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BILLS POURED INTO HOPPER OF ASSEMBLY

Lower House Swamped With Great Mass of Proposed Legislation

EWART CAUSES RIPPLE

Republican Member From Henderson Offers Resolution Construed as Slap at Butler—Many changes in Constitution Proposed in Measures Offered—Speaker Dowd Appoints Additional Committees — Both Houses Meet in Joint Assembly to Canvass Vote For State Officers. Adjourn Until Tomorrow Morning.

A flood of bills descended upon the house this morning and they embraced many measures of more than usual importance. Several bills to amend the constitution made their appearance—and if they all pass they would materially change the character of that instrument.

Judge Ewart, one of the few republicans in the house, of Henderson, created a ruffle of fun by offering a resolution thanking Governor Pothier, of Rhode Island for rejecting North Carolina's repudiated bonds, and the reading of the resolution brought forth applause from the democratic members. The resolution carried a plain reference to Marion Butler and denounced the efforts of those who have tried to traffic in these bonds as "perfidious".

Mr. Battle introduced his bill providing for elections in any cities desiring to establish a commission form of government.

Judge Ewart's bill to amend the constitution was read at his request. It is one of the most comprehensive bills offered for this purpose and embraces several articles which it proposes to change. It provides that the supreme court shall consist of five judges, and three others to be appointed by the governor who may be assigned to hold special terms of court in any counties of the state. It provides also for the creation of a board of pardons. It restricts the general assembly in the matter of granting charters and also keeps from its records a great mass of matter of purely local concern.

Whack at Railroads.

Judge Ewart also offered a bill which is intended to make railroads live up to their implied agreement with the state in regard to passenger rates. His bill would require all roads that refuse to accept mileage on its trains to reduce its fares to 2 cents per mile.

In accordance with a joint resolution offered by Mr. Doughton and adopted, both houses met in joint session in the house at noon for the purpose of going through the formality of canvassing the vote cast for state officers at the last election.

Speaker Doughton presided over the joint assembly and when Senate

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NICOLL ARGUES FOR THE TOBACCO TRUST

(By Leased Wire to The Times.)

Washington, Jan. 10—Claiming that the American Tobacco Company is not a combination in restraint of trade, that it has not absorbed competing companies, and that the price of tobacco to the producer has steadily advanced since the organization of the company, Delancey Nicoll, of New York, one of the dozen attorneys for the tobacco trust, combined his argument before the United States supreme court today.

The array of attorneys and the close attention paid to the arguments by the court and spectators indicated the importance of the legal battle now on before the court of last resort, whose decision may mean the dissolution of the American Tobacco Company, and more than a score of subsidiary corporations.

Mrs. Quay Dead.

(By Leased Wire to The Times.)

Pittsburg, Pa., Jan. 10—Mrs. Agnes B. Quay, widow of former United States Senator Matthew Stanley Quay, died this morning at her residence, Shields Station.

POU NOT WITHDRAWN

Still a Candidate For Place On Committee

Will Fight for Place on the Ways and Means Committee of the New Congress—Had Not Authorized Former Statement.

(By Leased Wire to The Times)

Washington, Jan. 10—With the organization of a democratic house nearly a year away, the threats of insurrection against the assumption of authority by Champ Clark, slated for the speakership, and his immediate lieutenants, have materialized into declared opposition on the part of Georgia delegation. An ultimatum was carried to the prospective speaker by a committee of three, baring the statement that the Georgeians, by unanimous vote had declared that Representative Brantley of that state, must be retained on the ways and means committee, when selected by the coming caucus of the democratic members-elect of the sixty-second congress.

At the same time Representative Pou, of North Carolina, issued a statement, in which he announced that he had not authorized anyone to declare that he had withdrawn as a candidate for a place on the committee.

Representative Broussard, another democrat on the present ways and means committee, is known to have ideas just as decided on the subject.

Some of Mr. Pou's friends say that the North Carolinian will get the support of a majority of his delegation and that Mr. Kitchin, his colleague, will lose strength.

NAT SUED AGAIN.

Mrs. Goodrich Wants Divorce From Her Husband.

(By Leased Wire to The Times)

St. Louis, Mo., Jan. 10—That divorce proceedings have been commenced by Edna Goodrich Goodwin, the fourth wife of Nat Goodwin, and that a St. Louis society beauty and a celebrated actress will be named correspondent, was finally admitted today by Herman Roth, attorney for Miss Goodrich. Depositions are now being taken in this city.

The testimony in the depositions concerns the actions of Goodwin while playing at Delmar Garden last summer. Miss Goodrich is on her way from Chicago to help her attorney gather evidence.

It was revealed that the divorce proceedings were instituted several weeks ago in the supreme court of New York, also records in the actions are guarded from the public.

DYNAMITE BOMB EXPLODED.

Whole Front of Building in San Francisco Demolished.

(By Leased Wire to The Times.)

San Francisco, Jan. 10—With a force that demolished the whole front of the building, tore up the cement sidewalk, shattered windows within a radius of many blocks, a dynamite bomb exploded shortly before 1 o'clock this morning in the doorway of a restaurant on the first floor of the Bimbo Hotel at 391 Bay street. The hotel's occupants were hurled from their beds and many of them were badly bruised. Fragments of the bomb which had been wrapped in a newspaper, were found scattered about the wreck. There is no clue to the identity of the dynamiters.

GALE ON COAST.

Loss of Life and Heavy Damage to Shipping Off Massachusetts Coast.

(By Leased Wire to The Times.)

Provincetown, Mass., Jan. 10—A northwest gave that raged along the coast today caused loss of life and heavy damage to shipping. Broken away from their tow by the wind that blew fifty-five miles an hour, two barges were dashed ashore on Peaked Hill bar. One of the vessels was pounded to pieces by the heavy sea and despite heroic efforts of life savers, her entire crew was lost. It is believed to have numbered six men.

The other barge was in a less exposed position. Attempt after attempt to launch the surf boat by the life saving crew at Peaked Hill bar life saving station was made without avail, the tremendous surf driving the boat back on the beach again and again.

The life savers, under the direction of Captain W. W. Cook also tried several times to shoot a life line to the barge but the wrecked craft was so far out on the bar that the line could not reach.

The second barge apparently was withstanding the assaults of the seas and the life savers declared that if she could hold out until low water it would be possible to save her crew. Five men were believed to be aboard.

The spot on which the barges were wrecked is one of the most dangerous on the Atlantic coast. It is about a half a mile west of the Peaked Hill bar life saving station and hundreds of vessels have been wrecked on its sands.

The barges were discovered about 5 o'clock tais morning by two of the life savers who were on patrol. They aroused the rest of the station crew and efforts were made to get the life boat into the surf.

Even as the life savers were attempting this they saw one of the barges go to pieces in the whirl of waves.

JOHNSON HAS NOTHING TO FEAR

John L. Sullivan Says Johnson Can Whip Anybody on the Other Side.

(By Leased Wire to The Times.)

Chicago, Jan. 10—"Jack Johnson has nothing to fear from any of the fighters who are said to be waiting for him on the other side," declared John L. Sullivan, who is here filling a week's theatrical engagement. "I see Johnson says he would not care to fight abroad unless he had an American referee. What's there to that? He can win so easily from anything in sight there at present that referees of his battles couldn't be crooked if they wanted to."

Sullivan declared that there was little or no feeling against negro fighters in Europe and that anyhow "there wasn't a man, black or white, who could warm the big fellow up."

Schooner On Shoals.

(By Leased Wire to The Times)

Atlantic City, N. J., Jan. 10—After a desperate fight through a heavy sea and a twenty-five mile gale blowing from the northeast, the Barnegat life saving crew succeeded early today in reaching a three masted schooner which went on the shoals off that station late last night. Because of the heavy gale that was blowing the life savers were unable to board the vessel but stood by waiting for the storm to subside. It was at first reported that the vessel ashore was a steamer and hundreds of people lined the shore during the night watching the signals of distress sent up.

Fell From Thirteenth Floor.

Baltimore, Md., Jan. 10—While working on the fifteen-story New Emerson Hotel, now being erected here, Carl King, a bricklayer, fell from the thirteenth floor to the seventh floor at about 9:30 o'clock this morning. He was removed to the Mercy Hospital, where the physicians say he cannot live.

Justice James W. Gerard, of the supreme court of New York, who will be the next democratic senator from New York to succeed Chauncey M. Depew, according to a recent statement made in influential democratic circles in Washington and backed, it is declared, by absolute information.

BANKS ELECT OFFICERS

Annual Meeting Held by Various Institutions Today

Local Financial Institutions Observe Stockholders' Day—Good Showing Made by Reports of Presidents—Old Directors and Officers Re-elected for Most Part.

The banks and financial institutions of the city in common with most of those throughout the country, held their annual stockholder's meetings today. The reports for the year submitted were all very satisfactory and showed Raleigh's financial institutions to be in flourishing condition.

Citizens National Bank.

The stockholders of the Citizens National Bank held their first annual meeting since the increase of the capital stock to $50,000, at 12 o'clock in their banking rooms. At the meeting more than $30,000 in stock was represented.

The reports of the officers were very satisfactory, showing the bank to be in a good condition during the past year. During the past year there had been special dividends to old stockholders of $100,000 and special dividends, after the increase of the capital stock, of $103,000 and later semi-annual dividends of $12,000.

Immediately after the meeting of the stockholders, the directors met and re-elected all the old officers. The re-elected directors and officers are:

Joseph G. Brown, president; Col. A. B. Andrews, vice president; Dr. A. B. Hawkins, Wm. J. Andrews, John G. Drewry, R. H. Battle, Dr. Richard H. Lewis, Ivan Proctor, S. C. Vann, Henry W. Miller, N. A. Dunn, John T. Pullen, H. E. Litchford, cashier, Pullen, W. W. Bobards and G. H. Andrews, Individual bookkeepers, F. P. Haywood and D. D. Fort, General Bookkeepers, H. J. Young and R. A. Brown, Clerks, W. T. Dixon, W. H. Meares and Miss Fran Lacy, Stenographer, Mrs. Gaye Winkler.

The Raleigh Savings Bank and Trust Company.

The annual meeting of the stockholders of the Raleigh Savings Bank & Trust Company was held in their banking house on yesterday evening. The president read his annual report to the stockholders. In the report the president stated that the bank had gained nearly a hundred thousand dollars in deposits during the past year, and that the prospects of business for the present year looked bright and encouraging.

The stock holders elected the following directors for the year:

John T. Pullen, V. E. Turner, H. E. Litchford, N. W. West, J. F. Ferrell, A. B. Andrews, T. S. Kenan, J. W. Cross, J. S. Wynne, J. G. Brown.

After the stockholders adjourned the directors met and elected following officers for the present year:

John T. Pullen, president; Joseph G. Brown, vice-president; Charles Root, Cashier; L. R. Norris, D. F. Hoke, bookkeepers, W. H. Pace, atty.

Raleigh Banking and Trust Co.

The annual meeting of the stockholders of the Raleigh Banking & Trust Company was held today at 12 o'clock. The old board declared a semi-annual dividend of 4 percent in December, and paid it over to the stockholders on January first. The stockholders today re-elected all the old board and officers. The directors are: James A. Briggs, J. R. Chamberlain, T. R. Crowder, Carey K. Durfey, John W. Harden, Charles A. Johnson, W. N. Jones, Thomas N. Kenan, W. A. Linehan, E. O. Moring, H. E. Norris, Alfred Williams. The re-elected officers of the bank are: Charles E. Johnson, president; F. H. Briggs, cashier; J. R. Timberlake, assistant cashier; John W. Harden, James McKimmon, T. W. Johnson and Gordon

FORTY MEN KILLED IN MINE DISASTER

(By Leased Wire to The Times.)

Santander, Spain, Jan. 10—One hundred and ninety workmen in the Anita mine at Castro, Urdiales, were entombed and forty twere killed when the roof of the mine caved in today. Rescue parties were able to rescue the remaining 150 men, five of whom are so badly injured that it is feared they will die.

RALEIGH HEALTH. LEAGUE.

Public, including Legislature, invited.

Time: 8:00 o'clock sharp, tonight.

Place: Chamber of Commerce rooms.

Judge E. H. Gary, who is now the ruling power in the United States Steel Corporation. Judge Gary as chairman of both the board of directors and the finance committee is the foremost man in the billion dollar corporation and may be the successor of William E. Corey, who resigned its presidency recently.

Sailing to Kingston, R. C. Clarkson; Miss Margaret McKimmon, stenographer.

Merchants National.

The stockholders of the Merchants National re-elected all the old directors and chose L. E. Covington to fill the vacancy caused by the death of George E. Hunter.

A semi-annual dividend of 3% was declared.

There was a large attendance of stockholders.

The following were elected directors: E. C. Duncan, Wm. H. Williamson, W. F. Utley, C. H. Smith, J. G. Ball, Alexander Webb, James R. Young, Job P. Wyatt, Chas. B. Aycock, George P. Folk, Jas. R. Rogers, L. E. Covington, J. L. O'Quinn, W. R. Drake, Jr.

HEALTH LEAGUE MEETING.

First Regular Quarterly Meeting of All Members Tonight—Committees to Report.

The most important meeting of the Raleigh Health League since its organization, six weeks ago, will be held at the chamber of commerce rooms tonight. This is the regular quarterly meeting of all members, and the various committees will submit reports of their work, showing health conditions as they have found them in the city.

The league, although young, already has between 150 and 175 members and is stirring an active interest among those who desire to see the capital of the state a cleaner and better city in every way. The league will work principally through its committees. These will be assigned to different divisions of the work, one having to look after infectious diseases, another sanitary nuisances, another publicity, and another relief work. It is intended to gather such information that at a glance it can be seen just where the plague spots of the city are located.

The relief work which it is intended to inaugurate later will take care of indigent cases, especially of infectious diseases, and the league hopes to be able later to secure the services of a visiting trained nurse for such cases.

The meeting tonight will hear such reports as have already been prepared by the various committees, and will take such further steps to safeguard the city's health as may seem best to the members.

It is the purpose of the state board of health to make the local health league an example to all the state, and if its results are what are expected, the state board will detail a special officer to look after the organization of similar leagues in any city in the state.

New Law Firm.

The firm of Holding, Snow & Bunn has been dissolved by mutual consent, and J. W. Bunn, one of the leading young lawyers of the city, has opened a new office at No. 16 east Martin street, formerly occupied by the Wake County Savings Bank.

TAFT SCORES SIMS

London Speech Displeasing to the President

President Taft Directs Secretary of the Navy That a Public Reprimand be Given Commander Sims for His Food is Thicker Than Water Speech.

(By Leased Wire to The Times.)

Washington, Jan. 10—Commander W. S. Sims today was scored by President Taft for his "Blood is thicker than water" speech in London on December 2.

President Taft sent the following letter to Secretary of the Navy Meyer:

"I am informed by you that the Lord Mayor of the city of London on December 2nd last entertained at dinner eight hundred men of the United States Navy; that the men were complimented by Commander W. S. Sims; that Commander Sims, in reply to the address of welcome of the lord mayor, used these words:

"'If the time ever comes when the British empire is seriously menaced by an external enemy, it is my opinion that you may count upon every man, every dollar, every drop of blood, of your kindred across the sea.'

"You ask me whether the delivery of such a speech under the circumstances calls for action by the department. I think it does. The navy is used much as any instrument of peace. One of the chief functions that its officers perform when they visit foreign ports is the representative one of conveying to all nations the good will of the United States. An officer is under special obligation to see to it that what he does or says shall not embarrass his government in its foreign relations. It is his obvious duty to avoid invidious comparisons and to limit his speech and his expressions of friendship for the country whose guest he is. Commander Sims cannot escape censure for the country that what he said was a mere expression of his personal opinion; he must stand as an official representative and he should have known that the words he used would at once call for severe comment in other countries than Great Britain, and might involve his government in explanation and disclaimer.

"For these reasons I direct that a public reprimand be given to Commander Sims."

Commander Sims is the officer who started the movement for increased target practice in the navy, which is said to have increased the battle efficiency of United States warships 100 percent.

TO AID INJURED TRAINMEN.

Bill by Pace of Wake—Medical Aid for Injured Employees.

A bill to be entitled an act relating to medical aid for injured employees.

The General Assembly of North Carolina do enact:

Section 1. In cases of injuries to or received by any railroad trainmen or employee of any railroad doing business in this state, which said injuries shall have been received during the regular course of employment of said trainmen or train employee shall have the right and is hereby empowered and given authority to call upon and retain the services of the nearest practicing physician or surgeon to care for and treat any such injured trainman or employee, during and until such time as one of the regularly employed and paid physician or surgeon of such railroad corporation can and is able to treat and care for said railroad trainmen or employee.

Sec. 2. In cases where the services of any physician or surgeon other than the regularly employed physician or surgeon of the railroad corporation are retained and hired as provided in Section 1 of this act, such physician or surgeon shall be compensated and paid a reasonable fee for such services performed by him as provided in Section 1 of this act.

Sec. 3. If any railroad corporation refuses or neglects to pay for the service of any such physician as hereinbefore provided for within a reasonable time after such physician and surgeon has rendered the services therefor, such railroad corporation shall be guilty of a misdemeanor.

Pension for Horses.

(By Leased Wire to The Times.)

Lynn, Mass., Jan. 10—Worn out horses owned by the city of Lynn are to be pensioned according to a vote just taken by the new municipal. Street Commissioner M. C. Pietras reported that there were three or four animals in this department which were no longer strong enough for hard work such as is required by the city. He said they had been good workers in their day and that it seemed wrong for the city to sell them to some master who might overwork them in their declining years. At the same time they were not decrepit enough to be shot.

Sugar Trust Pays $700,000.

Washington, Jan. 10—The American Sugar Refining Company has deposited $700,000 in cash in the United States treasury to compromise its civil liabilities in the sugar drawback frauds at New York.

PROGRESS IN THE SCHENCK POISON CASE

First Witness Called by Prosecution Was Former Traveling Companion of Schenck

BIG CROWD AGAIN

Hundreds of Men and Women Again Clamor For Admittance to the Court Room to Hear Proceedings in the Schenck Trial—Mrs. Schenck in Good Spirits This Morning and Hopeful of the Outcome—Wolfe Counteracts Testimony the Defense Expects to Put on That Schenck Had Had Similar Attacks Before.

(By Leased Wire to The Times.)

Wheeling, W. Va., Jan. 10—Calmly directing the cross-examination of witnesses for the state, Mrs. Laura Farnsworth Schenck today conducted her own defense at her trial on the charge of attempting to kill her husband with poison administered in his food. Seated near her lawyer, she handed to them from time to time slips of paper bearing the questions that she wished put to the witnesses under cross-examination.

Occasionally the defendant sat about the court room as her lawyer gained a momentary advantage.

The big sensation of the morning came when Dr. Gregory Ackermann, who had been family physician of the Schenck family for twenty-five years, declared under oath that more than one kind of poison had been administered to Schenck. Dr. Ackermann testified that he found traces of lead poisoning as well as arsenic upon examination of Schenck.

Big Crowd Again.

Wheeling, W. Va., Jan. 10—The prosecution in the trial of Mrs. Laura Farnsworth Schenck set out today to stage in elaborate detail the alleged plot by which Mrs. Schenck tried to put her millionaire husband, John O. Schenck, out of the way by poison, even at the risk of sacrificing the lives of her little children to consummate her aim.

Mrs. Schenck was smiling when she ntered the court room and showed no trepidation over the scathing denouncement administered by Prosecuting Attorney Handlan in opening the case, nor did she indicate fear of the charges which the prosecutor declared he would prove.

"I am feeling fine," declared the prisoner. "I am particularly well pleased with the jury and I am sure I shall get justice."

The jury consists of young married men.

Mrs. Schenck spent a restful night and arose before 7 o'clock to confer with Attorneys J. J. P. and Frank O'Brien, of counsel for the defense,

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SEVENTEEN MEN DEAD IN COAST DISASTER

Provincetown, Mass., Jan. 10—Seventeen men were drowned today when the barges Corwin, Treverton and Pine Forest in tow of the tug Lykens, Captain Hammond commanding, were caught in a fifty-five mile gale and swept away from the vessel and driven upon Peaked Hill bar just off Provincetown. At noon today nine bodies had drifted ashore. The Pine Forest sank as soon as it struck the reef, carrying five men to the bottom. The Corwin went to pieces in the heavy sea about two hours after she struck and her crew of five perished. The seven men on the Treverton fought for their lives for five hours after the barge crashed ashore.

Heroic life-savers endeavored to reach the barge but were unable to do so.

The seven men on board, seeing their only chance for life in an attempt to reach shore; launched their boat. It lived but a moment in the tempestuous sea and the occupants were hurled into the waters.

The tug Lykens came into Provincetown harbor about noon. She was alone and then for the first time the live savers learned that all three of the boats she had towed had been lost.