

Weather.

Washington, April 7.—Forecast for North Carolina for tonight and Thursday: Showers and cooler tonight. Thursday, fair, cooler.

The Evening Times

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MOTHER IS WITNESS AGAINST HER DAUGHTER IN THE SAMPSON TRIAL

Mr. Allyn Tells of the Tragedy and Domestic Unhappiness

URGED THEM TO BEHAVE

The Lawyer For Mrs. Sampson Made Announcement This Morning That They Would Not Make Any Defense, But Ask For the Discharge of the Prisoner on the Ground That the State Had Failed to Make Out Its Case—Mrs. Allyn, Mother of the Defendant, on the Stand Today, Tells of the Tragedy in the Home.

(By Leased Wire to The Times)

Lyons, N. Y., April 7.—The lawyers for Georgia Allyn Sampson, in her trial for the murder of her husband, made the startling announcement today that no defense would be made in the prisoner's behalf. The lawyers declare that the prosecution has presented such a weak case that a defense is unnecessary.

George Tinklerpaugh, Mrs. Sampson's chief counsel, summed up his intentions in this brief statement: "I do not think it will be necessary to put in any defense and we shall make a motion to Justice Rich to dismiss the indictment after the state concludes its case."

"The state's case is so weak I believe it will tumble to pieces. They have thus far completely failed to establish any motive for murder on the part of Mrs. Sampson, and from their own witnesses we will show that Harry Sampson declared he would rather die than live with his wife any longer."

From her bed of illness Mrs. Frank P. Allyn, the mother of Mrs. Sampson, came today to the old court house to sit with her daughter.

The mother had hardly taken her seat when she was called to the stand. Her answers were in a low voice. Coming to the tragedy she said that early that morning her husband had started for the New York Central station with a wagon load of milk.

"I was in the kitchen with Frankie washing dishes," she said.

"I heard Harry scream: 'Oh, Oh! I am very deaf, but I heard the screaming. I ran into my dining-room and then started for the dining-room door. Frankie was just back of me."

"Harry" came into the dining-room. I said to him, 'Harry, what is the matter?' He said nothing in reply, but fell to his knees and then on his back, gasping. He said nothing at all."

Mrs. Allyn appeared very feeble and her head dropped on her breast several times and she wept bitterly. As she told of Harry's last moments the tears streamed down her face. Justice Rich tried to hurry her through the ordeal.

"Was Georgia there?" was the next question.

"Yes."

"What did she say?"

"She said, 'I guess he's dead.'"

"What did you say?"

"I said, 'No; he gasped once or twice.'"

The mother's voice, broken with sobs, was hardly audible.

"Did you observe any powder-marks near the wound?" she was asked.

"No," she replied.

The mother declined to add to her daughter's chance of acquittal by telling anything but the truth: A statement from her that she had seen powder-marks near the wound would have established the suicide theory and have ended the case.

"Was there a quarrel between your daughter and Harry the night before?"

"Yes."

"And on that morning?"

"Yes."

"Did Harry show you a letter?"

"Yes."

"What did Harry say?"

"He said he would not live with Georgia any more. I told this to Georgia. Harry came in the room as I talked with her."

The mother sank back in her chair and a glass of water was brought her and the prisoner seemed greatly disturbed over her mother's condition. Mrs. Allyn became so feeble that the stenographer had to move his chair beside her, take the answers and then read them out aloud.

"Did you tell Georgia why Harry

was not going to live with her any more?"

"I told her on account of the letter. She said Harry knew she had the letter and knew all about it."

"Did they make peace that night?"

"No; but I told them they should live together and behave themselves."

"Have you the letter?"

"No; I burned it."

"Where was the letter postmarked from?"

"Niagara Falls; it was addressed to Georgia."

"Who signed it?"

"The name was Robert Manson."

"What were the contents of the letter?"

"He asked Georgia to come to Niagara Falls and stay a little while. He wanted her to bring Mildred and said they would be given a good time."

The examination of Frank P. Allyn, father of the prisoner, was taken up after the noon recess.

"The first word spoken in the kitchen," he testified, "was spoken by Harry Sampson. He said, 'You can take this stuff and do what you want with it.' He then blurted out: 'I won't live with her another hour. I'd rather die first.' This was only a little while before the tragedy, and just before Mr. Allyn started for the depot. 'I told him,' said Mr. Allyn, 'that I'd always respected him and wanted him to respect me. I told him to let the matter go until I came back. My daughter said, 'He knew all about this letter.' I told her to keep quiet. She left the room. She may have gone up stairs."

"Had Harry always treated you with respect?" asked Mr. Gilbert.

"Yes, sir; I told him to respect me enough to keep quiet until I got back."

"Did you tell me on the day after the tragedy, in a conversation, that Harry said he would take his life?"

"I believe not."

"You knew Harry was angry?"

"Yes."

"Did you read the letter to your daughter?"

"Yes; this fellow Manson wrote to her to come out to Niagara Falls and he'd give her a good time, or something of that sort."

Mr. Allyn testified that when he reached the station he was told to come home. Over the telephone he was told to hurry back as "something awful" had happened. He made haste to return.

VICTIM OF FAKE MARRIAGE.

Girl Asserts That She Was Married Secretly by Preacher.

(By Leased Wire to The Times.)

Washington, Indiana, April 7.—Miss Bunney Clark, daughter of former Mayor Hale Clark, and one of the society leaders of this city, charges through friends that she has been made the victim of a fake marriage by Rev. E. E. Davidson, pastor of the First Christian church of this city. Efforts to have the marriage ratified publicly have been made without avail, the minister saying he did not marry her and will not.

Miss Clark is about thirty years of age. She has been a cripple nearly all her life, having to resort to the use of crutches.

The story, as told by friends of the Clark family, is to the effect that last December Rev. Mr. Davidson was in St. Louis on a visit and Miss Clark went there to meet him. She says he at once proposed a marriage contract, telling her, so she asserts, that as he was a minister of the gospel no other minister was needed.

HELD CONFERENCE WITH NAGEL.

Members of the Executive Committee of National Council of Commerce.

Washington, April 7.—The members of the executive committee of the national council of commerce headed by Gustav H. Schwab, of New York, held a conference with Secretary of Commerce and Labor Nagel today for the purpose of discussing the work of the council. The secretary told the committee that he would do all in his power to aid them. The committee met Secretary of the Treasury MacVane and also had an audience with Secretary of State Knox this morning. They conferred with President Taft this afternoon.

Forty People Drowned.

Berlin, April 7.—The Baltic Sea was swept by a furious gale last night and it is believed that 40 members of various fishing crews were drowned. The fishing smacks foundered in the high wind and this morning the shores are strewn with wreckage. This is the worst storm since last year.

PRISON AUTHORITIES

Hold Important Meetings Here Today

Retiring Board of Directors Turn Over the Conduct of Affairs to Incoming Board—Old Prison Officers Make Way For An Entirely New Set.

Today Chairman J. Gordon Hackett, of the board of directors of the state prison, and his associates, S. A. Hearne, Albemarle; J. P. Kerr, Asheville; W. E. Crossland, Rockingham, and R. H. Speight, Whitakers, turned over the penitentiary affairs to the new board. Chairman Hackett is a man of fine ability, progressive and faithful always to duty. He has served with distinction on the board, making a good record, both as a member of the board and as its presiding officer. Mr. Hackett is a member of a family that has been prominent in North Carolina for generations, and is one of the leading citizens of Wilkes county.

The other members of the retiring board were men of ability—well-qualified to manage the affairs of the great institution they have had in charge.

The incoming board which took charge today is composed of R. L. Doughton, Laurel Springs; J. M. Davis, Charlotte; George E. Hunter, Raleigh; George A. Norwood, Goldsboro, and George Holderness, Tarboro.

Supt. J. S. Mann, who has been in charge of the state prison since it was wrested from the hands of the republicans, and who has made a wonderful record in the management of it, goes with the retiring board. Capt. T. M. Arrington, clerk, and Captain Fleming, warden, also retire.

The meeting of the boards were held at the state prison today, all of the formalities being gone through with and final details of transfer perfected.

It was learned at a late hour today that the governor's recommendations were complied with and the following officers elected by the new board:

Superintendent—J. J. Laughlin-house.

Clerk—T. W. Fenner, of Halifax.

Warden—T. P. Sale, of Raleigh.

Physician—Dr. I. G. Riddick, of Youngsville, who succeeds Dr. J. R. Rogers.

At three-thirty the new board of directors was still in session. A telephone message received from the state prison conveyed the information that the board had not perfected its organization and was not ready to announce any appointments. It was learned from high authority, however, that the list of officials above given, the recommendation of his excellency, the governor, will not fail of confirmation.

DRUMMER MARRIES WIDOW.

Highest Salaried Drummer in Country Marries Frisco Widow.

(By Leased Wire to The Times)

San Francisco, Cal., April 7.—E. J. Medbury, one of the highest salaried commercial travellers in America and boasting a wide acquaintance from one edge of the continent to the other, was married yesterday at the St. Francis Hotel to Mrs. Mary Armstrong, of San Francisco. The wedding was the culmination of a romance that arose with such surprising suddenness that until the announcement of the marriage was made but few of their intimate friends were aware that their acquaintance had progressed beyond the stage of formalities. Mrs. Armstrong is a wealthy widow, strikingly handsome and one of the most stylish women in San Francisco. Mr. Medbury is known as the "ten thousand dollar drummer."

O'REILLY IN HAINS CASE.

Will Assist in the Defense of Peter C. Hains.

(By Leased Wire to The Times)

New York, April 7.—Lawyer Daniel O'Reilly, who was prominently connected with the Shaw murder case, has been retained to aid in the defense of Captain Peter C. Hains, Jr., who is to be tried in the Flushing supreme court April 19 on the charge of shooting William E. Annis to death on August 15th, last. John F. McIntyre is to continue as chief counsel.

NO DRINKING ON TRAINS.

Arkansas Senate Passes Bill Imposing Heavy Penalty for Such Offense.

(By Leased Wire to The Times)

Little Rock, Ark., April 7.—The state senate has passed a bill placing a heavy penalty on persons drinking intoxicants on trains in the state or on station platforms. This will probably affect buffet cars although it is intended only to stop rowdiness.

TWENTYKILLEDINSTORM

Terrible Tornado in Middle West

Twenty Persons at Least Killed, Many Injured and Towns and Crops Destroyed as a Result of the Tornado Which Swept the Middle West Last Night.

(By Leased Wire to The Times)

Chicago, April 7.—At least 20 persons are reported dead and a number are suffering from injuries as the result of a terrific tornado which swept through the middle west, destroying crops and property in Mississippi, Arkansas, Tennessee, Kentucky, Illinois, and Indiana, where many towns today were struggling to recover from the havoc wrought.

Here are the casualties so far reported as resulting from the storm:

Aberdeen, Miss.—Five dead and four injured.

West Point, Miss.—Several reported killed.

Murray, Ky.—One killed.

Cotton Plant, Ark.—Several reported dead.

Kokomo, Ind.—One killed.

Pittsburg, Ill.—Two killed.

At Aberdeen, the Illinois Central Railroad station collapsed under the terrific force of the wind, burying four men in the ruins. There may be other victims not yet accounted for.

The known injured are George Franklin, telegraph operator, in the employ of the Illinois Central; Ray, railroad employee; King, railroad employee; Winburn, railroad employee.

Telegraph poles were blown down, houses were unroofed all over the city, and the streets are a mass of wreckage.

Storm Passing Eastward.

(By Leased Wire to The Times)

Pittsburg, Pa., April 7.—The cyclone which swept Illinois, Mississippi, Kansas, and other northern and southern states yesterday is passing eastward. This morning it crossed Michigan and Ohio, doing great damage. Buildings were unroofed, trees uprooted, and heavy plate glass windows smashed. At points in northern Ohio and Michigan the wind blew 50 to 70 miles an hour. Storm bullets were flashed into the path of the tornado last night and today.

Although heavy damage was reported from many small towns through Ohio there was no loss of life, according to early dispatches. Telegraph and telephone companies were heavy sufferers and wires were blown down, destroying communication between numerous points.

From Kalamazoo, Grand Rapids and Detroit came reports this morning of heavy winds sweeping toward the great lakes and diverging in a southeasterly direction.

STEAMER PASSENGERS

THROWN INTO PANIC

(By Leased Wire to The Times)

New York, April 7.—Passengers on the steamer Havana, of the Ward line were thrown into a panic this morning when the Havana, after leaving quarantine for her dock, rammed the big Munson line freighter Cubana, damaging her so that she had to be beached off the Staten Island shore. The damage to the Cubana is about the stern. Her rudder was knocked out of commission and water was let into her aft compartment and it is expected she will have to be docked for repairs. The crew of the Havana promptly reassured the frightened passengers and after a short wait the Havana proceeded to her pier.

BLACKHAND AGENT ARRESTED.

Caught in the Act of Taking Money Which Had Been Tendered Him.

(By Leased Wire to The Times)

Chicago, April 7.—Isadore Carlino, a young Sicilian, suspected of complicity in a so-called "black hand" plot to extort \$4,000 from Joseph Macaluse, a well-to-do Italian steamship labor agent, whose home was the scene of a mysterious bomb explosion, following the threatening letters six weeks ago, is under arrest here. Carlino was caught at the home of Macaluse, where it is said he seized a package of money tendered by Macaluse and started away. Detectives captured him.

Captain Saved.

(By Cable to The Times)

London, April 7.—According to a cable dispatch the captain of the British steamer Oakbranch, which foundered in the Straits of Magellan, was picked up by the steamer Esmeralda but no trace has been found of the other missing men.

Favorite Commander Eva Booth.



Commander Eva Booth, the favorite Salvation Army officer of rank in this country, is to give a spectacular touch to the big celebration of the eightieth birthday anniversary of her father, General William Booth, on Sunday, April 11th. Clad in rags, she will appear on the stage of the Academy of Music in Brooklyn, and tell of the work of the Army among the outcasts of the world.

TARIFF BILL TO REACH THE SENATE MONDAY

(By Leased Wire to The Times)

Washington, April 7.—It was said this morning that the Payne tariff bill which is scheduled to pass the house Friday afternoon, will not be presented to the Senate before Monday next. A leading democratic senator, who asked that his name be not given, said today that after the tariff bill reaches the senate, it will probably be referred to the finance committee, where the majority of the members of the committee will spend about three days over it. The democratic members of the committee will then be called in and they will take two days at least in going over the measure. In the judgment of the senator indicated, the tariff bill will not come up for debate in the senate before the 19th. He also expressed the opinion that the bill would pass the senate by the middle of May.

The real fight over the bill will be in the conference committee. The house conferees, will, it is understood, be Representatives Payne, Dabzell and Champ Clark, the minority leader. It will be recalled that the Payne tariff bill was six weeks in conference before an agreement was reached.

COOL WEATHER COMING.

Frost Likely in Gulf and South Atlantic States.

(By Leased Wire to The Times)

Washington, April 7.—The following bulletin has been issued at the weather bureau:

"Several days of comparatively cool weather are indicated for the eastern half of the United States, with frost in the middle and upper Mississippi and Ohio valleys, and the Lake region and thence over the middle Atlantic and New England states. Frost is also likely to occur in the interior of the gulf and South Atlantic states."

WANTS RECEIVER APPOINTED.

Newspapers File Claims Against Humphrey Advertising Company.

(By Leased Wire to The Times)

Chicago, April 7.—Petitions for the appointment of a receiver have been filed in the United States district court against the Humphrey Advertising Company by three newspaper companies. Judge Landis postponed action until Monday, when the contention of the company that it is not a trading corporation, will be heard. The claims of the newspaper companies are for advertising.

CHURCH TO BUILD DANCE HALL.

Fronting the Church.

Trenton, N. J., April 7.—The young men's club of fashionable St. Michael Episcopal church of this city, is contemplating the removal of a cemetery which fronts the edifice and building a dance hall and gymnasium on the ground.

General Pike, after whom Pike's Peak was named, is buried in the cemetery and the bodies of many men of Revolutionary fame rest there.

Many members urge that the historic cemetery should never be replaced by a dance hall.

SHERIFF CHARGED WITH FAILING IN HIS DUTY

(By Leased Wire to The Times)

Montgomery, Ala., April 7.—Frank Gazdas must face the charge that as sheriff of Mobile county, he allowed a mob of only a few men to take Dick Robertson from jail on the night of January 21, and hang him for the murder of Phillip Patch, a deputy sheriff.

It is charged in impeachment proceedings before the supreme court on investigations by Governor Comer that he failed utterly to perform his duty, going home when he should have protected the jail and leaving an inadequate force, though he believed there would be an attempt to take the negro out.

After the failure of the grand jury to return a bill of indictment against the sheriff, a petition was sent to the governor signed by many leading citizens urging that action be taken. A counter petition was also filed.

MINERS WILL ASK FOR COMMISSION

(By Leased Wire to The Times)

Philadelphia, April 7.—Before the representatives of miners and operators convened in joint session today to consider the demands of the miners, the fact became known that the miners and representatives will ask congress and President Taft for the appointment of a commission to investigate conditions in the coal mining regions. However, this demand will only be made contingent upon the refusal of the operators to grant the concessions petitioned by the miners. The investigation will apply only to the anthracite region, it is said.

SPENCER B. ADAMS LANDS GOOD PLACE

(By Leased Wire to The Times)

Washington, April 7.—It was announced at the white house today that Spencer B. Adams, of Greensboro, N. C., has been offered the post of internal revenue to succeed John G. Capers, and that he has accepted the offer.

Mr. Adams, it was said, would take charge of the office shortly.

Killed by Wagon.

(By Leased Wire to The Times)

Chicago, April 7.—W. A. Evans, well-known in Presbyterian church circles throughout the United States, died soon after he was struck and knocked down by a newspaper wagon last night.

Tuberculosis Sanitarium.

(By Leased Wire to The Times)

Chicago, April 7.—By a vote of 167,239 to 39,410 citizens of Chicago have decided to levy a city tax for the purpose of building, equipping and supporting a municipal tuberculosis sanitarium. The new sanitarium will be the first of its kind in the United States.

THE AMENDMENT INCREASING THE RATE ON BARLEY

Was Discussed in the House Today, Voted On and Defeated

OTHER SECTIONS UP

Miller Amendment, Increasing the Rate on Barley From 15 Cents a Bushel, the Amount Recommended by the Ways and Means Committee, to 25 Cents a Bushel, Was Defeated by a Vote of 187 to 83—Payne Opposed the Amendment and His Opposition Doubtless Served to Defeat It—Looks Now as if No Amendments But Those Agreed to by Committee Will be Passed.

(By Leased Wire to The Times)

Washington, April 7.—The house met at 12 o'clock and resumed consideration of the tariff bill.

The Miller amendment increasing the rate on barley from 15 cents a bushel, the amount recommended by the ways and means committee, to 25 cents a bushel, was defeated by a vote of 187 to 83. Before the vote was taken Representative Payne opposed the amendment, saying that 15 cents a bushel was considered by many prohibitive.

That only the committee amendments will be agreed to during the debate on the Payne bill was the opinion expressed by house leaders today when congress reassembled.

An interesting debate followed the amendment offered by Representative Miller to increase the duty on barley and malt from 25 to 45 cents per bushel. Representative Mann said Kansas is a prohibition state and in asking for an increase in duty on the cereal that went into the manufacture of beer, Kansas managers to consume her portion of beer. Representative Sims said he favored the prohibition movement but would vote against the amendment. Representative Bartell, a member of the ways and means committee, said that when the bill was considered none of the brewers appeared before the committee to ask for legislation.

Representative Miller declared that perhaps the brewers did not consider it necessary to go before the ways and means committee.

Representative Payne said the committee on ways and means was engaged in preparing a revenue, not a temperance bill. Representative Humphreys offered an amendment to tax beer made from barley or barley malt \$1.50 a barrel. The amendment was ruled out. Representative Humphreys said he would offer it again.

The Miller amendment was defeated.

Representative Vreeland offered an amendment striking out the countervailing duty on oil and petroleum and substituting a duty of 25 percent ad valorem. Representative Clark, of Missouri, offered an amendment to Vreeland's amendment placing oil on the free list but Representative Dabzell made a point of order against the amendment.

Representative Morris offered an amendment to make thuduty on oil one per cent ad valorem. Mr. Clark, of Missouri, said if it would be in order he would move to place oil on the free list. The chair ruled that the amendment would not be in order. The point of order was then made against Morris' amendment and after much debate the chair ruled it out. Champ Clark appealed from the decision of the chair.

On a standing vote the decision of the chair was sustained 174 to 161. The yeas were then demanded and the vote was 138 to 168, thus reversing the chair and bringing the amendment before the house.

TIE AND SUSPENDERS

PRESSED INTO SERVICE

(By Leased Wire to The Times)

Savannah, Ga., April 7.—J. Prescott McKinney, of Rochester, N. Y., under arrest here, charged with passing worthless checks, made two desperate efforts to commit suicide at the police station here yesterday.

The first time McKinney used his four-in-hand scarf as a noose and tried to hang himself. He was knocked in the face when discovered and cut down.

Two hours later he again tried to hang himself, this time using his suspenders.