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PLYMOUTH, N. C., FRIDAY, MAY 8, 1908.

NO. 49.

HARRY THAW IS OUT THE WORK OF CONGRESS

Gets at Least Temporary Release From Asylum

FURTHER EFFORTS ARE PLANNED

As a Result of . Monday's . Proceedings on a Writ of Habeas Corpus Sued Out in an Effort to Have Him Declared Legally Sane, He is Transferred to Jail to Await Final Decision on the Writ.

Poughkeepsie, N. Y., Special-Temporrrily at least, Harry K. Thaw is out of the Matteawan Hospital for the Criminal Insane. As a result of the proceedings on the writ of habeas corpus sued out in an effort to have him legally declared sane he will remain in the Dutchess county jail until the final decision on the writ is handed down. The formal hearing in the case will come before the Supreme Court here next Mon-

The adjournment was taken upon request of a representative of the district attorney of New York county to give District Attorney Jerome an epportunity to appear in person to oppose Thaw's release from the

Thaw appeared to be in excellent health, having gained fully 20 pounds in weight since his transfer to the asylum from the Tombs.

Evelyn Still True. One of the interesting features of the proceedings was an announcement that Evelyn Nesbit Thaw, although she has brought suit for annulment of her marriage will appear, if necessary, as a witness in her husband's

That he himself undoubtedly will go on the stand in his own behalf. A Russell Peabody one of Thaw's counsel, declared that the prisoner is willby to submit to any examination the court or the district attorney may desire as proof of his sanity.

The opening of the hearing was delayed by a conference between District Attorney Mack, of Duchess county, and Assistant District Attorney Garvin, of New York.

The Merger Suit.

Salt Lake City, Utah., Special.-H. H. Rogers and James Stillman, named as defendants with the Harriman and other railroads in the merger suit of the government, filed their answers in the Federal Court. They, with E. H. Harriman, Jacob Schiff and others and the Union Pacific, the Atchison, Topeka & Sonta Fe, the Southern Pacific and other railroads are charged with unlawful conspiracy in attempting to gain control of other railroads and restrain and control commerce between the States.

Mr. Rogers makes a sweeping denial of every allegation and demands that the case against him be dismissed because he is not a resident of Utah district and therefore not within the jurisdiction of the court. He also asks that costs be granted him and also damages for injury to his character by reason of the allegations reade against him.

Application For Re-Hearing of Shipp Case.

Chattanooga, Tenn., Special.—Formal application was made to the United States Supreme Court in Washington for the re-opening of the contempt hearing of Sheriff J. F. Shipp in the Johnson lynching case, The court is asked to re-appoint James D. Maher as special commissioner and to authorize him to proceed to this city to take the testimony of the two newly discovered eye witnesses of the lynching, this completing the government's case. The petition had been taken under advisement by the court, which will not re-convene until May 18th.

Negro Boy Instantly Killed.

Spartanburg, S. C., Special.-Roscoe Hill, colored, aged 15 years, a delivery boy at the meat market, was killed Monday afternoon while riding a bieyele on South Church street. The boy collided with a colored woman and fell, his head striking the bitulithic paving with great force, killing him instantly. The woman was not injured.

Lynchburg Man Indicted For Alleged Embezzlement.

Lynchburg, Va., Special.—Samuel H. Taylor, until two months ago eashier of the American National Bank of this city, was indicted in the corporation court on the charge of embezzling \$4.350 from the Bonsack Machine Company, a local concern. It is charged that Taylor extricated a eertificate of stock from the stock book and sold it at the figure named, dends on the shares for two years. He asked if the Senator "loved nizgers" has not arrested.

Doings of Our National Law-Makers Day by Day.

House Summary.

Ostensibly considering the sundry civil appropriation bill the House devoted most of its time to speeches covering a wide range of subjects and concluded the session by giving an attentive hearing to the President's special message. When the portion of the message referring to the multi-millionaire "whose son is a fool and his daughter a foreign princess" was reached there was a storm of applause equally prominent on both sides of the House.

Mr. Leake, of New Jersey, gave some caustic remarks on the President, evoking applease on the Democratic side.

Sumptuary laws and especially the shutting out from army posts of the canteen were the subjects of remarks by Mr. Boebel, of Ohio.

Predicting that "Roosevelt policies" would prevail at the next national Republican convention. Mr. Madison, of Kansas, paid a glowing tribute to the President, declaring that his forestry achievements alone had realized "the dream of the ages."

The great advantage the country would reap from the manufacture of all of its cotton instead of sending two-thirds of that product abroad was the subject of a stirring speech by Mr. Byrd, of Mississippi. By abandoning protective tariff principles Mr. Byrd believed that result would be achieved.

Need for further educational restriction in immigration was discussed by Mr. Burnett, of Alabama, who deprecated the condition of immigrants from Southern Italy.

Mr. Aiken of South Carolina, advocated the passage of his bill to limit the jurisdiction of Federal control over inter-State commerce to permit States to control the liquor traffice within their borders.

Representative Keifer discussed pension legislation and directed caustic criticism towards bills introduced by his collegue, General Sherwood. Latter Mr. Ansberry, of Ohio, in a brief speech defended pension measures presented by General Sherwood and expressed regret that two veterans of the war should be at odds over pension legislation.

Other speeches were made by Representatives Hitchcock, of Nebraska; Vreeland, of New York, and Hamlin,

of Missouri. Senate Summary.

The pension and the District of Columbia appropriation bills were passed by the Senate. In addition the special message of the President urging a legislative programme was read and another chapter of Senator Warner's speech on the Brownsville affray was read. Several measures of minor importance and the resolution of the House to give government aid to evalone sufferers in the South were passed. The resolution to extend the time when the commodity clause of the railroad rate law shall become operative was called before the Senate by Mr. Elkins, but went over under objection from Mr. Culberson The Senate at 5:27 p. m. adjourned.

The Appropriation Bill. The sundry civil appropriation bill was under consideration in the House of Representatives and the greater part of the time was consumed in general debate and discussion until the five-minute rule, which will be

Mr. Fowler of New Jersey, denounced the Aldrich currency bill and pleaded for the passage of his bill to create a currency commission.

Mr. Williams, of Mississippi, presented a petition signed by 164 of the 166 Democrats composing the minority, asking the Speaker to recognize some member of the House to move the discharge of the ways and means committee from further consideration of the Stephens bill for the removal of the duty on wood pulp and print paper and to pass that bill or a simi-

Mr. Dalzell, of Pennsylvania, offered an amendment to the sundry civil bill appropriating \$60,000 for the establishment of a national art gallery in the Smithsonian Institution. The amendment was defeated on a point

of order. The House disagreed to the Senate amendments to the naval appropriation bill and the bill was sent to conferrence.

Jeff Bavis' Speech.

Senator Jeff Davis, of Ankansas, created a mild sensation in the Senate when, in discussing his resolution calling on the Secretary of the Interior for information about the tribal rolls of the Choctaw and Chickasaw Indians of Oklahoma, he declared that 10,000 names were being kept off the rolls by the Secretary and instanced a case in which he said nine members of a family were rated as negroes and only one as an Indian. Advancing toward Mr. Foraker, of Ohio, his voice thundered throughout It is claimed that he paid the divi- the chamber and adjacent halls as he

and defend these members of that race. Only laughter greeted this, and Mr. Foraker requested in a mild tone that the Senator speak louder. Later Mr. Davis' resolution was passed.

All the pension bills on the calendar, and many other measures of minor importance were passed during the day.

Senator Warner, of Missouri, being ill with a cold, an agreement was reached to permit other Senators to read for him the remainder of his Senator Elkins Asks For the Suspen-Brownsville speech.

Heffin's Victim Will Live.

Washington, Special-Thomas Me-Creary, the New York turfman, who was recently accidentally shot by Representative J. Thomas Heffin, of Alabama, has so far recovered that he will leave the hospital next Friday. A conference was held between the latter's attorney and Mr. Heflin voluntarily offered to recompense McCreary for all expense and losses incident to his disability. The agreement, it was learned, was satisfactory to all parties.

Tragedy in Georgia.

Eastman, Ga., Special-Tom Spiers shot and killed Oscar and Walter Stuckey Monday afternoon about 6 o'dlock. It seems from reports that an altercation arose over some work, on the farm of Mr. J. S. Stuckey. which resulted in Spiers shooting and killing the young men. The Stuckeys are among the best families in Dodge county, being highly respected and esteemed as quiet and law abiding

A. M. E. Conference.

Norfolk, Va., Special.—The opening session of the third quadrennial conference of the A. M. E. Church Bishop Wesley C. Gaines, of Atlanta presiding, held Monday in St. John's church, was given over almost entirely to the preliminaries of organization and resolutions of condolence for the sick among the college of bishops Bishop Evans Tyree, D. D., M. D., of Nashvile, preached the opening sermon from John 15:19.

Big Generator Bursts at Niagara Falls.

Niagara Falls, Special.-The great ten-thousand horsepower generator weighing 75 tons in power house No. 3 of the Niagara Falls Hydraulic Power and Manufacturing Company which has been undergoing a test for the last week, preparatory to being placed in commission, burst under great strain and went all to pieces, injuring three men and causing eighty thousand dollars damages.

Cars Resume Night Service.

Pensacola, Fla., Special-With new police officers sworn in and riding on the cars to protect the non-union men, cars of the Pensacola Electric Company continued to run at night instead of stopping at 7 o'clock as heretofore. The only attempt at violence occurred late when some one hurled a brick into a car as it was passing along East Government street

Work Horse Parade.

New York, Special.-For the second annual New York work horse parade, to be held on Memorial Day entries are closed and competition for all prizes will be limited to horses named before midnight. The parade, which promises to be the greatest of its kind ever held in this part of the country, will be held under the auspices of the Women's Auxiliary of the American Society for the Prevention of Cruelty to Animals.

News of the Day.

The peace of Central America is again gravely endangered by a crisis in Guatemala.

Funeral services over the body of Sir Henry Campbell-Bannerman, the British Premier, were held in Westminster Abbey.

A landslide in Lebelle county, Province of Quebec, buried more than a score of houses and cost 30 lives. Mme. Anna Gould is reported to

have said there is no refinement in The dead and missing from the British cruiser Gladiator, sunk it

Paul, number 28. General Woolford declares that Hughes is gaining and that it will not be Taft on the first ballot.

collision with the American liner St

Representative Lilley asserted his belief that the investigators had not secured all the important facts from submarine-boat officials.

PROHIBITIVE HANDICAP. "I can't get a pair of shoes to fit

"That is strange, considering they

are made in such variety." "I knew they are, but what good Fro well, why did not be come forward got the price "-Nashville American. here. ,

Have Not Had Opportunity to Get Rid of Mines

COMMODITIES LAW SUSPENDED

sion of the Operations of the Commodity Clause of the Railroad Rate

Washington, Special.-Late in the session of the Senate Senater Elkins succeeded in getting consideration for his resolution to suspend the operation of the commodity clause of the railroad rate law, which clause became effective May 1. Under the operation of this clause railroads would be liable to heavy fines if they undertook to haul in inter-State commerce any articles or commodities produced from the manufactories or mines in which the railroads have an interest. The railroads contend that they have insufficient time to divorce themselves from the ownership of such properties, or to test the constitutionality of a law compelling them to dispose of such property in-terests. The resolution originally proposed to extend the time for the commencement of the operation of the commodity clause until May 1st, 1910, but the Senate inter-State commerce committee changed the day to January 1st, 1910.

Culberson Opposes Resolution. When the measure was called up several days ago it went over under objection from Mr. Culberson, the minority leader of the Senate, but it was taken up by a vote of the Conate. Mr. Culberson had refused un animous consent and he was first re cognized to speak against the reso-

lution. He said that the committee had given no reasons why the extension should be made and he called upon Chairman Elkins for an explana-Mr. Elkins answered that the condition of the country demands a delay in the operation of the law; that the railroads have been unable to find capitalists to take over the coal lands owned by the roads. For this situation he blamed the recent panic and he said that had it not been for this money shortage and business depression the railroads would have been able to comply with the law. He called attention to the fact that the bill did not repeal the law, but only suspended it temporarily. The Lackawanna and the Reading Railroads were specially chartered by States to own coal lands the Senator said and he showed that the properties were mortgaged and re-mortgaged and that difficulty had been experienced in separating these obligations. Other railroads owning

coal lands were in the same position Mr. Nelson said it appeared that the attitude of the railroads was against compliance with the law and to litigate as to the power of Congress to enact such legislation. He expressed the opinion that the railroads were not entitled to any special

consideration. Amendments to Resolution.

Mr. McCumber construed the commodity clause as not preventing the vailroads from owning coal mines, from mining the coal, or selling the product of the mines. He said that the coal could be sold at the mine to independent dealers who could ship the coal over the railroad wherever they pleased, and there would be no violation of the law. Mr. Warren said that such a transaction would be a perfectly patent evasion of the law. Mr. McCumber admitted that a deal of this character might be open to suspicion but he believed there would be no technical violation of the law.

Socialists Celebrate in New York.

New York, Special. Socialists will celebrate by a parade of ten thousand men and women to Union Square Park where Selig Silverstein threw a bomb on March 28th that may yet kill him. Police Inspector Cotright agrees to permit the parade if no red flags are earried. Other demonstrations are planned all over the city,

Fraternity Convention.

Iowa City, Ia., Special.-Representatives from every chapter of the Delta Sigma Rho Fraternity are here for a meeting of the general couneil of the society, which is being held at the University of Iowa. Delta Sigma Rho is an honor fraternity, founded in 1905, and has had rapid growth. Chapters have been established at the Universities of Michigan Wineonsin, Minnesota, Nebraska, Chicago, Northewestern, Illinois and Iowa. The Northern Orotorical

BOSTON TO KEY WEST

Congressman Small Takes Another Step in the Proposed Inland Waterway Project-His Resolution Carries \$100,000 For Survey of Route.

Washington, Special. - Another

step in the Atlantic deep waterways project was taken when, as the result of a conference with the congressional sub-committee that has been looking after the matter, Congressman Small, of North Carolina, introduced in the House a concurrent resolution carrying the Boston to Beaufort proposition south from Beaufort to Key West. Mr. Small's resolution is the result of an understanding in behalf of the Atlantic deeper waterways association and is in harmony with the original Boston to Beaufort bill introduced by Representative J. Hampton Moore, president of that association. The Small resolution authorizes the Secretary of War to cause a survey to be made for a continuous waterway, by the route or means of determining who is missroutes deemed most available, from Beaufort, N. C., to the Cape Fear river, or the northeast branch of the Cape Fear river, and at such point on either river as may be deemed advisable, thence to Winyah bay, South Carolina, thence to Saint John's river, Florida, at or near Jacksonville, whence by some route or routes to Key West, Fla., if it shall be deemed advisable to extend the said waterway south of the Saint John's river, with a report of plans and specifications and estimate of cost; such survey to be for a minimum depth along the entire route of nine, ten and twelve feet, respectively, with a recommendation as to the most appropriate depth; such survey shall include a report upon the desirability of utilizing as a part of such waterway any existing public or private canal, or any part thereof and the probable cost of acquiring same. The bill earries an appropriation of \$100,-000 to make its provisions effective.

Since the passage by the Senate of the Moore bill as reintroduced by Senator Simmons, of North Carolina, public interest in the Atlantic waterways project has been heightened and those in a position to know are inclined to believe that if the House refuses to make an appropriation for the survey this session the chances of having it included in the next rivers and harbors bill will be materially advanced.

DR. MORGAN DIX DEAD.

Rector of Trinity Church, New York, Passes Away at the Age of 81-Death Due to Heart Failure.

New York, Special,-Rev. Dr. Morgan Dix, rector of Trinity Pro-1862 testant Episcopal parish since and one of the city's most prominent clergymen, died at Trinity rectory in Death West Twenty-first street. was due to heart failure and followed a brief Illness which took a serious turn three days ago. Dr. Dix was 81 cous of age and was been in this eity. He was a son of General John A. Dix, author of the famous despatch "If any one attempts to haul down the American flag, shoot him on the spot." The elder Dix was at one time Secretary of the Treasury and on January 29th, 1861, directed the message quoted to Lieutenant Caldwell at New Orleans. Caldwell had been instructed to supercede the captain of a United States revenue cutter who refused to bring the vessel, as ordered, to New York.

Louisiana Bank Cashier Indicted.

Baton Rouge, Special.-An indictment charging the embezzlement of \$97,000 of the funds of the First National Bank of Baton Rouge, was returned by a Federal grand jury against Oscar Kondert, former cashier of the bank. William Schroeder, book-keeper, was indicted for aiding and abetting in the embezzlement. Both are under arrest here.

Librarians Meet.

Atlanta, Ga., Special.-Every city in Georgia, together with a number of cities in neighboring States, is repciation opened here. Among the speakers will be E. H. Legler, of the Wiscorsin Library Commission, and Miss Mary W. Plummer, librarian of Pratt Institute, Brooklyn, N. Y.

Town Dry; Mayor Quits.

Mattoon, Ill., Special.- Because Mattoon was voted "dry" in the recent local option election, Mayor Lewis Lehman resigned from the office. The retiring mayor is a bank president. He is a believer in temperanee, but declares that he cannot consistently continue to head the city government because of the alleged fact that the loss of the \$1,000 yearly revenue from the 19 ousted saloons will so cripple the municipal does that do a fellow when he hasn't League's annual contest will be held financies as to render the city bank-

A Fatal Hotel Fire of Unknown Origin

FORT WAYNE HOTEL BURNED

New Aveline Hotel at Fort Wayne Destroyed by Fire Early Sunday Morning and at Least Twelve Persons Lost Their Lives.

Fort Wayne, Ind., Special. - At least twelve persons lost their lives in a fire which destroyed the new Aveline Hotel here early Sunday. The entire interior of the building is a smouldering heap of ruins and how many diead are concealed by the de-

bris can only be conjectured. The hotel register was consumed by the fire and there is no accurate

ing. The known dead are: S. Johnson, Pana, Ill.

M. Hirsch, New York. J. B. Miller, Sheboygan, Wiscon-

J. Ellis, salesman for Carson, Pierce, Scott & Co., Chicago. W. A. Pitcher, Fort Wayne, salesman for S. F. Boyster & Co., Fort

J. W. Deviney, salesman for Detroit Neckwear Company, Detroit, Mrs. Sarah Hathaway, Mishawaka,

Unknown woman, companion of

Mrs. Hathaway. The complete destruction of the interior of the hotel makes the work of recovering of bodies difficult. Charred wood, bricks and twisted girders are piled up between the walls to the second story. Piece by piece this must be removed before the roll of the dead can be completed. Some of the bodies taken out are mangled and charred beyond recog-

Entire Family Lost.

nition.

New York, Special.-An early morning fire in a four-story tenement at No. 17 Humbold street, a thickly populated section of Brooklyn, caused the death of six persons and the serious injury of four others. Every member of one family, onsisting of a mother and four children, are among the dead. There were many thrilling rescues by police and firemen and it was due to their brave work that the death list was not larger. A half dozen or more persons who were trapped in the upper stories were saved by jumping into life nets. The financial loss caused by the fire is estimated at \$10,000. The dead: Mrs. Dora Abrams and Sadie, Carrie, Anna and Charles Abrams; and Mrs. Jennie Cohen. The injured are: Mrs. May Noble, Mrs. Amelia Hirschhorn, Fannie Hirschhorn and Anna Hirsch-

May Stop at N:w Orleans.

New Orleans Special .- One of the most important concessions ever made by the railroads to a Southern City becomes effective whereby ten day stopovers will be allowed by all east and west lines at New Orleans, Nearly 100,000 people pass through New Orleans annually and it is believed that a large majority will take advantage of the stop-over privilege. The concession is due to a total elimination of ticket sealpers from the

Town Half Buried in Landslide.

Montreal, Special.—The little village of Notre Dame de Salette, about 18 miles from Buckingham, is reported to have been balf buried in a landslide. Details are very meagre. About 25 lives are reported lost. There is neither telephone nor telegraph in Notre Dame.

Bailey's Majority May Be Reduced.

Dallas, Tex., Special.-Additional returns from the Democratic primary resented at the seventh annual con- election are scattering. Several counvention of the Georgia Library Asso- | ties not reported cast majorities for Johnson, and it is probable that Senator Bailey's majority for delegateat-large to the Denver - convention will be below 25,000.

Mill Operative Shoots Painter.

Atlanta, Ga., Special.-James Huff, of Porterdale, Ga., was shot and in stantly killed by Jack Pierce, a cotton mill operative of this city near the corner of Decatur and North Boulevard, Pierce made his escape. The cause of the shooting is not known, but persons in the vicinity heard Pierce say to Huff: "Jack, don't come any further, or I'll kill you." A moment later a shot was heard and Huff fell. Huff was a painter and bore a good reputation.