



WEATHER:
Fair today and Thursday,
fresh winds.

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GREENSBORO

N. C., WEDNESDAY, MARCH 6, 1907.

LAST EDITION.

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ILLNESS DELAYS THE STROTHER BROTHERS' TRIAL

Younger of Two Defendants Unable to Appear in Court.

JUDGE HARRISON MAKES HIS CHARGE TO JURY

Attorneys for the Prosecution Then Make Their Last Appeals—Lawyers for the Defense Will Speak Today, and Jury Probably Will Get the Case.

Outleper, Va., March 5.—Owing to a slight attack of illness Philip Strother, the younger of the two brothers charged with killing William Bywaters, was unable to appear in court this morning and adjournment was taken until the afternoon, by which time he had recovered sufficiently to allow the trial to proceed.

The delay was sufficient, however, to preclude the possibility of the case going to the jury today. Judge Harrison instructed the jury on the prayers submitted yesterday by counsel for both sides, after which Prosecuting Attorney Keith made the opening argument for the state.

He was followed by John L. Jeffries, leading counsel for the defense. He finished at 6.30 o'clock and court adjourned until tomorrow. It is expected that the remaining arguments and the charge to the jury will occupy the time of the court until late in the afternoon.

Judge Harrison lost no time in giving his instructions to the jury. They were thirty-one in number and covered each point in the testimony taken which in the mind of the presiding jurist should

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SENATE PASSES SCOTLAND NECK BILL BY 31 TO 16

Warning to Democrats to Cease Interfering With People's Self-Government Secures Passage—Passage of Pilotage Bill Triumph for Republican.

Special to Daily Industrial News.
Raleigh, N. C., March 5.—There was a spirited fight in the Senate today over the bill for Scotland Neck to vote on the question of prohibition, dispensary or saloons, instead of remaining under legislative prohibition as at present.

The bill had been introduced in the House by Representative Kitchin and put through that body over an unfavorable report from the legislative committee. In the Senate the legislative committee also reported it unfavorably, but Senator Daniel championed the bill as the senator from Halifax and secured its passage, thirty-one to sixteen.

The last speech before the calling of the previous question probably did much to turn the tide for the bill. Senator Blair, of Montgomery, was the speaker and he warned the Democratic majority that if this policy of depriving the people of the right of local self-government were kept up the state, or at least the sections discriminated against, would go over to the Republicans. He asserted that as sure as this bill failed to pass there would be Republican senator and representatives here from Halifax next session.

The passage of the compulsory pilotage bill for the port of Wilmington in the House this afternoon, in spite of an unfavorable report from the judiciary committee, is a splendid tribute to the ability and parliamentary fighting qualities of Representative C. E. Taylor, the able young Republican member from

Brunswick county. He was pitted against Representative G. L. Morton, of New Hanover, and the lines were sharply drawn in the contest. The victory won by Mr. Taylor is pronounced one of the most creditable and remarkable of the session.

Mr. Taylor's conservative course throughout the session has won for him many friends, and they rallied to him in the pilotage fight without regard to politics.

SENATE, AFTER WAR OF WORDS, PASSES SCOTLAND NECK BILL

Special to Daily Industrial News.
Raleigh, N. C., March 5.—The Senate was convened at ten o'clock by Lieutenant-Governor Winston. The opening prayer was by the Rev. R. T. Vann, president of the Baptist University for Women.

The committee on counties, cities and towns reported favorably the bill to extend the limits of Fayetteville to include Haymont suburb.

Bills passed final reading as follows:
Extend limits of Tyrone.
Amend charter of Fayetteville.
Order an election in the territory involved in the question of establishing the new county of Lee out of parts of Chatham and Moore.

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MAY FORCE EDITOR OF EVENING TIMES TO GIVE NAME

House Appoints Committee to Investigate Charges Made in Newspaper.

EDITOR RESIGNS RATHER THAN PRINT APOLOGY

Refuses to Countenance Act of Paper's Owners—House Tables Resolution After Two Hours' Argument, But Reconsiders Later On.

Special to Daily Industrial News.
Raleigh, N. C., March 5.—Soon after the House convened for the night session a sensation was sprung by the introduction by Mr. Manning, chairman of the House committee on joint conference for adjustment of railroad passenger rates, of a resolution for the legislative investigation of the charge made by the editor of Evening Times, of Raleigh, that the joint rate committee had allowed the editor of the News and Observer to inspire the sixty mile trackage clause in the two and one-fourth cent rate to spite H. A. Page, of the Aberdeen and Ashboro railroad.

Mr. Manning read the whole correspondence between the committee and Mr. Simpson, who resigned from the editorship of the Times today because he would not stand for an editorial apology to the committee printed today by the owners of the paper. He said the committee desired to know who the person was who inspired the charge against the committee, and confront him. A discussion followed for nearly two hours.

Mr. Murphy expressed the highest confidence in the committee and declared that the investigation was useless and unbecoming a great legislative body like the House of Representatives. He thought the incident was closed when Mr. Winborne of the committee arose to a personal privilege yesterday and declared that the editor of the Times had retracted and explained the matter to his satisfaction. Mr. Stevens of the committee declared that what the committee wanted was to force the former editor of the Times to give the name of his informant.

Julian, of Rowan and Dowd, of Charlotte, opposed the resolution as unnecessary unless the committee insisted on it as a vindication of their character. Mr. Manning said that under such conditions the committee would not wish their support of the resolution.

Mr. Jacobson thought that the light should be turned on and disclose who this traducer of the integrity of the legislators was. Several members expressed their willingness to pass a resolution of confidence in the committee and its work.

Mr. Kitchin suggested if the committee did not like what the editor had said they should go to him and have it out with him personally, and not appeal to the legislature. Mr. Bickett suggested that Mr. Kitchin be appointed a committee of one to settle the matter for the committee. He replied that he would not assume that duty for men over twenty-one years old.

Mr. Doughton offered a substitute expressing the confidence of the House in the committee. Mr. Winborne, for the committee, said that they wanted no such whitewashing and asked for an investigation or no action.

Mr. Johnson of Johnston, moved to table both substitute and resolution. This was finally done by a rollcall vote of fifty-seven to forty-three.

After tabling the substitute and resolution, there was a motion later in the evening to reconsider, this being by Mr. Doughton. The motion prevailed by a

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Jerome and Judge Fitzgerald Clash



DISTRICT ATTORNEY JEROME.

JUDGE FITZGERALD AND JEROME AT ODDS IN COURT

ANOTHER FAST TRAIN WRECKED, NINE PERSONS ARE INJURED AS RESULT

Limited Fast Mail, Chicago to New York, Derailed at Tivoli, N. Y.

WAS MAKING UP LOST TIME

Tivoli, N. Y., March 5.—The limited fast mail train from Chicago for New York was partially derailed while passing through Tivoli at 5.40 a. m. today and nine persons were injured, all but one sustaining only slight bruises.

B. Brandt, cook of the dining car, suffered a broken leg, and three passengers and six other employees of the Pullman cars suffered scalp wounds and minor bruises. The train was sixteen minutes late and was reported to have been making up lost time.

One theory of the cause of the wreck is that a rail broke. The trucks of the locomotive and first three cars, all of which remained on the tracks, were marked as though they had dragged by the end of a rail.

District Attorney Declines to Cite Authorities When Requested by Justice.

SAYS HE "PRESUMES COURT ALREADY KNEW THEM"

New York, March 5.—Interest aroused in today's session of the trial of Harry K. Thaw by the announcement that Mrs. William Thaw, the mother of the defendant, would take the witness stand was quickly dulled by the continued cross-examination of Dr. Chas. G. Wagner, one of the alienists for the defense, by District-Attorney Jerome. Dr. Wagner was on the stand the entire day and when adjournment until tomorrow was announced, the district-attorney seemed to have much ground yet to cover with the expert.

Mrs. Thaw was present in the witness room today waiting to be called, but she may not be reported before late tomorrow or the next day. While decidedly dull in the matter of the testimony elicited from the witness, today's session was made notable by a clash between District-Attorney Jerome and Justice Fitzgerald, at the climax of which the prosecuting officer refused point blank to cite to the court the authorities upon which he predicated an argument.

Jerome Declines Judge's Demand.

Mr. Jerome was requested by the presiding judge to submit to him whatever authorities he had upon the subject.

"I have such high respect for the courts of this jurisdiction," retorted Mr. Jerome, "that I will not submit authorities on a question of law which is so elemental in character and upon which the authorities are so abundant that I must presume the learned court knows of them."

With flushed face and a sharp rap of his gavel, Justice Fitzgerald said if the district-attorney did not submit the authorities the court would assume that he did not know of any. Mr. Jerome did

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MANY WITNESSES YET TO TESTIFY IN PENALTY SUITS

Eight on the Stand Yesterday, and There Are Large Number More.

SAID THAT GOV. R. B. GLENN MAY TESTIFY TODAY

Yesterday a Good Day for the Defendants, Messrs. Smith and Sargent. Mr. Moore, of Gastonia, and Mr. Dwelle on Stand.

While satisfactory progress is being made in the trial of the penalty suits of the government against the Charlotte mill men for alleged violation of the immigration laws, the end is not yet in sight and it may be the middle of next week or later before the case goes to the jury. Only a small part of the number of the defendants' witnesses have been examined, and it is probable that Mr. Holton may have other witnesses to introduce when the defendants rest. The defendants will bring other witnesses to testify as to the scarcity of operatives throughout the United States. It is understood that Gov. R. B. Glenn, who appointed Mr. Costello immigration agent for the state, will be called upon to testify, and he may go on the stand today.

Eight witnesses testified yesterday. They were Sumner B. Sargent, one of the defendants, who began his testimony Monday afternoon; B. J. Dobbins, superintendent of the Loray mills, at Gastonia; John Golden, of New Bedford, Mass., government's witness, recalled; G. H. Meeks, of Whitesville, Mass.; Sam B. Moore, manager of the Loray mills at Gastonia; J. A. Davidson, secretary-treasurer of the Mineola mills, at Gibsonville; E. C. Dwelle, one of the defendants in another case; D. B. Coltrane, a cotton mill man, of Concord.

Those who were present are of the opinion that the defense was greatly strengthened by the testimony of the day. The fairness and frankness of the witnesses, two of whom are defendants and the others cotton mill men, impressed all. All who are heard to venture an opinion as to the merits of the respective sides of the case agree that the defendants will most surely win.

The defendants, encouraged by the court's ruling at the first of the trial, have been working hard and are themselves confident of victory. Many of the government's witnesses were the alien operatives and labor union officers, while the defendants are bringing some of the most reputable men of the state and country to testify in their behalf.

Mr. Sargent Concludes.

When court reconvened yesterday morning, Sumner B. Sargent, of Charlotte, one of the defendants, who was on the stand when court adjourned on Monday afternoon, was recalled. The direct examination was concluded in about half an hour. District-Attorney Holton followed with a vigorous cross-examination lasting about an hour. Mr. Sargent testified yesterday mainly with reference to the employment of Mr. Costello, the visit to Governor Glenn to secure the appointment of Mr. Costello state immigration agent, and his part in the club's employment and pay of the agent. The vigorous cross-examination of the attorney for the government, covering practically everything said on the direct examination did not shake him from his position. Witness said they cautioned Mr. Costello carefully that he should do nothing in violation of the law.

The only other witness examined at the morning session was B. J. Dobbins, superintendent of the Loray mills, at Gastonia. He, too, proved a good witness for the defendants. He said that during all of last year he had not more than eight hundred operatives, while his mill needed nine hundred. Much of the time as many as two hundred looms and five thousand spindles were idle. He used every effort to get more labor, but could not get enough to keep his machinery going. He sent out agents, wrote letters, advertised, but these means availed little relief. He said that several of the English people were

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ALL CENTRAL AMERICA COMBINES TO DEFEAT NICARAGUAN AMBITION

Salvador, Guatemala and Costa Rica Will Join Forces With Honduras.

LITTLE CHANCE FOR PEACE

Washington, D. C., March 5.—News received here today is disquieting in the extreme to the officials who had been hoping that the trouble between Nicaragua and Honduras could be localized and soon terminated by arbitration.

It is now stated that there is every indication that Salvador, Guatemala and Costa Rica will join forces with Honduras, making a combination of all of the other Central American republics against the single state of Nicaragua.

This state of affairs has been brought about, it is said, through a conviction on the part of the governing elements in Salvador, Guatemala and Costa Rica that Nicaragua has been the real aggressor in the boundary dispute with Honduras, and that if President Zelaya is allowed to prevail over President Bonilla he could not resist the temptation to overrun the other republics and make himself the master of Central America.

HITCHCOCK LEAVES OFFICE



E. A. HITCHCOCK, The Retiring Secretary of the Interior.



JAMES R. GARFIELD, Who Yesterday Took the Oath of Office as Secretary of the Interior, Succeeding Mr. Hitchcock.

GARFIELD ASSUMES HIS NEW DUTIES

TAKES OATH OF OFFICE AS SECRETARY OF THE INTERIOR, SUCCEEDING HITCHCOCK.

Washington, March 5.—J. R. Garfield today took the oath of office as secretary of the interior in succession to E. A. Hitchcock.

H. Knox Smith, deputy commissioner of the bureau of corporations, was also sworn in as commissioner of that office, succeeding Mr. Garfield.

COLLEGE STUDENT STEALS JEWELRY AND SILVERWARE WORTH MORE THAN \$5,000

Young Man Attending Forest University Robbed Chatfield-Taylor

CAN'T EXPLAIN HIS THEFT

Chicago, March 5.—R. O. Hoops, twenty years of age, a student at Lake Forest University and a son of Ira C. Hoops, a lawyer of Kokomo, Ind., is under arrest charged with robbing the residence of Hobart Chatfield-Taylor, a wealthy resident of Lake Forest.

The robbery was committed three weeks ago and property valued at \$5,000 is said to have been taken. Hoops was arrested while trying to dispose of some of the jewelry in a pawn shop.

Following the arrest of Hoops, detectives searched the room of Hoops in the university hall at Lake Forest University and found a trunk filled with property said to have been taken from the Taylor residence. It consisted of diamond rings, silverware and curios which Mr. Taylor has spent years in collecting.

Hoops confessed to the police that he had also robbed the residence of Robert McGinn in Lake Forest.

In making his confession, Hoops declared that he was not able to say why he had robbed the two residences, as he had everything that he needed.

NEGROES ARRESTED FOR ROCKY MOUNT CRIME

TWO BLACKS APPREHENDED IN NORFOLK, EACH ACCUSES THE OTHER OF MURDER.

Norfolk, Va., March 5.—Frank Marshall and Charles W. Evans, two negroes, arrested in Norfolk county last evening for murder committed at Rocky Mount, N. C., have confessed, but each places the crime on the other.

The murder was committed October 1, 1906, at a dance on Battle's farm, near Rocky Mount. Elliott Lewis, another negro, being the victim, his head being severed from the body with a razor.

Marshall, in his confession, declared "the razor jumped clean out of its handle" from the force used by Evans.

The Rocky Mount authorities have been communicated with and an officer is expected here with requisition papers for their return to the scene of the crime.

Massachusetts Day at Jamestown.

Boston, Mass., March 5.—It was announced today that the Massachusetts managers of the Jamestown Exposition had decided that Thursday, September 5, shall be Massachusetts day at the exposition.

MRS. EDDY'S LAWYER DECLINES PAPERS IN SUIT

COUNSEL FOR PLAINTIFFS WILL, THEREFORE, SERVE PROCESS ON EACH DEFENDANT.

Concord, N. H., March 5.—Gen. Frank S. Streeter, personal counsel for Mrs. Mary Baker G. Eddy, today declined to accept service of papers in the suit in equity brought by relatives in behalf of Mrs. Eddy against persons associated with the Christian Science leader, both in business and church relations.

N. E. Martin and J. W. Kelly, counsel for the plaintiffs, called upon General Streeter to serve the papers, but he refused the process. To meet the conditions thus presented arrangements are being made to serve papers separately upon each defendant as soon as possible.

Kelly and Martin, after calling upon General Streeter, took a train for Boston to meet there W. E. Chandler, senior counsel for the plaintiffs in the case.

The Edgeworth Book Club will at three o'clock this afternoon meet with Mrs. E. C. Wattlington in West Gaston street.

ELIZABETH CITY GETS WIRELESS STATION

PLANT NOW AT HATTERAS WILL BE REMOVED TO NEW SITE.

Special to Daily Industrial News.
Elizabeth City, N. C., March 5.—At a meeting of the Board of Aldermen, held last night, Mr. Jessups, a representative of the DeForest Wireless Telegraph Company, petitioned that the company be allowed to erect a station here, and that the property be exempt from taxation.

After some discussion, the permit was granted. The company will proceed to erect a station here at once, to which the apparatus of the Hatteras station will be moved.

The Board of Aldermen took up the matter of the franchises granted to a gas company in Baltimore permitting the company to lay gas pipes in the city. The gas company gave bond to have the work completed by March, 1907. Having failed to comply, the aldermen instructed the city attorney to proceed against the surety company for the recovery of the forfeit.

FORTY INJURED BY DYNAMITE EXPLOSION

THOUSAND POUNDS OF THE EXPLOSIVE DETONATED NEAR MT. CARMEL, PENN.

Pottsville, Pa., March 5.—Two score of persons were injured, four of whom may die, by the explosion of one thousand pounds of dynamite in the dynamite storehouse of the Richards Colliery, of the Susquehanna Coal Company, near Mount Carmel, today.

They are: Lewis, Dowie, skull crushed; Kelley Arnold, fractured skull and extensive lacerations; George Billman, fracture of skull, ribs broken and bad lacerations; Thomas Pritchard, lacerations of the arms and head and several blood vessels burst.

CHINESE FAMINE CONDITIONS FEARFUL

WOMEN AND CHILDREN BEING SOLD FOR FEW DOLLARS—CONDITIONS GETTING WORSE.

Victoria, B. C., March 5.—Advices from Central China report famine conditions becoming worse. Middle aged women are being sold for from ten to fifteen dollars and children for three to four dollars.

Complaints are made that officials are delaying shipments of flour sent by the foreign relief committee. A correspondent who toured the famine district reports it denuded of animals, and leanness is growing.

In some places dogs are being caught by starving people by means of traps and hooks and are eaten.

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