WINS IN THE U.S.

Officers to Tennessee for

Trial.

REVERSED BY HIGHER BODY

Justice Fuller, in Handing Down Opin-

ion, Declares That the Lower Court

Was Incorrect in Holding Indictment

Washington, D. C., March 4.- The fer-

ilizer trust cases, involving the right of

the United States to compel the removal

of indicted officials of the fertilizer companies constituting the alleged trust from Virginia to Tennessee for trial, were decided today by the Supreme Court of the United States adversely to

the government's contentions, the opin-

ion being delivered by Chief Justice Ful-

ler who held that the United States Cir-

cuit Court had erred in holding that the

The result was the reversal of the de

Chief Justice Fuller said that the Su-

reme Court had never held that the

ndictment of a person was sufficient to

versed the order of the Circuit Court for the removal of Tinsley and the other

defendants to Tennessee and ordered

their discharge but without prejudice against future proceedings in the case.

Bitterly Fought Case.

beginning of proceedings last May. There

were eleven cases before the court, and

the evidence

Was Sufficient to Secure Removal.

U. S. CIRCUIT COURT IS



The News-A paper for all the people and for the people all the time.-Read it and keep posted.

TRINITY COLLEGE

VOL. II, NO 125

LAST EDITION.

GREENSBORO, N. C., TUESDAY, MARCH 5, 1907.

PRICE: FIVE CENTS

NO MOTION FOR A AGAINST MILL MEN

Counsel for Defendants Will Senior Wisconsin Senator Will Government May Not Remove Fight Government's Suits to a Finish.

DISTRICT-ATTORNEY RESTS CASE FOR GOVERNMENT

Four Witnesses for Government and Announcement of the Retirement of Two for Defendants Testify in Case Against Messrs. Smith. and Sargent. Many More Witnesses.

Counsel for the defendants in the penalty suits against the Charlotte mill men do not ask that the government be nonsuited, but will fight the cases to a finish before the jury and, if necessary, in the higher courts. When District-Attorney Holton announced at four o'clock yesterday afternoon that the evidence for the government was in, there was the slightest intimation of a motion to nonsuit, as was at first predicted, but instead the examination of witnesses for the defendants was commenced. There will be forty or more witnesses for the mill men and it may be next week before the case goes to the jury.

There was a sigh of relief when it was stated yesterday afternoon that the government would rest its case, affive days had been consumed in the testimony of witnesses for plaintiffs. The prevailing opin-among those who have attended the sessions of the court is that the government's case is upon the whole very weak. It is true that some damaging evidence has been adduced. The principal witnesses, however, have been the English girls and labor union officers, whose testimony will, no doubt, be fiercely attacked by counsel when they come to argue the case. Those who have expressed themselves say that if the expressed themselves say that if the Vashington, D. C. March 1.—Senator in the defendants' witnesses, bring in a signed his seat in the Senate. Announce tracted much attention and have been werdict in favor of the government they will be surprised.

The fertilizer trust cases have attracted much attention and have been stubbornly fought by both the government will be surprised.

The sessions of the court yesterday produced. were consumed in the examination of duction of several telegrams by the government and the examination of two assured them of its truth. He will retilizers in the states of North Carolina, witnesses for the defendants. Juror J. A. tire on the first of May, after sixteen South Carolina, Georgia, Florida, Ala-Hearne, on account of whose illness court adjourned Friday afternoon and again Saturday morning, was present yesterday. He said he had almost fully recovered. The jury is kept together and is stopping at the McAdoo hotel.

Mr. Hibbert Recalled.

When court convened yesterday morning Albert Hibbert, who was on the stand when court adjourned Friday afternoon on account of the illness of Ju-ror Hearne, was recalled and the cross-examination by Mr. Cansler continued. Mr. Hibbert is the general secretary of the American Textile Union, and resides in Fall River, Mass. Under the rapid union man became somewhat heated and made some statements that he tried to correct before leaving the stand. The impression he left upon those in the courtroom was that he was very hostile to mill owners and that he was also greatly opposed to the immigration of laborers.

Cessful.

THE WORK WILL BE PUSHED laborers.

In response to the questions pro-pounded by Mr. Cansler, the witness stated that he visited a number of the towns of the New England states in which there are cotton mills during the year of 1906 and found that there were many cetton mill employes idle, in other work or seeking employment. He estimated that there were 2,000 spinners out of employment in New England duront of employment in New England during all of last year. Mr. Cansier read a number of extracts from the American Wool and Cotton Reporter, in which it was stated that there is a great it was stated that there is a great country—New England and the south—and asked Mr. Hibbert if he had read asked been under fire since and New England rallied to the defense and New England rallied to the defense and saved the survey by a margin of about five votes. All of this happened on Saturday, when the conference on the agricultural bill was brought into the House.

Representatives from North Carolina and New England rallied to the defense and saved the survey by a margin of about five votes. All of this happened on Saturday, when the conference on the agricultural bill was brought into the House.

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(Continued on Page Six.)

NONSUIT IN CASE QUIT AFTER 16 YEARS IN SENATE SUPPLIE COURT

Return to Practice of Law.

CANNOT AFFORD LONGER TO SERVE HIS COUNTRY

This, the Ablest Defender of His Party in the Upper House Created Sensation in Congress.



SENATOR SPOONER. Senior Senator from Wisconsin, Who

Washington, D. C., March 4 .- Senator

Governor, to Take Effect May 1.

Has Sent His Resignation to the

The news came as a staggering surfour witnesses for the government, the reading by District-Attorney Holton of a deposition made last fall by E. A. Smith before Inspector McLaughlin, the intro-

(Continued on Page Two.)

for the District At-

(Continued on Page Two.)

FOREST RESERVE SURVEY JEROME CONCLUDES HIS **BILL HAD NARROW ESCAPE** EXAMINATION OF EVANS, ALIENIST, IN THAW CASE

the Last Nearly Suc-

BY JOHN E. MONK.

New York, March 4 .- A long stride Washington, D. C., March 4.-Almost forward in the trial of Harry K. Thaw was taken today when District-Attorney at the last moment the provision in the agricultural bill appropriating \$25.000 for a survey of the Appalachian and cross-examination of Dr. Britton D. White mountains came near going out as at the last moment the provision in the Evans, one of the alienists for the de- the result of a raid against it by certain eastern and western members.

Representatives from North Carolina

Representative Overstreet, of Indiana, started the ball rolling when he de-manded a rollcall on the survey amend-

CONGRESS, WEARY WITH WORK OF LAST DAYS, ADJOURNS QUIETLY; SHIP SUBSIDY BILL IS SCOTCHED



VICE-PRESIDENT FAIRBANKS. SPEAKER CANNON. The Presiding Officers in the House and Senate of the Fifty-ninth Congress, Which Adjourned Yesterday.

NO CHARTER BETTER THAN A DRY CHARTER, HALIFAX TOWN TELLS LEGISLATURE

indictment was sufficient to secure the Declares in Rebellion That if Democratic Party Insists on Takremoval of the cases without regard to ing Away Right of Self-Government It Will Turn Re-ublican. cision by the United States Circuit Court for the Eastern District of Tennessec.

Special to Daily Industrial News. secure his transfer from one jurisdiction to another, "and," he added, "we now hold that it is not." He proceeded to say that removals should be only orresentative Kitchin, of Halifax (Demo- priation is to come. dered upon showing sufficient cause for such a course; that this could only be crat), arose and asked permission to opponents of the bill, declared that the withdraw a bill he had introduced to farmers were not demanding immigrants done by scriting of the evidence, and that to refuse this investigation is a denial of the right guaranteed by the constitution. The court therefore re-

clause had been inserted making it im- rather have negro labor. possible ever to sell any liquor in the town. So the people thought that if a Democratic legislature would deprive manufacturing circles of the state. The selves under the Watts law, which is indorsed by the party, they would prefer not to have the charter, and they could not see how they could ever be called on again to vote the Democratic ticket. The House passed the child labor bill with an amendment that no child work Special to Daily Industrial News. in a factory between 8 p. m. and 5 a. m. work, and each child under fourteen of the Methodist church.

The editor of the Evening Times and Representative Winborne of the House made an amicable settlement of the Railroad Company.

Amend charter of Hartford. sensational personal privilege denunciation applied to the editor Saturday AT HANDS OF ENEMIES night. In an explanation made on the floor of the House Mr. Winborne said among other things: "The editor of the Evening Times has acted the part of an in Fall River, Mass. Under the rapid fire cross-examination of Mr. Causler the Expert As Usual Proves Match Rald Made on Appropriation at honorable gentleman in this matter and I would be glad to say so to this House and I gladly retract everything I have said as to that editor and the Evening

> The Senate had one of the most spirit ed debates of the session on the bill

committee substitute for the Buxton Raleigh, N. C. March 4 .- One of the bill to encourage and promote immigramost significant incidents in connection for this work under the direction of the with this session of the general assem- state department of agriculture, from bly was in the House today, when Rep. the funds of which half of the appro-Senator Aycock, one of the strongest

incorporate the town of Spring Hill, in and that the cry that the strawberry industry would wane if there were not Halifax.

He said he did so at the request of more strawberries were raised last year every citizen of the place, for the reason than could be sold. He declared that that in the legislative committee a most farmers had a thousand times

them of their right to govern them. bill passed the second reading twentycaree to fourteen.

IMMIGRATION BILL IS ARGUED WARMLY IN STATE SENATE

The Senate convened at 10.30. Prayer announced his volunteer retirement. sixty-six hours to constitute a week's was offered by the Rev. R. F. Bumpas,

must have four months' schooling each . The following bills passed final read-Incorporate school district in Caswell, Bonds by Fayetteville.

Authorize town of Washington to is-

sue bonds.

Allow Raleigh to issue bonds.

Allow Apex to issue bonds. Incorporate Vass, in Moore. Incorporate Broadway, Moore. Allow vote in Salisbury on bond is-

(Continued on Page Four.)

GOVERNOR WANTS SPEEDY STROTHER BROTHERS CASE WILL BE GIVEN TO THE TRIAL FOR MURDERER JURY SOME TIME TODAY OF FAYETTEVILLE POLICE

New York, March 4.—The jury in the coroner's inquest into the New York Central wreck in the Bronx on February 16, when twenty-three persons were act just passed by Congress will be ensored without wital interest to the crowd without wital interest to the course from the governor of Florida, character, indications of the trial. At the morning season the amount of the trial as which has watched intently the course of the trial. At the morning season the amount of the trial as manner he said:

The coroner endeavored to get a precedents and authorities ruled to be as legal precedents and authorities ruled to be as legal precedents and authorities ruled to the crowd of New York, and he quoted a telegram without vital interest to the crowd of New York, and he quoted a telegram which has watched intently the course from the governor of Florida, character, this floor, or through the columns of his thin what he meant by acting in such in a manner he said:

The coroner endeavored to get a precedents and authorities ruled to the day's proceedings, they were not without vital interest to the crowd of New York, and he quoted a telegram which has watched intently the course from the governor of Florida, character, this floor, or through the columns of his thin what he meant by acting in such in the day's proceedings, they were not without vital interest to the crowd of New York, and he quoted a telegram the day's proceedings. The survey and the day's proceedings, they were not without vital interest to the crowd of New York, and he quoted a telegram this deave, the day's proceedings, they were not without vital interest to the crowd of New York, and he quoted a telegram the day's proceedings. The survey and the day's proceedings, they were not without vital interest to the crowd of New York, and he quoted a telegram the day's proceedings. The survey and the day's proceedings, they were not without vital interest to the crowd of New York, and he quoted a telegram the day's proceedings. The survey and the day's proceedings, th cess appointment, which is just as good for all practical purposes as an appointment confirmed by the Senate.

The coroner endeavored to get a recommendation as to individuals, but all the president of the cases where the administration will not aumnit to all the president of the cases where the administration will not aumnit to discovered. He then declared he would hold the entire board of directors and the president of the Central and parole them until ten o'clock formorow to morning.

Archie Rooseveit Much Better.

Washington, D. C., March 4.—Considing and interval to the country foats. Sell the country foats, Sell the country foats, Sell the country foats, Sell the country foats, Sell the country foats and the president who have any apparaisons been made upon his character. The contest of Senator-Chairman Siamnons was based on the ground that the morning session the defendants admit any powing in the prospect of the cases where the administration will not aumnit to discrepancies in his testimony given be described without and proposition was tabled without and proposition the country foats. If you had tried that these discrepancies in his testimony given be developed the second were due to discrepancies in his testimony given be developed the second was tabled without and proposition was tabled without and proposition was tabled without and proposition was tabled without and propositions to slander and malign my decomendation as to include the administration with the conference of the cases where the dadmini

Closing Hours Were Tame in Comparison With What Was Expected. Thousands Throng Capitol Corridors Unable to Get into Witness Final Proceedings.

President, With His Cabinet and a Number of Guests, Occupies President's Room in the Senate Wing. Warns Congress That He Still Has a Few Unfulfilled Wishes in His Locker.

ASHINGTON, D. C., March 4.—With a new record for large appropriato a close shortly after noon today. The last few hours were calm, in fact tame, by comparison with what had been expected. Long before noon Senator Gallinger's fight for the passage of the ship subsidy bill had been abandoned and the filibuster against it conducted by Senator Carmack being no longer necessary, he surrendered the floor, much to the disappointment of the galleries. Before withdrawing the bill. Senator Gallinger expressed the belief that with the support of Democratic members, which he had been assured of, he would get action on a measure practically along the lines of the present Bill at the next session of Congress.

Extreme fatigue, due to continued night sessions in the House during the last week had a quieting effect upon many representatives and the usual excessive "last day enthusiasm," was confined to less than half the member-

Despite these conditions, the audiences in both houses were as large as they have ever been. Thousands througed the corridors unable to secure admission to either branch.

President Visits Congress.

One of the interesting features incident to the close of the Congress was the visit of President Roosevelt, who, with his cabinet, and a number of guests, occupied the President's room in the Senate wing. Seated at a big table in the center of the room he signed bills as they were presented to him. On account of the disputch with which business has been conducted during the past week, there were only forty bills to be signed today.

The President was at the capitol for more than an hour. He devoted much of the time in visiting with his cabinet, both the retiring and incoming members being present, and in presenting them to personal friends of the Senate and House

Retiring senators were received graciously and without exception; the President expressed regret that these lawmakers were to leave the service of the country. Especially warm was his reception of Senator Spooner, who has just

Not Through Yet.

When the members of the committee which waited upon him with the information that Congress was ready to adjourn, had delivered their messages, the a smile that he still had several bills that would be heard from in the future. Incorporate Piedmont and Southern This amounted to good natured but direct notice to Congress than he had not abandoned the several recommendations for legislation which had not met with congressional favor this session.

Vice-President Fairbanks and Speaker Cannon received the thanks of the Charter Garysburg.

Amend charter of Franklin in Union.

Bonds by Beaufort and levy special gratitude at the words of appreciation. A feature of the House session was the gratitude at the words of appreciation. A feature of the House session was the presentation of a club silver service of three bundred pieces to General Grosvenor, by his colleagues of the Fifty-ninth Congress. Speeches of regret at the veteran Ohio representative's retirement made from both sides of the change

My Country 'Tis of Thee.

In addition to the songs and stories that usually mark the close of the session, there was a beautiful picture formed by the entire House rising and waiving flags and singing, "My Country "Tis of Thee," as the gavel fell at 12,15 p. m. In the Senate the last of the proceedings was the speech by Vice-President Fairbanks, prior to adjournment, at 12.13. His remarks were applauded by the thousands of visitors and the appliance continued as the audience watched with interest the farewells of the senators on the floor.

CLARK RESENTS STORIES OF PEONAGE: ATTACKS HEARST AND HIS PAPERS

Contradicts Evidence Formerly order at 9.30 today. Representatives and every form of fulsehood to bolster up his original libel. "In submitting to this House and to

N. Y. CENTRAL FOR WRECK

mountains, as it was realized that such action would be followed next winter by the enactment of a law creating forest reserves in both regions.

The department of agriculture officials are in favor of both reserves. They are intensely interested in the extension of Central wreck in the Bronx on February 16, when twenty-three persons were killed, brought in a verdict tonight hold
New York, March 4.—The jury in the coroner's inquest into the New York Central wreck in the Bronx on February 16, when twenty-three persons were killed, brought in a verdict tonight hold
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New York, March 4.—The jury in the coroner's inquest into the New York Central wreck in the Bronx on February 16, when twenty-three persons were killed, brought in a verdict tonight hold
New York, March 4.—The jury in the department s work as a "blind tiger." was brought here as a "blind tiger." was brought here Sunday noon and committed to the penitentiary for safe keeping until arrangements are made for the trial, which is to be as speedy as possible.

He will be kept in the penitentiary for safe keeping until arrangements are made for the trial, which is to be as speedy as possible.

Walker expressed no regret at his horforced without delay. The survey authorities ruled their respective contentions as to the guilt of innocence of the design procedure.

Representative Clark, of Florida, made as to the guilt of innocence of the design procedures as to the guilt of innocence of the design procedures.

Although the presentative Clark, of Florida, made as to the guilt of innocence of the design procedures as to the guilt of innocence of the design procedures.

Were wholly untrue, and an in the department's work argument, both procedures as to the guilt of innocence of the design procedures.

We was tree valuation in the department of cour Representative Clark, of Fiorida, find a bitter attack on newspaper accounts of peonage in his state, which he said were wholly untrue, amfair and unjust. In this connection he referred to publisher position I hold if I should have a proposed by Payesentative Hearst.

Washington. March 4.-Peonage was so bereft of the essential attractions of the first subject brought to the attent real manhood, that he will resert to any

Jenkins, of Wisconsin, chairman of the the American people the few remarks House committee on judiciary, had read that I shall make upon the subject of manded a rollcall on the survey amendment. His motion was lost by a vote of 115 to 110.

Strong influences were at work in both Houses to head off the plan for a survey of the Appalachian and White mountains, as it was realized that such action would be followed next winter by the enactment of a law creating for-Representative Clark, of Florida, made has occupied his scat for ten full days

Washington, D. C., March 4.-While the nomination of Robert Dick Douglas

DOUGLAS TO RETAIN LOCAL POSTOFFICE

as postmaster at Greensboro was not confirmed at the aession just ended owing to the opposition of Senater Simmons, Mr. Douglas will continue in office. He is now serving under a recess appointment, which is just as good for all practical purposes as an appointment of the Senate.

Central wreck in the Bronx on February 16, when twenty-three persons were killed brought in a verdict tonight holding the operating and construction departments of the railroad responsible. The coroner endeavored to get a recommendation as to individuals, but did not succeed. He then declared he continued to the continued of the coroner endeavored to get a recommendation as to individuals, but did not succeed. He then declared he continued to the coroner endeavored to get a recommendation as to individuals, but did not succeed.

CORONER'S JURY BLAMES

fense, had been concluded.

(Continued on Page Two.)