

# Come To New Bern October 28 To 31

# THE DAILY JOURNAL

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The Weather FAIR

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## HUERTA IS NOW THE DICTATOR

Wily Mexican Dissolves Congress And Assumes A New Title.

TAKES COMPLETE CHARGE

Text Of Decree Dissolving Chamber Of Deputies Received In Washington.

Washington, Oct. 15.—The text of the decrees by which President Huerta dissolved the Mexican congress and assumed the authority of a military dictator were received at the state department and made public today.

In these decrees Huerta announces that he has assumed full powers for the direction of the government in the inhabitation of congress and that after a new legislature shall have been chosen he will give to that body an accounting of the use which he shall have made of the powers thus assumed.

He also decrees that the constitutional exemption of members of congress from arrest has been repealed by himself, and that henceforth they are subject to the jurisdiction of the tribunals, in accordance with their offenses and guilt. The judiciary of Mexico, he asserts, shall perform as usual functions except as limited by the constitution and the decrees issued by himself.

Following are the decrees as announced at the State department today:

"Article 1. The judicial power of the federation shall continue in its functions of the republic, and the decree of the executive of October 10th, of this month, and such others as shall be issued by him.

"Article 2. The executive power of the union conserves the powers conferred upon by the constitution, and assumes, furthermore, the departments of 'gubernacion, hacienda and war, only for the time absolutely necessary for the re-establishment of the legislative power. In the meantime, the executive takes upon himself the power by the constitution in the aforementioned departments and will make use of them by issuing decrees which shall be observed generally, and which he may deem expedient for the public welfare.

"Article 3. The executive of the union will render an account of the legislative power of the use which he makes of the powers which he assumes by means of this decree as soon as this is in function. Wherefore I order that this be printed, published and give due notice of fulfillment.

"Victoriano Huerta, constitutional president ad interim of the Mexican United States, to its inhabitants makes known that in view of the fact that the chamber of deputies and senators of the congress of the union have been dissolved and inhabilitated, to perform their functions, and in view of the powers which I hold in the department of gubernacion according to the decree of October 11th of this year, I have seen fit to decree that article one of the constitutional exemption from arrest and judicial action, which the citizens which formed the twenty-sixth congress of the union enjoyed in view of their functions, is hereby repealed, and consequently they are subject to the jurisdiction to the tribunals corresponding to the case in the event that they are guilty of any crime or offense.

"Wherefore, I order that this be printed, published and duly fulfilled."

SCOTTISH RITE CONFERRED.

Forty-One Candidates Taking Masonic Degree At Wilmington.

Wilmington, Oct. 15.—Forty-one candidates are taking the Scottish Rite degree at the annual fall reunion of the Scottish Rite of Freemasonry, which is in session in the Masonic Temple here this week, convening yesterday and continuing through Friday. The degrees are from the fourth to the thirty-second, both inclusive, and some are being conferred each day.

Among the visitors aiding in the initiatory work are Walter S. Little, thirty-third honorary David P. Byers, thirty-second K. C. C. H. and F. M. Winchester, Grand Master of the Grand Lodge, all of Charlotte. The reunion is one of the most important ever held in the State.

## ALABAMA HAS A PRISON SCANDAL

Released Convict Relates Horrible Story Of Cruelty To The Prisoners.

WOMAN WAS BADLY TREATED

One Beaten So Badly That He Had To Lie Down To Eat.

Mobile, Ala., Oct. 15.—A. D. Dorsey, who has just finished serving a sentence of twenty months at Speigner's, the State convict farm, gave a statement to Gov. Emmet O'Neal's secretary today, complaining of cruelty to convicts at Speigner's.

Dorsey said he was whipped three times, that he weighed 150 pounds on commitment to the prison, and when released weighed 127 pounds. He told of a woman, May Rice, who received 28 lashes because she could not learn to spool as aptly as the others. He also tells of a convict who was taken out of the hospital with a temperature of 104 degrees and whipped. He said the whipping is done by John Cox in the presence of eighty-five convicts in the weaving room of the cotton mill.

Cox, he said, uses a leather strap three feet long, four inches wide and an inch thick. The convicts, he insisted, are whipped worse than horses or mules.

For breakfast, he said, the convicts get four hard biscuits, a spoon of syrup, one piece of meat the size of a cigarette paper and some coffee and a cup of milk once a month. He asserted Harry Fox, a convict, broke his leg and did not receive attention, the officials, it is alleged, refusing to send him to the hospital.

Speigner's cotton factory is operated by the State. Several hundred convicts are worked at the camp. The Dorsey charges coming on top of the action of the Governor in cancelling the contract of the Huxford-Orvin Naval Stores, who hired the Mobile County prisoners, for treating them cruelly, has caused a sensation and strong efforts are being made to have the Governor cancel all leases of the prisoners in the coal mines.

The thirty-five convicts hired by the Naval Stores concern at Atmore are here in jail and all but seven show signs of cruel treatment. Thomas Baldwin, according to his story, was hidden by the contractors in a barn when the State investigators came around because he was so badly beaten he had to lie down to eat. Baldwin came here to day and exhibited his lacerated back to the State authorities. He was turned adrift after the contract was cancelled. Gov. O'Neal, now in the East, will be asked to have a Grand Jury investigation.

## SHIP'S CAPTAIN TELLS OF FIRE

HERO OF MARINE DISASTER GIVES IT WITH BREVITY AND MODESTY IN REPORT

New York, Oct. 15.—Captain Francis Inch, the young commander of the Volturno, whose courage and resolution were praised by the survivors that landed in France and England from four steamships today, radiographed his story of the disaster to the Uranium Line here today.

He told his story with the conciseness and brevity that mark official reports, but the condensed account of the burning of the liner, of the desperate fighting of fire, of the coming of the international fleet, and of the final rescue work, given by the man best able to present it, is enthralling.

Captain Inch makes no mention of panic or mutiny. He gave the order for the lowering of boats, four of which were lost with their passengers. He says there was no panic or disorder when the survivors were taken from the ruined ship. He was the last to abandon the Volturno, and he made sure before he left that there wasn't a soul on board. If Captain Inch's eyes were injured by fire or smoke, or if he was hurt otherwise, he says nothing about it in his modest report.

Mrs. H. T. Clark returned last night from Bellair where she was called on account of the illness of her sister Miss Bertie Clark, who is visiting Mr. G. V. Richardson.

## SWAN QUARTER WOMAN BARELY ESCAPES DEATH

Rescued From Burning Sanitarium In Baltimore. Two Women Die and Several Were Seriously Injured

Baltimore, October 15.—Mrs. Julia E. Phipps, of Swan Quarter, N. C., was saved from death here this morning when she was rescued from Edgewood Sanatorium, on Bellona Avenue, where she has been undergoing mental treatment.

Mrs. Rebecca Strauss and Miss Ida Yearley, of this city, whose minds could not grasp the danger of the fire which crept into their rooms, were horribly burned.

Ten other women and two men whose weakened intellects saw in the flames only an invitation to frolic, tried to break from the heroic nurses and firemen who were dragging them out and return to the burning building. They were finally rescued.

Two of these were injured while being forcibly taken out, and a fireman had his hand cut breaking glass to reach Mrs. Rebecca Strauss. She died before he found her under the bed of her room.

Miss Ida Yearley, who was a helpless patient, remained in her bed and the covers were not even moved from her lifeless form when firemen found her.

Death probably lurked in the gaseous fumes that were noticed by the nurses last night when all returned at 10 o'clock. They could not trace the odor to its source. It was about 3:30 this morning that an explosion in the cellar, caused, it is believed, by the gas generated by the furnace, shook the frame building.

A moment later flames burst through the thin flooring in the dining room. Before Mrs. D. K. Carter, proprietress of the institution, could reach the stairs leading down from the second floor the flames had crawled up the walls and a few moments later the entire west wing of the asylum was ablaze.

Smoke poured up the stairways and the feeble minded patients were bewildered and ran about aimlessly. Mrs. Naomi Mitchell, nurse in charge of the second floor, and Miss Mae Hooper, in charge of the third floor, aroused by the explosion, opened the doors of every room occupied by patients and then began hustling their charges down the stairs.

Mrs. Mitchell dragged Miss Elsie Hollies, in whose room she slept, out of the building and then went back and got Mrs. James P. Reese. She did not give Mrs. Reese time to refuse, but carried her to the main floor and out on the porch.

By this time the Govans and Roland Park fire companies arrived and the firemen placed ladders against the structure and, led by Capt. Samuel Bell and Capt. Wilbert Sindall, started to carry the other patients to safety.

Mrs. D. K. Carter, prostrated by the confusion, had to be carried to the house of a neighbor, and Miss Hooper stood on the lawn and wept.

Mrs. Mitchell, after rescuing Mrs. Reese, went back and directed the firemen, meantime wrapping a man's coat about her kimono. She procured

a pair of man's shoes and these protected her feet from the scorching hot flooring.

Mrs. William P. Hepperer, a patient who had been acting nurse for some time, was also busy aiding the firemen. She and Mrs. Mitchell counted heads and discovered that Mrs. Strauss, an aged woman, and Miss Yearley were missing.

Captain Sindall went to the third floor three times before he found Miss Yearley in her bed with her clothes wrapped about her head. She had not moved. By this time the plaster and rafters were tumbling all about and the roof began to cave in places.

Miss Yearley was lifted through a window after the wire screen had been cut away, but she was dead when they reached her.

Mrs. Strauss was not in her room and for more than half an hour the firemen groped along the floor in every compartment.

At last she was found huddled on the floor beneath a bed in a spare room in the rear of the ward. Her head rested on her folded arms and she had been dead for more than 15 minutes.

It is believed she lost all sense of direction and finding her way to the stairs blocked by flames retreated to her room and laid down to die.

Meanwhile Mrs. William P. Hepperer, a patient, but another heroine of the fire, who had aided Mrs. Mitchell in getting the feeble minded to safety rushed into the building trying to find Mrs. Strauss. She was severely burned about her left side in going back to aid in the search, and did not succeed in reaching her. She was on the second floor at the time and firemen forcibly induced her to leave the building.

So bad were her injuries found to be that she was sent to St. Luke's Hospital, where her condition is said to be serious.

Miss Yearley, according to Dr. Walter Caswell, house physician, was a helpless patient. He said that if placed in a position she would remain so until moved. She had evidently awakened, but would not get out of bed until some one lifted her.

Dr. A. P. Herring, secretary of the Lunacy commission, arrived at the scene about 10 o'clock and said he had already called a meeting of the commission for tomorrow at the Edgewood Sanatorium.

He said a few years ago the commission, co-operating with the then Fire Marshal Ewell, had compelled all of the large insane hospitals to install fire escapes and other protective measures but that the smaller institutions had not been compelled to do so.

It is probable now according to Dr. Herring, that all of the small establishments will be ordered to install the most modern fire protection measures immediately.

## UNKNOWN COUPLE ATTEMPT SUICIDE

SECURE ROOM IN NEW YORK LODGING HOUSE AND TURN GAS ON.

Poorly dressed and penniless, a young man and woman with a mud-stained fox terrier puppy at their heels applied for a night's lodging last night at the rooming house No. 206 West Fifty-third street, kept by Mrs. Katie Haulenbeck. They were given a room despite the fact that they had no baggage.

Fumes of gas filled the upper hallways this morning, and Mrs. Haulenbeck, investigating, entered the room of the couple with a pass key. Crumpled paper and articles of clothing fell away from the inside of the door as she opened it. She found two gas jets turned on full. The man and woman were unconscious, but the little dog had snuggled with his nose at the bottom of the door, and was only dazed. He was frisking gaily today around the West Forty-seventh street police station.

The man and woman were taken to the Flower Hospital and later to the Bellevue prison ward on a charge of attempted suicide. Neither have recovered consciousness and both are thought to be dying. The man is about twenty-

## RACING WILL BE A BIG FEATURE

Thrilling Speed Tests Will Be Seen During The Approaching Fair.

HORSES AND MOTORCYCLES

Last Day Of Fair Will Be Turned Over To The Firemen.

Horse and motorcycle racing will be one of the features of the Eastern Carolina Fair to be held in this city on October 28 to 31 and from far and near, speed kings will come to New Bern to participate in the numerous events which have been planned for the week.

During the past year the people of this section of the State seem to have taken more interest in racing than ever before. On several occasions have races been held at the Fair grounds and these have always been largely attended.

Some conception of the approaching races can be obtained by the knowledge that more than twenty-five fast horses from this and other States will be entered in the contests and fully as many motorcyclists will enter their machines in the speed tests.

The prize money amounts to more than a thousand dollars. This has been so divided that it will be impossible for any two or three horses and motorcyclists to win the whole amount and a large number of the entries will therefore win prizes.

The track has never been in better condition than at present and other improvements will be made before the opening day of the big Fair. The following racing program has been arranged for the week:

Tuesday, October 28.

3:00. Trot or pace, \$100.00.  
2:15. Trot or pace, \$100.00  
2:28. Trot and pace, \$100.00.

Wednesday, October 29.

2:20. Trot and pace, \$100.00.  
2:50. Trot and pace, \$100.00.  
2:30. Trot and pace, \$100.00.  
3-4 mile dash running, \$50.00.

Thursday, October 30.

Free for all pace and trot, \$300.00.  
Purse contributed by Merchants and Farmers.

3:00. Pace and trot, \$200.00.  
3-4 mile dash, running, \$50.00.

MOTORCYCLE RACES.

Friday, October 31.

Hose wagon races by members of the North Carolina State Firemen's Association.

## PROGRAM AT THE ATHENS TODAY

NEW VAUDEVILLE.

Morton Sisters.

A refined singing and dancing sister act.

Special two reel feature picture

"The Ne'er To Return."

Mrs. Otis Skinner wrote this story. A man finds his wife in a dance hall with another man. A shot—and the intruder falls dead by his own hand. The husband gets a life term, escapes and staggers half dead from exposure into the home of the dead adventurer's mother. What did that mother do? Don't miss this great 2 reel special picture by Selig. It will do you good. "The Millionaire And The Goose." Here's a Kalem comedy, as funny as they make 'em.

"The Amateur Burglar."

Another good comedy.

Matinee every day at 3:45. Show at night starts at 7:30.

There will be no service at All Saints Chapel on Pollock street tonight as Rev. Huske is out of the city.

## JULIUS PARKER FREED BY JURY

Last Chapter Of Tragedy Closed At Beaufort Last Night

JURY OUT THREE HOURS

Plea Of Self Defense Was Offered By The Alleged Slayer.

(Special to the Journal.)

Beaufort, Oct. 15.—After being out for three hours the jury in the case of the State vs. Julius Parker in which the defendant was charged with the murder, at the Atlantic Hotel several weeks ago, of Charles Simpson, who was engaged as special policeman at that hostelry, tonight returned a verdict acquitting Parker.

This case has attracted much attention in this section. Simpson was killed in one of the corridors of the hotel and occupants of a nearby room rushed out and found Parker standing over him with a smoking revolver in his hand. The wounded man was taken to a hospital at Morehead City for treatment but in a few days succumbed to his wounds and then Parker was placed under heavy bond for his appearance at the October term of Carteret county court.

The case was called Wednesday morning. Representing Parker were Whitehurst and Whitehurst, O. H. Guion and C. R. Wheatley. D. L. Ward and Moore and Dunn assisted solicitor C. L. Abernethy. A large number of witnesses were examined and the arguments were concluded this afternoon at 5 o'clock, and the case was given to the jury. At 8 o'clock they returned with a verdict of not guilty.

## FLORIDA MAY BAR THE JAPANESE

CONGRESSMAN FRANK CLARK WANTS ANTI-ALIEN LAND LAW PATTERNED AFTER CAL.

Washington, Oct. 15.—Representative Frank Clark, of Florida, addressed a letter today to Gov. Park Trammell, urging him to call a special session of the Florida Legislature to enact a law that would prohibit Japanese and "people of like races" from owning land within that State. Mr. Clark said he was actuated by reports that Japanese had been acquiring property in his State.

"Japan is looking for more territory," he wrote the Governor. "It is her purpose to colonize a large part of Mexico and it is also her purpose to locate within the borders of continental United States as many thousands and hundreds of thousands of Japanese as we will permit, her ultimate purpose being war with this country."

Mr. Clark said that the only way to check the influx of Japanese to that State would be to enact an alien land law like California's.

Mr. Clark said: "The State of California, where quite a large number of Japanese are already located, has but recently enacted legislation prohibiting Japanese people from becoming land-owners in that Commonwealth. The Californians are acquainted with the Japanese and know them just as well as we know the negroes. The Jap may be, and undoubtedly is, more intelligent than the negro, but you know and I know that the Florida white man will no more affiliate and assimilate with the Japanese than he will with the negro."

The music club will meet this afternoon at 4 o'clock in Griffin auditorium. All members are earnestly requested to be present as business of importance will be transacted.

### THE EASTERN CAROLINA FAIR

NEW BERN

OCTOBER 28, 29, 30 AND 31 1913.

RACING GREAT FREE ATTRACTIONS - FINE EXHIBITS.

LARGEST FAIR IN EASTERN NORTH CAROLINA

SPECIAL RATES ON ALL RAILROADS

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