VIN-CITY DAILY SENTINEL

ION — THE SENTINEL GETS BOTH THE UNITED PRESS AND HEARST SPECIAL TELEGRAPHIC SERVICES. — CITY EDITION

EAR. — WINSTON-SALEM, N. C., TUESDAY EVENING, JANUARY 28, 1908. — PRICE 5 CENTS.

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itee Bill Be Seems to be Question.

URCHASE AND PASSES.

ed by Senate to Pay $4,333 for Site. On Carolina Building at Located in Order to of the Building—Disposed of by the

2s.—The state unanimous consent ed immediately a McLean authorizing the governor to the state treasurer for the site of land Carolina state the Jamestown exhibit is preparatory ed to proposed property.

ing hour expired the unfinished special three hours last senate committee railway rate bill. speke for the bill and Senator amendment delegating in the future to commission. Their the first hour, passed by the sen- ing Pitt additional civil court; amend- and 2089 of the Pe- marriage ceremo- "or authorized words "ordained certain powers to giving relief to deaf, children and requir- on state school

ned to meet at 8 when the considera- will be resumed. of the senate to- by the rate bill. in the senate is over restore the section the committee from to rate matt- of operation of to corporation proposition is for the complaints at in- refer evidence and of the legis- to give the com- in the premises.

DISCUSSES T EMATTER FULLY.

of the senate of the rate Graham of petitions from appealing that the passenger force prior to the 2 1-4 cent rate last of local bills of cleared from the was taken up an enrollment independently roads in the and less emphasis by the corporation to relieve roads like Plains to Warrenton explained the reduc- bill would be from 25

offered an amend- 10, 1909, the regular passenger

on at length on taking occasion to amendment and op- he latter pos- ed that the leg- in session next take whatever ac- was lost. He obligation and con- followed the passage the session one year necessity of ear- measure as bill, nor that feature but for the promised peace and contending in- feelingly to an occurred between presiding officer of Winston, de- to forgive and

Graham's speech calling Senator responded feeling- by Mr. Graham expressions to re- that had extended years until general Winston advanced Senator Graham and hands eight cor-

offered an amend- November, 1908, any

CLAIMS OF STATE FULLY OUTLINED

Pennsylvania Capitol Graft Cases Are Taken Up.

Assistant to Attorney General Makes Opening Speech, Presenting the Case From Standpoint of the Prosecution, Arraigning the Defendants Very Severely.

HARRISBURG, Pa., Jan. 28.—The formal opening presentation of the charge against the four defendants now on trial in connection with alleged capitol grafting was made to the jury today by James Scarlett, Attorney General Todd's chief assistant in the prosecution. He severely arraigned the defendants and accused them of conspiring to cheat and defraud the state.

Proposed Plan For Censorship of Books

WASHINGTON, D. C., Jan. 28.—An attempt is being made to clothe the postoffice department with the authority of absolute censorship over the literature of the country. The publication recently of books that have called forth searching criticisms as to the morals they teach is responsible for this reform movement.

At present the department can exclude from the mails and thus stamp with official disapproval every "obscene, lewd, lascivious book, pamphlet, paper or letter," but the present movement is to give the department like authority over such literature as it considers "vile, filthy or indecent."

An amendment fathered by Representative Houston, of Texas, incorporating this idea received a majority vote in the house a few days ago, but was prevented from being registered as the decision of that body by a quick motion to adjourn on account of no quorum. It will come up for final determination when the house resumes consideration of the Penal Code bill.

"Every member of the house is in hearty accord with the desire to protect the mails and the people from indecent and impure literature," today said Representative Swager, of Kentucky, one of the leading members of the committee for the codification of the penal laws and regarded as one of the best lawyers in the house, "but there is very great danger in this movement by giving the postoffice department a censorship of the press. I remember that Mark Twain's book of Eve's Diary, as I recall the title, was excluded from the Boston Library because the trustees of that institution considered it an indecent book. Now, that is simply an illustration of what will be possible under this statute if amended as suggested. The word 'indecent' put in front of the word 'book' would be open to such construction as would practically enable the department to exercise a censorship over the press, and while I think that perhaps we should take some steps looking to a better exclusion of improper literature from the mails, we ought to be exceedingly careful that we do not use language that simply enables the department or some person in the department to exclude books that may not appeal to him or her."

—Charles Hege, the young man who was accidentally shot Sunday night near Advance by Miss Anna Livengood, is reported to be resting as comfortably as could be expected. The attending physician thinks it will be a week or more before Hege will be able to leave the hospital.

railroad map file with the corporation commission a statement that the 2 1-2 cent rate is unremunerative and the commission shall investigate and report findings to the next legislature. Senator Redwine urged the ratification of the compromise with his amendment.

Mr. Buxton offered an amendment to Section 6 prescribing that a sum not exceeding $17,500 be paid by the railroads for the purpose of paying the costs of litigation imposed on the state by the railroads, except the Wood case, the habeas corpus proceeding, now pending before the United States supreme court.

Mr. Buxton said everybody recognized that the legislature was here to correct a mistake made by the legislature of 1907 and that the sooner this matter is adjusted the better for the business interests of North Carolina. He spoke of the case pending in Raleigh, but believed that Judge Long made a mistake in putting a fine of $20,000 upon the railroad in North Carolina. The first correction made

(Continued on page five.)

TAKING BODIES FROM BOYERTOWN FIRE RUINS WHERE 170 LIVES WERE LOST.

The Boyertown (Pa.) theater fire, where 170 persons, most of whom were women and children, lost their lives, rivals the Iroquois theater horror and the General-Slocum steamboat disaster. The dead numbered almost 10 per cent of the population of the town. Kerosene lamps, used as footlights on the stage, where an amateur performance was in progress for the benefit of a church, are blamed for the holocaust. Frightened by the popping of a cinema light machine, the crowd surged toward the stage, where a lamp was overturned, and in an instant the hall was a mass of flames. In the panic that followed scores of women and children were trampled to death while others met a more agonizing fate as the flame drove them against the struggling mass of people at the exits. The firemen were unable to begin removing the dead until daybreak, when they found dozens of charred bodies piled near the windows on the second floor, where the hall was situated. These had to be taken out in sheets of ladders and chutes.

MEETING OF DIRECTORS OF BASEBALL ASSO. HELD TODAY IN CHARLOTTE

CHARLOTTE, Jan. 28.—The directors of the North and South Carolina Baseball Association met here at 12 o'clock today for the purpose of deciding what town should be taken in the league to supply the vacancy caused by Salisbury's withdrawal.

Applications for membership were received from Winston-Salem and Raleigh. Mr. R. C. Carson, of Charlotte, represented the Twin-City and urged her claims. Mr. Wells, of Anderson, S. C., also favored Winston-Salem, saying that to take in Raleigh would mean too much mileage for the South Carolina teams.

A telegram was received this morning from the Twin-City to the effect that those behind the movement to secure a place if the league would be prepared to make a definite statement or proposition within the next few days.

The matter of selecting a place to supply the vacancy caused by Salisbury's withdrawal was left with President Wearn, of this city, who says he will render decision next week. It is quite certain that either Winston-Salem or Raleigh will be chosen, with the chances in favor of the Twin-City.

Are the Legislators More Conservative Than In '07?

"Isn't this session of the legislature more conservative than the regular one?" asked a business man a few days ago of a citizen who had just returned from a visit to Raleigh.

The answer was to the effect that one of the senators, in open session, stated that if the railroad people had been as free to reveal information before the passenger rate was fixed at 2 1-4 cents a mile as they are since the extraordinary session convened the legislators and railroads would have agreed upon a rate satisfactory to all parties concerned.

It has been argued by members of the senate and the house that the independent and dominating spirit manifested by the railroads was responsible for the action taken at the regular session of the general assembly.

"Let the railroads stop their freight discriminations in North Carolina and give the people a square deal all around and instead of criticism they will follow only words of congratulation and appreciation," said the business man who stands for conservatism and fair treatment in all transactions.

Proceedings In the House of Representatives

RALEIGH, Jan. 28.—The house passed the railroad merger bill, received committee substitute for railroad rate bill and made it a special order for tomorrow. The house then adjourned till eight tonight.

General Superintendent A. C. Newlin, Comptroller J. W. Cole, Division Superintendent J. T. Carr and Roadmaster C. H. Royer, of the N. & W. railway, were in the city today looking over the road. They returned to Roanoke this afternoon.

Mr. and Mrs. Norman, of Virginia, arrived in the city today to be at the bedside of their daughter, Mrs. V. P. Moir, who is ill at her home on Spring street.

Alleged That Draughan Has Served Term In Pen

Mr. J. A. Draughan, of Durham, the man who came here to testify against R. J. Pool, alias R. M. Pool, alias J. S. Draughan, made a statement to the officers here this morning to the effect that Pool had already been in the penitentiary in Raleigh for a term of four years for the larceny of money from a citizen of Durham, and that after his time expired he changed his name to John Sherman. He says his real name is J. S. Draughan, and that he is a "smooth article" to contend with.

A member of The Sentinel staff visited the jail this afternoon and in an interview with Pool asked him if he remembered ever visiting Mexico five years ago and selling life insurance. His reply was that he had never been to that place and did not remember ever hearing of it. His mind seems to have changed since that time as several people in this city distinctly remember having seen him, and one man remarked that Pool had tried to sell him insurance in the hotel in Greensville.

King News Items.

KING, Jan. 28.—The funeral services of Mr. William Lloyd was conducted by Rev. Mr. Caudel yesterday afternoon at the First Baptist church. Mr. Lloyd was helpless for the last eight years. He leaves a wife and many friends to mourn his loss.

Misses Addie Keiger and Claudie Johnson visited friends at Dalton Saturday and Sunday.

Miss Agnes Pulliam, who is teaching the King school is very ill. Miss Claudie Johnson takes her place in school.

Mr. Walker, of Mt. Airy, is visiting Mrs. Lloyd this week.

Mr. and Mrs. L. K. Pulliam attended the Denny-Gibson wedding last Sunday afternoon on King R. F. D. No. 2.

—Register of Deeds McKaughan requests The Sentinel to state that those liable for special tax had better list as the solicitor will be here in a few days.

—J. I. Newman is wrestling with the grippe.

HURRICANE CAUSES OVER 20 DEATHS

Twenty-Four Bodies Already Recovered and More Are Expected.

Most Terrific Storm That Has Swept the Atlantic Coast in Twenty Years Does Great Damage at Various Points—At Times Storm Blew 100 Miles an Hour.

PHILADELPHIA, Jan. 28.—In the most terrific hurricane that has swept the Atlantic coast in twenty years, 24 lives are lost and it is feared there will be additions to the death list.

Steamers arriving here today bring details of the storm, which at times they say blew 100 miles an hour.

VISCOUNT HAYASHI TALKS.

Gives Out Interview Relative to Restrictions On Immigration.

TOKIO, Jan. 28.—The foreign minister, Viscount Hayashi, gave out an interview to native press today pointing out that Japan's promised restrictions on immigration should be understood as being dictated by regard for interest of Japanese subjects already resident abroad, where these interests are threatened by continued emigration in the same direction. It is to give this business needed restrictive measures. He concluded that the enforcement of regulations will therefore be rigid.

Death of Mrs. E. Carter.

Mrs. E. Carter died at her home on Main street, Salem, last night at 10:40, of pneumonia, after an illness of only one week, her age being 68 years. The deceased was a devoted member of the West Salem Methodist church and an estimable Christian woman. Her husband preceded her to the grave in October, 1894.

The deceased was the mother of six children, four of whom survive, the other two having died several years ago. Those living are Mr. C. E. Carter, Mesdames O. F. Brown and George Hobbs and Miss Nettie Carter. The funeral service will be from the home on Main street tomorrow afternoon at 3 o'clock, conducted by her pastor, Rev. W. M. Robbins, assisted by Rev. F. S. Crosland and Dr. H. A. Brown. The interment will be in the family plot in the Salem cemetery.

Daily Observer Plant At Fayetteville Burned

RALEIGH, Jan. 28.—A special from Fayetteville states the Daily Observer plant was burned out there early this morning but the paper will be issued as usual at another office.

—Mrs. Jacob Cook is quite sick at her home on Broad street, Salem.

STATE PUTTING IN MORE TESTIMONY

Introducing Evidence In Rebuttal In the Thaw Case Now.

It Is Rumored That Some Startling Facts Are To Be Brought Out—As Trial Nears End Interest Increases to a Great Extent—Mr. Jerome Introduces Several Witnesses.

NEW YORK, Jan. 28.—The critical sessions of the Thaw trial are now at hand and there will be some "surprises" developed which have been held back by both the defense and prosecution. It is reported here today that there are witnesses who can be produced to show that the pistol with which Thaw killed White was not Thaw's, but one that had been handed to him a few minutes previous to the tragedy with the advice to use it on White, that he would get out of trouble all right.

At the opening of the trial today there was the greatest interest manifested by all.

Evidence in rebuttal began with the opening of the trial today. It E. Lingley, public accountant, and Mayer Cohen, music publishing house manager, eye witnesses of the shooting, testified that Thaw appeared perfectly rational after shooting White.

After several more witnesses had described Thaw as being rational after the shooting a short recess was taken so counsel could arrange an agreement doing away with the necessity of a court session at Blackwell's Island penitentiary to hear the testimony of Abraham Hummel. After recess Mr. Littleton consented that Hummel's evidence at the first trial and Evelyn Nesbit's affidavit, alleged to have been made in Hummel's office, reciting certain acts of Thaw while she travelled with him in Europe prior to their marriage, be read to the jury.

Mr. Jerome consented that Thaw's will, containing many strange bequests, be admitted in evidence.

Jerome announced he would call no medical experts in rebuttal.

It is likely now that the case will go to the jury Wednesday.

Among the last witnesses this evening was Abe Seydocker, a clerk in the law office then of Abe Hummel, who testified that Evelyn told him she had read the paper Hummel got her to sign, "which Hummel alleges and Evelyn denies."

Late this afternoon Judge Dowling decided to allow the reading of Hummel's testimony at the former trial.

Yesterday's Evidence.

Following is a brief review of the evidence submitted in the Thaw trial late yesterday afternoon:

District Attorney Jerome refrained from his tactics of last year in baiting the expert witnesses for the defense, three of whom—Drs. Wagner, Evans and Jelliffe—declared Thaw at the time he killed Stanford White was suffering from such a defect of reason as not to know the nature or quality of his act or that the act was wrong. The prosecutor contented himself with drawing from the alienists the fact that last year they swore it was during a "brain storm," Thaw committed the homicide. He also read from the affidavit by Dr. Wagner before the lunacy commission last year giving the conversations he had with Thaw in court which tended to show that the defendant had a distinct recollection of occurrences on the roof garden immediately preceding the tragedy.

It was left to Justice Dowling to make a most important inquiry of the alienists. He desired to know the exact nature of "manic-depressive" insanity, and if the attacks were likely to recur. He also was asked if a person suffering from this form of insanity would be likely to commit assaults. He learned that it was a recurrent form of mental disorder, the attacks coming suddenly and without warning, a period of insanity being followed by a maniacal outburst, then by a period of complete depression and then by another brief interval. It seemd that the presiding judge was securing information upon which to predicate judicial action in the event of a verdict of not guilty on the ground of insanity or of a straight acquittal. Even in the latter event Justice Dowling would have the right to have Thaw committed for examination.

—Deputy Collector J. H. C. Norman, of Dobson, was here today and sold two copper stills, cap and worm, one keg and three jugs of whiskey and one jug of brandy, recently seized by revenue officers. The copper was purchased by Mr. Henry Stott. The whiskey brought $1.40 a gallon and the brandy $2.00. Deputy Norman says it was "good goods", as it had never passed through the hands of the adulterators.

Mr. and Mrs. F. D. Ross, after a pleasant visit to Mr. and Mrs. P. A. Miller, on West Fourth street, returned to their home in Charlotte today.