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VOLUME SEVENTEEN

WILMINGTON, N. C., TUESDAY, JANUARY 24 1911

PRICE FIVE CENTS

DAY OF TALK FOR SOLONS

Judges' Bill Muchly up In The House Today

But Nothing Was Done and Two Bills Were Referred Back For Future Consideration—Special Order Up in the Senate—Other Matters of Today's General Assembly Session.

(By Lewkham.)
Raleigh, N. C., Jan. 24.—The talkers in the General Assembly had the floor today in both branches. In the Senate the special order, the income tax, was taken up after expiration of the morning hour and consumed the balance of time of today, passing by a vote of 42 to 1, Boyden, of Rowan casting the only dissenting vote. In the House it was referred to the Committee on Constitutional Amendments, but will pass the House. In the House, the judicial salary question was debated to a negative conclusion for more than an hour. The Committee on Judicial Districts reported today a substitute for the Spainhour bill, which had been referred to it. The committee's bill put the Superior Court Judges at a flat salary of four thousand dollars, and the Supreme Court Justices at five thousand, the counties to bear all the expense of special terms, paying the judges one hundred dollars for the full week term, or . . . 66 per diem, when a special term lasts more than a full week. Wooten championed the committee's substitute and Spainhour, in a warm speech, defended his original bill, which (as he said) requires judges to earn their salaries and hold as many as 25 weeks of court to get the \$3,500 now paid them.

Turlington and Woodson attacked both bills, and insisted on a vote to kill them. Doughton and Battle finally carried a point they failed to recollect both bills to the same committee, and later in the session, when the policy of the legislation was in a more definite shape and when knowledge would be available that is germane to this very important subject, but not now to be acquired. The vote to recommit was close. Had a vote been reached today both bills would have been killed. The capital building is a swarming beehive this afternoon, hundreds of advocates of proposed new counties being here to appear before the joint legislative committee.

Many of them brought their "jugs" with them and at one time, some retreated to take possession of the House proceedings.

Among the important new bills today are petitions from thousands of mill operatives at Spray and elsewhere for a sixty hour law.

Resolutions inviting United States Forester Graves to address the legislature the night of February 1st, were adopted. New bills introduced were as follows:

By Cobb (Robeson), to establish "Farm Life Schools" in all the counties of State highways.

By Spainhour, establishing a system of State highways.

Carter, enabling Confederate Veterans to peddle without a license.

By Dillard, to amend the inheritance law.

In both houses, a bill to organize still another county, this time to be called Rowland, created out of part North Robeson, etc.

"Somebody wake him up." Ewart went to sleep on his feet again in the House today. He arose and informed the Speaker that the House resolution offered by him yesterday should have been a joint resolution, and that he wanted it to be considered by the "P. and G." committee, instead of Judiciary. So he moved to reconsider his buncombe "trust bill." His motion on a viva voce vote was close, and the chairman waited several seconds after the usual statement "the noes seem to have it," then came the decision "the noes have it." Whereupon, Ewart, exactly in same manner as he did yesterday, arose and demanded a "division," when his associates all around him knew the Ex-Congressman had lodged his motion too late.

Two special orders are set for Wednesday (25th) in the Senate which promise to provoke considerable discussion. One of these is the bill to ratify and confirm the incorporation of the Lenor and Blowing Rock Turnpike company.

The other is the bill to increase the salary of the Governor from four thousand to six thousand dollars per annum—the increase to apply to Governors to be elected in the future, of course, because the law forbids the increase of salary of a constitutional officer during his term of service.

This bill will probably pass the Senate as did a similar bill during the early days of the last legislature—before Mr. Kitchin had been sworn into office, but it was defeated in the House.

SMITH BEATEN IN NEW JERSEY

Gov. Wilson's Man Will Be Elected Senator

Votes of Democratic Legislature in New Jersey Today Showed That James E. Martine Lacked But One of Victory—Smith Then Gave Up and This Assures Election of Martine On Joint Ballot Tomorrow.

Trenton, N. J., Jan. 24.—James E. Martine today received thirty one votes for United States Senator, when a ballot was taken in the House. With nine votes he is expected to get in the Senate. Martine will be within one vote of being elected. Martine is being supported by Governor Woodrow Wilson, as against former Senator James Smith, Jr.

The total vote of both Houses is as follows: Martine, 40; Smith, 10; Hamilton, 1; Stokes, 22; Griggs, 5; Fort, 1; Kemp, 1. Necessary to choice, 41.

Smith, realizing he could not win, released his supporters from further obligations. Martine's election tomorrow is now assured.

FLORIDA HERO GIVEN MEDAL BY TREASURY DEPARTMENT

Washington, Jan. 24.—For heroism in rescues from drowning, near Jacksonville, Fla., last July, Alexander Mc Donald was today awarded the Treasury Department's silver medal.

NOTED YACHTSMAN DEAD

Captain Charles Barr Passes Away Suddenly in England.
Southampton, Eng., Jan. 24.—Captain Charles Barr, the noted American yachtsman, died suddenly of heart trouble here today.

Big Money For Baseball Training.
New York, Jan. 24.—The baseball statisticians figure that the major league teams' Spring training will cost two hundred thousand dollars. Nearly five hundred players will begin practice in Southern camps.

partly because some doubted the wisdom of increasing the salary after a new governor had been elected, although he had not yet begun to serve his term. That objection cannot be raised against the present bill, and from all I can learn, its chances of passage in the House this time are good.

There is no question that the bill ought to be enacted, for the "high cost of living" is felt as sensibly and acutely at the Executive Mansion as in the humblest of homes and six thousand per year now will hardly go as far as four thousand did a few years ago, in meeting expenses.

There are varying views among legislators of the House resolution introduced yesterday by Representative Ewart (Republican) of Henderson county, calling for the appointment of a House committee to investigate the possible efficiency of the present anti-trust law and report to the House its findings at the present session. That if the so-called "Pink Tea" statute is not a pro-trust law, then to report to the House why prosecutions of trusts have not been more active and numerous than the recent eleventh hour affair brought before the police justice in Raleigh against the Standard Oil Co., etc.

One of the most conservative and best posted legislators said to me today that, in his opinion, Ewart's resolution amounts to no more than a piece of party buncombe, whereby it is author sought to appropriate a little party capital for the Republicans.

The cotton manufacturers will be coming in pretty soon on their regular biennial visit to appear before the joint legislative Committee on Manufactures and Labor—Mr. Battie, of Wake, having introduced the bill to regulate the hours of labor in factories. Among the main changes in the labor people are fighting for is the making of 60 hours a legal week's work, instead of 66 hours as now. The debate on the floor, after the committee makes its report, will as usual be a protracted one.

CARD OF THANKS.

With a heart filled with sorrow, but yet laden with tender love, I return thanks to those dear and true friends who were so helpful and so kind in our dark hour, when my beloved daughter, Ida M. Hill, was called into Eternity. I will always hold them in loving memory.
MRS. M. E. HILL.

MRS. SCHENK WEPT TODAY

Remarks of Her Attorney Caused a Collapse

Chief Counsel for the Defense Arguing this Afternoon—State's Attorney Will Close and Jury Will Get the Case Tomorrow—Women Made Frantic But Unsuccessful Attempts to Get in the Court Room Today.

Wheeling, W. Va., Jan. 24.—When the fourteenth day of Mrs. Laura Farnsworth Schenk's trial opened this morning, argument to the jury was resumed by Fred L. Maury, assistant prosecuting attorney. Maury spoke forty-five minutes. Frank A. O'Brien, associate counsel for Mrs. Schenk, follows—Maury, Counsel's arguments will probably be extended over until tomorrow, when the case will go to the jury. Women captioned this morning to make frantic but vain attempts to enter the court room. All were barred, under Judge Jordan's orders, that the presence of women in the room was not good for the community's morals. They were excluded by deputies.

Attorney O'Brien, Mrs. Schenk's chief counsel, began argument after recess. He declared the defense admitted there was lead poison and arsenic medicine that John Schenk took in the water as drunk, but that Laura Schenk never put them there. He said the defendant was conspired against, lied about and that the poison was administered to the victim by another, who desired to cast suspicion upon her.

For the first time since the trial began Mrs. Schenk broke down and sobbed openly today, after the assistant prosecutor had completed his address, filled with invective and harsh words for the accused woman, and Attorney O'Brien was opening for the defense, when overcome by his allusion to "this poor defenseless woman here," Mrs. Schenk gave way in a collapse to the strain of many weeks. O'Brien's remarks was a plea for sympathy for the defendant and a fierce attack on many of the State's witnesses and a discussion of the unreliability of circumstantial evidence. O'Brien charged that the detectives had been hired to trump-up evidence against the woman.

WRECK AND RIOT TODAY IN GARMENT MAKERS' STRIKE

Chicago, Jan. 24.—Two tailor shops were wrecked and more than a hundred non-union tailors driven into the street, and many arrests made in a riot incident to the garment makers' strike today.

FIRST STEP TAKEN

In Building the Great Charlotte-to-Wilmington Highway.
Wadesboro, Jan. 24.—The arrival here Saturday afternoon of Mr. C. V. Ahles, the expert roadway engineer sent by the United States department of agriculture to make an inspection of the Charlotte-Wilmington Highway was the first step in the work of building this road.

Mr. Ahles left Wilmington Tuesday evening and reached Rockingham Saturday. A telephone message informed Mr. U. B. Blalock of his coming and Mr. Blalock accompanied by Messrs. T. L. Caudle, L. J. Huntley and T. W. Chambliss in Mr. Blalock's large new Maxwell went to Walls Ferry on Peg Dee river to meet Mr. Ahles. Leaving the river with him the road to Wadesboro was inspected, the party arriving here at 6 p. m. Mr. Ahles spent yesterday here and leaves today for the inspection of the road between Wadesboro and Charlotte. He states that a large part of the road is in very bad condition and he will advise a number of changes in location but, that on the whole the road can be put in good condition without marked change. He will consult with county officials and make suggestions after finishing the trip.

THAW RESIDENCE ROBBED OF VALUABLE JEWELS

Pittsburg, Jan. 24.—It became known today that while the family of William Thaw, Jr., were at dinner last night, their residence was robbed of jewels valued at thirty five thousand dollars. The valuables included a pearl necklace worth seventeen thousand dollars, Mrs. Thaw's property.

Jersey Prosecutor Plans War On Big Cold Storage Concerns.



PIERRE P. GARVEN.

The condemnation of the practices of cold storage concerns made in his inaugural address by Governor Woodrow Wilson of New Jersey has fired anew the indictment hopes of Prosecutor Pierre P. Garven of Hudson county. Governor Wilson asked the legislature to enact a law to govern this business, and the cold storage men of Jersey City, Hoboken and other points opposite New York city are apprehensive of more grand jury proceedings. Prosecutor Garven brought indictments against several of them last year, but it was held that the law was not sufficient to sustain them. Now Mr. Garven intends visiting Trenton and supplying data about the industry to the lawmakers. New York may have a cold storage law soon, and another effort will be made to pass a similar measure in Massachusetts.

GUILTY OF MURDER

Verdict of First Degree Murder Returned as to Slayers of Pugilist Ketchel—Woman and Man Will Go To Prison for Life.

Marshfield, Mo., Jan. 24.—First degree murder was the verdict returned by the jury in the case of Walter A. Duple and Goldie Smith, charged with murdering Stanley Ketchel, the pugilist. Sentences of life imprisonment were recommended.

MILLIONS FOR WAR

Budget Provides Eleven Millions For Start of Warship Building.
Vienna, Austria, Jan. 24.—The extraordinary credit of eleven million dollars as the first installment towards constructing new warships appears in the Austro-Hungarian budget. The navy building program plans four Dreamoughts of twenty thousand tons each.

BRIGADE BUSINESS MEETING

Important Session Held Last Night and Several Changes Made.
The business meeting of the Boys' Brigade held last night was of highly interesting nature. Much enthusiasm was also shown as to the future work of the fine organization. Applications were received from Capt. S. Frank Garrison and Lieut. J. Fred Russ to be released from further active service and be placed on the reserve corps. The applications were granted, as each had served, and served well, more than his allotted time, but it was with deep regret that the retirement was allowed.

Col. Walker Taylor was present, having once more assumed personal direction of the military affairs of the company. To fill the vacancies created by the retirements, he appointed Mr. W. R. Doshier as Captain and Mr. Charles C. Davis, as Lieutenant. The promotion of Mr. Davis left a vacancy of a corporalship, which was given to Mr. Henry Gerdes.

Officers Installed.

At a well attended meeting last night of members of Live Oak Camp, No. 6, Woodmen of the World, the following officers were installed for the ensuing year:
Past Con. Com.—H. M. Cornwall.
Con. Com.—Geo. T. Hewlett.
Adviser Lieut.—W. P. Farrar.
Banker—W. H. Howell.
Clerk—Geo. C. Jackson.
Escort—C. L. Williamson.
Sentry—Norman Cordes.
Watchman—J. C. Long.
Managers—J. W. Fleet, W. G. A. Oterson, John F. Wood.
Camp Physicians—Drs. C. D. Bell, R. H. Bellamy, D. W. Bulluck and J. A. Doshier.

PLAGUE SPREADING

Grave News Received From Plague Ridden District—Pestilence Spreading in Manchuria Regardless of the Expenditure of Much Money to Check It.

Tokio, Jan. 24.—Grave news has been received from Peking, where, because of the plague, the legation quarter was segregated. The pestilence is reported spreading rapidly throughout Manchuria. Much money is being spent to check the progress of the epidemic.

TWELVE ANARCHISTS PUT TO DEATH IN JAPAN TODAY

Tokio, Jan. 24.—Twelve anarchists, convicted of conspiracy against the throne and the lives of the Imperial family, were put to death today. Those executed included the alleged ringleader, Denjiro Kotoku, and his wife.

FOR CONGRESS' BENEFIT

House Committee Unanimously Agreed on Permanent Tariff Board Bill.
Washington, Jan. 24.—A permanent tariff board of five members, to investigate all questions for the benefit of Congress, is provided by a bill unanimously agreed upon by the House Ways and Means Committee. This bill is effective July 1st.

SENATOR CULBERSON OF TEXAS NAMED WITHOUT OPPOSITION

Austin, Texas, Jan. 24.—Charles A. Culberson, Democrat, was nominated by the Texas legislature today to succeed himself as United States Senator. There was no opposition.

Prohibitionists Planning Attack.

Chicago, Jan. 24.—The Prohibition Party's National Committee met today to formulate plans for the next Presidential campaign.

Stocks Today.

New York, Jan. 24.—The market displayed little life in the morning session. Traders restricted operations to minimum market; great sensibly firmer towards midday. There were some good advances in a few minor specialties. Leading stocks ruled above foreign figures. There was scarcely any demand. Speculation grew steadily stronger. There was a moderate increase in business.

STINGS A-PLENTY GIVEN TODAY

Mail Service Ripped-Up In the House

Representatives Attack Both Postoffice Committee and the Postmaster General—Congressman Sisson Indulged in Lurid Language—Another Member Declared the Government is Robbing the Rural Carriers.

Washington, Jan. 24.—The Postoffice Committee of the House, the Postmaster General and "others high up" came in for another scolding at the hands of members of the House today, during consideration of the postoffice appropriations bill. The debate reached its height when Representative Sisson, of Mississippi, declared with vigor: "The mail service all over the United States is in a . . . of a fix, to use a strong expression. This House should fix the responsibility where it belongs."

Representative Bartlett, of Georgia, led the fusillade of criticism, offering an amendment to give the rural carriers \$100,000 a year. Representative Adamson declared the rural carriers are actually being robbed by the government.

STANDARD OIL FREE FROM THE TAR HEEL LAWS

Raleigh, N. C., Jan. 24.—The Standard Oil Company was today adjudged not guilty of violating the anti-trust law of North Carolina by cutting the prices of kerosene oil so as to drive out competition. Justice Stronach, handed down the decision in favor of the Standard Oil Company.

ONE MILLION FOR EXHIBIT

Bill For New Orleans Panama Exposition Reported to Congress.
Washington, Jan. 24.—One million dollars appropriation for the Government exhibit at New Orleans in 1912 is carried in the New Orleans exposition bill reported to the House from the Committee on Industrial Arts and Expositions today.

SENATORIAL ELECTION IN WEST VIRGINIA

Charleston, W. Va., Jan. 24.—On the first ballot in the legislature today W. E. Chilton received 62 votes for United States Senator for the full term, and Clarence Watson for the short term received 52 votes, two short of election.

PETER BARRY.

Was Drowned in the Cape Fear River Last Night.
Peter Barry, a white man about 30 years of age, employed on a government scow, used as a hoister, was drowned in the river last night about 1:30 o'clock. Barry, in company with Mr. Woody Mintz, was returning to the hoister when their boat was overturned near Point Peter. Mr. John Farrar, a watchman at the Champion Compress, heard the calls of the men and he went to their assistance. He succeeded in rescuing Mr. Mintz but Barry was drowned. The deceased was of English extraction and had been in this vicinity for a number of months. He was said to be a man of exceptionally genial and clever temperament and he leaves a number of friends who are sorry to learn of his tragic death.

Slander Case Tried.

Mr. Daniel A. Brew, of Phoenix, was tried yesterday charged with slandering Mrs. Duncan McFayden, also of that town. The investigation was held before Magistrates Johnson and MacKeithan. Probable cause was found and the defendant was sent to the next term of Brunswick Superior Court under a bond of \$200. The warrant in the case was issued last November.

To Make Temporary Repairs.

Certain repairs have been recommended to the custom house by Inspector J. H. Devereaux who came here to inspect the building. It was stated in the Dispatch yesterday that he had made an inspection of the building during the day. Later in the afternoon he recommended that temporary repairs be made.

Corroborative Detail.

"Mr. Wabacken, who perished in his missionary labors, was one of the tenderest of men."

Grand Theatre.

Mr. Morgan will sing "When It's Moonlight on the Prairie, Mary Dear."

FAIR CHANCE FOR HIS LIFE

Pneumonia Now Feared as to Novelist Phillips

Physicians State He Has a Fighting Chance For His Life—Mystery Still Shrouds Precise Cause of the Shooting—Senator Beveridge Hurried From Washington to See His Wounded Friend.

New York, Jan. 24.—David Graham Phillips, the author, shot down yesterday afternoon near the Princeton Club, by Fitzhugh Coyle Goldsborough, an eccentric musician, with a fancied grievance, has only a fair chance for recovery. Physicians say his condition is still critical. Phillips is in the Bellevue Hospital. Of the wounds caused by the six shots from the automatic pistol, the most dangerous is in the right lung. The possibility that pneumonia might develop caused grave apprehensions. Friends of Goldsborough, who was thirty one years old and a descendant of a prominent Maryland family, were at a loss to explain his act. Goldsborough had been heard to say he bore a grudge "against a certain writer" because of a magazine article.

United States Senator Albert J. Beveridge, Phillips' close friend and room-mate at Depauw University, was admitted to the injured man's bedside today, having hurried from Washington to New York upon learning of the shooting. Phillips was conscious and recognized his former chum. The novelist could not stand the strain of a protracted visit, so Senator Beveridge left after a five minutes stay.

WHERE THE FAULT LIES.

Bureau of Labor Issues Important Bulletin Bearing on Mine Disaster.
Washington, Jan. 24.—Through misunderstanding of orders of his mistress, absent of the necessary rules of operations, foreign-born workmen, without actual experience in mining, who are employed in large numbers in this work often imperil not only their own lives but also the lives of trained and experienced workers, according to a bulletin in "Fatal Accidents in Coal Mining," made public by the bureau of labor.

The figures cited are principally for the decade ending in 1908, during which period the number of fatal accidents in the coal mines of North America was 29,293, and the rate per 1,000 employees in the industry was 2.11. During the decade ended in 1906, the latest for which figures are available, the average fatality rate in North America, says the report, was 3.13 per 1,000. This, it is said, was decidedly higher than the fatality rate in other important coal fields of the world.

"The full extent of the risk in coal mining in North America," the report continues, "is, however, not clearly shown by these figures for the coal fields as a whole, but consideration must be given to the rates for each geographical section. These show that in the East-Central section, which comprises Western Kentucky, Illinois and Indiana, the fatality rate for the 20 years ending with 1908 was only 2.25 per 1,000 employees, which in the Western section (Colorado, New Mexico and Utah) it was 6.4 per 1,000, and in the Pacific Coast section (Washington and British Columbia) 7 per 1,000.

"It would appear that the variation in the fatality rates is due to different mining methods and to differences in the coal seams."

While the fluctuations in the rate from year to year have been considerable, the bulletin continues since 1890, it has never fallen as low as 3 per 1,000. An important relation to the number of fatalities is the length of mine experience and the bulletin cites that of the 1,689 persons killed in West Virginia in the 10 year period ending with 1908, one-fifth had worked less than one year in the mine, and over 80 per cent had been working less than five years.

"Mining methods in the United States," says the report in concluding, "are often crude, and many safety precautions are either disregarded or not used. Child labor laws have been, and still are, indifferently complied with in many States and a number of fatalities occur each year among children at an age when they should be in school. In 1908, 10 children of 13 and 14, and 13 children of 15 years were among those whose deaths in the mines were recorded in the official reports."

Grand Theatre.

Mr. Morgan will sing "When It's Moonlight on the Prairie, Mary Dear."