

**THE WEATHER**  
For Raleigh and vicinity:  
Fair tonight and Sunday.  
For North Carolina: Generally fair tonight and Sunday; moderate variable winds.

# The Evening Times

**LAST EDITION**

ESTABLISHED 1876.

RALEIGH, N. C., SATURDAY, SEPTEMBER 24, 1910.

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

## SULTAN KIRAM HAS ARRIVED IN NEW YORK

### Sulu's Chieftain Will Remain In This Country Possibly Five Months

## NOT SEEKING A WIFE

Accompanied by Interpreter, Principal Attendant and Four Body Servants—Officially Greeted on Behalf of the Government by Mayor Scott Former Governor of Sulu—Came to America by Way of Europe—Reported He Was Bringing \$500,000 Worth of Pearls With Him—Will Visit Taft.

(By Leased Wire to The Times)  
New York, Sept. 24—Madpi Mohammed Jumalul Kiram, sultan of Sulu, with a retinue of 14 retainers, arrived here today on the steamship St. Louis, and was officially greeted on behalf of the government by Mayor Scott, U. S. A., who was formerly governor of Sulu.

The sultan will remain in this country possibly five months and will visit President Taft, who he knows intimately, having gotten acquainted with him in the Philippines. He always refers to Mr. Taft as "Governor".  
The sultan is accompanied by Charles J. Werble, a former soldier in the United States army and later a school teacher, who acts as interpreter, Dato Rajo Moda, the principal attendant, and four body servants.

Kiram came to America by the way of Europe and leisurely traveled across the continent. It was reported that he was bringing \$500,000 worth of pearls with him, as he used to be interested in pearl fisheries. It was further reported that he was seeking an American wife.  
When the nuptial question was put to the potentate through his interpreter he denied it vigorously.  
The sultan is 40 years of age, 5 feet, 5 inches tall, well groomed and intelligent, although he doesn't speak English.

The sultan proposed to Alice Roosevelt when she passed through Sulu with the then Secretary Taft. Kiram used to have a fabulous income, but the United States put a crimp in his financial enterprises until now his fortune is reckoned mostly in jewels and a \$3,000 a year income.

### Railway Clerks Threaten Strike.

(By Leased Wire to The Times)  
New Orleans, La., Sept. 24—A strike which would affect the whole south is threatened as a result of demands of railway clerks who demand higher wages and a revision of working rules. The Brotherhood of Railway Clerks was given notice of the Queen & Crescent and New Orleans Terminal Company that the strike will be ordered in twenty-four hours unless the demands are met.

### Speedy Motor Boat.

(By Cable to The Times)  
London, Sept. 24—The 26 foot motor launch Miranda IV, built by Thornycrofts, today in an official test made forty-one miles an hour.

## A THOROUGH INQUIRY INTO FREIGHT RATES

(By Leased Wire to The Times)  
Kansas City, Mo., Sept. 24—A thorough inquiry into freight rates will be demanded by shippers and cattle raisers of the middle west, who today started preparations for their proceedings before the interstate commerce commission.  
The plan is the outgrowth of the formation of the traffic federation of the middle west, by Governor Stubbs, Thursday. The investigation likely will be the most thorough so far, as the shippers will demand an actual physical valuation of the roads and not a percentage valuation.

### Miss Cleburne Dead.

Atlanta, Ga., Sept. 24—Mrs. Jane E. Cleburne, seventy-two years old, widow of Rear Admiral Cleburne, U. S. N., is dead at the residence of her daughter here. The remains will be taken to Washington Sunday for interment in Arlington cemetery.

## OLD GUARD GATHER

### Getting Ready For the Fray at Saratoga

Old Guard Leaders Gloomy and Filled With Bitter Prophecies—Are Making a Last Stand to Control Platform Committee.

(By Leased Wire to The Times)  
New York, Sept. 24—Alarmed by the early gathering of the Old Guard at Saratoga, where the state republican convention will open Tuesday, leaders in the Roosevelt wing of the party hurried up-state today to combat any advantage which the Old Guard might have secured through an early appearance upon the field. Today saw the gathering of van guard and from the indications the fighting and the fireworks over the control of the convention will be in full swing by Monday. Colonel Roosevelt and the New York leaders in the inner circles of the progressives had planned to leave tomorrow; later Colonel Roosevelt said he would not go until Monday. The Old Guard leaders who have assembled at Saratoga are gloomy and filled with bitter prophecies. In equal ratio the progressive leaders are elated and jubilant. Louis F. Payne, a member of the Old Guard, predicted today that if the colonel was successful in controlling the convention the split in the republican party would widen and the result would be the election of a democratic legislature.

The progressives claimed today that the colonel would have more than 100 votes above the number sufficient to control the convention. The Old Guard leaders, notably William Barnes, Jr., have ceased giving figures in their predictions but say they still have claims.

The most impartial leaders among the progressives, claimed the following status today:  
Total for Roosevelt, 5504.  
Total for Sherman, 6442.  
Number of delegates, 1,015.  
Doubtful delegates, 10.  
Necessary to elect, 508.  
Rehearsals for the big show were started at Saratoga today.  
Tomorrow will see the arrival of a large portion of the delegates and Monday will see a full dress rehearsal with Colonel Roosevelt and Leader Barnes on the ground. The indications today continued to point to the fact that the Old Guard would make its greatest fight upon the committee on resolutions which will draw up the platform. Foreseeing defeat in the temporary chairmanship the Old Guard leaders started in today with their backs to the wall, prepared to fight to the death.

William Barnes, Jr., has opened headquarters in the United States Hotel and started in to line up his forces.  
The state committee will meet on Monday night.  
It was reported that Shate Chairman Timothy L. Woodruff would then be deposed in favor of Lloyd C. Griscom. Griscom declares he is not a candidate and belief today is that Superintendent of Prisons Cornelius V. Collins, of Troy, is Roosevelt's choice for the place.

Vice President Sherman is expected to arrive in Saratoga with the Onondaga delegation on Monday.  
While no tentative platform will be outlined before the convention, according to Roosevelt, the colonel will go to Saratoga with a perfectly good outline of that instrument in his mind.  
Among the planks, according to today's information will be the following:  
Extension of the corrupt practice act.  
Direct primaries.  
Adoption of constitutional amendments to do away with the laws dealing with removal of judiciary from political influence.  
Strengthening of laws pertaining to sanitation and the pollution of streams.  
New educational projects in rural districts.  
Good roads.

### FLEET FINISHES PRACTICE.

Will Leave Drill Grounds Tomorrow For New York and Norfolk.

Washington, Sept. 24—The Atlantic fleet, which for the past two weeks has been engaged in battle practice on the southern drill grounds, 50 miles off the Virginia capes, will conclude its program of target practice and drills tomorrow, according to the navy department. The fleet, with the exception of the Georgia, will go to New York, where 15,000 men on the ships will be paid and given shore leave. The Georgia will go to Norfolk navy yard to receive a new 12-inch gun to replace that in the forward turret which burst Thursday.  
From New York the fleet will disperse to the different navy yards on the coast for repairs. Some ships will go to Boston, some to Norfolk, others to Philadelphia, while one division will remain at New York. The fleet will be ready November 1 to start on its cruise to the Mediterranean. It will return to Guantanamo, Cuba, for winter practice January 15. Early in April it will come north to drill grounds off the Virginia capes, for target practice.



James McDowell, of New York, a prospector who has just returned to his home a nervous wreck, after "mercifully killing" his wife, who is shown above. McDowell relates a harrowing story of a fatal exploring trip in British Columbia in which his wife accompanied him and which resulted in her death. She fell over a precipice while riding a short distance ahead of him on a mule. It was so steep, he says he was nearly a day in climbing down and finding his wife's body. She was still breathing faintly. He gave her some brandy and she regained consciousness sufficiently to beg him to kill her and relieve her sufferings. As the nearest help was 120 miles, or ten days there and back, he concluded to kill her. He placed his revolver against her head and fired. Then he covered her body with rocks and boughs to keep off the wolves. Since his return McDowell declares he has been haunted.

## ANOTHER SERIOUS WRECK SIX DEAD

(By Leased Wire to The Times)  
Tipton, Ind., Sept. 24—Six persons were killed and several injured when a Fort Wayne Limited car on the Indiana Union Traction Line crashed head-on into a southbound freight car one mile north of here this afternoon. Those who were killed were in the smoking compartment.  
The Fort Wayne Limited car had left Tipton and had reached a point between this city and Jackson station, which is three miles from here. The car was going at a terrific rate of speed when it struck the southbound freight car.  
The men in the smoker had no chance of escape. The Limited car was telescoped by the heavy freight car and the passengers were thrown into a head in the rear part of the car. The list of injured, it is thought, will include more than a score of passengers, many of whom were going through from Indianapolis to Fort Wayne and many others who were residents of northern towns returning home from Tipton.  
Nothing could be learned of the cause of the wreck. One of the motorists said he had positive orders to take the right of way and that the other must have violated his instructions.

### ASKS PARDON FOR HAINS.

Father of Peter C. Hains Asks Pardon For His Son.

New York, Sept. 24—Governor Hughes today notified District Attorney Frederick DeWitt, of Queens county, that an application for the pardon of Captain Peter C. Hains, Jr., the army officer who shot and killed William E. Annis, at the Bay-Side Yacht Club, in August, two years ago, had been made by General Peter C. Hains, the prisoner's father.  
Captain Hains, upon his conviction of manslaughter in the first degree, after his trial last fall, was sent to Sing Sing to serve a term of not less than eight years and not more than sixteen.  
General Hains, in his application for pardon, reviews the whole history of the Hains tragedy and pleads extenuating circumstances.

## TEN YEARS FOR VESTAL

### Dr. Vestal Gets Ten Years For His Crime

Gets Maximum For the Crime—It Was a Compromise Settlement—Two Witnesses Were Examined When a Consultation Resulted in an Agreement as to Manslaughter For Dr. Vestal and Acquittal For Mrs. Vestal.

(Special to The Times)  
Greensboro, Sept. 24—In superior court yesterday morning the trial of Dr. W. L. Vestal and his wife, Fanny Vestal, for the murder of Bessie Thompson, as the outcome of a criminal operation performed on her at the Vestal home in High Point, July first, came to sudden end after testimony of two witnesses, by announcement of Judge Bynum, of counsel for the defendants, after a brief conference with the solicitor and other counsel for the prosecution, that it had been agreed for the jury to return a verdict of guilty of manslaughter as to Dr. Vestal, and not guilty as to Mrs. Vestal. Dr. Vestal was also charged with a criminal operation on May Owen, a plea of guilty was entered and judgment suspended. After appeals had been made for clemency, J. W. Wescott, Robertson and Mr. John T. Benbow, of counsel for defendants, and insistence for a sentence that would not only punish Dr. Vestal, but would act as a hindrance to other North Carolina physicians who might be guilty of the same offense.

Judge Lyon, after stating that it was the worst case he had known of its kind, gave the defendant ten years at hard labor in the State's prison. Several witnesses for the prosecution were sworn after the jury had been asked to try the case, among them being physicians of Greensboro and High Point.

Mr. Thompson testified that he saw his daughter the last time at his home in Statesville on Sunday, June 20th. That she was in very good health as far as he knew.  
Mrs. Darr stated Levy Maynard hired her to go to Dr. Vestal's house and nurse a girl who was there sick. She went there on Friday, and was shown up stairs by Mrs. Vestal to a room where Bessie Thompson and May Owen were. Mrs. Vestal pointed out Bessie telling her that she was the one she wanted her to nurse. As she grew worse Dr. Wrightsell was summoned who stated that there was no hope for the poor girl. She began having convulsions about midnight and died at one o'clock while Dr. Vestal was with her.

### Compromise Settlement.

Mr. Thompson, counsel for the prosecution, and counsel for defendant held a brief conference and at the conclusion of the conference Judge Bynum, addressing the court, stated that to save further consumption of time it had been thought best by all for Dr. Vestal to agree that the jury should return a verdict of guilty of manslaughter, as to him and not guilty as to his wife. Judge Bynum in explaining the reason for taking this course said that if they were acquitted after a long trial of the charge now at issue, they were also confronted with another indictment for producing an abortion on Mary Owen, which was a penitentiary offense, and there seemed to be no escape from a conviction in this case. The verdict of manslaughter precluded the idea of premeditation or malice, and the maximum in the statute against abortion in case of death of women, was five years. Besides the leniency of the court, Judge Stradwell reasoned that the law, as laid down, fully justified a moderate sentence.

### Buried Under Brick Wall.

Eric, Pa., Sept. 24—Five men were buried alive here today when a brick wall tumbled upon them while at work at the Buffalo & Lake Erie Traction Company barns here. All five are believed to be dead.

## FEELING SO HIGH THAT COURT ADJOURNS

(By Leased Wire to The Times)  
Louisville, Miss., Sept. 24—With the court room crowded with men armed with Winchester rifles, and deputy sheriffs with drawn revolvers, the sensational trial of Swinter Permenter, the young son of a white planter, who is charged with attacking and murdering pretty 18-year-old Janie Sharp, a white girl, came to a dramatic pause today. The trial was postponed until October 3 on account of high feeling. A special venire of jury men will be impaneled.  
The court room was crowded with friends of the Sharp family. Relatives of the dead girl carried rifles and openly boasted that Permenter would never live to see October 3. They claim that no matter what the court says, Permenter must die. The prisoner, it was said, would be taken to a secret jail.



The Princess de Montigny, who figured in the famous "dyed dog" lawsuit. Chin Chino won first honors at one of the late Boston dog shows. It was the pet of the Princess, and after the award it was found that the dog had been dyed. The judges then reversed their decision and gave the prize to Mrs. A. O. Van Hensen. The Princess then charged some one had dyed the dog to disqualify it. Mrs. Van Hensen sued her for \$50,000 and then the Princess sued for \$100,000.

## MAYOR GAYNOR IS NOT A CANDIDATE

(By Leased Wire to The Times)  
New York, Sept. 24—"I am not a candidate for the gubernatorial nomination. I have authorized no one to present my name and I never have been a candidate," declared Mayor Gaynor today at his country home at St. James, L. I.  
The mayor had been asked for a positive expression upon his attitude towards the democratic nomination for governor.

### EXPULSED FROM NICARAGUA.

Two Madrid and Zelaya Patriots Made to Get Out.

(By Leased Wire to The Times)  
Washington, Sept. 24—Rudolfo Espinoza, Nicaraguan minister to Washington during the Zelaya administration, and Sebastadan Salinas, who was here recently as a Madrid envoy, were today expelled from Nicaragua by Provisional President Estrada, according to state department advices.  
The men were arrested yesterday in Managua on the charge of conspiracy to create factional contention. The provisional government sentenced them to be expelled from the country for six months. They will be embarked at Corinto today on a northbound steamer.

### Census Figures.

(By Leased Wire to The Times)  
Washington, Sept. 24—The census bureau today made public the following population returns:  
Massachusetts—Springfield, 88,926; last census, 82,059; increase, 6,867.  
Haverhill, 44,117; last census, 37,175; increase, 6,942.  
Lawrence, 85,892; last census, 62,559; increase, 23,333.  
Everett, 33,484; last census, 24,326; increase, 9,158.  
Connecticut—Meriden City, 27,265; last census, 24,296; increase, 2,969.  
Meriden town, 32,066; last census, 28,095.

## THE INDEPENDENTS MEET

### A Mass Meeting to be Held Here Next Saturday

Representatives of Various Townships Met Here Today—About 75 Present—Claimed to be "Straight Democrats"—Denounce Sikes, Et Al and Favor Anti-Prohibition.

A meeting of the self-styled "straight democrats" was held here in the court house today, and after hearing reports from the various precincts, decided to issue a call for a mass meeting to be held here next Saturday for the purpose of putting a full county ticket, and transacting such other business as may come before the meeting.

There were different estimates of the number present, running all the way from seventy-five to one hundred. The delegates over the county, most all being from the country, only a few from Raleigh being present.  
It has been reported for several weeks that there would be a meeting of this kind, but so little of a definite nature could be learned that many believed that it was only one of those "rumor" jokes. A few days ago it was "narrated" that there would be a meeting here today, and this morning little knots of men composed of those who have been identified with the dissatisfied element of the party, were seen on the streets, and at 12 o'clock they went to the court room. When asked the purposes of the meeting one of them said, "this is a gathering of three or four democrats from each township for the purpose of discussing the political situation in the county. The meeting will be of a private nature, and the situation will be informally discussed. The meeting will decide whether to issue a call for a mass-meeting of democrats for the purpose of putting out a straight ticket. I don't know what will be done, as it will be left with those who meet here today. I think there are representatives from every township, judging from the number here."

### Squire Pool Chairman.

When the meeting was called to order, Squire Needham Poole was chosen chairman of the meeting and Mr. B. Hobgood secretary. The delegates were called upon to report conditions at the various precincts, and a number of short talks were made. Practically all favored putting out a full straight democratic ticket, and said they believed such a ticket could be elected.

They attacked the recent primary and boldly charged that it was unfair and that the successful nominees were chosen by republican votes. The politics of several of the nominees, particularly Dr. Sikes, was roasted to a turn. They paid their respects in no uncertain terms to J. W. Barber, Josephus Daniels and the morning paper, and denounced them as seeking to ruin the party.

Mr. L. A. Emery, of Raleigh, stated that a straight ticket on a strictly anti-prohibition platform would carry the county and nothing else. He said that care should be taken to prevent any prohibitionist getting on the ticket. This statement was roundly applauded, showing conclusively the sentiment of the meeting to be against prohibition. All the speakers referred to the meeting as being one of straight democrats whose purpose was to protest against the alleged mixed ticket and the leadership of Bailey and Daniels.

Mr. W. C. Brewer, chairman of the board of county commissioners, was a leading spirit in the meeting. The Raleigh people who took an active part were: L. A. Emery, E. V. Denton, and Prof. Mearns.  
The meeting decided to issue a call for a mass meeting to be held here next Saturday. The call will be circulated all over the county for the purpose of securing the signatures of those who are in sympathy with the movement.

### Cox and Burton At "Outs."

(By Leased Wire to The Times)  
Cleveland, O., Sept. 24—The reconciliation between George B. Cox, "boss" of Cincinnati, and United States Senator Theodore Burton was reported today, following the announcement that the senator would take no part in the Ohio campaign. Senator Burton announced today that he had accepted an invitation to speak before the American Bankers' Association in Los Angeles next month. A few days ago Mr. Burton stated that he could not attend the convention on account of political engagements.

### Shot and Killed Brother.

Chattanooga, Tenn., Sept. 24—A special from Cardiff, a station on the Cincinnati Southbound Railroad, 75 miles north of this city, says that Isaac Pass shot and killed his brother, Sammie Pass, as the result of feud. The slayer fled.

## AUTO DRIVERS LAUGHED AT DEATH AGAIN

### Contestants For Vanderbilt Cup Race Make Records In Practice Spins

## COURSE DEEP WITH MUD

Practice Far More Thrilling Than on Any Previous Day—Daredevil Drivers Undeterred by Accident to Robertson—Back Stretch Particularly Hazardous—Big Racers Plunge and Skid Through Deep Pools of Water—Bobby Burman Makes New Record—No Accidents—Many Women Present.

(By Leased Wire to The Times)  
Mincola, L. I., Sept. 24—Undeterred by the accident to Robertson yesterday, the dare-devil drivers who will contest in the Vanderbilt cup race, the American blue ribbon event of the automobile world, laughed at death again today as they drove their great cars over the course at terrific speed.  
A new practice record was made by Bobby Burman, of the Marquette-Buick team, when he reeled off a lap in 10:15, an average of over 74 miles an hour.

Over a course deep with mud eighteen racers tried out their cars over the 12.64 mile course. The practice was far more thrilling than on any previous day. The back stretch was particularly hazardous as there were deep pools of water and the big automobiles plunged and skidded through them, throwing a shower of spray over the spectators that lined the way and drenching the drivers and their mechanics.

Jack Fleming, of the Pope-Hartford team, was the first to make a record lap. He went around in 11:13, an average of better than fifty miles an hour. A little later Ralph Mulford, in the Lozier, reeled off a lap in 11:12, clipping a second from Fleming's time. Bobby Burman then furnished the sensation of the day by setting the new practice record for the course.

The National drivers, Johnny Aitken, Al Livingston and Louis Dribrow were out studying the course, but will not try for a record until next week. Livingston set a mark of 11:25 and Dribrow went around in 12:00 flat. Aitken, holder of many records, went over the route slowly. Eddie Hearne and David Bruce Brown were out in their Benz racers. Hearne's best time was 11:43. Joe Matson, in a Corbin did a lap in 12:20 and Malsonville, his team mate, went around in 12:16. Leland Mitchell in a Simplex clipped off 11:53. Henshoe, in an Apperson, did 11:17. Harroun, in a Marmon, did 11:35. Scheffer, in a Jackson, did 11:36 and Beardsley, in the other Simplex, did 12:32.

There were no accidents. Many women were in the grandstand to watch the practice and the roads were lined with people.

## JOY RIDE ENDS WITH DISASTER

(By Leased Wire to The Times)  
New Orleans, Sept. 24—Six people in an automobile early this morning plunged into the canal. All of the party were drowned.  
In the automobile were Thomas Butler, owner of the machine, Joseph Freedman, a perfumery salesman, and an unknown man.  
With the party were three chorus girls from the "Queen of the Moulins Rouge" Company now playing here.  
The accident occurred shortly after four o'clock. The car, in making a sharp turn at a high rate of speed, turned over a fifteen foot embankment of the new basin. None of the bodies have been recovered.  
—Rev. P. G. Elsom has returned from Creedmore where he held a meeting and will preach at Evangel Baptist church tomorrow at both services.