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ALLEN TRIAL IN PROGRESS

Attorneys Outline Course of the Prosecution and of the Defense

THE FIRST WITNESS

Prosecution Will Attempt to Show That All Six Persons Indicted for Murder Were in the Court Room When the Tragedy Occurred—Will Try to Show That There Was a Conspiracy Between All the Men—Defense Will Claim That Floyd Allen Was Shot Before He Took Part in the Shooting.

Wytheville, Va., May 2.—Floyd Allen faced the 12 men who will try him for his life for his part in the Hillsville tragedy. The jury was completed last night. A considerable part of today's session was consumed by Judge Staples' charge to the jury, opening statements of counsel and other preliminaries. Over two hundred witnesses have been summoned to testify in all the Allen cases. Commonwealth's Attorney Joseph C. Wisor, announced the prosecution would show all six persons indicted for murder, were in the Hillsville court room at the time of the tragedy, when Attorney Foster, Judge Massey, Sheriff Webb, Juror Fowler and Miss Ayers were killed. He said it would be shown the men participated in the shooting and Claude Allen killed Massey. He stated the commonwealth would show there was a conspiracy between the indicted men to shoot up the court if Floyd Allen was sentenced to jail.

Counsel Willis, for the defense, in his opening statement announced it would try to prove no conspiracy existed and that Floyd Allen was shot before he had taken a part in the shooting himself. Allen's counsel stated the defense would try to place the responsibility for Miss Ayers' death upon Dexter Goad, court clerk.

Judge Boien, one of Floyd Allen's attorneys at the trial when the tragedy occurred was the first witness. Floyd Allen's son fired the first shot. He declared that the shot killed Judge Massey. Boien said he did not see Floyd Allen shoot until after the firing of revolvers became general in the court room.

German Battleships Coming.
Berlin, May 2.—The German battleship squadron sails for America, May 11, proceeding first to Hampton Roads, Va. The warships later visit New York, returning home in June.

Tidal Wave Wipes Out Town.
Victoria, B. C., May 2.—The steamship Marama brought news from Australia of a tidal wave that swept over Fijian town, Funa Point, wiping out the village, and drowning nearly all the inhabitants.

Amateur Aviator Hurt.
Frankfort, Germany, May 2.—Robert Sommer, testing a monoplane he built, tried to glide, fell and was dangerously injured.

A. AND M. ATHLETES GO TO BALTIMORE

Ten men from the A. and M. College track team, accompanied by Coach E. L. Green, Manager B. L. Caldwell and Dr. Burton J. Ray left today for Baltimore to attend the South Atlantic inter-collegiate championships, which will be held on Johns Hopkins University athletic field, May 3-4.

Those who will represent A. and M. in the meet are Floyd, Hurt, Trotter, Smith, Smith, P. C. McIver, Houch, Harris, Boylan and Potter.

Bank President Arrested.
Cincinnati, May 2.—E. E. Gallbreath, president of the Second National bank, was arrested, charged with misapplying the bank's funds. The bank recently was discovered in an embarrassing condition.

The warrant for Gallbreath's arrest charges him with misappropriating thirty-three thousand dollars.



VINCENT ASTOR.

Who, by the will of his father, John Jacob Astor, who died so heroically in the Titanic disaster, will inherit the bulk of the vast fortune of the deceased multi-millionaire. Young Vincent has been given complete control of \$60,000,000 by the tragic end of his father.

MR. BROWN TO NEW YORK

Goes There to Meet With Bankers' Committee

Question of Financing and Developing Agricultural Interests of Country to Be Considered by Representatives Named by American Bankers' Association.

Mr. Joseph G. Brown, president of the Citizens' National Bank, will leave tonight for New York, where Monday he will attend a meeting of the committee appointed by the American Bankers' Association to take up the question of financing and developing the agricultural interests of the country. One of the members of this committee, Hon. Myron T. Herrick, ambassador to France, spent two years in Europe investigating the work done by the bankers there in the interest of agriculture and he will make a report. The committee will meet at Briar Cliff.

Besides Messrs. Brown and Herrick, the committee is composed of Joseph Chapman, Jr., Minneapolis; B. F. Harris, president Illinois Bankers' Association; E. R. Garney, Fremont, Neb.; W. D. Vincent, Spokane, Wash., and Edwin Chamberlain, San Antonio, Tex.

CONSERVATION CONGRESS

Kinston Has Large and Enthusiastic Meeting for Betterment of Town—Merchants' Association.

Kinston, May 2.—Last night in the Sunday school room of the Queen Street Methodist church here, a large audience of men, headed by leading freemen and laymen of the city, met and laid plans for a campaign of religious work. The meeting lasted only an hour, but in this time many suggestions of ways and means of the accomplishment of a religious and social work in Kinston were advanced. The gathering was an outgrowth of the conservation congress of the Men and Religion Forward Movement that was held in New York in April, and which made a protracted study of the problem of human betterment through the activity of Christian men. By means of an organized effort, a live campaign for the work will be waged here.

Although it will not celebrate its first anniversary until June 1, the Kinston branch of the North Carolina Merchants' Association has doubled its membership since organization, according to a report by the secretary last night. The local branch is now one of the leading divisions of the state association, in membership, and covers perhaps a larger territory than any other branch. Every township in Lenoir county, and the counties of Pitt, Greene, Wayne, Onslow, Craven and Jones are represented in its membership, and efforts are being made to still further increase it. Over 7,500 persons are included in the organization's credit rating list.

Hollywood Camp, Woodmen of the World, one of the strongest of Kinston's lodges, is occupying new quarters, having been forced by increase of members to acquire more room. The new quarters are located in the Hood building, on Queen street, and have been splendidly furnished.

Anthracite Labor Dispute.
New York, May 2.—Negotiations for the settlement of the anthracite labor questions may conclude late today, when the coal operators' committee and the United Mine Workers' representatives meet to consider the formal agreement reached between the subcommittee.

HEAD OFFICE BE DECIDED

Insurance Men to Meet in Washington City Tomorrow

Far from the influence of either Raleigh or Greensboro will the question of the location of the home office of the Jefferson Standard and Greensboro Life be settled. The committee of twelve men appointed by the stockholders of each of these companies will meet in Washington, D. C., tomorrow to thrash out the differences and agree, if possible, on all the matters left undecided by the stockholders of the two large insurance companies.

Twelve men will represent the Jefferson Standard and twelve men will represent the Greensboro Life. In addition to selecting the location for the home office—which everybody in this section hopes will be Raleigh—the joint committee will agree on a name for the merged companies, determine who will be officers and arrange other details of the organization.

It became known today that the committees from the two companies would meet in Washington tomorrow, but nothing could be learned as to the chances of Raleigh securing the home office. It is hoped here, however, that the advantages of this city will overcome all objections offered by the committee from the Greensboro Life.

ALEXANDER BILL REPORTED FAVORABLY

Washington, May 2.—Declaring it "probably is the most humanitarian measure presented at the present session of congress," the house merchant marine committee formally reported the Alexander bill to require equipment of all American vessels with life-boats and life-saving apparatus sufficient to care for every soul aboard, at least two wireless operators and search lights of sufficient power to render them of aid at night.

DEATH OF MRS. ARMFIELD

Wife of M. D. Armfield of Fayetteville Died This Morning.

(Special to The Times.)
Fayetteville, N. C., May 2.—Mrs. Elizabeth Brady Armfield, wife of M. D. Armfield of this city died at her home on Haymount street early this morning. Mrs. Armfield was a daughter of the late W. E. Brady, formerly of this place, but later of Henderson. In addition to her husband she leaves an infant son and a sister, Mrs. Owen F. Love, of Chicago.

Aviator Killed in Fall.

Beclin, May 2.—Gordian Hoosli, an aviator, died from injuries received last night in a fall from a monoplane. The machine was ninety feet from the ground when the aviator dropped. The airman lost his equilibrium.

UNDERWOOD WINS IN GEORGIA PRIMARY

Atlanta, May 2.—Oscar W. Underwood, in the presidential preference race against Woodrow Wilson, developed great strength in the country districts. The county of yesterday's ballots showed Wilson's principal strength was in the larger cities. Underwood carried a hundred out of a hundred and forty-six counties by a plurality of 8,577. The state convention, May 10, will ratify the voters' action yesterday.

Mr. Underwood Given an Ovation.

Washington, May 2.—An unusual demonstration greeted representative Oscar Underwood, majority leader, when he appeared in the house. The chamber crowded, rose in a body, cheering him because of his victory in the Georgia and Florida presidential primaries. Speaker Clark, in the chair, looked on smilingly while the applause continued.



MRS. JOHN JACOB ASTOR.

The fact that the young widow was not left a dollar of the huge Astor fortune by the will of her husband afforded considerable surprise in New York and London, but was explained by the announcement that just previous to her marriage to Mr. Astor, his bride signed a waiver of her dower rights for a \$200,000 cash settlement.

CHURCH SITE IN LITIGATION

Bequest of Old Colored Woman Being Heard In Court

Whether the Mason street Baptist church, colored, shall remain in the hands of the trustees for religious purposes or whether the land on which the church is built shall go to the heirs of Betsy Anderson will be decided by the jury in Wake superior court. It was originally intended by Betsy Anderson, colored, that a strip of land on East Main street should go to the trustees of Martin Street Baptist church, provided they took care of her in her old age and, after death, provided for a decent funeral.

In a will made in July, 1901, Betsy Anderson, according to the plaintiffs, left her property to Elizabeth Pearce and Clara Freeman, her nieces, and these have begun suit for recovery. The defendants are Henry Buffalo, Dave Holland, Edward Smith, Weldon Riddick and Eaton Williams, trustees of the church. The deed was dated March 12, 1898.

It is set out in the complaint that the trustees of this church did not pay the required attention to Betsy Anderson in her old age and that not one penny was contributed to her support. The interest of the church herein, it is contended, after the old woman had been buried. The two women, Elizabeth Pearce and Clara Freeman, are alleged to have taken care of the old woman.

DENN NEWS NOTES

Primaries Held for City Officers—Colored Man Killed—Planting and Picking Cotton in Same Field.
Dunn, May 2.—The town primary was held last Friday afternoon for the nomination of town officers, and as there was a tie in several wards it was necessary to hold another primary yesterday afternoon. Mr. O. P. Shell was chosen as mayor; Mr. W. R. Howard was chosen as alderman in ward No. 1, Mr. P. H. Lynell, alderman in ward No. 2, Mr. J. P. Pittman, editor of The Guide, alderman in ward No. 3, Mr. James A. Taylor, alderman in ward No. 4. These nominations practically mean election as there is practically no opposition.

Nathan McLendon, a colored man, was killed by one of the fast night trains last Sunday night on the outskirts of the town. It is supposed that he was in a drunken condition and went to sleep sitting on the ends of the cross ties.

Rev. J. H. Shore, pastor of the Methodist church here, has announced that a series of meetings will begin in their church on the second Sunday in May. Mr. Shore is a man of much force and power and is very popular with all denominations.

It is rather an unusual occurrence to see cotton being hauled to the gins this time of the year, but the Dunn Oil Mill Company is having regular gin days every week. The writer saw a large force of hands picking cotton on one side of a field a few days ago, and another force of hands were planting cotton in the same field.

IN HONOR OF MAJOR BUTT

President Taft Attends Memorial Service in Savannah, Butt's Former Home

Augusta, Ga., May 2.—President Taft arrived at eight o'clock this morning to participate in memorial services to his military aide, Major Archibald Butt, who lost his life in the Titanic disaster. He spent yesterday in Savannah. President Taft and the city of Augusta paid their tribute to Major Archibald Butt. Augusta was Butt's home. Several hours today, business was practically suspended while memorial services were held in the theater. Classes were at half mast on the public buildings and thousands heard the president's speech. After his arrival here this morning the president breakfasted with Mayor Barrett. After a reception at the Commercial Club this evening the president leaves for Washington.

The president was visibly affected by the tribute paid Major Butt. Tears were in his eyes as he called up memories of the man who was his aide ever since he entered the white house and traveled thousands of miles with him. Mr. Taft made only a short address, but came near breaking down twice.

"Never did I know how much he was to me until he was dead," said the president. "Too many fine qualities."

(Continued on Page Five.)

BISHOPS CRITICISE CHURCH CONDITIONS

Minneapolis, May 2.—Criticism of the conditions under which the church raised less than two percent of its membership last year, were made in the bishops' report to the quadrennial general conference of the Methodist Episcopal church. The Episcopal address read by Bishop Cronin, of Washington, D. C. He stated the church gained only thirty-five thousand members last year. The address stated: "The statistical paradox places us out of countenance. It is a shame and humiliates us. We fear the point is that our distinctive doctrines are not being emphasized as they once were, or were preached, are discredited by again saying the world is drunk with vain philosophies and sated with gratuitous indulgences." The conference ordered a commission appointed to investigate Episcopal supervision of 225,000 negro members in the southern states. Southern delegates declared that unless the negro members secured leadership they threatened to separate.

Willard One of Arbitrators.

New York, May 2.—Daniel Willard, president of the Baltimore and Ohio railroad, was named by the railroad as a member of the arbitration board in the engineers' wage dispute.

Roosevelt Goes to Maryland.

Oyster Bay, May 2.—Colonel Roosevelt leaves this evening to begin his Maryland campaign.

ENGLISH INQUIRY INTO TITANIC DISASTER

London, May 2.—The first session of the board of inquiry into the Titanic disaster was held this morning. Lord Mersey and five advisers presiding. The inquiry's scope was outlined by the attorney general. The results of the investigation will be the basis for important amendments to the present laws governing the mercantile marine. The investigation will cover practically the same ground as the United States senate committee's probe of the disaster.

Chaotic Conditions in Flood District.

Torras, La., May 2.—Chaotic conditions prevail here because of the floods. There has been no loss of life here. It is feared there are fatalities in the interior where the water is rushing through the country rapidly. Millions of dollars loss have been caused by devastation of valuable farms and plantations.



MISS MURIEL ASTOR.

Daughter of Mrs. Ava Willing Astor and John Jacob Astor, from whom she will inherit \$15,000,000, if there is no son born to the present Mrs. John Jacob Astor. In the event of a posthumous child being born to the young widow, Muriel will only receive one-half of her original inheritance, the other \$7,500,000 going to the new heir.

WILL NOT HAVE FAIR

Pres. Keuster Resigns—Only Three Directors Left

Seems As if Charlotte is About to Lose Prestige As Money Raiser. Interurban is Progressing by Weekly Stages and Work is Being Pushed to Gastonia—Automobile Dealer Makes Enormous Sales During Month of April, Sold 112 Cars.

(Special to The Times.)
Charlotte, May 2.—Prospects for a fair in Mecklenburg county in the autumn have gone a-climbering with the resignation of President Keuster of the Charlotte Fair Association and most of the directors and other officers of the company.

"Everyone knows I am not a quitter, but I know I have had enough," explained Mr. Keuster, at a meeting of the board of directors following the report that there is not sufficient support from the plans for a fair next October. Only three directors have not resigned.

This action means that in all probability the annual county fair which has been an institution in Mecklenburg county for so many years will pass and may not be revived for years to come.

The plans to put on a fair here took form when it was announced that the old Mecklenburg county fair association would liquidate. It was proposed to buy stock, and \$12,600 was raised in this fashion. A week ago it was announced that the sale of stock would bring in the remainder necessary funds, that the property near Lackswood park would be purchased for the fair site, and that the fair would be opened in November with the association out of debt.

Subsidiary stock for the past week, however, has practically nothing, and the promoters became convinced that the necessary subscriptions could not be secured.

Interurban Pushed.

Unless there is a rainfall between this date and Sunday, the Piedmont Traction Company will on Sunday put into operation a new schedule on the Interurban Railway, extending the service to Meadville instead of having Mt. Holly the terminus as at present.

Very little change has been made in the time of departure and arrival of trains at Charlotte. Eight passenger trains each way will be operated as at present.

From Mt. Holly to Meadville the company will operate two cars instead of one to eliminate the necessity of building a "Y" at Meadville on which the cars may be turned for the back trip. The interurban cars are so built as to operate only in one direction, and accordingly one of the cars will be taken as a trailer which on the return trip will have the power.

It is the intention of the management to extend the passenger service to Lowell on Sunday, May 12, and the week following the line to Gastonia.

Record Sales.

As an indication of the importance of Charlotte as an automobile distributing agency for the two Carolinas, one local agency disposed of a total of one hundred and twelve cars during April, receiving therefor approximately sixty-eight thousand dollars.

Of these one hundred and twelve cars one hundred and four were new cars, eight being second-hand and rebuilt cars, overhauled in the (Continued on Page Five.)

ODD FELLOWS MEET TUESDAY

Grand Lodge and Rebekah Assembly to Convene in Capital City For Annual Session

GRAND LODGE FIGURES

Report of Grand Master Overton Shows 206 Subordinate Lodges in State, and Membership of 16,042—Much Charitable Work Done During Year That Closed December 31—Officers of Grand Lodge and Rebekah Assembly.

Four hundred Odd Fellows will be here next week when the North Carolina Grand Lodge of Odd Fellows is called to order in sixty-ninth annual session by Grand Master W. H. Overton, of Durham. These delegates will represent 266 subordinate lodges and a total membership of 16,042. The sessions will be held in the Masonic temple.

The total assets of the grand lodge are \$312,211.14, and the net assets are \$265,063.99, an increase of \$25,915.18 for the year. The total amount paid for relief work was \$27,680.09. The total receipts from subordinate lodges amounted to \$126,834.14, and the total disbursements amounted to \$127,261.51.

In connection with the sessions of the grand lodge, which will hold its first meeting Tuesday night and continue its sessions through Thursday, will be the annual meeting of the Rebekah assembly, the woman's auxiliary.

The officers of the grand lodge and Rebekah assembly are as follows:

- Grand Lodge Directory.
- Grand Master—Walter H. Overton, Durham.
- Deputy Grand Master—Charles Dewey, Goldsboro.
- Grand Warden—M. L. Shipman, Raleigh and Hendersonville.
- Grand Secretary and Traveling Agent Orphan Home—B. H. Woodell, Raleigh.
- Grand Treasurer—R. J. Jones, Wilmington.
- Grand Representatives—P. H. Williams (one year), Elizabeth City; Frank D. Hackett (two years), North Wilkesboro.
- Grand Chaplain—Rev. Zadok Parris, North Wilkesboro.
- Grand Marshal—Hugh Parks, Franklinville.
- Grand Conductor—Guy Weaver, Asheville.
- Grand Guardian—W. Scott Frizzle, Washington.
- Grand Herald—John W. McIntosh, Sanford.
- Committee on Constitution and By-Laws—B. H. Woodell, chairman, ex-officio, Raleigh.
- Committee on Mileage and Per Diem—F. L. Garrett, chairman, Elizabeth City.
- Officers of the Orphan Home—Prof. E. Leff, Wagoner, superintendent, Goldsboro; C. G. Smith, secretary and treasurer, Goldsboro.
- Treasurer of Orphan Home—Marcus W. Jacobs, chairman, Wilmington (five years); C. B. Edwards (four years), Raleigh; P. H. Williams (three years), Elizabeth City; Chas. (Continued on Page Five.)

LAST OF IDENTIFIED READY FOR BURIAL

Halifax, May 2.—The last of the identified dead recovered from the Titanic probably will leave Halifax today, and tomorrow afternoon those bodies that remain will be buried in the cemeteries here. A few representatives of those who lost kin in the disaster visited the morgue today. No further identifications were made.

Some 70 or 80 burials will be made tomorrow. Relatives of many of the identified found graves for them here. It is believed the cableship Minia, expected in port next week, will pick up practically all the bodies that remain to be found.

Homer Davenport Dead.

New York, May 2.—Homer Davenport, cartoonist, died today of pneumonia. Davenport worked on the Hearst newspapers. His age was forty-four.