

Weather.

Washington, May 15—Forecast for North Carolina for tonight and Sunday: Fair tonight, Sunday, increasing cloudiness; thunderstorm.

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SEN. JOHNSTON STIRS UP SENATE BY HIS HUMOUR

Sen. Gore Wants High Price of Commodities Investigated by Finance Committee

JOHNSTON ON TARIFF

Senator Johnston Makes Humorous Speech and Creates Decided Amusement—Finds Teeth Are Admitted Free—Looks Up the Dictionary—Finds That "Spunk" is Admitted Free of Duty and is Delighted Because He Believes It Will Help the Republicans to Muster Up Courage to Lower Taxes.

(By Leased Wire to The Times) Washington, May 15—The senate convened at 11 o'clock this morning. Senator Gore offered a resolution directing the finance committee to investigate the cause of the high prices of commodities and determine whether the manufacturer or retailer are responsible. He defended the retailers and referring to Senator Scott's "exhibit of glassware and the prices he quoted," he said it reminded him of the old adage that "people who live in glass houses should change their clothes in the dark."

The senator then asked for a vote on the resolution, opposing its reference to the finance committee, which he declared to be a "cemetery." Senator Johnston then addressed the senate on the tariff. His remarks were heard with much interest and created decided amusement. He said in part: "Having waded through 192 pages of this bill, I struck the free list and the thirteenth item that appeared on this privileged class was 'apatite.' A little further on I found that teeth, natural, or unmanufactured, were let in free. I suppose to wait upon appetite and do its perfect work. I thought these were the cruelest things in the whole bill; that after putting a duty of five cents a pound on hams and bacon and about 40 per cent on every article necessary to sustain life, the framers of the bill should turn loose free appetites and free teeth. Distrusting the apparent error in spelling the word, I finally consulted the dictionary and found that the word 'apatite' was not the good old-fashioned craving for something to eat which seems to be constantly increasing under republican administration, but was a vitreous, sea-grown, brown, blue-black, white, etc., transparent to opaque, calcium chlorophosphate or fluorophosphate, usually crystallizing in hexagonal prisms; used formerly as a gem and called moroxite and that this word was derived from the Greek 'apa' which means deceit. This is a good word to put in this bill. I was greatly relieved."

"Pursuing my studies further, I discovered in this free list catgut, whip gut or worm gut. I was not amazed that the human article was not included, because we shall be able to diminish the number we need as the duties increase. But the people are not left entirely without hope, for there is included in the free list, 'manna, joss sticks, epiac, nux vomica, dragons blood, asafoetida and balm of gilead.' These may be said to be in the nature of countervailing duties on apatite. Spunk is also put on the free list. I am delighted at that, for if some of my friends on the other side of this chamber had a little more of it, I am satisfied that the country would have lower taxes on the necessities of life."

CHARLOTTE IS MAKING READY.

Over Fifteen Hundred Incandescent Lights—Hundreds of Flags—Hundreds of Yards of Bunting on Tribute to Most Elaborate Decoration. (Special to The Times)

Charlotte, May 15—The preparations in Charlotte for the grand celebration which will begin on Tuesday, the 18th, and continue for three days, are almost complete, and everything will be in readiness for the opening day.

The streets of Charlotte are rapidly being transformed from the ordinary business-like appearance to that of the gayest of holiday attire. Hundreds of flags of all sizes are being placed in position, many bolts of bunting are being used to hide the walls of the buildings under a coat of red, white and blue. Thousands of incandescent lights are being sus-

ended from the tops of the various buildings and will fill the streets with a blaze of light at night, far overshadowing anything of the kind ever attempted here before.

Three beautiful arches of unusually attractive architectural design are taking on their finishing touches and will present, when complete, a very imposing appearance by day and by night, will be lighted with hundreds of electric lights, marking each detail of their graceful and symmetrical outline.

The program for the entertainment of the visiting hosts has been carefully arranged and will contain a greater number of attractions than has ever before been offered at a Charlotte celebration.

PROHIBITS PROFANITY.

Use of Profanity in Public Will be Considered a Misdemeanor. (By Leased Wire to The Times) Madison, Wis., May 15—The Hull bill, prohibiting the use of profanity in public is now up to the governor, it having passed both house and senate. The bill provides that any person who shall use in the hearing of other persons in any public place, lewd, lascivious, obscene or profane language shall be deemed guilty of a misdemeanor and shall be punished by a fine of not more than \$25 or by imprisonment in county jail not to exceed thirty days, or both such fine and imprisonment.

NOTED PAINTER DIED IN PARIS

(By Cable to The Times) Paris, May 15—J. Otis Minott, the noted miniature painter of New York, died here today of pneumonia. Mr. Minott was said to be the greatest miniature painter in the world. John Sergeant once said that Mr. Minott had no equal. He had been making preparations lately to paint the portrait of Queen Alexandra. It was also said that he would paint the portrait of King Edward VII. He was painted the Duchess of Marlborough, Lady Kennare and many of the crowned heads of Europe. Mr. Minott was born in Orange, N. J., forty-six years ago. He had lived abroad the greater part of his life.

CEMENT COMBINE HAS DISBANDED

(By Leased Wire to The Times) Washington, May 15—According to reports received in this city yesterday by prominent cement men and capitalists, the so-called cement combine, representing total capital of more than \$150,000,000 and composed of the leading cement companies of the country has disbanded. The combination, which is headed by the Atlas Portland Cement Company, with offices at 30 Broad street, New York City, and the Leigh Portland Cement Company, of Allentown, Pa., was organized on December 27, 1908. The moving spirit in the combination and who organized the various companies under one head, is E. E. Jackson, promoter, 43 William street, New York City.

According to the report received here the disruption of the combination is due to a fight, said to be on between the powers controlling the Leigh and Atlas companies over the division of business and profits.

CURE FOR LOCKJAW.

Remedy Discovered For Hitherto Fatal Tetanus—Prof. Lovenhart Has Discovered.

Milwaukee, Wis., May 15—What is believed by medical men to be a cure for the hitherto fatal tetanus or lockjaw has been discovered by Prof. A. S. Lovenhart, of the University of Wisconsin, who for several days has been co-operating with Milwaukee physicians in the case of Albert Johnson in St. Mary's Hospital. While the result in this instance was not a cure it warrants the opinion that a significant step has been taken in the direction of a cure for this disease. Professor Lovenhart has found that a substance which he produced in the laboratory was capable of destroying the toxin or poison produced by the germ of lockjaw in laboratory experiments, outside the body, and when the disease occurs in animals.

American Tourists Killed.

Milan, May 15—It is reported that several American tourists were killed in a wreck this morning near Basel. In five passengers met instant death and ten others were injured. Only meagre details have been learned.

END OF TILLEY CASE.

Fate of Prisoner Now With Jury

State Brings Case to a Sudden Termination—A Short Review of the Case—All the Evidence is Circumstantial—Mr. Hutchins Resigns.

(Special to The Times) Durham, N. C., May 15—The state rested in the Tilley case yesterday morning at 11:30. It was rather a sudden move and many witnesses were not called. There was a consultation between the lawyers for the defense, the defendant and some relatives, after which the defense announced there would be no further testimony. Senator Manning first addressed the jury for the defense and was followed by Judge Winston for the state. Then Mr. H. A. Foushee for the defense; Mr. V. S. Bryant for the state; Major John W. Graham, defense, Solicitor Fuller closing for the state and ex-solicitor Brooks for the defense.

The entire testimony is circumstantial. If Tilley murdered his wife no one saw him pull the trigger. The many witnesses examined testified to the estranged relations between husband and wife. Tilley was her third husband. J. H. Barbee told of two talks he had with the prisoner. Tilley said he had whipped his wife with a hickory and Mrs. Tilley told him that it was because she declined to work in the field. Tilley said before whipping her he had prayed over the matter and the Lord told him to whip her, and he did. It was shown that Tilley had persuaded his wife to sell some property. He had borrowed from her several amounts, the largest \$750. This note was made payable at a certain time, "provided the wife outlived her husband, and then if she did not it was to be null and void." It was shown by evidence of several that the man and wife did not occupy the same room. One witness, Mr. J. W. Proctor, testified that six weeks after the killing he was talking with Tilley and he remarked that he was sorry for it, "but we often do things in the heat of passion that send us to the chamber of death."

There was some testimony to the effect that Tilley was not entirely sane. The most interesting and pathetic witness was Donald Hanks, Mrs. Tilley's son, 10 years old. He was sleeping at the time but was awake a few minutes after the shooting and pulled his mother out of the pool of blood. She tried to speak to him but could not. He knew of the manner in which his mother was treated by his step-father. It is indeed a terrible affair. Yesterday morning when Tilley came into court he crossed his his face and shook hands with him. The old man broke down and wept bitterly. It is life or death for Tilley.

Mr. P. S. Hutchins, who for four years has been the efficient cashier of the Merchants' Bank, has resigned to go into the lumber business. He is succeeded by the assistant cashier, Mr. J. A. Warren.

GOLDEN JUBILEE AT CONVENTION

(By Leased Wire to The Times) Louisville, Ky., May 15—The golden jubilee of the Southern Baptist Seminary, an institution dear to the hearts of the Baptists of the South, occupied the Southern Baptist Convention at the session this morning.

The jubilee celebration began early in the morning when the 320 students assembled at the seminary and headed by the faculty marched to the armory where the convention is in session. Contributions were today asked toward the \$600,000 additional endowment fund for the theological seminary, which is the feature of the jubilee year celebration. The students of the seminary gave \$10,000 and the following gave \$5.00 each:

W. J. Stayden, Asheville, N. C.; G. W. Norton, Miss Lucy Norton, Miss Mattie Norton, Mrs. Minnie Caldwell Norton, all of Louisville; George B. West, Newport News, Va.; J. W. Dillard, Memphis; M. Bray, Newton Center, Mass.; B. E. Garvey, New Liberty, Ky.; "A friend from Indiana"; "A friend in Baltimore"; Sunday School Board of Nashville; the Walnut Street Baptist Church of Louisville.

A number of other contributions of less than \$5,000 were received. A total of \$113,000 was raised for the Southern Baptist Theological Seminary in the collection taken this afternoon.

Primitive Baptist Church. Elder J. F. Coates, of Coates, N. C., will preach at the Primitive Baptist Church tomorrow at 11 o'clock and at 8 p. m.

BLIND TIGERS

LEAVE THE CITY

Only one small case was before Judge Stronach today. One of the city employes was charged with leaving his horse unhitched and was let off with a stiff reprimand.

It was learned this morning that the two blind tigers recently corralled by the court had in some way slipped their leashes last night and slunk away to unknown lairs in jungles far removed from the jurisdiction of the court. These were Margaret Rippey, colored, who leaves behind her an offering of \$150 for the school fund by way of compensation for the loss to the community which her absence entails, and Frank Helmes, a colored ne'er-do-well who also left on deposit a cash offering. His contribution to the school fund is \$50.00. Each was found guilty of retreating and were out on cash bail to await trial in a higher court.

Judge Stronach is going after the transgressors in a way that is making them set up and take notice. He is giving blind tigers trouble and is fast making public drunkenness a luxury that only the "malefactor of great wealth" can afford to indulge in. Yesterday he found John Mitchell guilty of indulging twice in the luxury aforesaid and let him down with \$12.25 fine and costs.

GOVERNMENT WILL TAKE HAND IN TURKEY

(By Leased Wire to The Times) Washington, May 15—The United States government, it is announced today, intends to take a strong hand in the situation in Turkey. Immediately upon receipt of the news that the armored cruiser North Carolina and the armed revenue cutter Thelma had arrived at Alexandretta a cabinet meeting was called.

Several cases involving the payment of indemnity and the giving assurances of the peace were discussed, but all that it is definitely known is that this government proposes to show its hand in the instances of the death of American citizens and the recurring danger from Turkish outbreaks to American colleges and schools in Asia-Minor. As the armored cruiser Montana is to be at Alexandretta in a day or two, the United States will be fairly well represented and the cruiser New York, now at the Boston yard, having been thoroughly overhauled, will be added to the American squadron at Alexandretta.

CLOSING SESSIONS TUBERCULOSIS MEET

(By Leased Wire to The Times) Washington, May 15—The closing sessions of the National Association for the prevention of tuberculosis were held this morning. At the meeting of the sociological section Homer Folks, of New York, delivered an address on "Recent Tuberculosis Campaigns and Their Results." Three papers were read at the meeting of the pathological and bacteriological section, the most important being by Dr. Joseph Walsh, of Pennsylvania, on "The Location and Development of Tuberculosis of the Lungs"; Frank E. Wing, of Chicago, made an address on the recent publicity campaign in Chicago, in behalf of a tuberculosis sanatorium.

PASSENGER TRAIN GOES THROUGH BRIDGE

(By Leased Wire to The Times) Kansas City, Mo., May 15—A Wabash passenger train has run through an open bridge into Bull Creek, near Randolph. The locomotive, the baggage car, and the mail cars fell into the water. A telephone message from Randolph said several trainmen were missing, but that no bodies had been found. The accident was caused by a washout.

The Wabash Railroad officers reported that several persons were injured. A relief train went from Kansas City. Heavy rains had so weakened the bridge piers that they would not support the weight of the train. The train was running slowly and none of the passenger coaches went through.

ANOTHER AFFINITY CASE

Mme. Eames Finds "Soul Mate"

Soul Mate in the Artistic Sense, Mme. Eames Singing Much Better When Accompanied by DeGororza—Wants \$100,000.

(By Leased Wire to The Times) New York, May 15—Mme. Elsa De Gorgorza's alienation suit for \$100,000 against Mme. Eames, the famous prima donna, it was learned today, is based on the charge that her husband, Emilio De Gorgorza, is the "soul mate" of Mme. Eames. "He is a soul mate in the truest artistic sense," Mme. Gorgorza charges. "He is under a spell wrought by the prima donna." She refused to discuss the case further, but her lawyer made the following statement:

"This case will rest upon the allegation that there has been artistic destruction of the husband's affection. The question is in a sense a psychological one. Mme. Eames has fascinated De Gorgorza and now she must answer for it. The case will be pushed vigorously and it will be shown that the two singers look upon themselves as ideal 'soul mates.'"

In an interview recently attributed to Mme. Eames she dwelt upon "artistic affinity" in opera singing. She said that she had found De Gorgorza possessed of such a temperament that her finest singing was done when her note came in reply to his.

Mme. Eames was served with papers in the suit as she was leaving the Bellevue-Stratford Hotel in Philadelphia. She fled and it was reported that she was hiding in this city. Following her disappearance the following statement, believed to have been prepared by her, was given out: "Gossip has linked the names of Mme. Eames and De Gorgorza for several years and a romance was even hinted at as wild and romantic as that of Trilby and Svengali."

"For months opera lovers feared their favorite's days of greatness were over, until one night at a concert at the Waldorf-Astoria, in New York, in which De Gorgorza made his first American appearance, the prima donna sang again with all her old-time fire and expression. De Gorgorza was made a member of her company and together they sang the leading roles of many operas with such unparalleled effect that the audience audibly questioned whether art alone could give such sympathy and feeling to the prima donna's tones. For more than a year the gossips have been busy, and in opera circles the suit will be little of a surprise."

Mrs. Rebecca Neumoegen, Mrs. De Gorgorza's mother, in an affidavit, discusses Mme. Eames' alleged influence over her son-in-law, saying: "As soon as Eames arrived he remained away from home and neglected his wife. He finally told me that he was going to Newport, and when I asked him why he did not take his wife with him, he said it would interfere with his business."

SIXTEENTH DISTRICT.

Spring Term of 1909 Ends With Completion of Next Week's Calendar.

The supreme court of North Carolina will complete the work of the spring term of 1909 with the end of the sixteenth district calendar which will be called Tuesday, May 18th. The cases on appeal from the sixteenth district are as follows: Free vs. Fibre Co. Lovin vs. Carver. Fortune vs. Railway Co. Baker vs. Denton. Currier vs. Lumber Co. Cooper vs. Harshaw.

ELON COLLEGE NEWS.

Music Department Has Done Fine Work—Graduating Recital May 20.

(Special to The Times) Elon College, May 15—Elon's music department this year has maintained its old-time reputation. There have been more than 100 pupils enrolled in this department, and all of them have done good work. The certificate recital of Miss Harriet Ruth Stevick, Duluth, Minn., in piano and of Mr. Julius H. Reitzel, of Elon College, in voice, will occur on Saturday evening, May 15th, at 8 o'clock.

On Thursday evening of next week, May 20, the graduating recital of the music department will take place.

The graduates are in voice, Mrs. Estelle Walker Harper, soprano; Miss Mary Ethel Clements, soprano; and Mrs. Donie Rich Patton in piano. This recital will occur in the college auditorium, and will, of course, be free to the public.

Professor Kernodle's new book, "Lives of Christian Ministers, Deceased", on which he has been working for several years, will come from the press June 1. It is a book of more than 600 pages, illustrated, bound artistically, and printed in form. The lives of more than 200 ministers will be covered in this book, many of them he has practically resurrected from oblivion. The price of this book is to be \$2.00 after June 1. To those who subscribe before that time a special offer is made of \$1.50 per volume.

Gen. Julian S. Carr, of Durham, has been chosen to deliver the medals at the approaching commencement to the graduating class. General Carr is no stranger to Elon audiences, and his presence at the commencement will be welcomed with peculiar pleasure by all who know him.

GENERAL MILLS GOES TO ATLANTA

(By Leased Wire to The Times)

Washington, May 15—Announcement was made at the war department today of the appointment of Brigadier General Alfred L. Mills as commander-in-chief of the department of the gulf, with headquarters at Atlanta, Ga. General Mills arrived at San Francisco from the Philippines yesterday and will probably go direct to his new headquarters. Brigadier General Charles L. Hodges also just returned from the Philippines, where he was in command of the department of the Visayas is ordered to duty as commander of the department of the Dakotas with headquarters at St. Paul, Minn.

Brigadier General Edgerly, now in command of the department of the Dakotas, is ordered to command the mounted service school at Fort Riley, Kas., relieving General J. B. Kerr.

THE WOMAN BALKED.

Refused at the Last Minute to Enter Any Entangling Alliances.

(By leased Wire to The Times) Albany, N. Y., May 15—John B. Carriere, chief of the marriage license bureau at the city hall, waited in vain yesterday for William Alexander Newberry, who said he was a traveling salesman, with his permanent abode in New York City, and Miss Jennie Noll, who claims Georgia as her home. The couple appeared at the marriage license bureau on Thursday to secure the necessary credentials to wed. The prospective bride backed out at the last minute. "I'll not take the license," insisted Miss Noll, stamping her feet in defiance of Newberry's appeals. "We'll let it go until tomorrow. Maybe I'll change my mind then and maybe I won't." Newberry was very much embarrassed. He urged his companion to accept the license and suggested that she had plenty of time to change her mind after she got that document. Miss Noll said she did not intend to take any chances.

Both man and woman were fashionably dressed. Newberry stood the questioning of the bureau clerk all right and the woman got as far as her name and her home town, when she balked. The clerk said he destroyed Newberry's certificate and the half completed certificate of the woman. He could not recall any detail which might better identify the couple.

NELSON HAS SERVED NOTICE ON ALDRICH

Washington, May 15—Senator Nelson who is classed as one of the republicans served notice on Senator Aldrich last evening just before adjournment that there will be no unanimous consent agreement to vote on the tariff bill and amendments on June 1. Nor did Senator Nelson suggest a time when he would be willing to vote on the bill. He gave warning that there would be no hurry in disposing of the woolen and cotton schedules which he considers the most important in the bill.

This is construed to mean that the Minnesota senator and those who believe as he does, will do all in their power to secure a reduction in the duties in this schedule. It may take a week or more to reach a vote on these two schedules. At this time the faintest shadow of final adjournment cannot be observed.

WHEN STARS AND STRIPES GO BACK THEY WILL STAY

This Is The General Feeling In Regard to Intervention in Cuba

WANT ANNEXATION

General Feeling Among Members of Congress That This Country Will be Obligated to Again Intervene in Cuban Affairs and When it Does Go Back the Stars and Stripes Will "Stay Put."—Trouble in Cuba Being Fomented by American Interests on the Island—Sugar Interests Want Annexation—About One-Half the Better Element of Cuban's Also Want Annexation.

(By Leased Wire to The Times) Washington, May 15—There is a general feeling among the members of the house of representatives that it will not be long before the United States will again be obliged to intervene in Cuban affairs, and that if this takes place the stars and stripes will "stay put".

According to information received by many members the trouble in Cuba is being fomented by American interests on the island. It was hinted that the sugar trust is back of the movement to secure annexation. It was explained that many of the smaller sugar plantations are now owned by Americans; that the labor employed by the Americans is well satisfied, but that the large sugar plantations owned by the Spanish families and which have passed from one generation to another are worked under the peon system. The fact that the laborers on the American-owned sugar plantations have money to spend and are given privileges denied the peons on other plantations has caused much trouble and is largely responsible for the demand for the return of American authority to the island.

About one-half of the people in Cuba, more especially the better element, to say nothing of the Americans who have millions of dollars invested there, are working upon sentiment for annexation and it is this, the report says, that is causing the Cuban government officials to take little heed about meeting their financial obligations, for they have been given to understand that if the United States intervenes again it means that the island will remain American territory and that all the debts contracted by the Cuban government will be paid by Uncle Sam. The prediction is being made in the island that the United States will be back in Cuba within a year, and to stay this time.

Former Governor of Cuba Magoon was a visitor at the capitol today. When asked for his opinion as to the probability of early intervention by the United States in Cuba, and our re-occupation of the island, he hesitated for a few moments, and was on the point of expressing an opinion, when he checked himself and said: "I do not think it would be proper for me to discuss the subject of this time."

He showed no surprise, however, when told of the reported serious condition of public affairs in the republic. Senator Curtis, a member of the Cuban relations and who has always taken a deep interest in affairs in the island, said today that information printed in the newspapers within the last few days indicates that things are not running smoothly in Cuba. There is a feeling among members of the senate, he added, that unless there is a change in political conditions in Cuba the United States would be obligated to again step in and "straighten out matters" as he expressed it. "Governmental affairs in Cuba have not been conducted in such a manner as to please the United States, and there is a growing belief that intervention on our part cannot be withheld much longer" he concluded.

Senator Curtis declined to express himself more freely on the subject, but upon equally good authority it may be said that the assertion that the United States government is making preparations to again occupy Cuba is absolutely correct.

At Edenton Street Church. Rev. Euclid McWhorter, of Carolina College, will preach at Edenton street Church tomorrow at both morning and evening services. Mr. McWhorter is well known in the city having preached here a number of times. He will no doubt have a large congregation at both services. The public is invited to hear him.