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VOLUME SEVENTEEN WILMINGTON, N. C., FRIDAY, FEBRUARY 3, 1911 PRICE FIVE CENTS

## THE COM. BILL PASSES HOUSE

### And Its Fate is Now With Senate

Will Probably Not Be Taken Up in the Senate Before Next Week—New Counties Hold Center of Stage For Special Order—General Carr Introduces a Banking Bill—Measure Pushed by North Carolina Merchants' Association Also Introduced—Other Matters Today.

(By Llewellyn.)  
Raleigh, N. C., February 3, 1911.—The Kellum Commission Form of government bill for Wilmington passed its final readings in the House today and was sent to the Senate, where it may not be acted on finally before next week, as the committee report few bills on Saturdays. The vote was unanimous in the House. In the shape it passed, the bill is not changed from the main features heretofore printed. February 22 is the date set for the vote on the adoption of the commission form. Then the five commissioners (one representing each ward) are to be chosen at a primary election on the second Tuesday before the first Monday in May the five being voted for by all the city wards.

Mr. Kellum, from the Judiciary Committee, reported favorably three bills presented by Mr. Connor, or Wilson, which are regarded as very important, as follows: To make a uniform law relating to bills of lading, and it was then, fixed as the special order in the House for next Friday, the tenth; also relating to change in venue of actions, and for the protection of the employes of common carriers. Great interest attaches to each of these measures.

When the Dillard (Cherokee) bill to repeal the law allowing the sheriff of that county \$20 each for destroying an illicit still was up this afternoon, Mr. Kellum responded to a speech of Speaker Dowd (Ray in the Chair) taking the ground that a county Representative should be allowed the courtesy of directing local legislation. The bill was finally postponed till next Wednesday. The House bill empowering Southport to issue bonds in the aid of a railroad passed its final reading in the Senate and was ordered enrolled for ratification. The general insurance bill (by Pharr) and the proposed amendments to the stock law, took up a lot of time of the Senate, the discussion finally resulting in recommitment of both bills for further investigation and report.

Ewart's, Republican, anti-trust Resolution was made the special order for next Wednesday night. Senator Boyd presented a minority report favoring the need of Piedmont county bill and it was made the special order for February 9. Avery County (with favorable report from majority committee) was set for next Wednesday.

The bill to change the present method of naming the board of directors of certain state institutions received its death warrant through an adverse report. Among the new bills today are: By General Carr, to amend law and regulate banking in state.  
By Devin, amendatory of the landlord and tenant act.  
By McPhaul, relating to the transportation of dead bodies. Also to provide free anti-toxin, etc. Also to change the law relating to statistics of the State Board of Health.  
By Mease, to prohibit persons convicted of mere misdemeanors from being compelled to wear convict stripes.  
By Taylor, (Brunswick), to place certain widows of Confederate soldiers on the pension roll.

By Burlington, to amend article 104 of the Constitution and allow the waiver of the right of exemption. The bill is pushed by the Merchants' State Association.  
The House last night passed the Kent near-herb bill, which banishes near-herb from the borders of North Carolina. The law goes into effect June 1st, the change of date from March 1st being adopted on an amendment by Mr. Kellum. He made a strong speech for local self government and presented his local option bill for Wilmington, but it was declared out of order for the time.  
Two Important New Bills.  
Two bills—one of them aimed especially at the trusts and particularly the American Tobacco Co., have just been presented in the Senate by Senator Thorne, of Nash.  
The anti-trust measure, entitled an Act to Encourage Manufacture and Sales by Independent Companies. The bill is in line with that feature of Gov. Kitchin's message which recommends that the State institutions, in making purchases, shall give preference to the products of independent concerns and that they discriminate against the products of trusts and

## CONFERENCE IN SCHENK CASE

### Question of Alimony the Chief Subject

Fees For Lawyers of Mrs. Schenk Also Discussed—Reported There Will Be No Dispute Over Amount of Alimony. Question Comes Up Tomorrow.

Wheeling, W. Va., Feb. 3.—Counsel for Mrs. Laura Farnsworth Schenk and her husband, John O. Schenk, the millionaire packer, held a joint meeting today to consider the matter of alimony and counsel fees for the woman. Mrs. Schenk was charged with poisoning her husband and the jury, after a sensational trial, disagreed 11 to 1 in Mrs. Schenk's favor. She was then released on her own recognizance, as will be remembered. According to report there will be no argument or dispute as to the amount of alimony. The question will be taken before Judge H. C. Harvey, in the Circuit Court, tomorrow.

## ALLEGED WOMAN GRAVE ROBBER CAUGHT TODAY

Danville, Ky., Feb. 3.—Mrs. Amanda Harrison, alias Mrs. Gilmore, charged with being one of the persons who attempted to rob the grave of G. B. Saufley, in the Standford, Ky., cemetery Monday night, was arrested in a remote section of Casey county today. The warrant for her arrest was sworn out by a brother of Saufley. A young man is said to have assisted the woman in taking the body from its grave. The casket was found above ground, but the body was not disturbed.

By the terms of the Thorne bill the State institutions are required to make a detailed report to the Governor or December 1st, 1912, stating to what extent they have complied with the new law, and in case of non-compliance the reasons therefor. The several reports of the various institutions, together with the Governor's recommendations thereon, are to be transmitted to the General Assembly at its next session.  
Exchange of Free Transportation.  
The title and full text of the other Thorne bill referred to above, are as follows:  
A bill to be entitled "An Act to Amend Section 1105 of the Revised of 1905 of North Carolina, so as to extend the privilege of exchanging free transportation, therein conferred upon railroad companies in this State to other common carriers subject to the laws of this State."  
"The General Assembly of North Carolina do enact:  
"Section 1. That Section 1105 of the Revised of 1905 of North Carolina be and the same is hereby amended, by striking out the word 'railroad' in lines 23 and substituting therefor the words 'common carriers'; by striking out the words 'railroad company' in lines 25 and substituting therefor the words 'common carriers'; and by striking out the words 'railroad companies' in line 26 and substituting therefor the words 'common carriers'; and also by adding the word 'franks' after the word 'passes' and before the word 'or' in line 25 of said section, and by adding the words 'and members of their families' after the word 'employes' in line 26 thereof."  
As the law now stands no common carrier except railroads falls within the meaning of the statute.  
Dog-Fall For Piedmont—Avery Wins.  
Last evening (Thursday) the Senate Committee on Counties, Cities and Towns held a long meeting and finally agreed to report today the new Piedmont county proposition adverse to Avery. The vote stood ten for four against Piedmont. Avery county bill fared better with the Senate committee and it will today be reported favorably. The vote in committee last evening was twelve to two.  
Piedmont county won out in the House committee last evening, the final vote being ten to five in its favor. So it will be reported favorably in the House and may pass that body. The promoters of the Piedmont county plan have by no means abandoned the fight and they have waged a pretty hot fight all along. At this writing, however, its chances cannot be said to be very bright in the Senate.

## DEMOCRATS TO FIGHT A HOUSE DECREASE

Washington, Feb. 3.—Democratic leaders in the House are arranging a canvass on the Congressional reapportionment proposition. The Republican Representatives in caucus last night agreed upon the plan of Representative Campbell for a continuation of the present House membership of 391. Champ Clark, the Democratic leader, is emphatic in favoring a greater House, such as shown by the Crumpacker plan, which is based on 433 as the lowest number in the light of the latest census returns. The Campbell plan is based on a ratio of 234,922 population to each Representative. The following would have their representation reduced under the 391 plan: Illinois, Indiana, Iowa, Kansas, Kentucky, Nebraska, North Carolina, South Carolina, Ohio, Tennessee, Virginia, Wisconsin and Maine, one each, and Missouri two, California, New York, Oklahoma and Washington would gain two each and Arizona, Montana, New Jersey, New Mexico, Oregon, Pennsylvania and Texas one each.

## THREE ARRESTED THIS MORNING

### Probers of Dynamite Explosion Mean Business

As Result of Inquiry Two Railroad Men and a Dockman Served With Warrants Today—Investigation Continues.

New York, Feb. 3.—Efforts of the New Jersey officials to place the blame for the explosion of dynamite in the harbor Wednesday, causing over thirty lives and a million dollars property loss, resulted in the service of warrants this morning, as the outgrowth of an investigation among those brought into the authorities' drag net. Those arrested are Louis F. Calidetta, dockmaster on Pier 7, of the Jersey Central Railroad, where the Katherine W. With a load of dynamite exploded; General Freight Agent A. Hamilton, of the Jersey Central; and J. M. Morris, freight agent of the same line.

## NO ATTACK MADE INSURRECTOS FAILED TO ATTACK THE TOWN AS EXPECTED.

### El Paso, Tex., Feb. 3.—The threatened attack on Ciudad by the Insurrectos' forces, under Orozco and Glanco, anticipated for early this morning failed to materialize. Everything is now quiet. There is no sign of an Insurrecto advance.

## BANK TELLER ENDS HOPELESS LIFE BY SUICIDE ROUTE

Easton, Pa., Feb. 3.—William Hackett, paying teller of the Easton National Bank, committed suicide here today by drinking carbolic acid and shooting himself with a revolver. Hackett was aged forty years. The cause was ill health.

## BLIZZARD CAUSES GREAT SUFFERING. MONTREAL, FEB. 3.—Great suffering was caused by a blizzard which raged the past sixteen hours. Normal conditions were restored today.

## NO MORE WHIPPING POST FOR OREGON WIFE BEATERS

Salem, Ore., Feb. 3.—A bill to abolish the whipping post for wife beaters in Oregon has been passed by the State legislature. The law was enacted four years ago. Since enactment wife beating cases have almost disappeared.

## GOVERNMENT OF HONDURAS TOTTERING.

Washington, Feb. 3.—The Government of President Davila, of Honduras, in the opinion of this Government, is tottering. Upon the arrival of General Bonilla, at Puerto Cortez, the United States will tender its good offices to the Revolutionary commander in an effort to bring about a cessation of internal strife on Honduras.

## LOOKS LIKE BRYAN HAS WON FLORIDA SENATORSHIP

Jacksonville, Fla., Feb. 3.—Nathan P. Bryan, the Jacksonville lawyer, has six hundred votes lead in the United States Senatorship race over W. A. Blount, of Pensacola. Unless some radical reversal of opinion Bryan will win the toga. Many isolated towns and precincts are yet to be heard from. Of the entire vote cast about thirty-five hundred votes are still unaccounted for. Bryan, however, is confidently expected to maintain his strength in the missing districts. The complete vote will not be known until an official canvass is made. Nathan P. Bryan is a brother of the late Senator William James Bryan, of Florida, whose death occurred about three years ago, only a few weeks after he took his seat in the United States Senate. Bryan is a native of Kissimmee, Fla. He was educated at the Washington and Lee University, of Lexington, Va.

## BALTIMORE HAS ANOTHER BIG LOSS BY FIRE

Baltimore, Feb. 3.—Fire of unknown origin today damaged the piers of the Baltimore Steam Packet Company (Old Bay Line) on Light street wharf to the extent of one hundred and fifty thousand dollars. The loss is fifty thousand dollars.

## BLEW OPEN VAULT MASKED MEN MAKE A RAID ON BANK IN ILLINOIS TOWN—MADE A SMALL HAUL, BUT WERE DISCOVERED WHEN ABOUT TO BLOW THE CURRENCY SAFE.

Davenport, Iowa, Feb. 3.—Three masked men blew open the vault of the Farmers' Bank, at Sherrard, Ill., this morning, worked the combination on a silver chest, and obtained a hundred dollars. The robbers were discovered while they were placing nitroglycerine in the currency safe containing four thousand dollars.

## ROOT ALSO ATTACKS NEW YORK SENATOR COMES OUT STRONG AGAINST LORIMER—MADE EXTENDED ARGUMENT, WHICH WAS CLOSELY LISTENED TO—GALLERIES WERE FILLED.

Washington, Feb. 3.—That Senator Wm. Lorimer, of Illinois, holds his seat as the result of bribery and should not be permitted to continue in the Senate is the conclusion reached by Senator Elihu Root, of New York, as announced in argument by him on the floor of the Senate today. Root held the undivided attention of his colleagues as he discussed the Privileges and Elections Committee's report, by which Lorimer was exonerated. There was a large attendance of Senators. The galleries were all filled.  
Senator Root asserted it was "Perfectly immaterial" whether seven "tainted" votes disclosed by investigation were deducted from 103 votes received by Lorimer, or deducted also from 202 votes cast on the joint ballot. "The latter method," he said, "still would leave Lorimer a majority. What difference does it make?" he demanded. "Whether Lorimer money was used to gain a Lorimer majority or to reduce a total vote, when either is accomplished by means of corruption." The argument of the supporters of Lorimer is if tainted votes are deducted from the Lorimer vote of 108 they should also be deducted from the total vote of 202, which would leave a total of 195 votes, of which Lorimer would have 101.  
When Senator Root concluded Senator Hale, the venerable Republican Senate leader, asserted that some one should come to the rescue of the State of Illinois, and say whether the arraignment of her name and fame was warranted. Replying Senator Bailey said if Root's proposition is accepted then there has not been an honest election in Illinois in many years.

## Alderman-Professor May Be Woodrow Wilson of Chicago.



There is a possibility of Chicago following the example set by New Jersey in elevating an educator to high office. Though there is no governorship at stake, the prize is worth winning—the mayoralty of the nation's second largest city, with its four year term and \$10,000 annual salary. Charles E. Merriam, member of the faculty of the University of Chicago and an alderman from the ward in which that institution is situated, will this spring attempt to duplicate the feat of Woodrow Wilson. He must capture the Republican nomination in a primary, to be held the latter part of February, and then defeat his Democratic and other opponents early in April. Professor Merriam won his spurs during his first year in the city council by being chairman of a commission that investigated municipal expenditures. This probing turned up several specimens of contract grafting and made the young educator a political figure at once.

## TRAIN HIT WAGON AND FAMILY OF THREE KILLED

Rochester, N. Y., Feb. 3.—Hezekiah Riggs, his wife, and three year old son, were instantly killed last night near Alton Station, when a westbound train struck the wagon they were driving in.

## HOLLY TO DIE ON APRIL 7TH

### Slayer of Ed Cromwell Sentenced This P. M.

Without Show of Feeling Heard Judge Peebles Pronounce the Death Sentence—Declared "I Am Not Guilty"—Judge Commends the Verdict—Appeal Taken to the Supreme Court John Bowman Declared Not Guilty Last Night.

At 3:30 o'clock this afternoon John C. Holly, white, tried and convicted at the present term of Superior Court for the murder of Edward Cromwell, a white boy, by strychnine poisoning, was sentenced by Judge R. B. Peebles to death by electrocution in the State penitentiary at Raleigh, Friday, April 7th, 1911. Holly received the sentence in the same imperturbable and calm manner which he manifested throughout the investigation of the inhuman crime of which he stands convicted. At only one stage of the final proceedings which sentenced him to death as penalty for his crime did the prisoner at the bar utter a sentence. This remark was in reply to the query of Judge Peebles just before sentence was passed, "Have you anything to say?" Holly replied in a clear tone which penetrated every section of the stilled court room. "Nothing, except that I am not guilty." Holly was brought into court a few minutes after 3 o'clock in the custody of court officials. He took his seat in the prisoner's box. At 3:15 o'clock Judge Peebles stated that he was ready to pronounce sentence. C. D. Weeks, Esq., of Holly's counsel, was not in court at the time and Judge Peebles sent a messenger for the attorney. Mr. Weeks entered in a few minutes. He stated that W. J. Bellamy, Esq., associate counsel for the prisoner, was in Raleigh and delay in passing sentence would be asked.

Judge Peebles then asked for a copy of the statute passed in 1909 providing for execution by electrocution. The presiding judge then made a written copy of the statute. Before sentence was passed Holly signed a petition asking for an appeal to the Supreme Court in forma pauperis, stating that he was not able to pay costs of the appeal, and saying that his attorneys advised that he had good ground for the appeal. This appeal was later signed by the court. The usual motion for a new trial was then made, disallowed by the court, and formal notice of appeal to the Supreme Court was given.

Holly was then told to stand up by Judge Peebles. Deathly silence reigned throughout the court room. The prisoner at the bar stood firmly on his feet and did not evince the least nervousness. Judge Peebles then directed the prisoner that he had been well defended by attorneys appointed by the court, and that they had taken advantage of every legal step to help him. The judge then stated that Holly had been convicted by a jury of murder, by poisoning Edward Cromwell and that no other verdict could have been justly rendered. The judge stated that the last link in the chain of circumstances was welded by Holly himself when he told the witness Matthews the day following the crime that he (Holly) had been in the room with the boy Cromwell at the time the witness heard groans. Judge Peebles then proceeded formally to sentence Holly to death by electrocution. The court read the written copy as prescribed in the statutes. The sentence was formal in nature. In finishing the judge ordered that the prisoner be remanded into the custody of the sheriff of New Hanover county and be carried to the authorities of the State penitentiary at Raleigh, Friday, April 7th, 1911, where the said Holly shall be electrocuted and killed by electricity as provided by the statutes of North Carolina. "God have mercy upon you," solemnly concluded Judge Peebles in giving the sentence of death.

The court then directed the sheriff to take the prisoner back to jail. Holly was escorted out of the court room at 3:45 o'clock showing the same unconcerned manner which he had when he entered.

The appeal will be carried to the next term of the Supreme Court, which meets March 7th. The appeal will be heard a few weeks after court convenes.

Last night there were all kinds of rumors abroad in the land about an alleged confession made by Holly, in which others had been implicated, as has been suspected and talked of by many ever since the fire occurred. The rumor had the rapidity of a meteor and pretty well covered the city in a

## HOW HE GOT THE DEATH GERMS

### Russian Human Butcher Goes into Details

Tells How He Obtained His Treacherous Instruments of Death For His Business of Murdering People For Fees—Experts Tell How He Applied to Them and Was Given Disease Germs.

St. Petersburg, Feb. 3.—Dr. Pantchenko, whose specialty he admits, has been in removal by poisoning of undesirable relatives and enemies of those who could pay his fee, told at today's session of the murder trial how he secured his instruments of death. Pantchenko, with Count O'Brien DeLassy, is charged with murdering DeLassy's brother-in-law, Count Vassil Bouturlin, heir to several millions, which, it is alleged, DeLassy coveted for his wife. The doctor confessed that Bouturlin was the most recent of some forty victims. Dr. Heimrich, a veterinary employed at the best laboratory in Koenigsberg, testified that the poisoner twice visited his laboratory, where he obtained several tubes of cholera Ondo-Toxine. Pantchenko explained to the court that DeLassy furnished him the money for his trip to Kronstadt and added that he gave the Tubes of poison to the Count. Dr. Zabelotny, a plague expert, testified that Pantchenko applied to him for diphtheria toxin. The witness gave him diphtheria culture fluid. A microscopic examination of internal organs from the body of Bouturlin was laid before the court.

short time, while it grew like a snowball. However, there was no truth in it. Holly had not confessed. It was said that Holly's mother had made the statement that some one else was implicated in the affair, and the rumor went so far as to have it that arrests were being made. This morning the rumor had been repeated somewhat, though it was stated that Holly had said that the insurance policy was to be turned over to some one else after the fire. Yesterday, after hearing the verdict of the jury and while leaving the court house on his way back to jail, Holly declared that the jury had found him guilty, but he was innocent. The verdict of the jury was borne out by the evidence, and was what a majority of those who followed the testimony thought was right. An appeal will now be taken to the Supreme Court, and if that tribunal affirms the lower court's decision there will be little hope for Holly, as being a poison case, one that has to be premeditated, if there is guilt, there could hardly be a commutation, unless there were other developments. There could only be a pardon or the one punishment for the crime committed.

Bowman Goes Free.  
The negro John Bowman, charged with slaying Eliza Hickman, was declared not guilty by the jury in his case last night. The verdict came somewhat as a surprise, but it followed a mistrial made in the same case, though the accused was then charged with murder in the first degree, instead of murder in the second degree, last week, when the jury stood eight for acquittal and four for conviction of murder in the second degree. The jury deliberated on the case for five or six hours. It was composed of W. J. Meredith, Chas. Summerlin, R. W. Schulken, J. R. Millican, Wm. J. Hull, John E. Hines, R. L. Johnson, N. T. Maxwell, W. P. McLaughlan, H. F. Otten, W. H. Best, J. T. Eagles. Solicitor Shaw commended the closing L. Clayton Grant, Esq., defended Bowman and conducted an able defense. He was warmly congratulated on the verdict, especially as it was a big uphill fight.

This morning Judge Peebles made several sharp comments on the verdict, declaring among other things that it was "one of the worst verdicts he had ever heard of, saying that for a miscarriage of justice it was surpassed by only one other murder case tried by him in the past eight years. His arraignment of the jury was most bitter indeed and was pronounced one of the most scathing criticisms of a verdict ever heard in the county court house here.

It is reported that yesterday Judge Peebles suggested to the county commissioners that the jury list be revised and also that the names of the eight jurors who wanted to acquit Bowman on the first trial be obtained.

## "The Place." Right at the "Grand," to be sure. It.

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"The Time."  
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