or are very near Pennsylvania avenue, along which the inaugural procession is to pass on its way from the capitol to the white house, prices asked for accommodations are simply monumental. No rooms whatever are let for less than one week, dating from February 28 to March 5. No matter if a guest merely wants a room for inaugura-Washington, Feb. 24-All living tion day alone, it could not be obgraduates of Yale, nearly 15,000 in tained unless the applicant was willnumber, have received invitations to ing to engage it for the full time mena smoker and supper here on the tioned. Even under such conditions evening of March 3, at which Presi- rooms have been engaged weeks and dent-elect Taft, a graduate of the in many cases months ago at the more class of '78, is expected to be pres- fashionable hotels on Pepnsylvanta ent to receive the greetings of his avenue as well as at others near the line of march. The hotels have been The entire upper floor of the New quite independent about renting their

The committee on public comfort houses and private residences where visitors can be accommodated, but in these cases, while the prices are very much less, naturally, than at hotels, they are above the usual tariff. In fact, it seems to be ingrained with AMICABLY SETTLED fact, it seems to be ingrained with the average Washingtonian to "make hay" while the inauguration sun

shines every four years. They are making no exception to

the rule in 1909. Pennsylvania avenue, one of the finest thoroughfares in the world, Koester, who founded the Evening viewed from the standpoint of loca-Record, twelve years ago, announced tion and surroundings, is already today that under an entirely amicable marked with grandstands erected at various points. Of course the choicest stands are those directly on the avenue in the immediate vicinity of the white house, where President