

THE MARSHALS BEING CHOSEN

Chief Marshal Now Selecting Assistants For The Coming Fair.

BIG PARADE ON FIRST DAY

Heads Of Different Departments Have Already Begun Their Work.

Dr. Ernest Dunn, who has been appointed Chief Marshal of the Eastern Carolina Fair, which will be held the latter part of this month, is now engaged in appointing his assistants. The list of Marshals, which will be announced in a few days, is composed of young men from all points in Craven and adjoining counties.

Each Marshal is expected to furnish his own mount and if it is not convenient for them to use their own horse, the Chief Marshal will secure one for them if he is notified in time. The regalia which will be worn during the parades and at the Fair grounds and also at the Marshal's Ball, will cost three dollars.

The first parade will be held on Tuesday morning and the Marshals, who are to participate in this will form at the corner of Broad and Middle streets at 9:30 o'clock and will then be assigned to their various divisions. The Marshal's Ball will be held Friday night. This ball is for the special benefit of the Marshals and every one is urged to participate and enjoy the occasion which will be one of the most auspicious events of the season.

The very best of order will be kept in the city and at the Fair grounds during the week. In addition to the local police force secretary Williams has invited every town in this part of the State to allow one of the officers to come to New Bern during the week, and he has already received several replies stating that a man would be allowed to spend the week here.

The ladies and gentlemen in charge of the different departments of the Fair have already begun their work and within a few days the decoration of the buildings and preparations for receiving the various exhibits will begin. The exhibits in the different departments last year were exceedingly good, but this year they will surpass by far those seen last year.

Several attractions for the midway have been booked during the last few days and others will be secured during the next two weeks and this part of the Fair will also be much better than that seen last year.

SEVERAL CONTRIBUTIONS TO THE NEW BAND.

Heeding the appeal of the members of the Peoples Concert Band for funds which are to be used in paying for their instruments which have just been received, several prominent citizens yesterday contributed to this cause and quite a neat sum was added to the total amount which had been received up to that time. There is yet a deficit in the amount of money needed by the band boys and they are working hard to secure this.

FORMER NEW BERNIAN DIES AT BEAUFORT.

Fred L. Perry, a former New Bernian, but who, for the past few months has resided at Beaufort, died at that place last Friday and was buried on the following day. Mr. Perry was for years engaged in the hotel and restaurant business in this State and had a wide circle of friends. He had been in failing health for two years or more and his death was not expected.

Q UET MARRIAGE SOLEMNIZED LAST EVENING.

J. A. Whitley and Mrs. Lilly T. Warren, of this city were married last night at 9 o'clock at the home of the bride, No. 26 Graves street, Rev. B. F. Husker, of Christ Episcopal Church officiating. Mr. and Mrs. Whitley will continue to make their home in New Bern. Only a few friends and relatives witnessed the ceremony.

LOSES VALUABLE CITIZEN.

Pr.minent Onslow County Man Comes To New Bern.

Swansboro, N. C., Oct. 3.—hat Swansboro has lost one of its most popular families is a fact, which was realized this week, when the family of Mr. T. H. Pritchard, Secretary and Treasurer of the Swansboro Lumber and Lumber Company, moved to New Bern.

They have been in charge of and running the famous Tarrymore Hotel, since it was discontinued by the late W. J. Moore, who was owner.

Their many friends here deeply regret the departure of the family. Mr. Pritchard and his son, Thos. Pritchard, Jr., will remain here, and look after the interest of the company, of which Mr. Pritchard is Secretary and Treasurer.

HARRY K. THAW AGAIN PROTESTS

This Time "Hero Harry" Wants State Department To Take Part In His Troubles.

TREATY RIGHTS VIOLATED

Ask That British Embassy Be Made To Give Explanation Of His Treatment.

Washington, Oct. 2.—Through Senator Oliver, of Pennsylvania, Harry K. Thaw today made a protest to the state department against his deportation from Canada on September 10th, by the immigration officials of the Dominion. Thaw, in a letter to Senator Oliver, asks that the state department demand from the British embassy an explanation of the treatment accorded him by the Canadian officials.

He contends that such treatment was in violation of the privileges guaranteed him as an American citizen in treaties between the United States and Great Britain. In his letter, which Senator Oliver forwarded to the state department tonight, Thaw reviews his flight into Canada, his arrest, and the proceedings in connection with his case, while in Canada, his summary ejection from the country, and says:

"Under the treaties with Great Britain, which includes its province, now the Dominion of Canada and the spirit and law of those treaties, citizens of the United States in Canada are given the same rights and privileges as to personal liberty and appeal to the courts as citizens of Canada, but my appeal to the courts as a citizen of the United States was entirely ignored and I was ruthlessly deported. I submit that the immigration act of the parliament of Canada in giving to citizens of Canada alone the right to appeal to the courts from an order of deportation of the immigration board, discriminates against citizens of the United States, and that the Canadian parliament has no right to pass a law that practically abrogates and annuls the treaties between the British government, and the government of the United States and that the Canadian government had no right to enforce such a law and that my deportation from Canada, was a gross violation of my rights as an American citizen under the treaties between the two governments."

"I respectfully request that you ask our state department that they request an explanation from the British embassy of the facts herein stated."

PLANS TO PUT ON ANOTHER PLAY

MEMBERS OF PAINT AND POWDER CLUB ARE STUDYING PARTS.

With the theatrical season open, the members of the Paint and Powder Club, New Bern's amateur theatrical organization, are planning to put on another production. At present they are engaged in learning the parts of a farce comedy which is one of the "richest" things ever written. Just when this will be presented is not known at the present time but will in all probability be seen some time during the month of November.

While the Paint and Powder Club has no profession in its name only, it is an amateur in name only. Organized at the beginning of last season they succeeded in putting on several pieces before the close of the season and each of these were carried out in a manner which would have proved creditable to a professional company.

This season they will have had more experience and the members feel sure of surpassing their previous records.

LISTEN.

Your attention is called to L. S. Smith's New Improved Southern Beauty Mattress. This mattress is made for good service, to take the place of a felt mattress. When you do not want to pay \$12 or \$15 for a mattress, this is the mattress for you to buy. Beware of imitations. You will find the name of L. S. Smith on every mattress made by him.

Ask for L. S. Smith's hand made mattresses. For sale by J. S. Miller Furniture Co. and New Bern Furniture Co., New Bern, N. C. We work over hair mattresses and make them as good as new. We also make soft-felt mattresses for the baby's cradle or crib. We work over felt mattresses. L. S. SMITH, W. North street, Kingston, N. C.

MAY CONSTRUCT A LINE TO THE FAIR GROUNDS

Norfolk Southern Railway Company Have Mapped Out A Route—B. E. Rice Now In City With Plans

Just after the Eastern Carolina Fair Association Company had been chartered, and even before the present buildings had been erected, the officers and directors of the company took up with the Norfolk Southern Railway Company the matter of running a spur track from some available point on their main line to Fair grounds and operate a train during the time that the Fair is in progress each fall.

At that time several of the officials of the company considered the proposition and informed the Fair company that they would think about the matter. Since that time the Norfolk Southern Railway Company has made an investigation, and finding that it would, without any doubt, be of benefit to them as well as to the public they have about come to the conclusion to build this spur track and not only operate trains during the Fair, but also operate one or more motor cars to Glenburnie Park during the summer months.

B. E. Rice, Land and Industrial Agent of the Norfolk Southern Railway Company, arrived in the city last night, bringing with him plans and specifications for this track. Shortly after his arrival here he was seen by a Journal reporter and the latter was shown the plans.

The plan as outlined by Mr. Rice would be to use the main line as far as the coal chute. A spur track would then be built from this point, running back of W. R. Guion's place, down back of the National cemetery then curve and run alongside the country road to a point just opposite the Fair grounds, then curve in and run up to the Fair grounds.

This seems to be a very desirable route and in fact is about the only one that could be used. Mr. Rice wants to discuss this matter with the officers and directors of the company,

TWO KILLED; MANY HURT DURING TERRIFIC STORM

Rainstorm Of Cloudburst Proportion Causes Loss Of Life And Property In New York—Lightning Played Havoc

New York, Oct. 2.—A rainstorm that reached almost cloudburst proportions descended on New York this afternoon establishing a record precipitation that flooded streets, tied up the subway, hampered surface and elevated traffic in the city and suburbs for several hours and caused property loss that cannot be estimated tonight.

Two persons were killed and several injured. Four men were buried in a sewer cave-in, but were rescued. Lightning played above the city and struck an elevated train and several buildings, setting fires which the deluge extinguished. Incoming trains from all directions were delayed, as cuts and tunnels resembled rivers within canyons. Within the city, the traffic congestion was such that the

resources of the transit companies and the ability of the police to handle the crowds were severely taxed. Brooklyn bridge saw the greatest traffic rush in its history. It was late tonight before the transportation officials announced normal conditions.

There was little wind here, but along the New Jersey coast, there was a gale blowing 50 miles an hour. Rain swelled the Passaic river nearly to its previous record high water mark and the streets of Newark were inundated.

Thomas H. Walsh, a train dispatcher, bossing a pump gang in the subway, slipped and fell on the third rail and was killed. The other victim during the storm was Hugh Clarke, a Jersey City patrolman, electrocuted at his street call box.

SULZER WITNESSES WILL GO ON STAND MONDAY

Confidential Secretary Will Probably Be the First One Asked To Give Testimony—Anti-Cipation Is Rife

Albany, N. Y., Oct. 3.—The first witness for William Sulzer will take the stand Monday afternoon. To that day the impeachment court adjourned today, because after Judge Cullen cut short the argument on a motion of the defense to strike out five of the eight articles D. Cady Herrick said it would be impossible to begin testimony before Monday.

Undoubtedly the first of Governor Sulzer's friends to testify in attempted refutation of the charges of perjury, larceny, and bribery will be Louis A. Sarecky, the mild appearing young man who, as confidential secretary, was a depositor of the candidate's campaign checks. On cross examination the prosecution's lawyers will handle this witness without gloves.

Next to Governor Sulzer's own story, and that of his wife, if she appears, Sarecky's recital promises to supply most of the next week's fireworks.

Judge Herrick, obviously pleased by today's adjournment, said that the defense would move rapidly when it got started and prophesied that the end of next week would see the end of the trial. The nervous breakdown of Harvey D. Hinman, who is scheduled to make the opening plea for the governor was one of the reasons

MEN AND WOMEN SENT TO JAIL

Socialists Who Defied Washington Judge Are Severely Dealt With.

TWO LAWYERS ARE DISBARRED

Pandemonium Reigned Supreme During The Court Proceedings.

Seattle, Wash., Oct. 3.—Superior court Judge J. E. Humphries today sent 12 men and 6 women to the county jail for contempt of court in defying him in his decisions against Socialists. Later a consultation of other judges of the Superior Court was held and Thordwalk Siegfried, an attorney who had complained to the Bar Association of Judge Humphries' excessive use of the writ of injunction was requested to apply for a writ of habeas corpus for the prisoners.

Siegfried applied to Judge Everett Smith for the release of Glenn Hoover, attorney for the Free Speech Defense League and former assistant Attorney General of Washington, and G. M. Hodgson, one of the signers of the "resolutions of protest" against Judge Humphries' anti-street speaking injunctions. They were released on their own recognizance. Each had a short time before being sentenced to pay a \$100 fine for contempt. In addition Hoover had "forever been disbarred" by Judge Humphries and Hodgson was sent to jail for six months. Judge Smith said he would release all the prisoners who sought freedom on writs.

Judge Humphries was angry when he heard of the consultation of his fellow judges and the release of the prisoners. He denounced the other judges and declared the right of habeas corpus did not apply in contempt cases. Judge Humphries' court late today was jammed to suffocation and the crowd interrupted and applauded frequently. Most of the prisoners when arraigned expressed anew their contempt for the judge and defied him. Glenn Hoover, attorney for the prisoners, was fined, disbarred and ordered removed to jail as soon as he began to speak.

Attorney Hulet M. Wells, Socialist candidate for Mayor at the last election, was disbarred and fined without being permitted to speak. Mrs. Humphries, secretary of a Socialist local, was dismissed with a small fine, the judge saying he did not wish to humiliate a member of his own Scotch clan. Mrs. William McNally stood up with a baby in her arms. The judge said he did not wish to send a boy to jail.

"Never mind," the woman said, bitterly, "the baby is as guilty as I am." She was fined \$100 and sent to jail with the baby and a little boy. The woman's husband, also, was fined \$100 and sent to jail. Six women and two children are in the county jail tonight.

EXECUTION MAY BE DELAYED

LEO FRANK MAY NOT BE ELECTROCUTED NEXT WEDNESDAY MORNING.

Atlanta, Ga., Oct. 4.—Although next Wednesday is the day set for the execution of Leo M. Frank, convicted of the murder of Mary Phagan, it is a foregone conclusion that the sentence of death will not be carried into effect on that day. Monday the court will listen to arguments on a motion for a new trial and it is doubtful if a decision is rendered for some days. In the event that a new trial is granted it will probably be after the first of the year before the case is reached on the docket. Frank was superintendent of a pencil manufacturing company. Mary Phagan, his victim, was one of his employes and was only 15 years old.

HOUSE FAVORS SENATE OBJECTS

HOUSE COMMITTEE VOTES IN FAVOR OF RAILROADS PROPOSITION

(Special to the Journal) Raleigh, Oct. 3.—The House Committee on public service corporations this afternoon voted almost unanimously in favor of accepting the last proposition of the railroads as to freight rates. The Senate Committee voted five to four against accepting. The vote was taken after four hours of argument during which the committee sat jointly.

Some men are dumb because their wives never give them a chance.

RAILWAY OFFICIAL LOOKS OVER PROPOSED LINE

B. E. Rice Of The Norfolk Southern Railway Company Favorably Impressed With Plan To Operate Trains To The Eastern Carolina Fair Grounds

In company with Clyde Eby, president of the Eastern Carolina Fair Association Company and B. B. Hurst, one of the officers of the same company, B. E. Rice, Land and Industrial Agent of the Norfolk Southern Railway Company, yesterday morning went over the route which has been proposed for the operation of trains by the Norfolk Southern Railway Company to the Fair grounds.

Mr. Rice brought to New Bern with him plans and specifications which he had drawn up and they were thoroughly explained to Messrs. Eby and Hurst. The route as stated in the Journal yesterday, runs from a point opposite the National cemetery and then alongside the county road to a point opposite the Fair grounds and then curves in to the grounds.

This is the only feasible route and the officers of the Fair Association Company, are greatly pleased with it. Mr. Rice, who is taking a great interest in this section of the country and New Bern in particular, is very much impressed with the proposed proposition to operate trains to and from the Fair grounds during the time that the Fair is in progress and to operate a motor car to Glenburnie Park during the summer months and he informed Mr. Eby that he will report favorably on the matter to the officers of the company.

With only a few weeks intervening before the beginning of the Fair, it is hardly probable that the line will be constructed before that time but Mr. Rice left the impression that the line would be in operation by the beginning of the summer.

THE McNAMARAS HAVE A RIVAL

Another Iron Worker Says That He Is A Dynamiter.

PRISONER TELLS VIVID STORY

Secretary-Treasurer Of The Union Is Placed Under Arrest.

New York, Oct. 3.—Dynamite outrages that rivaled the exploits of the McNamara brothers and Orrie McManigal, were confessed today by George E. Davis, a union iron worker. Davis who was arrested here today was the George O'Donnell, who figured in the trial at Indianapolis that resulted in the conviction of Frank M. Ryan, president of the International Association of Bridge and Structural Iron Workers and 37 of his assistants. His arrest and its consequent round up work the federal government started more than two years ago when the dynamiting of bridges and steel frame buildings all over the country became a national scandal.

All the explosions that Davis says he caused were referred to at the dynamiter's trial in Indianapolis, but the fact that Davis caused them remained unrevealed until he himself today told of it.

Davis' confession resulted today in the arrest in Indianapolis of Harry Jones, secretary-treasurer of the Iron Workers Union. The confession supplements the evidence presented at the Indianapolis trial, and makes fresh charges against some of the men there convicted and now in prison. Some of his revelations concern President Ryan who is now out on bail pending appeal from a prison sentence of seven years.

Davis says that he was the man chosen in December, 1911, to kill Walter Drew, attorney for the National Erectors' Association, after Drew was charged with kidnapping John J. McNamara. It was suggested also that he try to "get" William J. Burns, the detective employed by Drew and his assistants to unearth the dynamite conspiracy. The price on Drew's head at that time, Davis said, was \$5,000. "I told them," his confession continues, "that I didn't want to mix up in such business."

Davis consented to return to Indianapolis, without extradition. His bail was fixed at \$10,000.

The conspiracy, thought to have been broken up by the conviction of Ryan and others, still exists, according to Davis' confession. With the exception of Harry Jones, the men he mentions in connection with his various dynamite jobs already have been arrested, although his confession indicated that the government had not obtained all the incriminating evidence against these defendants.

The apprehension of this McManigal of the East was due to Robert Foster, a Louisville detective, who shadowed the ironworker through Eastern cities. Finally, when Davis was displeased with his treatment by the union, Foster persuaded him to make a full confession.

This was on September 26. For a week Davis had been working in Pittsburgh for the Thompson-Starrett Company. Then the local delegate of the Iron Workers' Union told him he must pay a \$26 initiation fee to the local union or quit work. Davis quit. The detective told him he knew all about his deeds anyway, and Davis feeling that the union had deserted him, accompanied Foster to New York. Here, in the presence of representatives of the Federal district attorney and the National Erectors' Association, he dictated and swore to the long detailed confession which was given out by the district attorney's office today.

Davis said he had been an ironworker since 1900 and had been employed at Birmingham, Denver,

Pueblo, St. Louis, New York, Washington, Providence, Cleveland and Pittsburgh, in the early days of the troubles between the union and the bridge builders he was a member of the entertainment committee, whose duty, he said, was to assault non-union workers. He began his career as a dynamiter at Trenton, N. J.

In careful detail the confession describes how Davis blew up or tried to blow up buildings and bridges in various cities and towns of the East. It was during his preparations of plans to destroy a new building at Fall River, April 26, 1908, that Davis first came into communication with Harry Jones. Davis asserts that Jones was familiar with the work he was doing.

SULZER TO TELL LENGTHY STORY

May Be On Stand For Two Days—Promises To Tell The Whole Truth.

MANY RUMORS ARE DENIED

Governor And His Lawyers Have Had No Disagreement On Any Subject.

Albany, N. Y., Oct. 4.—Rumors that Governor Sulzer and his counsel were at the parting of the ways were denied emphatically tonight by D. Cady Herrick, chief of staff. Herrick broke his "silence" only after a story had gone broadcast that several of the attorneys would withdraw until the case Monday.

"There is not a word of truth in the story," Herrick said. "We shall be on hand Monday and, so far as I know, every other day until the trial ends."

Herrick also denied that counsel and the governor are at loggerheads over the story Sulzer insists he will tell from the witness stand. It was reported the governor's plan of throwing down the bars and laying bare his political career was distasteful to his attorneys.

How long will it require the defense to complete its case not even Judge Herrick is willing to guess.

Much depends on how far the presiding judge permits the governor to go with his story. If he tells it in full, as he would prefer to do, he may be on the stand two days. Subpoenas have been issued for 50 witnesses for the defense and if all of them are called the governor's side of the case will not be completed during the next court week.

The strain of the long trial is telling on the governor. "Now that I am in the fight," he said to a friend today, "I am going on to the end, let come what will. I am going to tell my story in my own way. Mine will be an astounding narrative and when I have completed it and the whole truth of the manner in which political bosses have tried to coerce men and failed is known, every decent man and woman in this State will be with me, despite what the impeachment court may do."

VAUDEVILLE PERFORMERS MARRIED YESTERDAY.

Lilly Cummins and Louis E. Maler, two members of "Jack Amick's Penitent Winners," a vaudeville company which closed a week's engagement at the Athens Theatre last night, were married yesterday morning. Justice of the Peace S. R. Street performing the ceremony. Beasie Thorn and Bobbie Jarvis, members of the same company, acted as attendants to the bride and groom.

If the legislature would show more of a desire to grapple with the really big questions and quit so much talking the people would not mind raising the members salary.