

LEASED WIRE International News Service (Hearst Syndicate) Exclusive News Report and Cable Features of the NEW YORK SUN.

EL PASO, TEXAS, Sunday, October 12, 1913—40 Pages FIVE SECTIONS TODAY.

FORFEIT TO BE FORFEIT IS UNABLE TO BE FORFEIT CASE COMES TO EL PASO FOR TRIAL

DEFENDANT BEGS COURT NOT TO BRING HER BACK HERE; ANYWHERE ELSE FIRST.

Defendant begs court not to bring her back here; anywhere else first.

CASE HAS COST TEXAS \$15,000

Woman may now face trial on charge of lunacy—Cool as she faces jury.

(By Staff Correspondent.) VAN HORN, Texas, Oct. 11.—Mrs. Agnes Ormer must face another jury—either on the charge of murder or lunacy—after having stood five trials for her life in the state courts of Texas.

The jury which heard the evidence in her case here this week, was discharged last evening by Judge Dan M. Jackson, after the members had unanimously declared their inability to reach a verdict, and, although the famous case in which the former El Paso nurse is charged with the murder of her daughter, Lillie, has already cost the state \$15,000, it is not yet ended. Mrs. Ormer will be removed to El Paso and either tried on a lunacy charge or perhaps transferred to San Antonio to face for the sixth time the charge of murder.

Besides the cost to the state for the trials that have been conducted, the witnesses have been forced to spend several thousand dollars. The state allows witnesses in felony cases \$1 a day, but the complaint is made that this amount is not sufficient, as it costs from \$2.50 to \$3 a day to secure accommodations. The extra amount must be paid by the witnesses themselves.

It was 6 p. m. Saturday when Judge Jackson ordered the defendant, Agnes Ormer, into court. The sheriff immediately went to the jail and notified the defendant that the court desired her presence. She asked no questions, and in a few moments she stepped into the little courtroom of the Culberson county courthouse, where for the past week her hopes had been high that soon she would walk out a free woman, among the wild flowers which she could see from her cell.

Defendant is Cool. She was dry eyed, cool and calm. For the fifth time she was to stand at the bar of justice and watch a jury slowly file in and announce the result of its deliberations. Only once in the previous four times had she heard the word "guilty" fall from the lips of the court clerk. That occasion was in El Paso on her first trial, at which time, when the verdict of guilty was read, she cried out and swooned. But this time she had faced a jury of 12 men composed of plainmen, of men whose lives on the prairie of west Texas had equipped them with unbounded chivalry for womanhood. Perhaps her sex had overcome the effect of the damaging case against her.

As the jury was brought in and seated, Mrs. Ormer gazed out of the window and into the west, where the sun was slowly sinking behind the Diablo mountains. She looked not at the jury. Judge Jackson asked the usual formal question, "Gentlemen of the jury, have you arrived at a verdict?" and the foreman answered: "We have not." He then reported that the first ballot stood six to six, and, after some changes they had reached a vote of eight to four, and that there was no possibility of their reaching a verdict.

Not Possible To Agree. The court then asked if any juror thought there was any possibility of a verdict, and each was positive there was no chance. The jury was then discharged, and another mistrial was written.

(Continued on next page.)

MAPIMI WITH IT FOOD; AMERICANS MAY STARVE

FOODSTUFFS have been completely exhausted in Mapimi, Durango and the few remaining American and other foreigners will starve unless food is sent to the border adjoining camps, the American refugees who arrived at the border Saturday say. The entire food supply has been consumed or carried away by the rebels and there was not a pound of flour, no coffee, no sugar, few, if any beans and no potatoes left in the mining camp.

F. C. Hamilton, chemist at the Mapa mines of the Penoles company, arrived Saturday evening from Marfa. He came to the border with the refugees from that camp. His family lives in El Paso, having come here several months ago with a crowd of refugees. Mr. Hamilton is from Denver, Colo., where he was connected with the national guard, but he has been in Mexico several years.

CHARGES AGAINST ATTORNEY FOR MRS. ORNER SENSATION IN LEGAL CIRCLES.

OWEN HER ATTORNEY FOR FIVE TRIALS

Charges against attorney for Mrs. Orner sensation in legal circles.

NEW OBSERVATION CAR WILL BE USED

ADGENS and souvenirs for El Paso's "Busy Business Boosters" trade excursion have arrived at the chambers of commerce, and are very nice things. The souvenirs secretary A. W. Reeves is planning to keep in the city by arranging on the B. B. B.'s when the train conductor calls out "All aboard." Letters are coming in from all the towns on the itinerary of the trade trippers, telling of the plans to welcome the boosters. As successful as the excursion of last year was, indications are that this year's excursion will far surpass it, both in pleasure and profit. El Paso boosters will be with them on the trip, Geo. Snow, of Las Cruces, and Fred W. Freeman, of Denver, former manager of the Texas company in El Paso.

The club observation car, which will be used by the boosters, has just been taken from the shops, after having been thoroughly cleaned. This car will be used on the S. P. limited coast service when the boosters are through with it.

SMOKER BY PHOENIXIANS

Automobile Ride Is Also to Be Given to All Who Wish It—Band to Be Asked to Play in the Plaza.

Phoenix, Ariz., Oct. 11.—A smoker at the Country club, six miles north of the city, will be the principal feature of the entertainment provided for the El Paso trade boosters who are due to arrive here on their special train at 4 p. m., October 20.

At the station will be most of the citizens of Phoenix. All members of the board of trade have been designated as a reception committee. Scores of them will have their automobiles. Until 7:30 that evening the visitors will be taken around the valley in machines or allowed to amuse themselves just as they please. There will be machines for those who wish to travel around and see the sights, but there will be no general sightseeing tour. The Fort Bliss band will be asked to play an hour on the principal business streets.

At 7:30 a few dozen auto will be at the hotel Adams to take the visitors to the Country club. The joy will be unconfined till a late hour. The special will leave Phoenix at 9 o'clock the next morning.

Kaiser Is Mixed in a Theater Scandal; Offending Paper Sued

Berlin, Germany, Oct. 11.—A charge of criminal libel has been brought against Walter Steinhilber, publisher of the German Monday Gazette. Steinhilber is charged with grossly libelling Count Von Huelssen, general attendant at royal operas and royal theaters.

Find Pineapple More Than Twenty Million Years Old in Kansas

Lawrence, Kans., Oct. 11.—A pineapple, estimated by scientists to be 24 million years old, was unearthed today in Scott county, Kansas.

WIRELESS CRY OF VOLTURNO BRINGS AID

TEN VESSELS RUSH TO STRICKEN VESSEL, BUT STORM PREVENTS RESCUE OF ALL.

MANY DROWN WHEN LIFEBOATS GO DOWN

Statistics of the Volturmo Disaster

Total number of persons on board, 657. First cabin passengers, 24. Steerage passengers, 540. Crew, 93. Rescued by ten liners, 521. Missing, 136. The vessels carrying survivors are due approximately as follows: Kroonland at New York Oct. 16. Rappahannock at St. John Oct. 16. Carmania at Liverpool Oct. 12. LaTouraine at Havre Oct. 12. Minneapolis at London Oct. 13. Csar at Rotterdam Oct. 14. Narragansett, freighter, at London Oct. 17. Devonian at Liverpool Oct. 14. Grosser Kurfurst at Bremen Oct. 15. Seydlitz, freighter, destination uncertain.

The first call of the Volturmo was: "We are on fire and have to abandon ship. Can hold on for a while. S. O. S." The S. O. S. call was heard by the Carmania, 78 miles away and by other ships within the zone, and answered. It was sent out about 8 o'clock Thursday morning. The Carmania made 20 miles through the storm and was there at noon.

Seven other ships—LaTouraine, Minneapolis, Rappahannock, Devonian, Csar, Narragansett, and Kroonland, reached her by night time. The passengers were taken off and more than 500 lives saved on Friday. It was possible only through the use of wireless.

Revising All Laws of Catholic Church; They Fill Big Room

ROME, Italy, Oct. 11.—Pope Pius XI will sign a document next year which will be not only the most important to which he has affixed his signature during his pontificate, but one which is looked on as the most important in the history of the Catholic church and one of the greatest reforms attempted by any pope, namely: the codification of the canon law decreed by Pope Pius in 1904 and now practically completed.

The work which has taken more than nine years, was in the hands of two commissions, one consisting of cardinals and others being made up of consultants assisted by canonists of leading universities and seminaries throughout the world.

These commissions carefully prepared four volumes containing text of the law and revised the system while editing them. An idea of the importance of the work may be gathered from the fact that the canon law at present consists of written and traditional legislation of the church since the days of the apostles. The documents extending over practically 19 centuries.

Biggest Store Ad Today

The full page advertisement of the Callahan Department Store, on the last page of this section, has the honor of being the largest in today's paper.

Geo. H. Allen, Deaf and Dumb Newspaper Man, Dies

Phoenix, Ariz., Oct. 11.—After a lingering illness, George H. Allen, secretary of the Arizona sheep sanitary commission, and one of the most remarkable newspapermen in the country, died at his home in Phoenix.

Small Boy With Magnifying Glass Sets Fire to Auning

A small boy, a magnifying glass, and a ray of sunlight, started a little blaze on the awning of the Elite confectionery store, on the Texas street side, Saturday afternoon. Although the smoke was going skyward like the smoke from an Indian's signal fire, it was not noticed for some time. An employee of the confectionery extinguished it.

Government to Aid Farmer on a Gigantic Scale

MEXICO CITY IS OMINOUSLY QUIET AFTER THE COUP OF PROVISIONAL PRESIDENT.

CLAIM PLOT MADE TO GET RID OF PRESIDENT

MEXICO CITY, Oct. 11.—Provisional president Victoriano Huerta is absolute dictator of Mexico. His action on dissolving the chamber of deputies and arresting all deputies except those allied with the Catholic party has given him the sole power of government of the republic. Mexico City had recovered from the shock of Huerta's latest coup and tonight a calm settled over the city. By many it is felt to be the calm before the storm, but what the exact storm would be no person here dares prophesy tonight.

What will Felix Diaz Do? The leading question tonight is: "What will Felix Diaz do when he arrives at Vera Cruz and is informed of the conditions?"

By imprisoning all but the Catholic deputies Huerta has clearly indicated that he will support the candidacy of Gamboa at the presidential election October 24. In the meantime Diaz is holding Mexican shores and has announced he will be a candidate for president.

The support of Huerta, who controls the government and presidential machinery of practically every state except Chihuahua, and who has succeeded, Gamboa's election is assured.

Fears Gamboa's Popularity. The privately expressed opinion of a prominent Mexican politician was that Huerta seized upon this opportunity to dissolve the chamber of deputies as a means of throwing the majority of the political power into his own hands, thus enabling him to elect Gamboa by an overwhelming majority.

It is believed that such an election would indicate that the larger portion of the republic has been pacified and allowed to freely express itself at the polls. As there will not be sufficient time to hold elections to elect new deputies before October 26, there will be no chamber of deputies in the state, the election of Huerta will have any plans the administration might have.

SCHOOL GIRL ENDS LIFE; TELLS FRIENDS TO FORGET

Monticello, Ark., Oct. 11.—Fred Dekor, Kansas City aviator, fell 200 feet with his biplane at the Southeastern, Ark., fair today and escaped practically unhurt. His machine was demolished. Five thousand persons saw the machine fall about as a wounded bird and then fall with terrific force.

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RECLAMATION WORK INCLUDES RECLAMATION OF SWAMP LANDS AS WELL AS THAT OF ARID LANDS.

BETTER THAN THE GREAT PANAMA CANAL

ONE CONGRESSMAN BELIEVES IT WOULD BENEFIT COUNTRY EVEN MORE.

(By Ralph M. Whitely.)

WASHINGTON, D. C., Oct. 11.—Secretary of the interior Lane is in dead earnest in his determination to have the government embark in a comprehensive plan for the reclamation of lands in the west and southwest, and it is said today that he will be prepared to submit his plan to congress when it meets in regular session.

The scheme, which at a glance is comparatively insignificant, will add hundreds of thousands of acres to the productive area of the public domain. Already he has the outlines of his scheme in shape and has begun conference with experts with the idea of working out the details.

Mr. Lane has received assurances of support from a large number of congressmen and senators from the west and southwest, including several members of the Texas delegation, who are all keenly interested in the proposition.

Texas is perhaps more vitally interested in Lane's plans than any other state, as she has a far greater area of land which may be made wonderfully productive by irrigation than any state in the union. The plan may be broadened to include in its scope the reclamation of all the arid west, and the vast swamp lands in Texas, Louisiana, Arkansas and east of the Mississippi. If it is, it will receive the support of many national legislators from the states which would be thus benefited.

A southwestern congressman in assuring secretary Lane of his hearty support for the scheme, said: "The investment of \$300,000,000, if that amount is needed, in the reclamation plan would be a better investment than the building of the Panama canal."

"As a matter of fact, whatever amount is expended in addition to the arable land of the country would be merely a temporary investment, for it would be paid back into the treasury in the sale of the land, thus given value," he said, "while the whole country would benefit in the increased production, the widening of opportunity and the growth of thirty prosperous populations."

PLAYS PIANO 36 HOURS WITHOUT STOPPING AND ESTABLISHES A RECORD

London, Eng., Oct. 11.—A wonderful piano playing performance of 36 hours without a single stop, which is believed to be a record, was completed at East Cowes Town Hall by private George Doughty, of the Royal Marine Light Infantry. And he was not arrested.

BIG BRITISH FLEET TO PATROL SEA IN STRIKING DISTANCE FOR U. S. WATERS

LONDON, Eng., Oct. 11.—The completion of the Panama canal is considered likely to be followed by the establishment of a big British naval base at Bermuda and the co-operation of the British and Dominion fleets, based on a plan which is an important variation of the Bermuda scheme discussed some time ago.

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