

The Evening Times

ESTABLISHED 1876.

## VAN GILL ARRESTED FOR **MUTILATING RECORDS IN JUDGE BAÐGER'S OFFICE**

### Albert Davis, Colored, Alias **Toby Slick, Arrested but** is Later Released

It is Hardly Possible That Van Gill Committed the Crime-His Lack of Education is Against It-Work Evidently That of a Man Possessing a Familiarity With Details and a Knowledge of the Technical Administration of Justice-Trial Put Off-Will Not Have Hearing Until After the Election.

Van Gill, a young white man who has been employed for some time as relation between the four sets of the driver of an ice wagon in this city, was arrested last night at 10:30 did the crime made a clean job of it. by Policeman Alston and confined in the city guard-house, charged with mutilating and destroying the records of the city police court.

Albert Davis, colored, better known here as Toby Slick, was also arrested. but has been release. What the police department has

against Gill in the way of evidence is hard to learn. Following their regular policy the authorities refused to allow a personal interview with the prisoner and also refused to do any talking about the evidence. The only sure thing the reporter has to state is that Gill is behind the bars. He has this information from Chief Mul- all the records. This article is no delins, Judge Badger, and Gill's fense of Van Gill. It is the intention brother.

Gill's brother, who is a young man not unknown to fame in the courts of the city, says that his brother knows nothing about the crime. He says that on Friday night he and his brother, Van Gill, "Buck" Buffalo, a Mr. Hart, Alderman Nowell, and others, were at J. I. Johnson's drug store. How long their conference lasted he does not remember. He says that both he and Buffalo walked home with Van, and that Van's mother declares that he did not leave his home That is the story from that night

fines, costs and penalties imposed and collected; (2) the police justice's docket, showing each fine imposed and the disposition of every case; (3) a book showing every warrant issued, time of service, etc.; and (4) a file containing all of the original warrants issued. A man who is not familiar with these facts would not have known the interdependence of these records and would not have THERE IS NOTHING IN IT these records and would not have found it easy to destroy ALL of the records. If any one of these four records. If any one of these four records had been left untouched the loss would not have been complete There would have been some ground left upon 'which to replace the lost

> records. A man of ordinary intelligence and of law who has no knowledge of law and of the technical side of the administration of justice would find it hard indeed to destroy all the records in any case against him. The average ctizen would leave one of the gaps down for he could not know the records. Friday night the man who He destroyed every entry on the police justice's docket. He destroyed the book in which the record of warrants issued is kept. He went further and destroyed the warrants themselves. Not content with this he took a wet cloth and rubbed out all the entries in the record book of the chief of police!

It is asserted that Van Gill, for the sake of his brother, Elmo Gill, entered the office of the police justice between the hours of 1:00 and 6:00 a. m. Friday night and in order to mark out all the records of a few cases against his brother, destroyed to call attention to the fact that Gill could hardly have done the crime, be-

(Continued on Page Two.) **IMPORTANT** CHANGES

### Southern Railway Shifts its Employes

RALEIGH, N. C., MONDAY, MARCH 29, 1909.

# Chief of Police J. H. Mullin Suspended by Commission

The latest and most sensational development in the great campaign for better city government took place today at one o'clock when the Police Commission, meeting in special called session, voted unanimously to suspend Chief Mullin until the mystery surrounding the mutilation of the books and records of the police court is cleared up and he is exonerated.

Under the circumstances this action was necessary. Chief Mullin will now be free to work as a private citizen to run down the criminal who has, by his bold action, cast a shadow on the reputation of the police department of the city of Raleigh.

For the safe-keeping of the property of the city of Raleigh, especially that contained in the City Hall, Chief Mullins was directly responsible, and the fact that the office was entered, the books mutilated and records destroyed in the very "temple of justice" is a serious reflection on the force of which he was the chief.

Captain Beasly has been appointed acting chief by the Commission, and will perform the duties of the office until the matter can be cleared up.



**SMITH MURDER CASE CALLED IN CRIMINAL COURT THIS MORNING** 

f such strained relations as will realt in a permanent estrangement. The rouble grew out of Mrs. Emery's indstence that the bilde and bridegroom We apart for a few days until the able has partly, at least, forgotten e principals in the sensational mar-

Mrs. Aoki would not listen to her other's plans, though the Japanese on-in-law, who appears susceptible to his mother-in-new's wishes, seemed to rather favor the plan as for the best. SPEAKER COLLAPSES.

### In Midst of Impassioned Speech Orator Loses Voice-Later Finished Speech.

(By Leased Wire to The Times) Washington March 29-1n the midst of an impassioned arraignment of the apathy of the Jews of America toward Zionism since the new institution was adopted in Turkey, David Aberson, of New York, a Zionist lecturer, suddenly became speechless and pale, reeled, and finally collapsed before an awe-stricken assemblage of

1,500 persons in National Rifle Hall Earle Cotton, Tim Holderfield and ast night. The speaker became impassioned when he addressed himself to the re-

reption accorded the news of the con-In satirical and caustic terms he beban arraigning the Jews of America. struggled for speech.

Later Mr. Aberson was able to re-

speech amid deafening applause. VICTORY IS IN SIGHT Both Sides in Court With Their Witnesses and

SECOND.

**EDITION** 

PRICE 5 CENTS

**Ready for Trial** 

SELECTING THE JURY

W. D. Norwood of Neuse River Township is First Juror Chosen and the only One From the Regular Panel. Was Chosen After Forty-five Minutes of Strenuous Effort on the Part of the Attorneys-Mr. M. Harville, the First of the Special Venire to be Called, Hadn't Heard of the Case Until He Came to Town Today.

When Wake superior court convened this morning for the trial of Red Hopkins, charged with the mur-

der of Dr. E. W. Smith, of Richmond, Va., whose body was found in the stitution's adoption, and began in- rock quarry at 2 o'clock p. m. on Sunveighing against what he declared day, November 15th, the defendants was the apathy of his co-religionists. were all looking better than when they were first incarcerated and from Raising his right hand, his fore- their actions they were in good spirfinger quivering, the speaker began a its. They conversed freely with The sentence. Suddenly his face became Times man and others about city polashy. He made a desperate effort to itics, baseball, etc. They were as speak, but failed. For several mo- much interested in the latest sensaments he slood in the center of the tions about the mutilation of the platform in sight of the audience and books as if they were in the campaign themselves.

Only the members of the bar, court sume his address. He spoke even officials, the special venire and the nore feelingly and finished his newspaper men were allowed inside the court room. The halls and corridors outside were filled with curious spectators anxious to know the plea of the defendants.

defendants. Attorneys of the Messrs. Walter L. Watson, Jno. Hinsdale, Jr., Bart M. Gatling and Jas. H. Pou, were in court promptly at the opening hour, but the solicitor or the other prosecuting attorneys late ir making their appearance. Assisting the Solicitor are Messrs. Holding & Bunn and W. B. Snow, Mr. Sands,

the Gill side.

There is a rumor afloat that Van Gill was seen with pages of the mutilated books in his possession, and that he confessed to doing the dirty work. Van's reason for doing it, it is said, was that there were a long list of cases against his brother, and that it was his desire to destroy the records and in that way help him out of his legal entanglements. When arrested, Van Gill did not have any damaging documentary evidence concealed on his person or about his domicile. It is said he intimated that Toby Slick, alias Albert Davis, might have the documents aforesaid in his positions. Mr. R. L. Vernon, who has possession and Toby was arrested. Foby was found easily enough and succeeded in satisfying the officers that he knew nothing about the mat- headquarters at Atlanta. Mr. R. H. ter. He was released. Toby Slick is a very bad negro and is generally con-nected, directly or indirectly, with comes traveling pasenger agent for most of the crimes of and below the the district east of Greensboro, with rank of misdemeanor, committed in the city. Under the circumstances Toby was a very handy man to be agent of the Southern in this city will has not sent a message to Congress picked up, as an accomplice. In this succeed Mr. DeButts as head of the case he charge would not stick and Greensboro office. he was released.

Van Gill, the young man charged Union station in this city will probwith going carefully, through the ably succeed Mr. McGlamery, books of Police Justice Badger and Mr. McGlamery's appointment' to Chief, Mullin and carefully oblit- the head of the Greensboro office is a erating all of the fines imposed since well-deserved promotion. The South-December 1, 1905, has lived in Ral- ern/has never had an agent here eigh but a short time. He lived in more uniformly kind and courteous New York eight years, coming to Ral- and more popular with all classes eigh, the city of his nativity, last than "Mc". He has made a great October. He is not a man of a very many friends here, all of whom rehigh order of intelligence. In fact he joice in the good luck that has come only has the rudiments of a common to him, but regret to see him leave free-school education, being barely the city. able to read and write. If he coming short of marvelous. How he portance of Raieigh as a railway cen-could have gained the necessary tre, and to the fact that the eastern knowledge of Judge Badger's methods part of Carolina is coming to the of docket-keeping, his familiarity front. Mr. DeButts will devote his with all the details of the work of the entire time to building up the interpolice department, passes understand- esis of his road in eastern Carolina

The man who did the deed must have been familiar with every detail to eastern Carolina business in the of the work, for it was done with a past and these changes will make for thoroughness and with a carefulness better service all along the line. as to the intricacies and details of whole system of the office that

could only be attained by experience an almost perfect theoretical knowledge of the administration of himself is in peril. There is reportco. Remember this:

The shiel of police's record book of the throne.

Mr. R. H. DeButts, of Greensboro, to resentative James, of Kentucky, makbe Traveling Passenger Agent, With Headquarters in Raleigh, the Payne bill as being most unfair to Mr. W. H. McGlamery, Popular the farmers. It has been asserted, he Pearce, T. L. Mcullers, A. R. D. John-City Ticket Agent Here to Take said, that this tariff revision had been son. downward in the pending blil. In dis-Charge of Greensboro Office. oussing the maximum and minimum

section of the bill he said the enforce Important changes are to be made ment of the maximum rate would wipe in the local offices of the Southern off the free list more than fifty articles. Rallway Company here, effective He said he had received a number of April 1st. The changes have been letters from farmers in his district under consideration for some time. urging him to vote fo a two dollar tax on lumber, but he had told his conbut definite action was only taken restituents that as free lumber would cently. benefit the masses of the people and

There will be a general shifting of lighten the burden of the poor man, he would vote to place the lumber on the been traveling passenger agent, with free list. There are some members headquarters at Charlotte, will befrom New England, he said, who want come division passenger agent, with to take money out of the treasury to ery democratic citizen is urged to be not at home the time the affair hap-DeButts; for many years ticket agent Mountain ranges but they they are opposed to free lumber.

In speaking of the income tax, Mr. James said he was satisfied that if the question came before the supreme court headquarters in this city. it would be declared constitutional. He Mr. W. H. McGlamery, city ticket

recommending the passage of an inome tax. Repersentative Stevens, of Minneso Mr. J. O. Jones, ticket agent at

ts, he said, last week informed the house that he (Stevens) had discussed the income tax question with the president, but the reason the income tax subject would not be offered by the republicans as an amendment to the Payne bill was because it would embarrass that measure. He added that such an amendment will be attached to the bill, however, and an opportunity given the house to go on record.

Representative Cushman, who decribed himself as the "baby member" of the ways and means committee, said the bill as presented represented

These changes make it certain that mitted the crime his work was noth- the Southern is waking up to the im- that while it does not contain all the needed with the Whitla boy's kidnapmembers may desire, it would, he thought, meet the approval of the American people. There were several features of the bill that did not meet either his ap-

> proval or his judgment, he remarked, notably the provision relating to coal and lumber as it struck at two great and a great future is before him. The industries of his state. Southern has paid but little attention

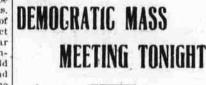
He said it was easy enough to to criticise them, that it was no trouble to frame a perfect bill in your mind. but it takes genius to create a bill. He asked the democrats to produce their bill or a substitute. "The farmers

King Peter in Peril.

benefited by the bill because it (By Cable to The Times) made business for the manufacturers Belgrade, March 29-King Peter and the employment of labor, when labor was employed there was plenty of ed, to be strong agitation in parlia-In the court of the police justice ment for his deposition and an invimoney to buy farm products." In speaking against free lumber, pt the following records: (1) tation to the Duke of Tech to accept Representative Cushman said while (Continued on Page Five.)

dell, W. H. Weatherspoon, H. V. of Sarah Brennan by death in the ing the opening speech. He denounced Arnold.

ton, G. Harris, G. W. Goodwin.



Raleigh will never go forward

electric chair in Auburn prison at Fourth Ward, 1st Div.-J. B. 6:15 o'clock today. Five women and a score of men witnessed the execution. The woman left in the hands of Fourth Ward, 2d Div.-E. E. Brither father confessor, the Rev. J. J. Hickey, the following confession.

completely exonerating her husband, James D. Farmer, also under sentence of death: 'To Rev. J. J. Hickey: "My husband, James D. Farmer, never had any hand in Sarah Brennan's death, nor never knew anything

about it until the trunk was opened. I never told him anything that had Tonight at eight o'clock in the court house the democrats of Raleigh will happened. I feel he has been terrire-forest the Appalachian and White present. Strong speeches will present pened, neither did James D. Farmer the needs of the city and it will pay ever put a hand on Sarah Brennan every democratic voter to be present. after her death. Again I wish to say "In a multitude of counsellors there is as strongly as I can that by husband, safety" and the executive committee James D. Farmer, is entirely innourges all democrats to attend. cent of the death of Sarah Brennan: The future of the city rests with the was disappointed that President Taft citizens. Taxes must be lowered, more that he knowingly had no part in any efficient government must be given, or plans that led to it and that he knew

nothing whatever about it. (Signed) "MARY FARMER." This statement was witnessed be-

Mrs. Dr. Helen M. Westfall, of Mo-, and work on the part of Raleigh's death." ravia, Miss; Agnes Bair, of Troy, and democracy, and my knowledge of the

The last two are trained nurses. Besides the women there were a score of men, physicians, officials, and

DAMAGE SUIT AGAINST EMORY. Mrs. Farmer was engaged with the priest in prayer when Warden Den- Because of His Daughter's Marriage

ham led the procession of witnesses pers. Minor was sentenced from St. from his office across the prison yard Louis in December, 1907, to two years to the death house. for forgery and is to be discharged in

Father Hickey came first. Behind both Boyle, if that be his name, and him came Mary Farmer, supported Miss Gorman. Mrs. Farmer was dressed in black. Her eyes were

> closed. Father Hickey leaned close to her and murmured the prayer, which she kept repeating.

When she was seated Dr. Westfall and the two nurses arose from their against Emery by United States Court seats and went to her. The five wo- Commissioner Armstrong, whom Emmen screened her as the electrodes ery beseeched for legal advice relating were applied by State Electrician to immigration and the rights granted Davis, Captain W. C. Patterson, and the male guards. riage had hardly dried before differ-

(Continued on Page Five.) breach is growing with every prospect ter and a second of

The Leaders of the Citizen's Ticket Pace is Hopeful.

good government, declared this af-

The Times man went up and down

forces "would sweep the field."

victory is officially declared."

as Mr. Bailey said:

Are Leading

**Government** Forces

of Richmond, not being present Court was convened at 10:30 and Forces Declare That Victory is in the work of swearing the regular jur-Sight-Looks Like a Landslide for ors was taken up. Mr. A. L. Baker Better Government - Chairman was excused from duty on account of being an active member of the Raleigh fire department.

Mr. J. W. Bailey, speaking for the Several others of the special venire management of the campaign for came forward and begged to be excused: some on certificates from docternoon that the good government tors, others on account of being firemen, etc. The incident reminded the reporter of a passage in the Bible: "And they all with one accord began the streets today, mingling with the to make excuse."

The state, after calling their witpeople, and his observations corroborate Mr. Bailey's statement. Every- nesses and finding all of the importwhere he heard the same story. The ant ones present, announced that it good government forces seem to be was ready for trial. The defense hold another great mass meeting, Ev- bly wrongedi James D. Farmer was making new converts every hour and called their witnesses, and although a their prospects grow brighter. Truly, few did not answer, they announced that they were ready. Mr. Hinsdale

"It looks like a landslide for bet- read a certificate from Dr. W. C. Horton, saying that Jack Raines was phy-

er city government." Mr. W. H. Pace, campaign man- sically unable to be present at court. iger for the citizen's democratic Mr. Hinsdale asked the court to be alticket, was seen this afternoon and in lowed to take his depositions. This request was granted and Mr. J. B. the course of conversation said:

"The people of Raleigh have never Cheshire was appointed commisvet failed when they were called sioner, by consent, to take the deposiupon to support a good movement. tions.

The present campaign is a fine illus-The defendants were told to stand tration of their determination on up and were read their rights at the The five women who witnessed the such occasion. I predict an over- bar, Each of them stood steady and electrocution of Mrs. Farmer are Miss whelming victory for all of our nom- without flinching heard the clerk an-Mary Gorman and Mrs. John Duani- inces and my prediction is based on nounce that "the men you hear callgan, the women of her death watch. the grand display of determination ed out shall decide between life and

After forty-five minutes of stren-Miss Margaret T. Byrne, of Auburn. fact that such will not cease until our uous effort, the first juror was choosen, he being W. D. Norwood,

from Neuse River township. The regular jurors were exhausted

with only one being chosen to sit upon this case.

Mr. M. Harville, the first of the special venire to be called, hadn't heard anything whatever of the case until he came to town today. He was excused by the defense. Thomas Morrison, colored, was excused by consent.

John D. Carpenter, of Oak Grove township, was the second juror accepted. He was accepted at 12:35 p. m.

The third juror chosen is B. B.

W. H. Harvard begged to be excused from serving on the jury because "Dr. Cotton's step-father's wife and his mother were cousins." Cause accepted by the court, to which the defense took an exception. A. D. O'Neill, of New Light town-(Continued on Page Five.)

to the Jap-Mother and Daughter Estranged. (By Leased Wire to The Times)

Scattle, Wash, March 29,-Archencon Emery has been called upon to the woman arrested with him as the on either side by Mrs. Dunnigan and pay handsomely for the advice sought from men learned in immigration and

international law as to how his daughor could best succeed in taking unto herself a Japanese husband, Gundjiro Aoki, without violating the statutes and the laws of her nativity.

A suit for \$5,000 has been instituted Fish, of Middle Creek township, by treaty and otherwise to an Asiatic, The writing on the certificate of mar-

The current was applied at five ences between Mrs. Gundji Aoki and minutes past six and 1,840 volts was Mrs. Emery, her mother, arose and the ship, was fourth juror accepted.

Jefferson City, Mo., March 29 .- Developments here may clear the mystery in the Whitla kidnapping case. Inquiries came today from Cleveland newspaper reporters. as to whether Frank Minor, a convict the labored work of the committee and in the penitentiary here could be con-

Investigation disclosed that

Whatla boy's kidnappers, frequently

visited the penitentiary here last sum-

mer to see Minor, whom the woman

claimed was her husband. Minor de-

clared he did not know the woman who

had called on him, claiming to be his

wife. Prison officials believe he is at-

tempting to shield her. When first

Day Laborer Inherits Fortune.

Mitchell, a day laborer here, has just

been apprised that he has fallen heir

to one half of the \$100,000 estate

left by an uncle in Philadelphia.

Laurel, Del., March 29-Richard

arrested a woman was with him.

Juně.

DEVELOPEMEN fore a notary.