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## FIRST LEGISLATURE WILL BE A REPUBLICAN ONE BY TWO THIRDS MAJORITY

Election of Two Republican Senators is Assured As Enough Returns Are in to Make the Result Definitely Known; Most of State Ticket is Still in Doubt and Majorities of Democrats Are Simply Guess Work As Yet; Latest Advices Give McDonald About 2,000 Over Bursum; It May Take Official Count to Determine Outcome.

(By Evening Herald A. P. Leonard Wire) Santa Fe, N. M., Nov. 10.—Today's developments make certain that the Republicans will control the legislature absolutely and the state senate by a two-thirds majority.

The Democrats and Progressives together have only one-third of the state senate and only twenty votes out of forty-eight in the house. Several contests are already spoken of which the legislature, being judge of its own members, will decide, and which may also give the house to the Republicans by two-thirds majority. But aside from that, the election of two regulars from among the incumbents to the United States senate

is assured. The returns also show today that the Democratic candidate for lieutenant governor, E. C. de Baca, received a slight majority, while the majority for W. C. McDonald, Democratic candidate for governor, according to latest advices, is 2,000. The rest of the state ticket is in doubt and it may take the official count on November 27 to decide some of the closer contests, as election judges in a number of precincts erroneously enclosed all of the poll books and return tally sheets either in the sealed ballot boxes or sent them sealed to the territorial secretary. Only one county, Mora, has thus far sent in complete returns.

## JURY IS SECURED IN INSLEY CASE AND TRIAL IS UNDER WAY

Man Charged With Killing His Brother-in-law Appears Nervous and Worn as He Sits by His Attorneys.

## PANEL COMPLETED THIS AFTERNOON

After holding a session of several hours late yesterday afternoon, holding a night session last night, and a session all morning and several hours this afternoon, a jury was completed today in the district court to try Thomas Insley on the charge of the murder of his brother-in-law, William Higgins. Insley is charged with shooting his brother on the seventh of last March. The twelfth man, to secure whom a special venire was drawn, is Jose Rata.

Insley today sat at one end of the table provided for counsel and conferred with one or the other of his attorneys at every stage of the proceedings. He appeared nervous and care-worn.

Across from him on the bench usually occupied by the defendant, was the father of the dead man, John A. Higgins. Higgins appears to take a keen interest in the court proceedings, but does not seem nervous.

The prosecution is being conducted by District Attorney George S. Kitch, assisted by M. J. McGuinness and Mr. Robertson, while Miller and Craig and E. L. Medler appear for the defendant.

## SANTA FE MAY HAVE NEW DEPARTMENT OF PASSES

Officials Plan Appointment of Officer to Investigate All Claims of Employees for Transportation.

It is stated by a prominent official of the Santa Fe that that road will probably in the very near future appoint an official to be known as the "superintendent of passes," who will have charge of a new department of railway economy. Indirectly this move has been made necessary by the requirements of the interstate commerce commission. The difficulty which that commission has had in inquiring into cases where passes have been issued on all of the railroads has led to the consideration by railway executives of a means of getting the pass business down to a system.

At present an employe is allowed a pass for himself or member of his family and can usually get it with little trouble. He asks his foreman or the superintendent over his particular department, and after some delay the pass is issued. If the new department is created he will have to send in his claims to the superintendent of passes. Then that official will have the claim investigated and a report made back to his office before the transportation will be issued.

It is thought that such a system would in the long run make it easier for the employe, because he would know just where to ask for his pass, and applications from people who are not entitled to transportation would be less frequent. The road would have the advantage of keeping systematic account of all matters pertaining to passes and the cases in which they are granted. As all the lines in the country are considering this move at the present time, the "pass superintendent" may become a very widely known and influential railway official.

## ARIZONA FAIR ATTRACTS BIG CROWDS TO PHOENIX

Phoenix, Ariz., Nov. 10.—Auto and harness races are proving the big features of the Arizona state fair which is on at Phoenix for the present week. The attendance at the fair grounds is close to six thousand a day. An exhibit of livestock and products, considered by many the best exhibit ever brought together in the state, is attracting wide attention. Visitors are in the city from points ranging from California to Texas, and besides the fair excitement there is a good deal of political stir, brought about by the presence in the city of candidates of both parties. Indian day on Wednesday made a hit. Good time was made in the auto endurance contest, the National, Franklin, Bolck and Midland cars finishing respectively in the order named.

## ITALIAN TROOPERS FIND THEIR MEN DECAPITATED ON FIELD

Dispatch to War Office Indicates That Turks and Arabs Are Murdering Prisoners in Cold Blood.

## FIGHTING STILL ON AROUND TRIPOLI

(By Evening Herald A. P. Leonard Wire) Washington, Nov. 10.—A message to the Italian war office at Rome from Tripoli, dated November 5, forwarded to the embassy here, states that on November 7 two Italian regiments made reconnoissances on the oriental frontier and found among the Arab dead and wounded the bodies of some Turks. On November 8 the battery at Fort Sidi Mesry broke forth and put to flight large groups of Arabs.

"Some battalions of Italians," the cablegram continues, "made a reconnoissance on the eastern side and found two Italians who had been beheaded."

## CAVALRY MAKES A FIERCE ASSAULT

Tripoli, Nov. 10.—Turkish artillery and Arab horse made several attacks on the Italian lines yesterday. The Italians fought their way to the trenches of the enemy, who temporarily retired but again attacked on the Italian sector returning to their base. At night the Turks withdrew, and the Italians sustained some casualties and the Arabs and Turks many.

## AGED RANCHER IS GOOD WALKER

Abraham Weiller of San Bernardino Starts Soon Upon Long Trip Across Deserts and Mountains.

(By Evening Herald A. P. Leonard Wire) San Bernardino, Cal., Nov. 10.—Declaring he wanted once more to traverse the desert plains that he crossed as a young man in 1849, Abraham Weiller, aged 82, a prosperous rancher of this valley declared today he would start next Sunday to walk to Salt Lake and St. Louis. He will retrace the same trail he took when he came to California.

Mr. Weiller was a gold prospector and stage coach driver in Arizona in the days before the advent of steam cars. He will visit relatives and friends in St. Louis.

## LIVESTOCK SHOW WILL BE BIG

National Event Will Be Held at Chicago and There Will Be a Large Number of Foreign Exhibits.

(By Evening Herald A. P. Leonard Wire) Chicago, Nov. 10.—Directors of the International Livestock exposition announced last night that the annual show would be held in the exposition building at the Union stockyards, beginning December 1 and continuing until December 9. Instructions have been given to prepare the buildings for the reception of the largest number of live stock exhibits recorded. It is announced that entries have been received from the principal agricultural districts of the United States and from well known breeding farms of Mexico and Canada. There will also be exhibited among the non-nationals a liberal number of prize animals from Europe.

## YOUNG REYES FLEES

(By Evening Herald A. P. Leonard Wire) Galveston, Texas, Nov. 10.—Rudolfo Reyes, son of General Reyes, and candidate for governor of the state of Jalisco, Mexico, arrived here today with two other self-styled political exiles on route to San Antonio to confer with General Reyes regarding the Mexican situation.

## MEN NEAR DEATH IN WELL

Bakersfield, Nov. 10.—Because of the extreme speed with which water flowed into a well struck in the desert near Dry Salt Lake, on the C. A. Krohn place one day last week, workmen came dangerously near death. The water came up to the necks of the two men who were at work on the well before help came, when they were able to get out.

At a depth of 15 feet a shell was penetrated and the water rushed in on the men at work in the hole. Standing alone on the desert, the well is a remarkable one.

## DIRECT ELECTION FOR PRESIDENT IS URGED BY HOUSER

Head of Progressive Movement in Nation Sends Direct Appeal to All Republican Chairmen of States.

## POPULAR BALLOT DEMANDED NOW

Friends of La Follette Are Ready to Submit His Name to the Electorate of the Nation at Any Time.

(By Evening Herald A. P. Leonard Wire) Washington, D. C., Nov. 10.—Walter L. Houser, chairman of the progressive Republican campaign committee, has appealed through a circular letter to the chairman of every Republican state committee in the United States, urging that steps be taken to insure a Republican presidential primary in each state by law, in the five states where it is provided for by statute, and in other states by direction of the campaign committee.

In his letter Chairman Houser calls attention to the resolution adopted at a conference of progressive Republicans in Chicago last month, favoring state primaries for candidates for president and vice president and urging state committees to provide that the people be given the right to express their choice for president before the national convention.

"The demand for popular selection of candidates for office," says Chairman Houser, "both state and national, has become general. It is obvious that no nominee selected despite the wishes of the rank and file of the Republican party can inspire the confidence or command the united and enthusiastic support which will be so necessary to Republican success in 1912."

Mr. Houser stated in the letter, which was mailed also to the governor, lieutenant governor and speaker of the lower house of each state, that the friends of Senator La Follette are ready to submit his name for nomination to a direct vote of the rank and file of the party.

## LA FOLLETTE BOOM HITS COLORADO

Denver, Colo., Nov. 10.—In accordance with resolutions adopted at the recent meeting of the National Progressive Republican League at Chicago, progressive Republicans of Colorado have completed a permanent organization, endorsed United States Senator Robert La Follette of Wisconsin for the Republican presidential nomination and passed resolutions calling for state wide primaries for the expression of presidential choice.

The organization declared for a presidential primary law and endorsed the recall for all elective offices.

Phoenix, Ariz., Nov. 10.—Arizona Republicans entertain strong hopes of sweeping the state in the first elections and are organizing for a vigorous, united campaign in all counties. The state central committee, under the chairmanship of J. Lorenz Hubbell of Apache county, has elected J. P. Hayes of Maricopa as secretary, and J. M. Ormsby of Pima as treasurer. These officers were recommended to the state committee by the senatorial and state candidates.

S. S. Plummer of Tucson was first elected treasurer, but as it was found he was not a member of the central committee, he was ineligible under the primary law. In accepting the treasurership Mr. Ormsby stated that he would resign at any time should Mr. Plummer become eligible by election to fill the vacancy.

The election of J. P. Hayes in recognition of the progressive Republicans of Maricopa and also shows the candidates regard Maricopa as the battle ground. Mr. Hayes is a progressive republican, and is chairman of the Maricopa county central committee. State headquarters will be immediately opened in Phoenix.

The Arizona state Republican executive committee is composed of the following membership:

Apache county, Adribrodo Candelaria; Cochise, Parker Woodman; Coconino, Fred Smith; Gila, Thomas A. Pascoe; Graham, E. W. Clayton; Greenlee, H. A. Fazz; Maricopa, R. S. Fisher; Mohave, J. J. Redick; Navajo, Robert Smith; Pima, Allan H. Jones; Pinal, F. E. McCarty; Santa Cruz, Allen T. Bird; Yavapai, R. E. Morrison; Yuma, Dr. Vancelymer.

## STEEL TONNAGE

(By Evening Herald A. P. Leonard Wire) New York, N. Y., Nov. 10.—Unfilled orders on the books of the United States Steel corporation on Oct. 31 were 3,694,325 tons.

## STOCK BROKERS FAIL

(By Evening Herald A. P. Leonard Wire) New York, N. Y., Nov. 10.—Announcement was made on the stock exchange this morning of the failure of the firm of W. L. Stevens and company. The present firm was formed in April, 1910.

## BALL AND WHICHER ARE SUSPENDED

(By Evening Herald A. P. Leonard Wire) New York, N. Y., Nov. 10.—The suspension of the stock exchange firm of Ball and Whicher was announced this afternoon.

## LONG AND SHORT HAUL CLAUSE TO GET PROBE IS PROBABLE

That Is Prospect Since Commerce Court Issued Temporary Injunctions in Pacific Coast Rate Cases.

## QUESTION WILL BE CARRIED INTO COURT

(By Evening Herald A. P. Leonard Wire) Washington, Nov. 10.—A thorough judicial inquiry into the constitutionality of the long and short haul provision of the present interstate commerce act will be the result, it is expected today, of the issuance yesterday by the commerce court of temporary injunctions in the Pacific coast freight rate cases.

The orders of the court were received by the interstate commerce commission with expressions of surprise. In the judgment of the commission the reductions in transcontinental freight rates made by its orders are not only entirely reasonable but conservative. Full recognition, it is pointed out, was given to the effect of ocean competition on the Pacific coast with transcontinental rail rates, but it was maintained by the commission that interstate mountain rates like Spokane, Reno, Salt Lake City and Phoenix, were entitled to more favorable rates on west-bound traffic originating in the east.

The question of the constitutionality of the fourth section of the interstate commerce commission act—the long and short haul provision—is realized by all interests, and will have to be fought out in the court. In their arguments before the commerce court in support of the temporary injunction, attorneys for the transcontinental lines dwelt particularly on that phase of the case.

## TERRIBLE STORY OF LYNCHING IS TOLD AGAIN

The Revolting Details of How Mexican Lad Was Killed at Thorndale, Texas, Brought Out in Court.

(By Evening Herald A. P. Leonard Wire) Cameron, Texas, Nov. 10.—Revolting scenes marking the lynching of Fernando Gomez, a Mexican lad, at Thorndale, Texas, last June, were described in court today by Alfred Wilson, a witness in the trial of W. T. Glore, Jr., charged with participation in the affair.

## STEAMER IS ASHORE ON FIRE ISLAND

French Boat Reports That Wreck Was Sighted But Owning to Dense Fog It Was Impossible to Get Name.

(By Evening Herald A. P. Leonard Wire) New York, Nov. 10.—A steamer was reported ashore between Fire Island and Long Beach by the French steamer *Mercur*, when she arrived off quarantine today. Captain Salsola of the *Mercur* said the stranded vessel had two masts and one funnel, but that it was too foggy to distinguish her name. She was high in the bow and stern and lower masts, apparently broken.

## BRITISH STEAMER MAY BE LOST

London, Nov. 10.—The British steamer *Fair Port*, carrying a crew of thirty, is believed to have foundered in a gale near Dogger Bank, in the North sea.

## CENTPEDE IN HER EAR

Woman Pines Whiskey on R. and Drunken Insect Tumbles Out. San Bernardino, Nov. 10.—While asleep in her home on the desert, Mrs. Jack Reynolds was suddenly awakened by a tickling sensation in her ear. She felt something about and tried to rake it out with her fingers and other implements and failing, in despair decided to draw the intruder with whiskey.

Soon after she poured the whiskey into her ear, a centipede an inch long crawled out and fell to the floor. The woman nearly fainted at the sight, but has completely recovered and is suffering no ill effects from her strange experience.

## INNOCENT CHINESE MURDERED BY DESPERATE MANCHU SOLDIERS IN A RAID

Men, Women and Children Killed Relentlessly by Blood Maddened Troops When Order for Massacre Is Given; Even Sick and Aged Are Not Spared; Those Without Queues Shown No Mercy; Foreigners Were Not Molested, but Their Protest Against Wanton Slaughter Were Received With Laughter by Even the Officers in Charge.

(By Evening Herald A. P. Leonard Wire) Nanking, Nov. 10.—Historic Nanking this evening lies in the shadows of the Manchu hordes. The sun set upon a scene of fire, rapine, desolation and butchery unrivaled in modern history.

Tonight 12,000 Manchu and Imperial old style soldiers hold Purple Hill, where they are entrenched, while from beneath their stronghold they are driving before them hordes of Chinese out of the city.

Innocent Chinese, leaving everything behind them, are fleeing, terror-stricken and destitute, to the shelter in the fields at the rear of the reform forces. The latter, numbering between 20,000 and 30,000, are impatient to check the slaughter or avenge the slain because of their lack of ammunition.

The last rebels made a demonstration, but did little shooting. There were few fatalities.

The main body of the reformers remained in camp three miles distant from the city, awaiting the arrival of ammunition. Reinforcements are coming from every direction. They are raw and ragged recruits but are determined and the final battle promises to be desperate.

Foreigners are being treated with the utmost consideration. When the gates were opened toward the people thronged toward the country, each carrying his belongings and driven by the imperialists. Soon afterwards the carnage began.

Since the night of Nov. 8 when the first attack was made by the revolutionists, the tartar general has endeavored to terrorize the inhabitants by wholesale executions. Those whose queues had been cut off were beheaded, but today, when the order for a general slaughter was given, the whole native city was invaded by the Manchu soldiers, who massacred men, women and children. Even the aged and women with babies in arms were shown no mercy. Thousands of Chinese poured from the gates. Until noon today it was estimated that fully 10,000 persons had escaped. Before midnight 20,000 more, representing every class, the merchant, the gentry and coolies, had got away.

Meanwhile the Manchus scoured the narrow streets of the city and the houses of wealthy merchants were ransacked. Any useless victim was beheaded immediately.

The correspondents of the Associated Press saw several women executed and their children stabbed and trampled under foot. The order appeared to be that any one wearing anything white which suggested the white badge worn by the reformers must be killed forthwith.

A white pocket or handkerchief marked the possession of a dead Chinese as a sign of mourning, were a signal for the execution for the wearer.

The horror of the massacre cannot be described. An attempt tonight to estimate the number of innocent prisoners and non-combatants slain would be futile.

A Chinese wearing foreign clothing immediately became a victim of his advanced sense, but foreigners were not molested. Their protest against the massacres, however, were disregarded and even laughed at.

The correspondents of the Associated Press watched throughout the day within the outer walls of the city, eight miles from the telegraph station with which they communicated and to which they were permitted access through the courtesy of the railway officials.

Fires sprang up everywhere and a large section of the city was burned tonight. The Manchus driven to bay and sluffed with blood, having despoiled the goods of 200,000 inhabitants, watch the flaming city from his height of Purple mountain and await the morrow.

## MINISTER FLEES FROM HIS HOME

Tokio, Nov. 10.—Wang Hsia, the Chinese minister to Japan, has left his official residence here for parts unknown, in order to avoid a meeting with the three hundred young Chinese students who are in educational institutions here at government expense.

The students have been left without funds owing to the cessation of remittances from Peking. Yesterday the students began looking for Minister Wang. When they found that he had departed they took possession of the location.

## PURPLE HILL IS HARD PRESSED

San Francisco, Cal., Nov. 10.—A dispatch from Shanghai received by the Chinese Free Press here today says the revolutionary forces have invaded all the suburbs of Nanking and are pressing hard on Purple Hill, where the imperial troops are entrenched.

The besieging army is expecting large reinforcements, says the message, two brigades having been recruited at Fu Chow, Hang Chow and Shanghai.

Another cablegram from Hong Kong says the revolutionists are assembling troops which they are preparing to rush to Nanking and Wu Chang.

Chang Pao-tsun, formerly a general of the imperial army, having lately joined the rebels, has been appointed commander in chief of the revolutionary army in the province of Canton.

## MRS. QUINN FACES PROMPT TRIAL

She Is Held to the Grand Jury After Coroner Had Completed Investigation and Is Now in County Jail.

(By Evening Herald A. P. Leonard Wire) Chicago, Ill., Nov. 10.—Mrs. Jane Quinn, whose husband was found shot to death in bed last week, today was held to the grand jury to answer a charge of murder by the coroner's jury. She was taken to the county jail.

Prepared to present additional evidence against Mrs. Jane Taylor Quinn, held on the charge of being responsible for the death of her third husband, John Quinn, the police arranged for the appearance of several additional witnesses when the inquest over the body of Quinn is resumed this afternoon. Attorney Elmer Kirby of Jackson, Michigan, who defended Mrs. Quinn when she was 32, Thorne, and was suspected of the murder of her second husband, Warren Thorne at Jackson, will defend the accused woman.

## LAWYERS ROW IN M'NAMARA CASE

Era of Good Feeling Between Opposing Counsel Is Interrupted by Clash of Words Between Attorneys.

(By Evening Herald A. P. Leonard Wire) Los Angeles, Cal., Nov. 10.—After about three days of life, the "era of good feeling" in the McNamara murder trial proved too much of a strain for opposing counsel and ended abruptly today with Attorney Clarence S. Darrow for the defense accusing District Attorney Joan D. Fredericks of unfairness and Fredericks suggesting that they could settle this question outside the court room.

The collision seemed not to impede the progress of the trial and A. G. Grilling, a retired harness maker, who said the Times once had "swindled" him with a subscription defalcation, was accepted as a cause by both sides.

J. M. Plank, a retired farmer, who said he believed the Times was dynamited, was under examination when court recessed at noon.

## POSTPONE STRIKE

(By Evening Herald A. P. Leonard Wire) Chicago, Nov. 10.—Action on the threatened strike of shop employes on the Rock Island railroad system was postponed today despite the practical breaking off of negotiations between company officials and the so-called federated committee.

The latter decided to let the strike situation mark time until the annual convention of the American Federation of Labor, which opens in Atlanta next week.