

Associated Press Service

The Raleigh Daily Times

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The Weather—CLOUDY.

RALEIGH, N. C., TUESDAY, OCTOBER 3, 1911.

LAST EDITION

PRICE FIVE CENTS.

ATTACK HAS BEGUN ON CITY

First Guns Have Been Fired On Tripoli According to Rome

TURKEY STILL HOPEFUL

Sultan's Government Still Hoping for Peace by Action of the Powers—No Confirmation of Bombardment Story—Germany Will Not Proclaim Neutrality—Italians Anxious to Get Out of Constantinople—Japan Proclaims Neutrality.

London, Oct. 3.—Rome dispatches state the bombardment of Tripoli by Italian fleet "has begun." The message is timed at the Italian capital at eleven-thirty this morning. The hour when bombardment began is not stated. Up to early afternoon, there has been no confirmation, though last night's advices indicated the attack on Tripolitan forts might begin today. Turkish Ambassador Tewfik Pasha presented a note from his government to the Foreign Office today complaining that the contrary to all international rules of warfare the declaration of war against Turkey was preceded by hostilities upon the part of Italian warships. Turkey has postponed certain plans of action, while making a fresh appeal to the powers, believing it is yet possible to end the war.

Bombardment Began This Morning. Paris, Oct. 3.—A Temps dispatch from Rome this evening says according to information from an official source, bombardment of Tripoli began ten o'clock this forenoon.

Another Confirmation. Glasgow, Scotland, Oct. 3.—A private message from Jerba, island off Tunis, says a "Heliograph message from Tripoli says bombardment has begun at ten o'clock this forenoon, at all places. The inhabitants are leaving."

Germany Will Not Proclaim Neutrality.

Berlin, Oct. 3.—It was announced at the Foreign Office, that Germany would not proclaim neutrality towards the Turkey-Italian war, because of the probability that the conflict will be of short duration. Steps toward mediation are unlikely, before the Tripolitan coast has been occupied by the Italians.

Italians Anxious to Get Away.

Constantinople, Oct. 3.—The German consulate is stormed by anxious Italians asking for passports. Yesterday six hundred left. Today the consulate had six thousand applications. The Turkish cable to Tripoli was cut. Officials are ignorant about what has happened there. An Egyptian notable has offered to organize a force of thirty thousand Egyptians to march against the Italians at Tripoli.

Tripoli Deserted.

Rome October 3.—Wireless messages have been received from the Italian fleet off Tripoli, stating that the city is now practically deserted, outside the Turkish garrison. The natives retired to the interior. The plan adopted evidently is to arm the Arab tribes for a gorilla warfare against the Italians.

Talk of Mediation.

Paris, Oct. 3.—The Italian embassy this evening authorized the following statement: "Mediation by the powers between Italy and Turkey is mentioned by French and foreign newspapers. No declaration (Continued on Page Six.)"



The latest photograph of Gaby Deslys, the famous Parisian actress, said to have won the affections of ex-King Manuel of Portugal, who made her first appearance before an American audience at the Winter Garden on the evening of September 27th.

FOR IMPROVED ROADS Citizens of Pender County Aroused Over Subject

Rally Held Today at Burgaw With Several Citizens From Wilmington Present—Postal Savings Bank Satisfactorily at Work—Negro Cook Dies of Acute Indigestion on Ship.

(Special to The Times.) Wilmington, Oct. 3.—During the past few months there has been great interest for better and improved roads in the adjoining county of Pender. A rally for good roads was held at Burgaw today. It is expected that this meeting will give decided impetus to the movement for more modern thoroughfares in the neighboring county. Arrangements for the mass meeting were made some time ago. "It was stated today that a large crowd of Pender citizens was expected to be present.

Not only in Pender county is the good roads movement there viewed with interest. New Hanover is closely related to the adjoining county, both in the matter of joint development and progress. Quite a number of local good road enthusiasts were asked to participate in the session this morning. Among those who went from this city were Messrs. D. D. McEachern, O. E. Cooper, Henry J. McMillan and W. D. McMillan, Jr. These gentlemen left the city at 9:30 a. m. in a Flanders touring car, owned by Mr. W. D. McMillan, Jr. They expected to reach their destination at eleven o'clock. The meeting was scheduled for noon in the courthouse at Burgaw.

A number of good roads speakers were invited to deliver addresses. Among these was Mr. D. McEachern, chairman of the New Hanover county board of commissioners. He has had long and varied experience in the good roads campaign of this county, which has given New Hanover the finest and most modern roads in the State. Therefore he is eminently well fitted to deliver an address with valuable suggestions.

When asked this morning how the postal savings bank at this point is progressing, Postmaster Thomas E. Wallis, the clever and courteous government officer in charge, stated that the development of the bank thus far is of most satisfactory nature indeed, and that the number of depositors increases each day. Of course the postal savings bank idea is rather new. It is something to which the small depositor will have to be educated so as to learn the full value and helpfulness of this new

addition to the governmental machinery. The bank has been in operation for several weeks now and there are a considerable number of depositors. The public seems to be interested in the development of the local institution and prospects are bright for its continued expansion.

Caesar Sanders, a negro cook on the schooner Edith H. Symington, was found dead aboard the vessel yesterday morning, shortly after a o'clock. A seaman named John Lind chanced to see the negro lying in his berth and called him. When the man did not answer, an investigation was made and it was ascertained that he was dead. The police station was notified; Dr. C. D. Bell, the county coroner, was telephoned, as to the matter. He made an investigation and deemed an inquest unnecessary. It was evident that the negro died from an attack of acute

(Continued on Page Two.)

A LITTLE COMEDY IN SUPREME COURT

An amusing incident occurred in the supreme court today during the argument of an appeal from Goldsboro in the case of a woman sentenced to eight months in jail for selling liquor. The trial judge told the woman that if she would leave the county in fifteen days the jail sentence would not be enforced. She left Goldsboro and went to Wilson, returning however, after the expiration of eight months. The prosecution contended that she has violated the conditions by returning. Judge W. S. O'B. Robinson, who appeared for the woman, contended that the state has no right to make the woman serve a sentence after it had expired. Attorney General Bickett asked in his humorous way if Judge Robinson meant to infer that a residence of eight months in Wilson county was equivalent to spending eight months in the Wayne county jail. Everybody laughed.

Reputation of Priest Attacked.

Viterbo, Oct. 3.—The reputation of Priest Vittozzi, one of the defendants in the Camorra trial, was attacked. A priest named Fusco, one of the chaplains of Naples cemetery, testified Vittozzi was one of the worst characters in the Camorra. Vittozzi, he declared, always insisted upon having the lion's share of the cemetery fees, and to obtain it threatened other priests.

Public Holiday Named.

Atlanta, Oct. 3.—Mayor Winn has proclaimed Tuesday, October 10th a public holiday in Atlanta. It is the date on which the Peace Monument will be unveiled by the Gate City Guard.

MERCY SHOWN FIVE CONVICTS

Governor Grants Four Pardons and Commutes One Sentence to Five Years

WHO PRISONERS WERE

Will Redfern of Anson County, late Hammond of Forsyth, Chas. Perry of Durham, and Charley Pruitt of Burke are those who receive conditional pardons—James McKinney of Mitchell County, Gets Commutation—Reasons of Governor Fully Set Forth.

Governor Kitchin this afternoon granted four pardons and one commutation. Those pardoned are Charley Pruitt, convicted of late sentence in Burke county; Luke Hammond, convicted of robbery in Forsyth county; Will Redfern, convicted of murder in the second degree in Anson county; and Charley Perry, convicted of selling liquor in Durham county. The commutation goes to James McKinney, convicted of murder in the second degree in Mitchell county. The sentences, reasons for pardon and commutation are set forth by the Governor as follows:

Will Redfern, Anson county, January term, 1898, crime, murder second degree. Sentenced, 21 years in State's prison. Reasons for pardon—Prisoner has served near thirty years. He was defended by inexperienced lawyers, who were assisted by the court, and they had little time for preparation of the case. All the most important evidence was discovered to corroborate the plea of self-defense.

Both the trial judge and the solicitor recommended pardon. Pardon on condition that the prisoner remain law abiding and of good behavior.

Luke Hammond, Forsyth county, March term, 1909, crime, robbery. Sentence, 24 months on road. Reasons for pardon. In this case the sentence states that this young man had a criminal record. He has not been on the criminal docket of the recorder's court except in this one case and a search of the Superior Court docket for ten years discloses nothing against him, and it then appears that the trial court was under a misapprehension. The other man convicted at the same time, states that prisoner had nothing to do with the crime. After carefully investigating the matter the solicitor

BODY OF SCHLEY TAKEN TO WASHINGTON

New York, Oct. 3.—The body of Rear Admiral Winfield Scott Schley, who fell dead in the street yesterday, was taken today to Washington, where he will be buried with full naval honors in Arlington cemetery. During the morning many retired army and navy officers called at the hotel to pay respects to the dead admiral. Among them were Captain Joseph C. Sears, who was at the admiral's side during the naval battle off Santiago, and Admiral George C. Reiter. Body rested in a plain black casket. The plate was a simple one of silver, bearing only the admiral's name and date of birth and death. Accompanying the body to the station were the widow, Dr. Winfield Scott Schley, a son, and Mrs. Ralph M. Stuart Worley, a daughter.

PETER C. HAINES PARDONED TODAY

Ossining, N. Y., Oct. 3.—Captain Peter C. Haines, Jr., who killed William E. Annis, in August, 1908, received his pardon this morning. He left Sing Sing a free man. Accompanied by his father, General Peter C. Haines, U. S. A., retired, he took a train for New York, enroute to the general's home in Washington. Haines' pardon came mainly as the result of his aged father's tireless efforts. He had been sentenced to not less than eight, nor more than sixteen years.



Charles A. Patterson and wife, Contractor, who show him in Denver, Col. A picture of unusual interest in the country is the finding of a diary kept by the mother of a man on which the defense relies upon the acquittal of the beautiful prisoner. The diary tells of Patterson's knowledge of his wife's intimacy with Earl W. Strouse, a Chicago millionaire with whom she travelled in Europe. Mrs. Patterson said that she was sold to the Chicago millionaire for \$2500, which her husband spent in riotous living.

DEPLORABLE TRAGEDY Sam Smith Is Shot and Instantly Killed

"Tom Don't Shoot Me Any More," cried Smith as he fell in the street—Shot by Tom Flake, of Good Family, While Out Driving.

(Special to The Times.) Waverly, Oct. 3.—Sunday afternoon at Waverly, six miles east of here, was enacted one of the most deplorable tragedies in the history of the county, when Tom Flake shot and instantly killed his cousin, Sam Smith, both sons of prominent families, while out driving with a companion, when his horse showed evidence of falling in the street, and Flake, in an effort to save the animal, shot him with an oath, said that if Smith couldn't drive the horse, that he would. Flake, who was under the influence of whiskey, then got into the buggy, Smith in the same time getting out. A few words were exchanged, when Flake pulled a 32 calibre pistol from his pocket and told Smith that he would shoot him. Seeing that the man was in earnest, Smith, with Flake in hot pursuit, and shot him as he passed the corner of the postoffice, one shot taking effect in his neck and another in the arm. As the man staggered and fell from the buggy in front of the postoffice, he said, "Tom don't shoot me any more," and died.

Smith was a son of Jesse M. Smith, and was at the time of his death, a farmer on the Seaboard Air Line. Flake is a son of S. T. Flake, and is a young man of a good family. He was immediately arrested and brought to jail. When seen today he said that no amount of money could pay him for the deed if he had known what he was doing at the time.

Two hundred policemen are patrolling Burnside shops to prevent possible trouble.

Freight Accumulating.

Memphis, Oct. 3.—The strike situation is unchanged. The Illinois Central dispatched four freight trains this morning, instead of the usual twenty-five or thirty trains. Strikers say freight is accumulating. A large number of men are at work, but inexperienced.

Strikers Resort to Violence.

Chicago, Oct. 3.—Strikers on the Illinois Central resorted to violence in an attempt made to set off a box car on the switch track near Dauphin Park. Policemen extinguished the flames. The incendiaries escaped.

Attempt to Burn Town.

Scottsdale, Pa., Oct. 3.—A fire of incendiary origin, swept town. The damage is a hundred and twenty-five thousand dollars. It is the fourth attempt to burn the town within three months.

Tennessee's Oldest Lawyer Dead.

Nashville, Oct. 3.—John M. Bright, age 94, Tennessee's oldest lawyer, died last night at his home near Fayetteville. He was inspector general of Tennessee during the Civil war, and a member of congress from 1871 to 1879.

NORRIS JURY DEADLOCKED

Cannot Reach Agreement After Being On Case Since Yesterday Afternoon Late

MISTRIAL IS LIKELY

Seems Evident That Some of the Jurors Are Convinced That Man is Guilty and That Murder in Second Degree Will be Result of Hung Jury—Reported That Jury Stands Five to Seven for Conviction But Nobody Knows.

At 3:30 this afternoon the jury in the Norris case had not agreed on a verdict and there were no indications that they ever would agree. It is said that a verdict of murder in the second degree is probable, but that there is no chance of a verdict of murder in the first degree. A majority of the jurors are believed to favor a verdict of guilty in the first degree and two are said to favor acquittal.

Twelve men have been considering the question of the guilt or innocence of L. J. Norris since yesterday afternoon at 5:10, when Judge R. B. Peebles gave them the case. Yesterday afternoon and last night it was momentarily expected that an agreement would be reached, but as the night wore on, those who have been following the case were made to understand that several of the jurors were sticking out for murder in the first degree. This feeling was intensified this afternoon when the jurors went to dinner without reaching an agreement.

It was said that the strong speech of Solicitor Norris for conviction and the clear charge of Judge Peebles so simplified the case as to cause the jury to ponder over a verdict. When Messrs. Chas. L. Harris, W. C. Harris and Mr. Bart M. Gatling finished their speeches yesterday at noon, the feeling was that the man would not be held. Mr. Norris, however, was yet to hear from and lawyers say he made the best presentation of the evidence possible. He spoke in an even tone of voice throughout and marshaled his facts in a logical manner. His speech must have been convincing.

There have been all sorts of rumors as to how the jury stands. The one most credited, however, is that of the twelve men five stand for conviction and seven for acquittal. Another report has it that five of the jurors are for murder in the first degree, six are for murder in the second degree and that one juror has not given any intimation as to how he stands.

The trial was begun last Friday and ended yesterday at 10 o'clock. J. B. Bissett was murdered Saturday night, August 12, and Norris was held for the crime. His bad reputation and queer conduct following the killing led to his detention as the probable guilty person. He endeavored to establish an alibi, but he did not succeed, it appears, in the minds of the jurors.

In case the jury should not agree on a verdict, it will be discharged, the prisoner will be remanded to jail and another jury will try the case at another term of court.

JUDSON HARMON

Ohio's Great Governor is coming all the way from the Buckeye State to meet you at

THE GREAT STATE FAIR

at Raleigh on Wednesday, October 18. Be sure to be there and grasp his hand. He comes a long way to see you and to talk to you.

THIRTY New, Genuine, Paid-in-advance Subscribers were yesterday put on by The Raleigh Daily Times Twenty-six were added by our carrier boys—four came in the mails. That wasn't such a bad day's work for Monday, was it? -- 30 --