

THE WEATHER
For Raleigh and vicinity:
Showers this afternoon or to-
night; Tuesday partly cloudy.
For North Carolina: Show-
ers this afternoon and in east-
ern portion tonight.

The Evening Times

LAST
EDITION

ESTABLISHED 1876. RALEIGH, N. C., MONDAY, JUNE 6, 1910. PRICE 10 CENTS.

Double the Number of Paid Subscribers in the City of Raleigh of Any Other Newspaper.

HEARING IN THE ILLINOIS GRAFT CASES

Browne's Attorneys Making
An Op-slaught on the In-
dictment Against Him

OTHER CASE WAITING

Attorney For Browne Argued That
the Election of a United States
Senator is in Accordance With
Congressional Authority and for
That Reason He Argued That the
State Courts Did Not Have Juris-
diction—Hearing Draged Along
Although Judge Warned Attorneys
About Point He Wanted to Hear
Argument On.

(By Leased Wire to The Times)

Chicago, June 6—Lee O'Neill
Browne, democratic leader of the Illi-
nois state legislature, today began
an onslaught on the indictment
charging him with paying Representa-
tive Charles A. White \$1,000 to
vote for United States Senator Wil-
liam Lorimer. His first attack against
trial on the charge was made before
Judge Kitcham Scanlan when the
court heard arguments on the peti-
tion filed by Browne for a writ of
habeas corpus. This involved
straight legal questions and took up
several points passed upon recently
by Judge McSweeney. The petition
mainly attacked Judge McSweeney's
jurisdiction in the matter.

Before Judge McSweeney, Browne's
trial was on call at 10 o'clock. The
call was delayed by the habeas cor-
pus hearing.

Browne appeared in court with At-
torneys James Hartnett, Elbridge
Hanecy and P. H. O'Donnell.

Counsel for Browne immediately
began the argument when the court
cut in:

"I wish it understood that the only
point I will hear is regarding the
sufficiency of the indictment. I will
not sit here and review the criminal
court action."

Attorney Hanecy argued that the
election of a United States senator is
by joint assembly and that then the
assembly is acting in accordance with
congressional authority. For that
reason, he insisted, neither the cir-
cuit nor criminal court had jurisdic-
tion. He declared the federal courts
alone had jurisdiction in this case.

Notwithstanding the frequent ad-
monitions of the court to conclude,
Attorney Hanecy asserted that in
justice to his client he should not be
forced to close his argument before
all points were covered. The hear-
ing dragged along.

Meantime one hundred special ve-
hicles were taken to Judge McSweeney's
court where the court, at-
tached and a crowd of spectators
awaited the opening of the real bat-
tle.

Later the hearing by argument was
postponed pending the disposition of
the habeas corpus proceeding.

NEW SECRETARY
TO THE PRESIDENT

(By Leased Wire to The Times)
Washington, June 6—Charles D.
Norton, of Chicago, today forsook his
post as assistant secretary of the
treasury and became secretary to the
president, succeeding Fred W. Car-
penter, who is visiting relatives in the
west and will shortly go to his post at
Tangier, Morocco as United States
minister to that country.

The title of "assistant president" has
unofficially been given to Secretary
Norton, who, it is said, will at times
speak officially for President Taft. The
change in secretaries was made by
President Taft in response to the strong
pressure of his political friends. It
was pointed out that Secretary Car-
penter is neither a politician or a pre-
sident, the two necessary qualifications
for the successful secretary to the pre-
sident. Secretary Norton, it is said, ap-
preciates the need of publicity work
for the administration and consequently
will take the public into the white
house confidence through the medium
of the press.

FREIGHT RATE MATTER

Peace or War Question to
Be Decided

Conference Between the President
and the Railroad Men to Settle the
Matter—Said That Road's Are Wil-
ling to Leave Whole Question to
the Interstate Commerce Commis-
sion.

(By Leased Wire to The Times)

Washington, June 6—Peace or war
between the railroads and the govern-
ment hung in the balance today
on the conference between the rail-
road chiefs and President Taft over
the administration's fight against in-
creased rates.

"How far are you going in the op-
position to the rate-making commit-
tees, and cannot an agreement be
reached peaceably?" was the gist of
the questions with which the mag-
nates came here.

E. P. Ripley, president of the
Atchafalpa, Topeka & Santa Fe, is the
leader of the party. In his private
car the trip was made from Chicago.
The chief claim of the railroad men
in the dispute now taken before the
president is that they are entitled to
greater income from freight rates be-
cause they are paying \$120,000,000
more a year in wages than before the
panic of 1907.

Upon their prosperity, they say,
rests the development of the sparsely
settled far west, whose fertility is a
strong factor in the preservation of
prosperity.

Besides the status of the workers
directly employed by railroads, which
the magnates claim to be involved in
the dispute, there are affected the 1-
500,000 employees of the members of
the Railway Business Association, the
manufacturers of railroad supplies.
Without higher rates, the railroad
men claim they will be unable to pur-
chase supplies.

The declaration made yesterday in
New York by President W. C. Brown
of the New York Central lines that
he was willing to have the question
of increased freight rates left en-
tirely in the hands of the interstate
commerce commission, was one of the
principal factors in today's conference.

This morning it was declared that
several big railroad men regarded
Mr. Brown's suggestion as the speed-
iest solution of the problem.

President Taft this morning con-
ferred with Attorney General Wick-
eshaum, who is directing the govern-
ment's fight against the railroads. It
was said that they reviewed the ques-
tion from the beginning in prepara-
tion for the meeting with the railroad
presidents. The railroad men had out-
lined their plans at a secret session
held yesterday and were prepared to
tell President Taft their demands as
soon as the meeting began.

Mr. Ripley said this morning that
under no circumstances would he
make any statement or receive any
representatives of the press.

At the conference this afternoon
Messrs. Ripley, Delaney and Felton
will give the president the railroads'
reasons for desiring to have the rate
injunction suit dropped. It is un-
derstood they will take the position
that the railroads are justified in in-
creasing rates in wages granted to
employees within the last few months.
It is further expected the railroad
men will argue that the government's
injunction suit, to be tried in Mis-
souri, concerns the question of how
the increases were made rather than
the increases themselves, and that it
unnecessarily disturbs business con-
ditions, not only among railroads,
but among industrial, commercial and
financial institutions generally.

The railroad officials are also ex-
pected to lay emphasis on the con-
tention that unless the railroads are
permitted to increase rates their for-
eign credit, recently established, will
be impaired.

It is the belief of those close to the
administration that the visit of the
railway presidents to Washington
will prove a futile undertaking.
While it is true that the protest of
the western shippers against the in-
crease in rates is based on objection
to the increase itself, the attitude of
the department of justice seems to
be one of instant inquiry into the
methods by which the increases were
decided upon, rather than judicial
action against the roads because of the
size of the increase.

The president and the attorney
general are satisfied that the rail-
roads violated the Sherman anti-trust
law when they attempted to make
the increases in question. They
have obtained a temporary injunc-
tion against the roads.

(Continued On Page Five.)

COLONEL ROOSEVELT AND REPRESENTATIVE MEMBERS OF THE RECEPTION COMMITTEE OF THREE
HUNDRED WHO WILL WELCOME HIM HOME.



1. Mayor Gaynor, of New York, who will deliver the address of welcome.
2. Colonel Theodore Roosevelt.
3. Wm. Loeb, former secretary to Mr. Roosevelt.
4. Cornelius Vanderbilt, chairman of the executive committee of the Roosevelt reception committee.
5. Justice James W. Gerard, of the supreme court of New York.
6. Elbert H. Gary, president of the United States Steel Corporation.
7. George R. Sheldon, former treasurer of the republican national committee.

MISSISSIPPI FAILS TO SELL BONDS

(By Leased Wire to The Times)

Jackson, Miss., June 6—Governor
Noel and other officials, were much sur-
prised today when no bids were offered
on the \$800,000 state bond issue
authorized by the legislature at its last
session, and which were to be disposed
of to the highest bidder today.

Several financial syndicates made in-
quiry concerning the terms of the is-
sue, which is for a period of twenty
years, bearing interest at 4 per cent,
but none of them saw fit to submit
bids. The funds expected from the
issue are badly needed to defray the
expenses of the state which is practi-
cally broke.

Luyster is Better.

(Special to The Times.)

Fayetteville, June 6—Pitcher William
Luyster, of the Highlanders, who was
hit by a pitched ball in Saturday's
game, returned here from Wilson this
afternoon at 4:30 accompanied by Do-
naldson and Donovan, also of the High-
landers, who had remained with him.
Luyster walked from train to the back
and was driven at once to the High-
land hospital where he is now resting
comfortably, although he is badly hurt,
but if nothing unforeseen happens, the
doctors say he will be out in a few
days. This is indeed good news, not
only to Luyster's wife and child, but
to all Fayetteville fans and to Luyster's
many admirers in the Eastern Carolina
League.

RAILROAD BILL COMES UP AGAIN

(By Leased Wire to The Times)

Washington, June 6—Representative
Mann of Illinois, will call up the rail-
road bill in the house tomorrow. There
are three propositions concerning the
bill under discussion. A large number
of democrats say that if the adminis-
tration wants a railroad bill they will
concur in the senate amendments with
the republicans, thus sending bill direct
to the president for his signature. An-
other proposition of the democrats is
to concur in a few of the senate
amendments, so that when the bill goes
into conference nothing can be con-
sidered except amendments disagreed to.

Some "regular" republicans say the
bill shall be treated as any other mea-
sure and have the disagreements ar-
ranged in conference.
Representatives Dwight of New York,
republican whip, and Representative
Garret of Texas, acting whip of the
democrats, have notified all absent
members to be present when the bill
comes up tomorrow.

DR. BELL WILL NOT RUN Has Written Mr. Bailey That He Can't Run For Commissioner

(By Leased Wire to The Times)

The Executive Committee Will Select
Another Candidate in a Short
Time—Dr. Bell Was Named For
County Commissioner by the Mass-
meeting.

It has been rumored for several
days that Dr. G. M. Bell, one of the
mass-meeting's nominees for county
commissioner, had decided not to run,
and had written to Mr. Bailey to that
effect. Mr. Bailey was interviewed
today and said:

"In a letter to me Dr. Bell says:
"Personally, I would be willing
to run for county commissioner, the
place for which the mass-meeting
named me, even though at a sacri-
fice, for the sake of the high motives
of the mass-meeting, but I feel that
my first duty is to my patrons who
have been standing by me for a quar-
ter of a century, and I feel that I
could not serve in the position of
county commissioner without, to
some extent, sacrificing them. I
wish to say that I am in full sym-
pathy with the objects of the mass-
meeting and shall do all in my power
to carry them to success. I hope to
see the full ticket nominated and
elected."

Continuing, Mr. Bailey said:
"Dr. Bell's name was put in nomi-
nation at the mass-meeting in his
absence. He is a very modest man,
but his friends in the mass-meeting
thought he would accept. I regret
that he finds it impossible to do so,
but I am not surprised. Our cause
has his unreserved support, and
everyone knows what that means."

"Our executive committee will, in
due time, bring out a candidate in
his place. The committee is com-
posed of men in every township, se-
lected by the mass-meeting with a
view to just such a contingency as
this."
"By the way, when the executive
committee met here May 21 your re-
porter seems to have gotten the im-
pression it was a secret meeting.
This was a mistake. There were a
number present who were not mem-
bers of the committee and were not
invited. The doors of the chamber of
commerce rooms where the meeting
was held stood wide open."

"Being a committee meeting no
newspaper reporters were present,
and we asked when the meeting was
called to order that all who were not
in sympathy with us retire."

CHARLES R. HEIKE AGAIN ON THE STAND

(By Leased Wire to The Times)

New York, June 6—Charles R.
Heike, secretary of the sugar trust,
resumed the witness stand today in
his own defense in the United States
district court, where he stands
charged with conspiring to cheat the
government out of duties by means
of false weights used on the Wil-
liamsburg docks. His testimony was
again a complete denial of the govern-
ment's charge.

George S. Graham, of counsel for
the defense, interrupted the cross-ex-
amination to put in evidence finan-
cial statements made to Heike be-
tween 1901 and 1908, which showed
that the profits of the Williamsburg
refinery were lower than those of the
trust's other refineries during those
years. He also brought out from
Heike that he was never on the Wil-
liamsburg docks and that he could
not know of the cheating that was
being done.

Deaf Mute Killed by Train.

Columbia, S. C., June 6—Thomas
Carter, prominently connected and
highly educated, was struck by a train
bound for Charlotte, this morning and
instantly killed. Carter was walking
on the track.

Carter was formerly a professor in
the state institute for deaf and dumb,
and was deaf and dumb himself.

FIFTY SUBPOENAS IN KOHLER CASE

(By Leased Wire to The Times.)

Cleveland, O., June 6—Fifty more
subpoenas were issued by the prosecu-
tion today of Fred Kohler, the "Golden
Rule" police chief on charges of in-
toxication and immorality. Announce-
ment was made by those pressing the
case against the chief that several
prominent business men who were ex-
pected to testify against the suspended
official had disappeared. This is a
blow at the prosecution and the sub-
poenas were issued to prevent any
more leaving.

Kohler is himself ill with the grippe,
but declares that he will not submit to
medical treatment until the case is
ended.

Whole Family Murdered.

(By Leased Wire to The Times)
Marshalltown, Ia., June 6—James
Harding, his wife and son were found
murdered this morning at their
home, 16 miles southwest of this city.
The heads of the victims were beaten
to a pulp.

N. C. ENDURANCE RUN

Twenty-Five Virginia Auto-
mobiles Will be Here

Old Dominion Autoists Will Invade
North Carolina This Week, Pass
Through Wake Forest and by
Neuse Falls Wednesday Afternoon
—Leave Here for Durham Thurs-
day Morning.

Tomorrow morning the Richmond
Times-Dispatch's North Carolina en-
durance run will start from Richmond
at eight o'clock and will arrive here
Wednesday afternoon and spend the
night, leaving Thursday morning for
Durham.

There are twenty-five cars entered
for the run, and besides these there
will be quite a number of non-contest-
ing machines along. Dr. Stuart Mc-
Gulre's Oldsmobile will act as pilot
car.

There will be sixteen ladies in the
party, and all told, doubtless there will
be nearly one hundred followers of the
"honk" wagons here Wednesday night.
The following is the route: Leave
Richmond Tuesday morning at eight
o'clock, pass through Petersburg, cross-
ing the Appomattox river, through
Greensville county, taking luncheon at
Emporia. Roanoke river will be crossed
at Roanoke Rapids and Tuesday night
will be spent at Panacea Springs near
Littletown where a dance in honor of
the autoists will be given. Wednesday
the party will take luncheon at the
Massenburg Hotel in Henderson, and
after the run to Raleigh will be made,
passing Wake Forest, Neuse Falls and
arriving here late in the afternoon,
and will spend the night at the Yar-
borough. Thursday morning the re-
turn trip will begin, passing through
Durham, Chapel Hill, Oxford, and the
night will be spent at Clarkville. The
run will end in Richmond about 5
o'clock Friday.

Automobilists all along the route are
making preparations to entertain the
visitors, and everything will be done
to make the trip a pleasant one.

DALZELL HAD HARD FIGHT.

But Was Renominated for Congress—
A Cannon Man.

(By Leased Wire to The Times)

Pittsburg, Pa., June 6—In the
hardest political battle of his career,
John Dalzell, a Cannon man, has won
the republican congressional nomi-
nation in the 30th district by the
margin of a few hundred votes.
With four districts missing Dalzell
has but 402 majority. This is likely
to be increased by the missing re-
turns as all four precincts are sure
to give Dalzell majorities.

The total vote in the districts com-
piled gives 10,677 for Dalzell and
10,288 for Dr. Robert J. Black, of
McKeesport, his opponent. Dr.
Black does not accept unofficial re-
turns as gathered. He declared to-
day that he has won by 217 votes.
He charged that fraud was practiced
in many districts to his loss and will
demand a recount of Saturday's pri-
mary vote.

Presidential Appointments.

(By Leased Wire to The Times)

Washington, June 6—The presi-
dent today sent to the senate the fol-
lowing nominations:
War department: To be chief of
engineers—Colonel W. H. Bixby. To be
chief of the bureau of insular af-
fairs—Brigadier General Charles R.
Edwards, (re-appointed at the end of
a four year term.)

Treasury department: To be as-
sistant secretary of the treasury—A.
Pla. Andrew, of Massachusetts.

To be collector of customs, T. C.
Stanton, at Stonington, Conn.; C. A.
Barbour, at Warren, R. I.; J. M. Fo-
gell, at Castine, Me.

Estrada Will March On Managua.

(By Cable to The Times.)

Bluefields, by wireless from Colon,
June 6—The Estrada forces will
move on Managua again unless Pres-
ident Madriz submits to peace terms
imposed by Estrada.

This announcement was made to-
day by General Estrada himself.
"My peace offer," he said, "will
hold good for a limited time only. If
no satisfactory reply is forthcoming,
we will direct a campaign against
Managua. I am sure that such an
expedition would now be successful.
Though we prefer peace, we are al-
ready preparing to march on Ma-
nagua."

Helena Sent to Nanking.

(By Leased Wire to The Times)

Washington, June 6—It was said
at the navy department this after-
noon that the U. S. S. Helena was or-
dered last Saturday night from Han-
kow, China, to reinforce the U. S. S.
New Orleans at Nanking, the critical
point in the expected Chinese anti-
foreign uprising.

ROOSEVELT IS COMING HOME LAST OF WEEK

Sails From England Next Fri-
day and Will Dock In New
York Eight Days Later

END OF HIS JOURNEY

Since He Has Been Out of the Jungle
He Has Been the Guest of Nearly
Every European Ruler and Has
Been Accorded Every Honor—
Plans for the Monster Reception
in New York on June 18—Presi-
dent Will Not be at Reception but
a Large Number of Senators and
Cabinet Officers Will be Present—
Will be a Non-partisan Affair.

(By Leased Wire to The Times.)

New York, June 6th—On Friday
next Colonel Theodore Roosevelt will
sail from Southampton, England,
aboard the S. S. Kaiserin Auguste
Victoria and begin the last leg of his
wonderful and spectacular journey,
which will end when the ship docks
in this harbor eight days later.

Since he emerged from the African
jungle the latter part of March he has
been the guest of nearly every Eu-
ropean ruler, and honors have been
conferred on him which were never
before accorded a private American
citizen with the exception of General
Grant. As a fitting climax to his
triumphal tour, a monster reception
has been planned by representative
citizens of the nation, and when the
Colonel arrives on June 18, he will
be welcomed by thousands of his
countrymen from every section of the
United States, representing all
classes. Plans have been made on a
most elaborate scale, and the recep-
tion promises to be as brilliant as the
historical home-coming of Admiral
Dewey with his victorious fleet.

A parade of harbor craft, followed
by a reception at Battery Park, where
Mayor Gaynor will deliver the prin-
cipal address, and a triumphal march
up Broadway and Fifth Avenue to
Fifty-ninth street, with the famous
Rough Riders as an escort, are the
principal features of the program.

On account of his position as chief
executive, President Taft will not be
present but a large number of sena-
tors and representatives, together
with the cabinet officers will be on
hand. Organizations of every kind
and description and from every part
of the country will be present in a
body and the city will be overrun
with thousands of visitors.

Every available craft in New York
harbor was chartered as early as the
middle of May and flat boats and
scows are at a premium. Some of the
larger organizations, such as the Re-
publican Club of New York, have
chartered regular coast line steamers
in which to go down the bay and
welcome the Colonel after his ab-
sence of fifteen months.

Although there will be many re-

(Continued On Page Two.)

CHINESE WILL ASK FOR PARLIAMENT

(By Cable to The Times.)

Pekin, June 6—An ultimatum de-
manding the formation of a national
parliament immediately will be served
upon the government Wednesday. It
was announced today. The delegates to
the provincial assemblies are gathered
here, prepared to stay and force their
demand without waiting for the ex-
piration of the 1 year period provid-
ed by the government before the national
assembly's convocation. Eight of the
delegates have given their oaths to
commit suicide if the Regent, Prince
Chun, refuses the demand. Their self-
slaying, according to Chinese ethics,
would put Prince Chun in the light of
a murderer, he being held responsible,
morally for their death.

It is believed here that the Regent,
backed by the Manchus and all re-
actionary forces, will delay as long as
possible answering the memorial.

Chicago, June 6—The smallest
baby in Chicago was today reported
thriving at the infant incubators at
Riverview exposition. It weighs only
18 ounces.