

Weather.

Washington, March 10—Forecast for North Carolina for tonight and Thursday: Fair tonight and Thursday; much colder tonight.

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SPEECH OF JOB GARNER DRAWS CROWDED ROOM

Crush Was So Great That It Was Exceedingly Hard to Handle Crowd

IS BRILLIANT ORATOR

When General Garner Entered Court-room It Required Several Minutes Strenuous Work on the Part of the Bailiffs to Get Him Through the Crowd—Unusual Manifestation of Interest This Morning Was Regarded as Quite a Tribute to the Reputation as An Orator of Job Garner—His Speech a Masterful Effort.

(By Leased Wire to The Times) Criminal Court-room, Nashville, Tenn., March 10.—Perhaps the largest crowd since the trial began was in attendance early this morning at the criminal court to hear General Job Garner speak for the state in the trial of the Coopers and John D. Sharp for the killing of Senator Carmack. The brilliant and rapid fire young attorney from Lawrenceburg was to have begun his speech yesterday afternoon, but General Meeks, for the defense, consumed the entire day with his opening argument.

The unusual manifestation of interest this morning was regarded as quite a tribute to the reputation as an orator of Job Garner. The crush was so great that it was exceedingly difficult to handle the crowd, and when General Garner entered the court-room it required several minutes strenuous work on the part of the bailiffs to get him through the crowd.

General Garner began his speech promptly when court convened this morning in the Cooper-Sharp murder trial. As he entered upon the argument, the audience and the jury leaned forward with interest. The speaker held the attention of the court-room at all times. He began by assuring the jury that he had no feeling in the matter. That he had sympathy for the loved ones of those who had brought on this tragedy as well as for the dear ones of him who had been sent to his grave. He here scored the defense for the aspersions cast upon the dead man, and deplored the fact that the dead man could not arise to resent the slanders of paid attorneys. He declared Senator Carmack's character had been assaulted unjustly and without foundation. He said the test of the mental condition of the defendants ought to be based on what was their mental condition at the time of the killing, not what they swore at the trial. General Garner then declared there was absolutely no excuse for the killing.

"Don't you go too far when you attempt to apply the unwritten law to the editors of newspapers," he said.

General Garner then declared there was nothing in the editorial that could cause Colonel Cooper to take serious offense, yet General Meeks had sought to justify the killing on account of the editorial by stating that this was not the first time he had seen the streets run red with blood. He asked what system of logic the defense used to say that John Sharp's wishing Carmack was dead and in hell was a pleasantry. Yet Senator Carmack merited death for what he wrote! There has never been an intimation, declared General Garner, "that there was anything improper in the reconciliation between Governor Patterson and Governor Cox with which Colonel Cooper had been charged."

General Garner said it was true that Colonel Cooper promised the governor not to send the letter; that it was false that Colonel Cooper intended keeping the promise. In support of this last charge General Garner cited the instance of Bradford, the peace-maker, trying to get John J. Vertrees to give this note to Senator Carmack.

General Garner said Colonel Cooper intended to kill Carmack on Sunday, and that his heart bore no malice on Monday, the day of the tragedy. He mentioned in support of this Colonel Cooper's profanity on the day of the tragedy; he declared that Colonel Cooper had no right to have gone down from the corner.

When he was not on speaking terms with Carmack and had threatened to kill him, that Carmack, under such circumstances, had a right

Statement From Tax Books of County and Township Showing Objects of Taxes

For the information of the general public the following is a statement from the tax books of Wake county of the total amount of taxes collectable through the sheriff and the objects for which such taxes are levied:

Table with columns for State, Schools, County, Roads, Railroad bonds, and Total. Includes sub-table for Raleigh township and Poll tax.

TESTIMONY IS COMPLETED IN LUMSDEN CASE

Lumsden Admits Having Revolver With Which Fatal Shot Was Fired

SUDDENLY ATTACKED

On the Stand the Defendant Said He Was Suddenly Attacked by Snyder and His Clerk and Was Thrown to the Floor and Kicked and Beaten. During Scrimmage Two Shots Were Fired, One of Which Killed Snyder—Denied Having Fired the Fatal Shot—Letters Admitted—Lumsden Near Collapse When the Case Was Completed.

(By Leased Wire to The Times) New York, March 10.—With the introduction of several character witnesses today, the testimony was completed in the case of John C. Lumsden, on trial for the murder of Harry B. Snyder, a curb broker, in the latter's office on December 19, last. Lumsden was near collapse when he left the stand. Mrs. Lumsden sat in the court room during his recital of the tragedy and she expressed the opinion to those about her that her husband would harm no one; that his arrest and indictment were all a mistake.

Lumsden's testimony flatly contradicted the story he told the police after the shooting, and while on the stand he admitted for the first time having the revolver with which the fatal shot was fired.

Hitherto he has contended that the gun was put into his pocket while he was in the office of Snyder, attempting to collect money which the broker owed him. On the stand Lumsden said he was suddenly attacked by Snyder and his clerk, J. A. Collins, and was thrown to the floor and kicked and beaten. During the scrimmage, he said, two shots were fired, one of which killed Snyder. He denied that he discharged the weapon, but said after the shooting he discovered himself standing at the table with the revolver in his hand.

During the morning session letters were admitted into evidence to corroborate Lumsden's claim that Snyder owed him money.

CAPT. STIRLING GETS ABSOLUTE DIVORCE

(By Cable to The Times) Edinburgh, March 10.—The court of sessions here today handed down a decision granting an absolute divorce to Captain Alexander Stirling from his wife, who was formerly Clara Elizabeth Taylor, a noted American stage beauty. The court also granted Captain Stirling the custody of their child.

Mrs. Stirling's counter petition, in which she declares her husband's affections were won by Mrs. Atherton, the noted English beauty, was thrown out by the court, so that the wife loses every point in the famous fight which has been virtually waged between her and Mrs. Atherton, involving Lord Northland.

PRIEST KILLED AND HOUSEKEEPER SHOT

(By Leased Wire to The Times) Newark, N. J., March 10.—Rev. Erasmus Anson, curate at St. Stanislaus Polish Catholic church, was assassinated in the parish rectory this morning by three men. The housekeeper of the rectory was also shot. The priest died on the way to St. Barnabas Hospital in a police ambulance. The woman will die. The cause of the shooting has not been learned. The men who did the shooting escaped.

BIG STEAMSHIP RUNS ON THE ROCKS AT TARPULIN.

(By Leased Wire to The Times) New York, March 10.—The big twin screw steamship Massachusetts, pride of the Fall River line, ran on the rocks in the fog today at Tarpaulin Cove, between Martha's Vineyard and Nauset Island. The boat carries no passengers. A huge hole was stove into her bow and she is in danger of being lost.

PRESIDENT WILL CONFER WITH COL. GOETHALS SOON

Secretary of War Dickinson, the President and Col. Goethals Confer

THE PANAMA MATTER

Purpose of Meeting is to Talk Over the Work of the Panama Canal—Colonel Goethals Has Been in Washington for Several Days Awaiting an Opportunity to Discuss the Situation With the President—Denies That He is to Be Relieved from Work on the Canal—Secretary Will Probably Go to Panama Soon.

(By Leased Wire to The Times) Washington, March 10.—President Taft will confer with Colonel Goethals and Secretary of War Dickinson shortly after the arrival of the latter in Washington. The purpose of this meeting is to talk over the work of the Panama Canal. Colonel Goethals has been in Washington for several weeks awaiting an opportunity to discuss the situation with the president-elect. Although it is rumored there will be several important changes, Colonel Goethals denies there are any under consideration at present. It has been said that he is to be relieved from the work on the canal, but when seen today he denied this, and said if there were to be any changes he was not aware of it. Colonel Goethals added that it is the president's idea to send the secretary of war to Panama for the purpose of familiarizing himself with the work there.

Colonel Goethals is to speak before the Manufacturers Association at its banquet in Chicago on March 16. Shortly after he will leave for Panama. He said today it was his intention to leave before this, but he was detained by Mr. Taft to hold a consultation with him before he left.

Ethel Barrymore to be Married. Boston, Mass., March 10.—Miss Ethel Barrymore is to be married here Sunday to Russell Griswold Colt, eldest son of Colonel Samuel Pomeroy Colt, president of the United States Rubber Company of Providence, R. I.

TAFT SENDS BOY TO UNIVERSITY

(By Leased Wire to The Times) Washington, March 10.—Elmer W. Loving, the young caddy whom President Taft brought with him from Hot Springs, Va., to become his personal messenger, because of the great impression made by the youngster while the president passed a part of his vacation on the Virginia golf links, leaves this morning for Charlottesville, Va., where he will become a student at the University of Virginia. Loving's expenses are to be defrayed by the president. He will take a course calculated to fit him for some special work which Mr. Taft has in view for him.

WARLIKE CONDITIONS IN CENTRAL AMERICA

(By Leased Wire to The Times) Washington, March 10.—A dispatch received at the state department today from Nicaragua says that notwithstanding the presence at Corinto of the United States ships South Dakota and Colorado, the warlike attitude on the part of the Central American republics has not abated in the least. A dispatch states that conditions are threatening in Central America.

King Peter Wants to Abdicate.

(By Cable to The Times) Rome, March 10.—It is authoritatively stated that King Peter, of Servia, has expressed a desire to abdicate but King Victor and the czar are trying to dissuade him.

Roosevelt Stands Up.

(By Cable to The Times) New York, March 10.—Ex-President Roosevelt had to elbow his way through a crowd at 34th street ferry and stood up in a cross-town car.

CALIFORNIA MAN MAKES PLEA FOR RACE SUPREMACY

Makes Fervent Plea for White Supremacy on the Pacific Coast

RIDICULES IDEA OF WAR

Duncan E. McKinley Says that Within Five Years War Will Again Take Place Between Japan and Russia—Wants Amendment to Chinese Exclusion Act that Will Exclude Japanese Laborers—Makes Bitter Arraignment of the Japanese—Says They Are Pretenders and Boasters—Says School Question is Practically Settled.

(By Leased Wire to The Times) Baltimore, Md., March 10.—Ridiculing the idea of war between this country and Japan, Congressman Duncan E. McKinley, of California, said at a meeting of Baltimore Chapter American Institute of Banking, last night, that within five years war would again take place between Japan and Russia.

He made a fervent plea for white supremacy in California and asked that the members of the institute assist in working up a National spirit to push through congress an amendment to the present Chinese exclusion act, which would exclude also Japanese laborers.

Mr. McKinley's arraignment of Japan was bitter. He said the Japanese were pretenders and boasters, who made big protestations and then backed down.

He said that when Japanese widows of soldiers who had died in the war applied to the government for pensions, they were told they could practice immorality in Japan without a license. Women of bad character in Japan are licensed, he said, and this exemption was all the country could give the widows of heroes.

"This is the kind of people," he said, "that they tried to make us allow to sit beside our little children in the schools of San Francisco. It cannot be. San Francisco and the whole Pacific coast is for the white man, and he alone. I have told this to Mr. Taft, now our president, and I hope he will see it as we of the coast do."

"The school question is practically settled, and the Japanese country is checking the immigration to this country, but what is most desired is a Japanese exclusion act.

"This talk of not desiring to put through such an act because it would hurt the feelings of Japan is all wrong. They tell us that they have a powerful fleet of battleships and a million trained men of war. That makes no difference, because the talk of war with Japan is too ridiculous. She needs our friendship too much."

OLD WHITE HOUSE EMPLOYEE DEAD

(By Leased Wire to The Times) Washington, March 10.—Thomas F. Pendel, 86 years old, the oldest employee at the white house, and for years and usher at the executive mansion, died this morning. Mr. Pendel spent 45 years at the white house, having been appointed under President Lincoln. He was the door-keeper at the white house when President Lincoln went to Ford's theatre, where he was assassinated. During the past few years he has been acting as guide in the east room of the white house.

BIG STEAMERS CRASH TOGETHER

(By Leased Wire to The Times) Boston, March 10.—The metropolitan freight boat Dimock, Boston to New York, collided with the steamer Horatio Hall, freight and passenger, New York to Portland, Maine, this morning. The revenue cutter Gresham has gone to the assistance of the disabled vessel. The navy yard confirms the report of the collision.

The Horatio Hall is a steel vessel built at Chester, Pa., in 1898. She is 3,168 tons gross register, 296.3 feet long, 46 feet beam with a depth of 17 feet.

STANDARD OIL NOT GUILTY IN BIG FINE CASE

Judge Anderson Instructs Jury to Bring in Verdict of Not Guilty

END OF FAMOUS CASE

Decision of Judge Anderson Marks the End of the Famous Chicago & Alton Case in Which Judge Landis Imposed a Fine of \$29,000,000—Decision of Judge Landis Followed Several Decisions Yesterday and Early Today in Which He Knocked the Props From Under the Government's Case—Ruling of the Judge, Government Failed.

(By Leased Wire to The Times) Chicago, March 10.—Judge A. B. Anderson today ended the re-trial of the Standard Oil Company case and instructed the jury to return a verdict of not guilty on all the counts in the indictment.

The decision of Judge Anderson followed several decisions yesterday and earlier today in which he knocked the props from under the government's case.

Today when court opened Special Counsel James H. Wilkerson, who has been assisting District Attorney Sims in the retrial of the famous case, began a long argument that was in the nature of a last attempt.

After Mr. Wilkerson had concluded Judge Anderson announced that he still did not believe that there had been enough proof adduced to support the allegations in the indictments.

"As I view the matter, the proof to support these counts absolutely fails," said the court. "I deem these fatal errors," he concluded, after summing up his reasons for his decision.

"It doesn't seem, then, that it would be of any use for the government to continue along these lines," said Mr. Wilkerson.

Attorney John S. Miller, for the Standard Oil Company, interrupted. "If the government is abandoning the case I would like to have a verdict entered," he said.

"Is the court's ruling that there is a staple variance between the allegations and the proof?" asked Mr. Wilkerson.

"Yes," answered Judge Anderson. "Then turning to the bill, he said: 'You may bring in the jury.'"

When the jury reached its box Judge Anderson announced that he had decided to end the case and instructed for the verdict of "not guilty."

The decision marks the end of the famous Chicago & Alton case in which Judge Landis imposed a \$29,000,000 fine.

Government Not Surprised. Washington, Mar. 10.—In at least one quarter of the administration the news of the abandonment of the government's case against the Standard Oil Company before Judge Anderson, at Chicago and the acquittal of the defendants, come as no surprise.

Members of the interstate commerce commission have never been confident of the government's success in this proceeding. In fact, it is understood that when the alleged violations were first brought to the attention of the commission that body held that the proofs of guilt were insufficient.

So far as has been ascertained, Attorney General Wickersham had little or no part in the decision to abandon the case. It is said Assistant District Attorney Wilkerson acted upon his own initiative in the matter.

FIRST DRAFT OF THE TARIFF BILL GOES TO PRINTER

All the Schedules Have Not Yet Been Agreed Upon However

DIVISION OF OPINION

Schedules Still in Dispute Include Woollens, Plate Glass, Chemicals and Steel—There is Wide Division of Opinion Among the Majority Members But the Vote on the Changes Has Been Won by Republicans Who Believe in Downward Revision—Proposition to Put Small Tax on Coffee

(By Leased Wire to The Times) Washington, March 10.—The first draft of the tariff bill will go to the public printer tomorrow morning, but this does not mean that all the schedules have been agreed on. Schedules still in dispute include woollens, plate glass, chemicals and steel. There is a wide division of opinion among the majority members but the votes on the changes have been won by the republicans who believe in a downward revision rather than an upward one. The proposition to put a small tax on coffee is still under consideration. This may be left for the house to decide. It was stated this morning that there will be no change in the Dingley Act on articles that are now producing large revenues.

Republican leaders in the house admit that the real tariff bill will be constructed in the senate just as was done with the Wilson-Gorman act and the Dingley act. For this reason many concessions will be made in the house to the south and east, for it will require a number of Democratic votes to pass the bill in the house, so say prominent Republicans. The best opinion is that the bill will go to the senate by April 15.

INSANE WOMAN HANGS HERSELF

Mrs. Elizabeth Canady hanged herself at the State Hospital this morning by tearing to pieces a sheet, tying the end around her neck and throwing the loop over the door and jumping from the bed. The nurse had only left her for a moment to show the carpenter about some repairs to be done on the wards. This patient had been melancholy for some time.

THE INSURGENTS HAVE NOT GIVEN UP THEIR FIGHT

Have Made No Deal With the Cannon Leaders Regarding Rules

THEY WANT REFORM

Insurgents Against Cannonism Are Still Determined to Bring About the Reforms for Which They Have Contended Since Last December—Do Not Care to be Quoted Because Followers of Cannon Come After Them As Soon as They Find Out Who is Talking—Are Handing Out Promises to the New Members.

(By Leased Wire to The Times) Washington, March 10.—The insurgents have not abandoned their fight to secure amendments of the rules. They say they have not made any deal with Cannon leaders, but that they are as determined as ever in their efforts to bring about the reforms for which they have contended since last December. The insurgents do not care to be quoted for the reason, they say, that just as soon as the opposition knows who is talking followers of Cannon come after them and make every endeavor to bring them into camp. All kinds of promises, especially promises of good committee assignments, are lavishly handed out, but so far as can be learned, the bait has not been swallowed by any insurgents. The insurgents, too, are handing out promises to the new members who are told that if they go with the members who are fighting for a change in the rules they will be well taken care of by the committee on committees. This is one of the reforms the insurgents are striving for. They assert that if the power to appoint the committee is taken from the speaker then the members can assert their rights and the house will truly become a deliberative body. The fight between the speaker and the insurgents is as bitter as ever.

NO DATE SET FOR THE HAINS TRIAL

(By Leased Wire to The Times) New York, March 10.—Captain Peter C. Hains, Jr., the slayer of Wm. E. Annis, was taken from the Queens county jail to the supreme court, Flushing, today and listened apathetically while the lawyers in the case argued the question of setting a date for his trial. Decision in the matter was postponed until Monday.