

## THE SPANISH FLEET NEARING HAVANA

With Arms, Amunition and Supplies for Blanco.

## THE AMERICAN FLEET PREPARING TO FIGHT

It is Hourly Expected the American and Spanish Fleets will Meet and the Great Naval Contest Take Place

### THINGS GETTING HOT.

By Telegraph to The Times-Visitor.  
Key West, May 20.—The greatest activity is evidence that all the vessels here are preparing for sea. It is expected that Sampson will sail this afternoon to meet Cervera. The arrival of the Spaniards at Santiago has heated the navy's blood to a boiling point. The sailors on the battleship New York insist on returning the bell presented to them by the Seventh regiment. The burning of the Evening Post tent for displaying the Spanish flag is universally condemned. The three hundred soldiers concerned will never be punished.

The pilot boat Glance sunk the patrol boat Sarasota in a collision here last night. It is believed Shafter this afternoon will release the boy Garcia who was arrested on suspicion of being a Spanish spy. Garcia arrived at Tampa eight years ago and prominent officials corroborate his innocence. All correspondents have been notified that in the future all dispatches must be approved by Lieutenant Miley, of Shafter's staff. A rigid censorship continues until the aking of Cuba.

### THE FRENCH EXPOSITION 1900.

By Telegraph to The Times-Visitor.  
Washington, May 20.—Robineau the correspondent of the Paris Temps and Matin here asserts that all Frenchmen except the holders of Spanish bonds are friendly to America. Robineau has discovered that the hostility of France has seriously menaced the success of the exposition of nineteen hundred. A French firm wrote a prominent Cincinnati house regarding exposition and Cincinnatians replied: "As France has shown herself so decidedly unfriendly to America since the beginning of hostilities with Spain, we decline to have anything whatever to do with you."

### MORE HURRY ORDERS.

By Telegraph to The Times-Visitor.  
New York, May 20.—Hurry orders were received here today to coal the Columbia preparatory to her sailing. It is believed she will join Sampson.

### OFFICIAL CONFERENCE.

By Telegraph to The Times-Visitor.  
Washington, May 20.—General Merritt held a conference with officials of the army department at an early hour this morning preparatory to his going to the Philippines.

### ON TO DEWEY.

By Telegraph to The Times-Visitor.  
Washington, May 20.—more transports will leave San Francisco tomorrow or Sunday with eight thousand troops for Dewey.

### WILL JOIN SCHLEY.

By Telegraph to The Times-Visitor.  
Providence, May 20.—It is reported that the Rhode Island Naval reserves have just been ordered out and will join Schley immediately.

### KILLED AT CIENFUEGOS.

By Telegraph to The Times-Visitor.  
Key West, May 20.—Three hundred Spaniards are known to have been killed and several hundred wounded in the recent battle at Cienfuegos.

### FRANCE AND GERMANY.

By Telegraph to The Times-Visitor.  
Washington, May 20.—It is announced on authority usually reliable that President McKinley regards France and Germany as enemies, and is preparing for any event that may show their true sentiments. He is said to have conclusive evidence that both are aiding Spain.

### FORCES EMBARKING.

By Cable to The Times-Visitor.  
Barcelona, May 20.—Large forces are embarking for the Philippines.

### ASSIGNMENT OF BRIGADIERS.

By Telegraph to The Times-Visitor.  
Washington, May 20.—Secretary of War Alger announced the assignment of Brigadiers for the different army corps as follows: First Corps, Major General Brooks; Brigadiers Poland, Snyder, Arnold. Second Corps, Major General Graham; Brigadiers Guenther, Williston. Third Corps, Major General Wade; Brigadiers Bacon, Compton, Carpe. Fourth Corps, Major General Coppinger; Brigadiers Bates, Davis, Schwan. Fifth Corps, Major General Shafter; Brigadiers Kent, Lakton, Chaffee. Sixth Corps, Major General Wilson; Brigadiers Anderson, Young. Seventh Corps, Major General Lee; Brigadiers Shawkins, Burt, Bates. Cavalry, Major General Wheeler; Brigadiers Henry Summer.

### CERVERA AT SAN TIAGO.

By Cable to The Times-Visitor.  
Madrid, May 20.—The Spanish fleet under Cervera on arriving at Santiago de Cuba found two small American war ships which retired with all speed. The Queen has cabled her congratulations to Admiral Cervera.

Cervera landed an enormous quantity of arms and supplies for Blanco. The Spanish fleet goes to Havana at once.

### REPAIRING THE CHARLESTON.

By Telegraph to The Times-Visitor.  
Mare Island, May 20.—Machinists are working furiously to repair the Charleston's condensers.

### COMPLETE UNDERSTANDING.

By Telegraph to The Times-Visitor.  
Washington, May 20.—It is stated in official circles that there is a complete understanding between America and England tactic of offensive and defensive alliance.

### THE CUBAN ARMY.

By Cable to The Times-Visitor.  
Port au Prince, May 20.—General Gomez, with fifteen thousand Cubans, is closing in on Havana. The advance guard, led by a negro chief, Quintin Bandera, while on march, routed eight hundred Spaniards. Santiago is wildly excited.

### THAT INVISIBLE FLEET.

By Cable to The Times-Visitor.  
Calixto, May 20.—General Garcia menaces the town with five thousand men, cutting off all sources of supplies. It is reported the Spanish warships have been sighted off Yucatan accompanying three large transports laden with troops.

### GEN. MERRITT.

By Telegraph to The Times-Visitor.  
Washington, May 20.—Final orders for the Philippine expedition were given to Gen. Merritt who starts west tonight. It is supposed that provisions are made for his remaining at Tampa until the second detachment of troops for Manila is in shape.

### STILL AT CADIZ.

By Cable to The Times-Visitor.  
Gibraltar, May 20.—The Second Spanish fleet is still at Cadiz.

### BATTLE EXPECTED.

By Telegraph to The Times-Visitor.  
Key West, May 20.—The Cape Verde fleet is reported on the south coast of Cuba making for Cienfuegos where a big battle is expected hourly.

### CONDOLENCE OF THE CZAR.

By Cable to The Times-Visitor.  
London, May 20.—Mrs. Gladstone has received a letter of condolence from the Czar of Russia.

### MARK MASTER'S DEGREE.

Raleigh Chapter, No. 10, Royal Arch Masons, will meet tonight at 8 o'clock for work in the Mark Master's degree. A full attendance is desired. Visiting companions invited.

## MOVE POSTPONED

Governor Russell Surprises Camp Bryan Grimes

### HE ASKS FURTHER TIME

Says Troops are Content here and Don't Want them Moved until Ready to go Cuba.—Fitz Lee Caused Postponement—Court Martial Today.

Hundreds, yea thousands of Raleigh people were disappointed again this morning when they arrived at Camp Bryan Grimes and learned that orders from General Fitz Lee had detained the First Regiment here indefinitely. Many ladies had gone to the camp with baskets of good things for the boys and they hope this will not prevent their receiving the same sort of refreshment when they make a genuine leave from Raleigh.

The orders first received were to move yesterday and Col. Armfield at once notified the department that the regiment would move at noon today arriving at Tampa Saturday afternoon. Last night all the officers attended the reception at the Mansion and said good-bye to the friends they had made while in camp here. Early this morning camp was broken and the work was progressing rapidly when Col. Armfield ordered changes and the work was abruptly brought to a close.

The message received from General Lee stated that there was at Tampa no equipment for the men and that they must wait here until the full arrangements could be completed for their reception at that point.

Col. Armfield, through Adjutant Alexander, wired the department that the regiment was ready to move and had sufficient tents to quarter them at Tampa.

At regular intervals of fifteen minutes the department was wired for an answer but at 3:30 this afternoon no word had been received at the camp. The men are constantly expecting the order to come and will be off within two hours after the order is received.

Twenty four wagons, two for each company, are standing hard by ready to make the trip to the Pullen Park landing, where the trains will be within twenty minutes after notice is given. The tents can be packed in short order and only two trips for each wagon will be necessary.

There was a gloom cast over the camp when it was learned that the Governor had wired the following message to Senators Butler and Pritchard at Washington:

"See Secretary of War—Ask him not to call troops to Tampa until ready to move to Cuba. Can roll them to coast in twenty hours. Regiments are comfortable and healthy here. First regiment has been in readiness for two weeks awaiting equipment. Second be complete today."

"D. L. RUSSELL."  
No one knows why the Governor sent the message and there is a difference of opinion as to its influence when presented at the war department. This much seems generally settled; should it in anyway conflict with previous arrangements it will be ignored by the War Department.

THE COURT MARTIAL.  
Lieutenant Col. Calvin D. Cowley this morning held a court of more than ordinary interest. About forty men were charged with participating in disgraceful proceedings at the lunch stand across the road from the camp, from which it was claimed both money and provisions had been stolen.

Three men were placed in prison on account of the larceny of provisions and completed the unlucky nineteen. The drunk and disorderly men last night were numerous and it was thought that these would get deep into trouble. The men who took part in last night's disorder were confident of leaving today and thought their actions would be overlooked in the hurried departure. This, however was not the case and they may yet get heavy punishment.

FOWLER-BAKER.  
Yesterday afternoon at 3:30 p. m. at the home of the bride, three miles from Wakefield, Miss Grace Baker was united in marriage to Mr. Henry Fowler, son of Dr. M. L. Fowler. The ceremony was performed by the Rev. A. D. Hunter in the presence of a few friends who join a large number of acquaintances in wishing them all future happiness. The bride is a popular young woman and the groom a young man of ability.

MR. AND MRS. FELLOWS HERE.  
Mr. and Mrs. E. H. Fellows, who have been spending the past season in Georgia were passengers on the north-bound Seaboard train this morning. After making short visits in Baltimore and New York they will visit relatives in England, sailing from Montreal on June 4.

A large party of their Raleigh friends were at the station to greet them, and wish them bon voyage.

## TWO BOYS MISSING

Mother Anxious for Her lost Child

### IS ALBERT BRAGASSA

Ponds Draggd for the Missing Bragassa and Young Pool.—Possibly Trying to Join the Troops at Tampa.—Aid Asked.

There are mothers and fathers in Raleigh anxious as to the whereabouts of two children who are now missing and every effort of the police department to find the boys has been in vain. The two boys lost are:

ALBERT SMEDES BRAGASSA, son of Mr. and Mrs. T. A. Bragassa, who live next to the Academy of Music and near the corner of Martin and Salisbury streets.

TOBE POOL, whose brother is in the employ of the city and who drives the fire engine of the Capital Hose Company. The police were notified that the children were missing and yesterday began silent search for the youngsters who are possibly off on a frolic little dreaming of the anxiety at home.

Albert Smedes Bragassa is a youngster only thirteen years old, has brown eyes, very bright cheerful face, short dark hair, wears light gray corduroy coat and cap, and light pants. Disappeared from his father's refreshment stand at Camp Bryan Grimes Wednesday afternoon, May 15th about one o'clock. It was thought that he had gone down the road to wait for the train. He always smiles when he speaks.

Tobe Pool, Bragassa's companion, disappeared at the same time and they are supposed to be together. Pool is some larger and is sixteen years of age.

Yesterday the pond near Camp Grimes was dragged by grappling prongs, it being thought possible that the boys might have gone swimming. The bathing pool at Pullen Park was also examined but no discovery leading to the discovery of the boys' whereabouts has as yet been made.

Mrs. Bragassa is almost wild with fright and fears the worst news to be made known to her at any moment.

Mr. Bragassa has wired throughout the State to keep a sharp watch for the youngsters who possibly took one of the afternoon trains out of the city and are awaiting the special to join the troops for Tampa.

Any news as to the whereabouts of the wanderers will be thankfully received by Mr. and Mrs. Bragassa.

MILDRED BARBEE DEAD.  
The Lovable Daughter, Sister and Friend Passed Away This Morning.

Raleigh was saddened this morning by the announcement of the death of Miss Mildred Barbee, eldest daughter of Mr. E. R. Barbee. Not until yesterday was her illness considered critical. Wednesday she was removed from Peace Institute to the residence of her aunt, Mrs. C. G. Latta on North Person street. Every attention which medical skill could render proved futile and this morning the bitter news of her death caused sorrow throughout the city.

Sweet and gentle Mildred, just entering upon the threshold of young womanhood, was called to her Heavenly Father. But her young life was not lost. Her lovely disposition and gentle manner have left their impress on the hearts and minds of all who knew her. Thoughtful and considerate beyond her years, with a pure heart overflowing with love, she left this world to ripen into perfect womanhood in the brightness of that better land, where sorrow never lingers and joy never dies. She bore her suffering with the patience and fortitude of a little martyr. Truly one of the purest and sweetest of earth's flowers is gone. Her loved ones miss her kindly smiles, her gentle presence, her self-sacrificing and thoughtful consideration and mourn that christian womanhood has lost a bright gem but God is love and He had need of this pure soul amid the saints and cherubim around the great white throne.

The deepest and most tender sympathy of the entire city goes out to the bereaved father and sister and to her aunt, who so tenderly watched at her bedside.

The funeral services will be held from Edenton Street Methodist church tomorrow morning at 10 o'clock and will be conducted by Rev. W. C. Norman.

VERNON'S HEADQUARTERS.  
The Southern Railway's war headquarters were moved this morning, at least it looked so, when the popular T. P. A. Mr. R. L. Vernon, was seen, coat off hanging on a blue jack, in the Cameron woods near Camp Grimes, with schedules scattered about him, he was figuring on the movements of the troops. He is a popular railroader and can adapt himself to any circumstances. The headquarters remained in the woods until the "warm number" cooled off.

## HUBERT KING GOES

His Mother's Petition Dismissed by Judge Purnell

### HAD NOT JURISDICTION

The Petition of the Mother Answered by Captain Crawford for Col. Armfield—Argument by Counsel—The Judge's Order.

In chambers this morning, before Judge Purnell, Captain A. J. Crawford, Company K, First Regiment N. C. Volunteers, representing Col. J. E. Armfield, produced the body of Hubert A. King, and the petition of King's mother was argued by District Attorney Claude M. Bernard, representing Colonel Armfield, and Moses Amis for Mrs. King.

The petition of Mrs. King set forth that her son was not of legitimate age and that he should not be allowed to go in answer to the order to Tampa.

The answer of Captain Crawford, for Col. Armfield, was filed in court as follows:

United States of America, Eastern District of North Carolina—In the matter of Hubert A. King, Habeas Corpus Proceedings:

A. J. Crawford, Captain of Company "K" First Regiment of North Carolina Volunteers, produced the body of Hubert A. King, into Court, and answered the petition herein for Colonel J. E. Armfield, being impossible for the said Armfield to be present; as follows:

1. It is admitted that the petitioner is the mother of Hubert A. King, but denies that part of section one which says that Hubert A. King, is seventeen years eleven months and twenty-four days; denies that date of birth is the 24th of May, 1880, but on the contrary says that the date of birth is May 2nd, 1880, as he is informed and believes.

2. Admits section 2nd, as to date of enlistment; denies that the order has been to remove the Company to Tampa, Florida, and says that if any such order has been made, it has been rescinded; Third allegation is denied in so far as stated therein that Hubert A. King, is unlawfully detained by virtue of an unlawful enlistment.

3. Fourth paragraph is admitted. 1. And further answering defendant says that this court has no jurisdiction of the subject matter; and prays therefore, that the petition be dismissed.

Upon the following grounds Judge Purnell dismissed the petition and Hubert A. King was returned to his post at Camp Bryan Grimes: United States of America, Eastern District of North Carolina—In the matter of Hubert A. King, Habeas Corpus Proceedings.

COURT DISMISSING PETITION.  
The jurisdiction of the United States District Courts and Judges in Statutory, they have no common law jurisdiction in proceedings under writs of Habeas Corpus but the power to proceed under this great writ is limited to such subjects as are enumerated in the statutes. Section 793, R. S., et al. This case does not seem to fall under any of the enumerated cases in which a District Court or Judge has jurisdiction. The soldier does not ask to be discharged—he is not restrained of his liberty against his will by an officer acting under authority of the United States—but the mother is asking that her son, who she alleges is under age, be restored to her.

However, much the sympathies of the Court or Judge may be with the mother, the Statutes do not seem to confer jurisdiction, and the Supreme Court of the United States has decided in re Burrus, 136 U. S. 586 that a District Court of the United States has no authority in law to issue of habeas corpus to restore an infant to the custody of the father.

The domestic relations are cognizable in other Courts, not in the United States District Court.  
Let the Writ be dismissed and the soldier be discharged from the custody of this court.  
(Signed) THOS. R. PURNELL, Judge, &c.  
This May 20th, 1898.

GIVE THE COUNTERSIGN.  
Last night a newly enlisted man did sentinel duty at the drill ground entrance to camp Bryan Grimes. Four men slipped out of camp early in the evening and returned at about one o'clock this morning. When they came near to the camp the sentinel called in cold stern tones:

"Halt. Who Come Here?"  
"Four privates," was the answer.  
"Well," said the Sentinel, "You must give the password."  
"We can't," answered the leader of the privates.  
"Well," said the sentinel again, "if you don't say 'Chicamauga' you can't pass."

"Hic-a-morga," said the privates and they staggered past the lines and crept quietly to their tents.

The contract for paints for the Hotel Carrolton, which is being built on Fayetteville street, has been awarded to Messrs. Allen & Nichols, of this city. This progressive firm is moving steadily to the front.

## BRIGADIER GENERAL

Major Hayes Says he Got the Plum

### LEFT FOR WASHINGTON

Last Night Received a Letter in which he Said there were Assurances of his Appointment and Would be Detailed to Manila Enforcement.

Last night at the reception tendered the United States Army officers now in this city Major E. M. Hayes announced to a few personal friends that he had received advices from Washington assuring him of his appointment as Brigadier General to serve in the army under General Merritt, who is ordered to duty at Manila.

The rumor spread over Raleigh today to the effect that his commission had been issued, and Major Hayes when seen by a reporter stated that he had received the letter referred to and would leave on the Seaboard Air Line north-bound train for Washington to see the Secretary of War.

The news was at first doubted, as there had been no announcement that more Brigadier Generals would be appointed at once, but the announcement coming as it does from Major Hayes is thought reliable.

Major Hayes, if appointed Brigadier General, will be assigned to command a part of the fourteen thousand extra troops which are to be concentrated at San Francisco as soon as they can be got in readiness.

The news, if true, is good news for Major Hayes, and his friends here. He will reach Washington tonight and will then be able to give more definite information than he did here.

A RILLIANT JOURNALIST.

All Raleigh regrets to lose Mr. W. E. Christian who has become a member of the New York Herald's staff correspondents and stationed at Washington. He is a writer of polished rhetoric and a popular journalist because of his genial disposition and excellent ability. Relative to his departure the Charlotte Observer editorially says today:

"It will be cause of regret to many persons to know that Mr. W. E. Christian, late of the staff of The Raleigh News and Observer, has left the State and is now connected with the Washington bureau of the New York Herald. Few more brilliant men than Mr. Christian have ever wrought upon the press of North Carolina. He has great natural gifts, to which he has added fine scholarship. An experienced and finished journalist, he is perfectly capable of holding his own in any field, and while The Observer is sorry to lose him from the State it congratulates him upon the wider opportunities which have opened up to him and knows that he will sustain himself and earn promotion."

To Mr. Christian the Times-Visitor sends its feeble words of congratulation for in his stay here he did much to raise the standard of journalism in this city far above any other city in the State and equal to any in the South.

THUNDER STORM TOMORROW.  
For Raleigh and vicinity fair tonight and Saturday; probably a thunderstorm Saturday night.

The barometric depression in the west continues to cover a large area from Texas to Dakota. Cloudy, rainy weather continues to prevail throughout the Lake region, Ohio and Mississippi valleys and westward. The largest precipitation was 1.82 inches at Memphis.

Fine clear weather prevails over the Southern States east of the Mississippi, with nearly the highest 8 a. m. temperatures for the season. The isotherm of 70 now extends as far north as Boston. The pressure is highest at Charleston. The conditions appear to be favorable for thunderstorms Saturday.

We are requested by the committee of ladies who presented the flag of Company K, First Regiment, on yesterday, to say that owing to the stated departure of the troops today it was deemed advisable to make the presentation at once, and in consequence only a small number of the ladies who had contributed to the fund could be notified and be present when the presentation was made.

The executive committee of the North Carolina Press Association is called by President Whitaker to meet at the Yarrow House, Raleigh, May 26. At that time the editors will complete the programme for the annual session to be held at Waynesville, Raleigh should entertain the editors in '98.

CAPTAIN HILL'S THANKS.  
I desire to thank the good people of Raleigh for their hospitality and kindness shown Company I First Regiment and to say we shall remember it even longer than our fathers, who came to this camp of instruction just thirty-seven years ago this month.

EDWARD HILL, Capt. Commanding.  
May 20th, 1898.