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VOLUME SEVENTEEN

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DYNAMITE CASE READY FOR TRIAL

Eyes of Country on Los Angeles

There Tomorrow Will Start One of the Most Sensational and Important Criminal Trials in History—The McNamara's Will be Tried For Dynamiting the Los Angeles Times Building a Year Ago.

Los Angeles, Cal., Oct. 10.—A clock tured one time too many, a main spring wound too tight are, according to the contention of the prosecution, the trifles responsible for the fact that John J. McNamara and his brother James are about to be tried here on the charge of having murdered nineteen men. On tomorrow—eleven days more than a year after the disaster in which a score of victims were slain—these two men must appear in Department Nine of the County Superior Court to defend themselves against the accusation that they caused the destruction of the Los Angeles "Times" Building an hour after midnight on the morning of October 1st, 1910.

A web of what the prosecution regards as evidence has been spun around the two brothers, one a national labor leader and the other a



WILLIAM J. BURNS

worker in the ranks and will be presented to the jury. Clarence S. Darrow and the other attorneys engaged in the defense of the McNamaras, however, are confident that they will be able to rend asunder the case of the prosecution, and that their clients will walk forth free men.

The bomb that did not explode and which was found beside the hose of Felix Zeehandlaar, an official of the Los Angeles Merchants and Manufacturers Association, has supplied the clue that has solved, at least to the satisfaction of the prosecution, the mystery of how the building of the Los Angeles "Times" was destroyed.

The alleged fact that James B. McNamara was in San Francisco at the time 1,000 pounds of high power explosives were purchased from a powder company.

But on the other side—on the side of the defense—will be McManigal's wife, Mrs. Emma, McManigal, who once at least, caused her husband to waver, and over whom for several weeks both defense and prosecution struggled for the benefit of her favor and whatever testimony she might

GAME WARDEN GOT A SLICE

Received \$2,500 From Stephenson Money Bag

State Game Warden of Wisconsin Was Also In On the Campaign Fund and Tried to Cover Up His Work—Senatorial Committee Still Sinking the Probe.

Wilwaukee, Oct. 10.—How \$2,500 was paid State Game Warden J. W. Stone, out of the campaign funds of Senator Stephenson and how Stone, "to cover up" what was done with the money, got his deputies to "pretend" to having received portions of it, was told today before the Senatorial Committee probing the charges that bribery and corruption contributed to Stephenson's elections.

have to render. She defied the grand jury, won in contempt proceedings brought against her because she had refused to answer questions in the inquisitorial chamber, and incidentally through the attorneys for the McNamaras, made public the confession in which her husband accused John J. McNamara of being the master conspirator, and his brother, James, his chief instrument.

Nevertheless, while canguine of the final outcome of the trial, the attorneys for the McNamaras and the prisoners themselves expect a long, hard battle before they are freed of the charge of having destroyed "The Times" Building and slain nineteen men. John J. McNamara says there is not the slightest vestige of fear of the outcome in his mind, and the attorneys representing him and his brother James assert that when the prisoners, on Wednesday, catch the first free glimpse of the sky they have had for months, it will be only a foretaste of the liberty to come after weeks of fierce legal strife which admittedly lies before them.

The burden of proof against the McNamara brothers lies on the State, and as far as the case has developed, the prosecution apparently must rely, aside from expert testimony, upon four main points of reputed facts to prove that James B. McNamara, as the instrument, and John J., as directing head of a conspiracy, were responsible for the destruction of "The Times" building and the deaths of the victims. These points are:

The alleged fact that James B. McNamara was in San Francisco at the time 1,000 pounds of high power explosives were purchased from a powder company.

And that he committed the crime at the behest and under the direction of John J. McNamara.

Detective Burns had been engaged upon investigation of dynamite outrages in east for a month before "The Times" building was blown up. And here again a trivial thing proved of the greatest importance. A handful of sawdust, of peculiar color and cut, found in a box near another unexploded bomb which was picked up after an explosion in the railroad yards at East Peoria, Ill., led to the discovery that a man named J. W. McGraw had purchased a large quantity of nitroglycerine ostensibly for a man whom he said was G. W. Clark, of Indianapolis, McGraw was shadowed. In December he disappeared from his haunts, and on Christmas day Los Angeles received another shock. The Llewellyn Iron Works, one of a number of concerns involved in controversy with its striking union employes, was partially wrecked by an explosion. Telling of his work afterward, Burns said his men followed McGraw to his home in Chicago, and there learned that his real name was McManigal. McManigal confessed later that it was he who had blown up the Llewellyn plant.

One day, McManigal went to Kenosha, Wis., and the detectives constantly following saw him meet a man who resembled the description of J. B. Brice, accused of "The Times" outrage. This man proved to be James B. McNamara, brother of the secretary-treasurer of the International Association of Bridge and Structural Iron Workers. McManigal and McNamara

LIVES SWEEP AWAY BY FLOOD

Loss of Life is Reported Heavy

Colorado and New Mexico Have Suffered Terribly From Swollen, Raging Waters and Many Lives Are Reported Lost—One Village Swept Away—Property Damage Up in the Millions.

Denver, Colorado, Oct. 10.—With telephone and telegraph service crippled only meagre reports have been received from the flood swept district of Southwestern Colorado and Northwestern New Mexico. Heavy loss of life is rumored. From various points come reports of persons swept away by the flood. These include twenty Indians drowned at the shipwreck agency of Navajos, and a Mexican family of seven drowned near Blanca, Colorado. The property loss by the flood is estimated at five million dollars. Residents of the towns in the flood district face a food shortage. Confirmation of the destruction of the village of Arboles has been received. Every building in Arboles was swept into the San Juan river. Most of the property loss because of the flood falls upon Denver and the Rio Grande Railroad.

met again in Toledo on April 11, and on April 12, they were arrested in Detroit.

The news of his arrest was flashed to the waiting Burns lieutenants in Chicago, and with equally feverish haste James B. McNamara and McManigal were started on their transcontinental journey to prison, the two parties met in Dodge, Kan., and arrived here together April 26.

Efforts were then made by Burns and his men to identify their prisoners, the two McNamara and McManigal, with the three men, Bryson, Morris and Leonard, who purchased the 1,000 pounds of dynamite in San Francisco.

McManigal was taken before the grand jury on May 4 and made a sworn statement. What he told the grand jury came out on July 18, when the attorneys for the defense, to save Mrs. McManigal from being adjudged in contempt for having refused to answer questions in the grand jury room, used a certified copy of his alleged confession.

In this "confession" McManigal declared he had come to California to destroy the auxiliary newspaper plant of "The Times," but finding it guarded, blew up the Llewellyn works instead. He asserted he first met James B. McNamara in the offices of John J. McNamara in Indianapolis in the summer of 1910. The following November the two were hunting in the woods near Conover, Wis., and he swore that James then told him he had blown up "The Times," and that when in California he had been known as J. B. Brice.

About the time this "confession" was given to the grand jury, John J. McNamara issued from the jail a statement declaring his innocence and expressing confidence that a trial would result in the vindication of himself and his brother. He refused to comment on the McManigal "confession."

It is by this "confession," however, that the District Attorney hopes to show the connection of John J. McNamara with the alleged conspiracy. But the attorneys for the defense declare they are unworried and untroubled by any fears as to testimony on matters of fact.

McManigal's confession, as given to the grand jury, they maintain, was mere hearsay, and sending his wife, Mrs. Emma E. McManigal, into the legal lists against him, they declare they will tear into shreds his character and his reputation. With McManigal's reputation for probity and veracity destroyed the defense counts on rendering valueless not only his testimony concerning the "Times" explosion but also all of his confession relating to his connection with John J. McNamara and the latter's participation in an alleged conspiracy which not only involved the "Times" and the partial wrecking of the Llewellyn Iron Works here last Christmas, but was responsible also for numerous explosions on steel construction work in various sections of the East.



Austin, Pa., Oct. 10.—Miss Lena Binckey, one of the telephone girls whose warnings saved scores of lives when the waters from the Bayless paper mills reservoir came rushing down on the village, was at work in the higher part of town and from her position watched the destruction of scores of buildings, including her own home. She is shown in the picture seated on a pile of household goods that had been saved from the wreckage.

NOT BY BOILERS

Was Explosion of the Maine Caused, Now Definitely Settled by Army Engineers—Expect to Find Number of Bodies.

Washington, Oct. 10.—The army engineers' report has established beyond controversy the fact that the battleship Maine was not blown up by an explosion of her own boilers. It has been contended that the ship was blown up by her boilers' explosion, which in turn caused the magazines to explode. It is expected that a number of bodies will be recovered in the engine and boiler rooms, when the mud has been removed down to the floor plates.

OHIO MAKES THE RAILROAD GIVE IN

Columbus, O., Oct. 10.—Ouster proceedings by the State against the Hocking Valley Railroad, has ended on the railroad's promise to relinquish control of certain coal companies and competing railroad.

On the second day detectives for the prosecution brought McManigal over from the jail and confronted his wife with him. She emerged from the interview screaming in hysteria. Subsequently McManigal, in the presence of Burns detectives, gave a statement to reporters that the defense was using his wife to induce him to deny his testimony, but that he would stick to the prosecution. He also declared that he was not permitted to see his children because he would not change sides.

On certain points relative to the presence of James McNamara in California, the evidence of the prosecution is believed to consist mainly of signatures on the registers of hotels where Brice was guest in Sausalito, San Francisco and Los Angeles. Handwriting experts therefore will be prominent among the experts called in the trial.

It is believed here that three lines of defense are open, namely: To establish an alibi, by proving that James B. McNamara, the only one of the prisoners whom it is alleged actually placed the bombs in Los Angeles, was not here at the time of the disaster.

Or to achieve the same result by leaving the burden of proof upon the State, and then demonstrating to the jury that the prosecution had not proved that James B. McNamara was in Los Angeles on or about October 1st, 1910.

Or to prove that the destruction of the "Times" building was not caused by dynamite but by the huge volume of gas used for heating the metal in the linotype machines of the newspaper.

AGAIN FRENZIED

Coatesville Came Near Having Another Lynching Yesterday—Negro Attempted Assault and Was Pursued by Hundreds of Farmers.

Coatesville, Pa., Oct. 10.—Coatesville probably would have had another lynching last night if the large posse scouring the woods had caught the negro who yesterday afternoon attempted to assault Annie McElhaney, aged fifteen, white, while she was on her way home from school. The town this morning is in a calmer mood and the girl's condition, as the result of the shock received, has improved. She was on the road leading from Caln to Mortenville, when the attack was made. The negro had torn off half the girl's clothes when frightened off by a buggy's approach. When the alarm was given all the farmers of the surrounding country started in pursuit, William McElhaney, the girl's father, was in the posse, and offered a thousand dollars for the negro's capture. Suspect Arrested.

Philadelphia, Oct. 10.—A negro, Eli Davis, has been arrested at Upper Darby, Delaware County, near here, on suspicion of knowing something about the attack on Annie McElhaney, the school girl at Coatesville. The man is held without bail to await possible identification.

"BLACK HAND" CAUSES FOUR TO MEET DEATH

Wheeling, W. Va., Oct. 10.—Four persons perished at Benwood today, as the result of a "Black Hand" outrage, when a tenement, housing forty persons was blown up, and taking fire was consumed.

SOLDIERS OF THREE WARS

Atlanta, Ga., Oct. 10.—Soldiers of three wars, from the North and South today witnessed the unveiling of the Peace Monument, commemorating the Mission of Peace undertaken by the Gate City guards in its trip north in 1879.

TOBACCO TRUST PLANS STILL BEING CONSIDERED

New York, Oct. 10.—Plans for reorganization of the American Tobacco Company are still under consideration by the company's officials. It is reported they will not be submitted to the court for several days.

Unfilled Steel Tonnage.
New York, Oct. 10.—Announcement by the United States Steel Corporation, of unfilled orders on the books September 30 totalled 3,611,317 tons.

The New Lyric.
The Billie Lancelles Champion Song composer of the World. It

Notice to Hunters: Unredeemed Guns, Parker, Remington, Ithaca and other makes can be bought at Uncle Charles, 16 South Front street. It

TROOPS OFF FOR TRIPOLI

Reported Italy Willing to Indemnify Turkey

But Would Not Tolerate Any Turkish Restraint Over Tripoli—Reports That Four Italian Warships Have Been Blown Up By Mines.

Rome, Oct. 10.—Many transports, carrying thousands of soldiers, have sailed from Italy and others leave tonight. Communication between Tripoli and the outside world has been restored. A great part of the Italian Army expedition is now on the way to Tripoli. The first consignment, comprising the largest part of the total force, sailed from Naples last night. Another fleet of transports left Taranto at sunrise. More troops depart from Agosta tonight. The whole army's landing in Tripoli is regarded as one of the most difficult operations of the war, despite the fact that little fear of attack by the enemy is entertained.

The first Italian expeditionary force, which left Naples October 5th, has landed at Tobruk, Tripoli. It consists of infantry, artillery and a company of engineers.

Italian Warships Blown Up.
London, Oct. 10.—Reports from Benghazi, that two Italian cruisers were destroyed, and from Derna that two Italian torpedo boat destroyers were blown up by mines are in circulation.

Would Indemnify Turkey.
Berlin, Oct. 10.—It is learned in diplomatic circles that Italy probably is willing to indemnify Turkey about \$12,000,000, but it is a question whether she is willing to recognize Turkish restraint over Tripoli in any form.

Italian Troops Land.
Malta, Oct. 10.—Forty thousand Italian troops, it was reported, left Agosta, Sicily, for Tripoli last night on fifty transports, escorted by the fleet's second division under Vice Admiral Thaon Di Revel.

PRESIDENT DINED TODAY WITH BALLINGER

Seattle, Oct. 10.—President Taft spent the night here. Today's program included two speeches, at Seattle and Tacoma. The President, with military escort, rode through the business streets, after addressing an open-air meeting. The President dined with former Secretary Ballinger at his residence.

FOUR HUNDRED ATTEND

Big Foreign Mission Meeting Being Held in Milwaukee.
Milwaukee, Oct. 10.—Missionaries and laymen, numbering four hundred, are attending the annual meeting of the American Board of Commissioners of Foreign Missions, opening here today for four days' convention. Twenty-five foreign missionaries, home on a furlough, will tell of their work in foreign lands.

NEW TORPEDO BOAT GOES INTO COMMISSION

Philadelphia, Oct. 10.—The new torpedo boat destroyer, Patterson, delivered to the Government Saturday, was placed in commission today by the Cramps Shipbuilding Company, at the Philadelphia Navy Yard. The Patterson is one of the world's fastest vessels. On her trial trip she developed a speed of thirty five knots an hour. Her engines are twelve thousand horse power. The Patterson is one of the five vessels that Congress authorized at a cost of six hundred and fifty thousand dollars.

SEABOARD WRECK.

Codele, Ga., Oct. 10.—Twenty-one persons were hurt this afternoon when a Seaboard Air Line passenger train, from Helena to Columbus, was derailed east of Cordele.

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NOW THOUGHT TO BE CRAZY

Is Woman Who Wanted Roosevelt Arrested

Brought Suit For Divorce and Then Wired a Threatening Message to the Judge—She Was Jugged and is Charged With Insanity.

New York, Oct. 10.—Mrs. Ida Von Claussen, who attracted attention two years ago by trying to have President Roosevelt arrested for conspiracy to injure her at the court of Sweden, is to be examined by the Tombs police court on a charge of insanity. She has a divorce suit against her former husband, Dr. William Honan, pending in the Supreme court here. The presiding Justice Sunday received a telegram sent by Mrs. Von Claussen from Chicago, saying: "If foul play marks your decision God help you." On her arrival here, she was ordered sent to the Tombs police court.

THE GREAT MATHEWSON SEES ATHLETICS PLAY

New York, Oct. 10.—Christy Mathewson has been down to Philadelphia observing the weakness and strength of the Philadelphia Americans, whom the Giants meet next Saturday in the opening game of the world's championship series. "Matty" hoped to make his visit incognito, but was recognized as he occupied a direct-stand seat at Shibe Park directly behind the bat. Much of Mathewson's success in the series last year between the local teams was attributed to his observation of the intriguing peculiarities of his opponents.

SEATS FOR "THE GAMBLERS"

Went on Sale Today and Tomorrow Night's Attraction Will Be One of Season.
Seats went on sale this morning for "The Gamblers," the big New York production to be made at the Academy tomorrow night. The play is from the pen of Charles Klein, author of "The Lion and the Mouse" and "The Third Degree," and it will prove one of the biggest treats of the season. It will be presented in Wilmington by a Broadway company, appearing in a massive production. Those who miss it will miss one of the rarest events of the entire season.



Milwaukee, Wis., Oct. 10.—Charles E. Littlefield, former member of Congress from Maine, is associate counsel for United States Senator Stephenson during the Senate investigation of the latter's election to the upper house of Congress. Stephenson has testified that he spent over \$100,000 to secure his election.

The New Lyric.
Don't Miss the old Star Show this week. It