

THE TIMES-VISITOR.

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RALEIGH, N. C., WEDNESDAY EVENING, FEBRUARY 1, 1899.

25 CENTS A MONT

GENERAL ASSEMBLY

Lambert and Eaves Seated Today

\$20,000 TO STATE GUARD

Lengthy Debate in House Over Creating the Office of Treasurer in Surry County—The Newbern Bill.

The Senate met at 10 o'clock, and prayer was offered by Rev. Mr. Bain. Petitions were presented as follows: from the merchants of Johnson county asking for the repeal of the merchants purchase tax; from the women's Christian Temperance Union, of North Carolina; from the citizens of Northampton county, asking for additional commissioners; from the citizens of Beltz township, Robeson county, relative to the stock law, from the citizens of Salisbury against the passage of the proposed charter.

The following bills were introduced: By Senator Jerome, to amend 147 laws of 1896, in regard to registration of deeds to validate certain conveyances. By Senator Hill to appoint Justices of the peace for Duplin county. By Senator Smith to abolish a county board of education. To establish graded schools at Albemarle. By Senator Glenn, to drain the lowlands of Muddy Creek and its tributaries. By Senator Newsome, to repeal the merchants purchase tax at Elkin. By Senator Hairston, (by request) to prohibit the sale of liquor within two miles of Igains cross-roads, Davie county. By Senator Mason, for the relief of L. F. Malpass. By Senator Harris, to give two additional commissioners to Northampton county, to give additional Justices of the peace in Northampton county.

The calendar being taken, the following bills passed final reading: To amend section 2941 of the Code, relative to the continuation of the rights of citizenship; to incorporate the city of Newbern.

The minority report of Senator Campbell in the contested election case of Lambert and Eaves against Kerley and Southern was read. Mr. Campbell asked that the attorneys of Messrs. Kerley and Southern be allowed to appear before the Senate and argue the law and facts in this case; that being a lawyer, and therefore unable to make the points clear he preferred that full representation be made by the attorneys who had hitherto taken professional facts before the committee.

Senator Glenn opposed this as being without precedent. He said that the committee had been appointed to give a decision in this matter, and they had been doing; that the committee was composed of lawyers in the State, and he was perfectly willing to abide by a decision of the majority. The Senate needed no outside lawyers to come before it in argument now; and he wanted this case to take its usual course and the report of the committee endorsed favorably by the Senate.

Sensors Travis, Daniels and Black agreed with Glenn, and Senator Black requested that instead of outside lawyers coming before the Senate, he thought that whatever legal explanation was necessary could be made by Senator Osborne.

Senator Osborne said that the majority report was based purely on a proposition of law—that all the lawyers on the committee voted with the majority report which was only opposed by Senator Campbell who was not a lawyer. He had stated to Campbell that he supposed that there would be no objection to the proposal that the Senate should go into a committee on the whole and hear the lawyers of Kerley and Southern. This was all; and the Senator trusted that he had done nothing criminal.

The motion that lawyers on both sides should appear before the Senate for one above was lost.

The proposition of law governing the decision of the committee is that Senators otherwise qualified are not legally entitled to register on days and at places other than those specifically fixed for registration.

With reference to this point Senator Campbell spoke at some length, contending that there had been too strict a construction of the law and that the votes thrown out by the majority of the should be counted as legal.

Senator Daniels stated that he had been on this committee, and that he had never known anybody to act more carefully, and judiciously. They had tried to do right; and had only given a final opinion after long consideration. Senator Campbell's contention before the committee had received thoughtful attention; but all the authorities cited by Campbell related to the election law prior to 1885 and 1887, and consequently could not be denied as guiding the committee in the case under deliberation. Senator Daniels said that the registration law was explicit, and that with all possible fairness Campbell had Senator Skinner, too, said that careful consideration had been given to this case; and that abundance of time

had been given to the contestees to rebut the depositions introduced by the contestants. He spoke of the great irregularity at the majority of the precincts in Mitchell county and of the tendency of the committee in not throwing out whole boxes instead of individual votes.

Senator Skinner, Senator Justice, and Senator Osborne referred briefly to the law governing the case, which is simple and not to be misunderstood in its effect.

On motion the minority report of Senator Campbell was rejected by a vote of 24 to 6.

Senator Skinner moved that Lambert and Eaves be sworn in, which was done by Lieutenant Governor Reynolds.

The Senate went into a committee on the whole at 12:20 a. m. for the further consideration of the bill to amend, consolidate and codify the insane laws of the State. Reading of the bill was resumed on section 46 of the bill, after Senator Wilson had moved that this section, which was adopted yesterday, be re-considered and that section 2278 be substituted for it. After some discussion Senator Travis offered the following substitute for section 46, which was adopted: "In the admission of patients to any State hospital priority of admission shall be given to the indigent insane. Provided, that that Board of Directors may regulate admissions, having in view the capability of patients, the welfare of their institution, and the necessity of particular cases. Provided, further, that said Boards may, if there be sufficient room, admit other than indigent patients. If any inmate of an asylum shall require private apartments, extras, or private nurses, the Directors, if practicable, shall provide the same at a fair price to be paid by said patient."

Upon motion of Senator Brown, section 25 was re-considered. The Senator moved that the \$250 fine as a penalty upon the sheriff or other person bringing to a hospital (insane) a patient with contagious disease, unless accompanied with vermin, or without two full covers of underclothing, be charged to \$25.00 and the penalty of \$50 fine upon the county commissioners who shall refuse to refund the amount expended by the sheriff for clothing, etc., shall be charged to \$25.00; and this motion on the form of an amendment was adopted.

That part of section 49 which provides that inmates may be committed in an asylum voluntarily was stricken out. It now being necessary to commit an inebriate with the formalities attendant upon the confinement of the insane. This section also provides that if the superintendent and Board of Directors shall be of the opinion that a longer confinement (that is; longer than a period of 12 months; 3 months being the shortest period for an inebriate admission) of an inebriate is necessary or advantageous, they may detain the inebriate for a longer period, not to exceed, in any case, six months. All subsequent clauses on sections relating to voluntary admission of an inebriate were stricken out.

With regard to the part of section 2 providing that the application of person of unsound mind or threatened with insanity shall be the same as adopted the usual form provided for that of the inebriate, the committee the application of all insane persons to be confined in any hospital for insane.

Section 54 providing that in any action to which an insane person has been a party he shall be deemed to have pleaded every defense, and shall have the benefit of every defense whether pleaded or not that might have been made for him by his guardian was stricken out.

The committee rose at 2 o'clock. There are 19 more provisions of this bill to be considered.

The Senate adjourned at 2:03.

HOUSE.

The House met at 10 o'clock, and Rev. Dr. M. M. Marshall offered prayer.

Bills were introduced as follows: By Mauney, to make it unlawful to fell trees in certain streams in Clay and Cherokee. By Harrison, to appoint J. E. Moon, of Halifax, a Justice of the peace. By Harrington, to provide for levying a tax for a graded school at Mt. Airy. By Hartsell, to amend the charter of the Odell Manufacturing Company. By Holman, to remedy the conflict in dates of court in Iredell and Randolph courts, so as to make Iredell court fall on the 1st Monday in December. By Craig, to incorporate churches in Henderson county. By Carroll, to strike out the fine in bastard proceedings (amending section 35 of the Code.) By Hart, to make \$20,000 annual appropriation for the State Guard and making it of three regiments of 12 companies each. (Besides the naval reserves and artillery detachment.) By Austin, for the relief of Ananias Randolph, Confederate veteran. By Lane, to amend the charter of the bank of Reidsville. By Tharpe, to pay Miss Samantha Lyon, public school teacher in Wilkes. By Henderson, for the relief of Joseph C. Walker, Confederate veteran, of Mecklenburg. By Winston, to repeal act of 1895 requiring timber cutters in Tyrrell to establish all land boundaries.

By Dees, to incorporate town of Oriental, Pamlico county. By Powell, to protect hotels and boarding houses by

forbidding transient guests from taking away their trunks or other baggage before they pay their bills, or give proper security for payment. By Julian, to amend section 872 of the Code relative to service of process, so that in case of debt process can be served through a magistrate in the creditor's county, and debtor be brought to trial in such county if he resides in another.

The calendar taken up. Bills passed giving New Hanover the road law and tax; amending the charter of Elizabeth City, changing wards, &c.; to repeal the charter of Newbern, appointing 5 trustees, who will take charge of all property, &c., which is held by said city, the trustees being Wm. Dunn, G. H. Roberts, L. H. Cutler, R. K. Jones and T. A. Greene, the act to take effect 7 days after its ratification.

The latter bill was explained by Williams, who said the fusionists had so gerrymandered the town that the Democrats only had 2 aldermen, the Republicans electing 4 and Governor Russell appointing 5, this board heard then electing a negro city attorney and 5 negro policemen. The bill was approved by the Newbern people in mass meeting, and the meeting also named the trustees.

Bill to establish a county treasurer for Surry came up. Hampton said that this was a purely Democratic measure, was revolutionary and that two years hence the people would rise up and rebuke such legislation. He alluded to Isaac Smith, Republican representative from Craven as "that grand old Democrat from Craven," and he said this legislature would annihilate Craven county and "leave only a big black grease spot."

Hampton said Surry needed no treasurer and that its finances were in good shape. Gattis said the finances were not in good shape; that the sheriff acted as treasurer and collected fees, while when the Democrats had the sheriff he got no fees. The legislature will this time elect a treasurer; afterwards the people of the county will do that. Smith of Craven, announced that he would vote for the bill. He expressed regret that this legislature did not elect the representative from Surry. Leatherwood spoke earnestly in support of the bill. Craig took ground against the bill, saying if the white people of the West are foolish enough to vote for Republicans he was willing to let them do so. He declared his self-governed belief in the doctrine of self-government. Leatherwood said the sheriff's bond was insufficient. McLean, of Harnett, said the Democratic minority in Surry were entitled to protection.

Gillum said it did not appear to the committee that there was any politics in the bill. Carroll took ground against the bill, saying it was a dangerous ground. It was a bad precedent. McNeill also opposed the bill. Justice, of McDowell said the bill was lawful and proper. He said further that the white men of Western North Carolina intended to run their own affairs. The legislature of 1897 gave the Governor power to name a treasurer for McDowell. The offices of treasurer and sheriff ought to be separated. Robinson said that save where there was a large and incompetent electorate the doctrine of local self-government must prevail. Robinson said he did not deny the right of the legislature to elect, but did deny the justice of it. He

(Continued on 4th page.)

VOTE ON TREATY.

By Telegraph to the Times-Visitor.
WASHINGTON, Feb. 1.—Senate committee on foreign relations has decided to vote on the peace treaty resolutions.

The army bill was reported in the Senate and referred to the committee on military affairs.

The first vote on the treaty may possibly be taken in the Senate today. This will come if the programme of many individual Senators is carried out, but the leaders may decide to keep the lines intact till Monday, when the vote will be had by unanimous agreement.

The first vote will be on a motion to refer Senator Bacon's resolution to a committee. This will not be opposed by members of the committee, which is confident it will be carried also confident of disposing of all the other resolutions in accordance with their ideas. They count on all resolutions, except Sullivan's being voted down. They will not oppose Sullivan's resolution, and it now looks like it will be adopted. Lindsay offered a resolution that the acquisition of territory carries no obligation to admit it into the Union, and that the Philippine cessation will be accepted with the hope that the inhabitants may demonstrate their ability to form a government.

CORTES TO MEET.

By Cable to the Times-Visitor.
MADRID, Feb. 1.—Cabinet council today decided to authorize Premier Sagasta to fix a date for assembling the Cortes. The question of the suspension of constitutional guarantees was also considered but no decision was reached.

QUAY VOTE.

By Telegraph to the Times-Visitor.
HARRISBURG, Pa., Feb. 1.—Quay, 105; Jenks, 82, others scattering. Necessary 121.

"OPERA HOUSE" EVERY NIGHT NEXT WEEK.

Rentfro's Big Stock Company—22 People—Concert Band and Operatic Orchestra.

In a repertoire of all new plays, presenting on Monday evening the sensational comedy drama, "The Lightning Express," in which a full train of cars crosses the stage at the rate of 40 miles per hour. Eight big specialty acts are introduced, besides the wargraph, showing all the late war views. The company's band consists of 12 musicians which also double in orchestra, so lovers of music here is a rich treat for you all next week. Prices will be 10, 20, 30 cents.

W. H. Barsicad, Jr. is here in advance of this splendid attraction. Manager Rivers says he has secured a leading big show. It is the best and biggest repertoire company now traveling.

FAIR WEATHER.

The forecast of the weather bureau for Raleigh and vicinity: Fair tonight and Thursday.

The high area and cold wave has advanced to the upper Ohio valley. The temperature this morning has fallen to 1 above zero at Cincinnati, and 2 at Memphis, but the force of the cold wave is broken and is not likely to progress further southward. The weather is generally clear over the country east of the Mississippi.

Another storm has formed over northern Texas and a new high area and cold wave in the extreme Northwest. The temperature is still below zero over Nebraska and the Dakotas, but has risen in the Mississippi valley.

ESTERHAZY TRIAL.

By Cable to the Times-Visitor.
PARIS, Feb. 1.—Esterhazy was officially notified yesterday that his testimony before the Court of Cassation, being concluded proceedings would close, would be resumed in twenty-four days. Thereupon he left by the northern railroad for an unknown destination.

SNOW SLIDES.

By Cable to the Times-Visitor.
VANCOUVER, Feb. 1.—A fatal snow slide occurred on the main line of the Canadian Pacific Railroad at Rigor's Pass from Summit Seekirk last night. The round house and station were swept away. Seven lives were lost, and two persons were injured. A large force is at work recovering the bodies. Two bodies have so far been secured. Several large slides yesterday greatly damaged the sheds.

STEAMER ASHORE.

By Telegraph to the Times-Visitor.
PHILADELPHIA, Feb. 1.—The steamer reported a shore last night near Fawcett's Island, is the "Rhyndal," from Liverpool. She now lies east. She struck the beach in a heavy snow storm. Forty-two passengers and a crew of seventy-nine are on board. The tug North America is expected to pull her off.

OFF FOR MANILA.

By Telegraph to the Times-Visitor.
NEW YORK, Feb. 1.—The second battalion of the Seventy-third Infantry this morning left West Haven en route for Manila. The Third Infantry is expected at noon. They take the transport Sherman. The men all said they are glad to go to the Philippines, and are ready to fight if necessary.

EGYPTIAN IMPROVEMENTS.

PITTSBURG, Feb. 1.—Negotiations has been closed with the Westinghouse electric manufacturing company for an equipment of 14 cars of the ordinary trolley type for use in the city of Cairo. It is proposed to build another line to the pyramids as soon as the natives are accustomed to the operation of the cars, and later to connect with Alexandria. This is the second important order received at Pittsburgh within a week for Egyptian improvement. The steel company here will build 400 steel cars for the Sudan railroad.

LAWYER KILLED.

By Telegraph to the Times-Visitor.
WILKESBARRE, Pa., Feb. 1.—H. D. Evans, a prominent attorney of Luzerne county, died early this morning from burns received when the Osterhout building was on fire last week. Evans occupied a room in the building and rushed through the flames to make his escape.

BISHOP IRELAND RECEIVED.

By Cable to the Times-Visitor.
ROME, Feb. 1.—The Pope received Archbishop Ireland today.

REV. DR. ROBINSON DEAD.

By Telegraph to the Times-Visitor.
NEW YORK, Feb. 1.—Rev. Dr. Chas. S. Robinson, noted Presbyterian divine and hymn writer, died this morning, from pneumonia.

RIVER AND HARBOR BILL.

By Telegraph to the Times-Visitor.
WASHINGTON, Feb. 1.—The House took up the river and harbor bill. General debate is limited to 1 1/2 hours. Very few outside of committee amendments will be offered. Many southern representatives wish additional appropriations, but they rely on the Senate to perfect the bill.

THE TEXTILE SCHOOL.

A Sound, Logical Position on the Subject.

It is not so easy for all to see alike on the subject of a textile school.

Our Charlotte friends are very enthusiastic for it and will doubtless get it if the original bill be passed. That is yet to be seen. We see that Mr. Hartsell and Mr. Craig have opposed it in committee.

That very progressive citizen is in sympathy with the idea of textile progress in the State is hardly to be dwelt upon, nor are the accuracy of the figures showing the immense worth to be produced in the State by the manufacture of our cotton crop to be questioned. But these do not settle the question demanding a decision.

If nothing is to be taught at this school but the textile training, it is hardly certain that the demand will justify the State's spending \$15,000 to begin with. If a literary course is to go along parallel with the textile it would seem that the A. and M. College could be pre-eminently the place for the school.

It is argued that the A. and M. College is a disappointment, especially in the number of attendants. Would not this branch of industry added help to give it more extended usefulness as to number? It would seem that the A. and M. College little more would be needed than a building with only the necessary machinery for practice and some textile experts to train students. The same classes and literary teachers as well as the general management would be available. We see no good reason why textile manufacture should not be taught there as other mechanical branches.

If textile knowledge only is to be taught at this school, will it not make State aid of very unequal value to different students? Natural gifts being equal, it is well known that the intellectually trained have the advantage and such textile school would fall short of the highest usefulness.

If only the art of textile production, too, is contemplated, it would seem that the number of those whose applications are rejected at the factories, together with those wishing training in grades not now made in the State would form the sum total of the demand for the school. If the demand should be thus limited, we would be apt to hear of failure for want of patronage, as now about the A. and M. College, for we think the factories take in most of the promising young men who apply.

We would like to see a textile school in the State, but would like to see the literary course taught with the textile, and we think the Agricultural and Mechanical College the right place for it.

THE MASS MEETING.

Editor Times-Visitor:
The Board of Aldermen evidently saw the hand-writing on the wall, when, through the Mayor, they decided to call a mass meeting of the Democratic voters of Raleigh to discuss the new charter they rushed into the Legislature. Let every voter be on hand tomorrow night and fight the new charter to the last ditch, or we will be saddled with an autocratic city government that will make the Czar of Russia appear quite small.

There is not room on the old ship for another barnacle. We need no Trial Justice, nor no enlargement of the Mayor's power.

E. A. A.

THE SUICIDAL MANIA CURED.

Cut his Skull Open and He Saw Things Double.
Chicago, Ill., Jan. 31.—With a drainage tube of rubber replacing a tumor in his brain, Joseph Sepie, a butcher, who saw things "double" for many months, is improving at the Mercy Hospital, where he was a few days ago a subject of an operation which is said to be unique in the history of American medical science.

He came to the institution suffering from suicidal mania. The throbbing headaches made him believe his skull was being battered to pieces. His case was diagnosed as the hitherto incurable disease of brain tumor. Through the aid of a skiagraph the tumor or cyst was located in the brain, just over the right eye. The operation or trepanning, if quickly performed, was suggested as affording a possible chance to save his life. The consent of his friends being gained, the operation was undertaken.

When his skull bones were readjusted and he was left with two inches of rubber tubing imbedded as a miniature canal to draw away the pus accretions, Sepie's wonderful vitality helped him materially in the battle for his life.

No more does he see things "double" and the throbbing headaches are gone. The case has passed the danger point and in a few days the tube will be removed from the patient's head.

PROSPECTIVE SENATOR FOSTER.

By Telegraph to the Times-Visitor.
OLYMPIA, Washington, Feb. 1.—A. G. Foster, of Tacoma, was nominated for Senator by the Republican caucus last night. The King county and part county withdrew, but 68 remained and made the nomination. 57 votes are required to elect.

LOCAL NEWS ITEMS

Familiar Faces in the Passing Throng

SHORT STATEMENTS

Movement of People You Know—Gleanings in and About the City—Sketch of Today's Street Gossip.

Mr. W. J. Ellington and C. H. Beckville returned this morning to Troy, N. C.

Mr. John I. Williams, of Boston, Mass., is in the city on a visit to relatives and friends.

Prayer and Christian Endeavor meeting at the Christian church, Thursday, 7:50 p. m. The public cordially invited.

Newbern is making great preparation for her Fish, Oyster and Game Exposition which opens Monday, February 20th, 1899. An unusually large attendance is anticipated and the good people of Newbern will see that every one is made comfortable.

At a meeting of the North Carolina Society of the District of Columbia, held Monday night at Washington, D. C., Dr. W. C. Murphy was elected president; J. R. Lloyd, vice-president; E. M. Little, secretary, and David Anderson, treasurer. Mr. David Anderson is an old citizen of Raleigh.

Col. J. S. Cunningham is in the city. The State has no more progressive and public spirited citizen than he. He is now interested in a railroad to traverse the entire State, besides being the leading spirit in a new cotton factory at Roxboro, and other enterprises.

WONDERFUL TEST.

A Needle Hid and Found by a Hypnotized Subject Today.

Prof. Lee, the renowned hypnotist, and his wonderful art continues to be the absorbing topic of conversation in Raleigh. Notwithstanding the weather last night Prof. Lee gave a most marvelous exhibition in the Academy. A stone which six men could barely raise was placed upon the body of a subject and a blacksmith with a 5-lb. sledge hammer could not break it. Some of the other scenes were very ludicrous.

Today the needle test was tried. At noon a committee composed of United States Marshal Dockery and a representative of each of the three papers in Raleigh, left the Academy of Music in a carriage with an ordinary cumber needle which they purposed to hide. One of the reporters did the driving. He drove down Salisbury to Davis, out Davis to Fayetteville, up Fayetteville then out Hargett to Wilmington, up Wilmington and out Jones to Halifax, and stopped in the rear of the Agricultural Building. This committee then walked to the office of Superintendent of Agriculture John R. Smith and stuck the needle in the breast of a stuffed duck, which ornaments a stand in the farther corner of the room. The committee walked back to the carriage drove to the Academy by a different route.

A man was then hypnotized, blindfolded, placed upon the driver's box, given the reins and the reporter who did the driving before placed his hands lightly upon his shoulders. Without a word the fellow drove rapidly over the same route exactly, stopped at the same place, seized the hand of one of the committee and rushed with headlong speed to Hon. John R.'s room. Went straight to the duck secured the needle, rushed back to the carriage, the breathless committee following and drove back to the Academy by the same circuitous route the committee had taken returning.

MR. LEE'S GENEROSITY.

The proceeds of Thursday night's performance of Mr. Lee, the hypnotist, will be given for the benefit of St. Luke's Home for Incurables.

This is a very generous act on the part of the management, and the citizens of Raleigh should show their appreciation by giving him a crowded house. Mr. Rivers, the manager of the Academy of Music, has kindly offered to make an arrangement for a benefit matinee for the same worthy cause by the Renfro Company of forty members, which will be here next week.

RAY'S REVENGE.

By Telegraph to the Times-Visitor.
NEW YORK, Feb. 1.—Henry Specker, aged 14, confessed today in Yorkville police court that he set fire yesterday to a tenement house on Elm street. The building was occupied by 29 families. On the ground floor was the printing shop of James G. Mitchell, who dismissed Specker Saturday night.